

REPRESENTATIONS LIST

APPENDIX D

Application No: 050398

Application Date: 17 January 2020

Licence Type: Premises Licence WITH Alcohol

Licence No: N/A

Application Type: New Application

Premises: Knights Farm Shop
Lower Cotley Farm, Fluxton, Devon, EX11 1RJ.

Applicant: L & E Knight
Lower Cotley Farm, Fluxton, OTTERY ST MARY, Devon, EX11 1RJ.

Person making Representation: Hugh Rudham
Higher Cotley Farm, Fluxton, OTTERY ST MARY, Devon, EX11 1RJ.

Representation Accepted: Representation has been accepted

Reason: N/A

Details:

Re Licensing application by Mrs E Knight at Lower Cotley Farm

It is with regret that I have to write this representation regarding the above application.

Mr and Mrs Knight have created many commendable diversifications to build a viable livelihood in the countryside. We know the difficulties we have also travelled that path.

The farm shop is a desirable enterprise and should be given every assistance. If it is deemed beneficial to the owners to sell alcoholic beverages, we have absolutely no problem with that.

As we understand it, any promotional samples do not need a licence, as long as no money exchanges hand.

However, on sales are a very different situation. When and where would these take place? Many of the buildings that could be used, and have been in the past, are within our ear shot. That is less than one hundred yards.

Some years ago, we and our neighbours had to endure a "party barn" phase. This did not cease without some discomfort.

In addition, to add to our apprehension, Mrs Knight is an events organiser.

We do not wish for history to repeat itself.

It is for these reasons that we do object to all ON sales.

To be compatible with the enshrined reasons for objection we wish to quote the following.

1. public nuisance with noise both day and night
2. Public safety-parking of cars and road traffic issues

However, not to be seen as killjoys, we would not object to a short term licence, specifically for family celebrations such as weddings.

We do not gain any pleasure in writing this representation. Our only wish is for a harmonious and cordial life with the world at large.

ADDITIONAL REPRESENTATION RECEIVED 13/02/2020

Thank you for your letter dated February 7, 2020.

We note with interest that the floor plan of the building for the licence application is approximately twice the area that we understood it to be.

We were informed by Mrs Knight, that the farm shop area only, was to be licensed; not the storage and recreational area. This is not necessary for off sales.

Does this raise the spectre of future expansion? Perhaps a licensed café?.

We are also alarmed by the fact that it's only the sale of alcohol that is licensed, but consumption is not.

Does this mean that consumption can take place at any location on the farm?

We have been here before, with lower Cotley farm, and we do not wish to repeat it.

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Our view of the farm shop is unchanged. It should be encouraged, including the OFF sales of alcohol. These sales must be within normal established daytime opening hours, definitely not three evenings a week and on Sunday.

For your information advertised opening hours are:-

Monday- closed
Tuesday- 9:30-1500
Wednesday- 9:30-1700
Thursday- 9:30-1700
Friday- 9:30-1700
Saturday- 9:30-1700
Sunday- Closed

It is for these reasons we wish to reiterate our objection to all ON sales as stated in our previous letter to you.

The reasons being:-

- 1) public nuisance with noise both day and night.
- 2) public safety-car parking and road traffic issues.

Evidence:

Suggestion:

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Premises: Knights Farm Shop
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Person making Representation: G M Longmire
Higher Cotley Farm, Fluxton, OTTERY ST MARY, Devon.

Representation Accepted: Representation has been accepted

Reason: N/A

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Evidence:

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Person making Representation: Devon & Cornwall Constabulary
Devon & Cornwall Police HQ, Middlemoor, Exeter, Devon, EX2 7HQ.

Representation Accepted: Representation has been accepted

Reason: Agreed Position

Details: Team,

With regards to the above application, I have discussed the details with the applicant and as a result of those discussions I would like to submit a representation under the "Protection of Children from Harm" and "Prevention of Crime and disorder" licensing objectives.

I would like the following three conditions to be added to the licence:-

PROTECTION OF CHILDREN FROM HARM

"There will be in place a written age verification policy in relation to the sale or supply of alcohol, which will specify a Challenge 25 proof of age requirement. This means that staff working at the premises must ask individuals who appear to be under 25 years of age, attempting to purchase alcohol, to produce identification. The only acceptable identification documents will be:

- A photo driving licence
- A passport
- An identification card carrying the PASS hologram

Unless such identification is produced the sale of alcohol must be refused."

PREVENTION OF CRIME AND DISORDER

All alcohol consumed on the premises shall be done so only by patrons attending Bona Fide prearranged ticketed events, where the maximum number of tickets available shall be 25.

CCTV

The premises shall install operate and maintain a comprehensive digital colour CCTV system to the satisfaction of the Police and local authority

All public areas of the licensed premises including entry and exit points will be covered, including any outside areas under the control of the premises licence holder.

The system must record clear images permitting the identification of individuals, and in particular enable facial recognition images (a clear head and shoulder image) of every person entering and leaving in any light condition.

The CCTV system will continually record whilst the premises are open for licensable activities and during all times when customers remain on the premises.

All equipment must have a constant and accurate time and date generation.

All recordings will be stored for a minimum period of 14 days with date and time stamping.

Viewable copies of recordings will be provided on request to the Police and local authority officers as soon as is reasonably practicable and in accordance with the Data Protection Act 2018 (or any replacement legislation) a staff member from the premises who is conversant with the operation of the CCTV system, shall be on the premises at all times when the premises are open. This staff member must be able to provide an authorised officer of a responsible authority, copies of recent CCTV images or data with absolute minimum of delay when requested in accordance with the Data Protection Act 2018 (or any replacement legislation).

The CCTV system will be capable of downloading images to a recognisable viewable format.

MYSELF AND THE APPLICANTS HAVE COME TO AN AGREED POSITION IN RELATION TO THIS REPRESENTATION WHICH I AM SURE THEY WILL CONFIRM

Cheers

Mike

Evidence:

Suggestion:
