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LICENSING SUB-COMMITTEE

LOCATION OF HEARING:

**ASSEMBLY ROOM, SUDBURY TOWN HALL,
MARKET PLACE, SUDBURY CO10 1TL**

DATE AND TIME OF HEARING:

TUESDAY, 12 DECEMBER 2023 at 10.00 AM

LICENSING ACT 2003 NOTICE OF HEARING

In accordance with Regulation 6(1) of the Licensing Act 2003 (Hearings) Regulations 2005, the Licensing Authority of Babergh District Council hereby gives notice that a hearing of a Sub-Committee of the Authority's Licensing & Regulatory Committee has been arranged as set out above in order to determine the following application:

Application for the GRANT of a premises licence (section 17)

Application date: 18th October 2023

Applicant: Ballingdon Hall Ltd

Premises: Ballingdon Hall, Ballingdon Hill, Sudbury, Suffolk CO10 7LH

Please ensure that the attached 'Attendance at Hearing Notice' is completed and returned.

Sub-Committee Members

Members

Paul Clover
Leigh Jamieson
John Nunn

Reserve Member

Elisabeth Malvisi

The Council, members of the public and the press may record/film/photograph or broadcast this meeting when the public and the press are not lawfully excluded.

AGENDA

PART 1

MATTERS TO BE CONSIDERED WITH THE PRESS AND PUBLIC PRESENT

Page(s)

- 1 WELCOME - LEGAL ADVISOR TO THE SUB-COMMITTEE
- 2 ELECTION OF CHAIRMAN FOR HEARING
- 3 APOLOGIES FOR ABSENCE

4 **DECLARATION OF INTERESTS BY COUNCILLORS**

5 **BLSC/23/2 LICENSING ACT 2003 - HEARING TO DETERMINE
AN APPLICATION MADE FOR THE GRANT OF A NEW
PREMISES LICENCE - BALLINGDON HALL, BALLINGDON HILL,
SUDBURY CO10 7LH**

5 - 56

Report from the Licensing Team attached.

**APPLICANT – RESPONSIBLE AUTHORITIES – INTERESTED
PARTIES**

Please ensure that you complete and return the attached
'Attendance at Hearing Notice' NO LATER than 5 (five) working
days before the date of the hearing.

A party who wishes to withdraw any representations they have
made should do so as soon as possible.

If you consider that the hearing is not necessary, the Licensing
Authority may dispense with a hearing providing all parties
subject to the hearing agree that a hearing is not necessary. If
you consider this to be the case, then you should give notice to
the authority as soon as possible.

Procedure to be followed at the hearing

The procedure is attached.

6 **EXCLUSION OF THE PUBLIC (WHICH TERM INCLUDES THE
PRESS)**

Sub-Committee deliberations to take place in closed session.

7 **RE-ADMITTANCE OF THE PUBLIC (WHICH TERM INCLUDES
THE PRESS)**

For more information about this meeting, including access arrangements and facilities for
people with disabilities, please contact Committee Services on: 01473 296373 or Email:
Committees@baberghmidsuffolk.gov.uk

Introduction to Public Meetings

Babergh/Mid Suffolk District Councils are committed to Open Government. The proceedings of this meeting are open to the public, apart from any confidential or exempt items which may have to be considered in the absence of the press and public.

Domestic Arrangements:

- Toilets are situated downstairs.
- Cold water is also available outside the room.
- Please switch off all mobile phones or turn them to silent.

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Agenda Item 5

BABERGH DISTRICT COUNCIL

TO: Licensing Sub-Committee	REPORT NUMBER: BLSC/23/2
FROM: Kate Pearsall – Licensing Team Leader	DATE OF MEETING: 12 December 2023
OFFICER: Kay Sanders and Kerry Chandler – Licensing Officers	KEY DECISION REF NO. N/A

LICENSING ACT 2003 – HEARING TO DETERMINE AN APPLICATION MADE FOR THE GRANT OF A NEW PREMISES LICENCE – BALLINGDON HALL, BALLINGDON HILL, SUDBURY, SUFFOLK CO10 7LH

1. Purpose of Report

- 1.1 To report information to the Sub-Committee to enable the determination of an application made for the GRANT of a NEW premises licence by Ballingdon Hall Ltd in relation to the above premises.

2. Recommendations

- 2.1 The Sub-Committee must, having regard to the representations made, take such of the steps below (if any) as it considers appropriate for the promotion of the licensing objectives:

- to GRANT the licence subject to conditions which are consistent with the operating schedule accompanying the application - modified to such extent as the authority considers appropriate for promotion of the licensing objectives - and subject to any mandatory condition(s) which must be included in the licence;
- to EXCLUDE from the scope of the licence any of the licensable activities to which the application relates;
- to REFUSE to specify a person in the licence as premises supervisor; or
- to REJECT the application.

For these purposes conditions of the licence are modified if any of them are altered or omitted or any new condition is added.

That the Sub-Committee determines this application at the hearing.

3. Key Information

- 3.1 The hearing is to determine an application for the GRANT of a NEW premises licence made under section 17 of the Licensing Act 2003. A copy of the application was received on 18 October 2023. This is attached as **Appendix A** to this report.
- 3.2 The application has been submitted by:

Ballingdon Hall Ltd

For the proposed licensed premises:

Ballingdon Hall, Ballingdon Hill, Sudbury, Suffolk CO10 7LH

The designated premises supervisor DPS is:

Matthew Butcher (a personal licence holder with South Cambridgeshire District Council)

- 3.3 Full details of the proposed activity and timings are contained within the application form alongside the steps proposed by the applicant to promote the licensing objectives in the operating schedule (part M) are attached as **Appendix A**.
- 3.4 The plan detailing the areas to be licensed are attached to this report as **Appendix B**.
- 3.5 A hearing is necessary to determine the application following receipt of representations which have not been withdrawn. The Sub-Committee will be aware that its consideration is confined to promotion of the four licensing objectives and the 'need', or commercial demand, for licensed premises are not considerations for the Licensing Authority when discharging its licensing functions (as outlined by the Secretary of State at paragraph 14.19 of the Guidance issued under section 182 of the Licensing Act 2003).
- 3.6 The Licensing Authority must carry out its functions under the Act with a view to promoting the licensing objectives, which are:
 - (a) the prevention of crime and disorder;
 - (b) public safety;
 - (c) the prevention of public nuisance; and
 - (d) the protection of children from harm
- 3.7 In carrying out its licensing functions, the Licensing Authority must have regard to its Statement of Licensing Policy published under section 5 of the Act, and any guidance issued by the Secretary of State under section 182 of the Act.
- 3.8 Where revisions are made to the legislation or guidance issued by the Secretary of State, there may be a period of time when the local Statement of Licensing Policy is inconsistent with these revisions. In these circumstances, the Licensing Authority will have regard, and give appropriate weight, to the relevant changes, guidance, and its own Statement of Licensing Policy.
- 3.9 The Sub-Committee will also be aware of Human Rights Act 1998 considerations - specifically Article 6 and Articles 8 and 1 of Protocol 1 when determining applications for the grant of a new licence.
- 3.10 Members of the Sub-Committee will be aware that the Licensing Act 2003 is not the primary mechanism for the general control of nuisance and anti-social behaviour by individuals once they are away from the licensed premises and therefore beyond the direct control of the individual, club or business holding the licence, certification or authorisation concerned. Nonetheless, the Licensing Act 2003 contributes towards a holistic approach to management of the evening and night-time economy (as outlined by the Secretary of State at paragraph 14.13 of the Guidance issued under section 182 of the Licensing Act 2003 and Babergh District Council's Statement of Licensing Policy at 1.9).

- 3.11 Members of the Sub-Committee will be aware of Statutory the Secretary of State's guidance at paragraph's 14.64 and 14.65, which states that planning and licensing are different regimes, and neither is bound by the others decisions. There are circumstances when as a condition of planning permission; a terminal hour has been set for the use of premises for commercial purposes. Where these hours are different to the licensing hours, the applicant must observe the earlier closing time. Premises operating in breach of their planning permission would be liable to prosecution under planning law.
- 3.12 The Licensing Authority's general approach to considering licensing hours is contained within section 6 of the local Statement of Licensing Policy, and section 7 guides on relevant representations.

4. Representations

- 4.1 The Licensing Authority has received one representation from a Responsible Authority under the Licensing Act 2003 that being the Babergh District Council Environmental Protection Team. This is attached as **Appendix D** to this report.
- 4.2 There have been 28 representations received made by 'other persons' (which includes local residents, businesses and residence association). This is attached as **Appendix C** to this report.

5. Financial/Legal Implications

- 5.1 There is a statutory right of appeal to the magistrates' court for any party aggrieved by the decision taken by the Licensing Authority.

6. Risk Management

- 6.1 None, other than those that inherently apply to the Licensing Authority when carrying out its licensing functions. The four licensing objectives are prevention of crime and disorder, public safety, prevention of public nuisance and protection of children from harm.

7. Consultations

- 7.1 The application made has been subject to the statutory consultation period as prescribed by regulation. The notices advertising the application have been on display at the premises and published in the Suffolk Free Press – 26 October 2023 edition.

8. Equality Analysis

- 8.1 There are no equality impacts arising directly from the matters contained within this report.

9. Appendices

Title	Location
(a) Application for GRANT of NEW premises licence	Attached
(b) Plan detailing the areas to be licensed	Attached
(c) Representations received from 'Other Persons'	Attached
(d) Representation received from 'Responsible Authority'	Attached

10. Background Documents

10.1 The Licensing Act 2003

10.2 Guidance issued under Section 182 of the Licensing Act 2003

10.3 Babergh District Council's Statement of Licensing Policy

Application for a premises licence to be granted under the Licensing Act 2003

PLEASE READ THE FOLLOWING INSTRUCTIONS FIRST

Before completing this form please read the guidance notes at the end of the form. If you are completing this form by hand please write legibly in block capitals. In all cases ensure that your answers are inside the boxes and written in black ink. Use additional sheets if necessary.

You may wish to keep a copy of the completed form for your records.

I/We Ballingdon Hall Ltd

(Insert name(s) of applicant)

apply for a premises licence under section 17 of the Licensing Act 2003 for the premises described in Part 1 below (the premises) and I/we are making this application to you as the relevant licensing authority in accordance with section 12 of the Licensing Act 2003

Part 1 – Premises details

Postal address of premises or, if none, ordnance survey map reference or description Ballingdon Hall Ballingdon Hill			
Post town	Sudbury	Postcode	CO10 7LH

Telephone number at premises (if any)	
Non-domestic rateable value of premises	Not Listed

Part 2 - Applicant details

Please state whether you are applying for a premises licence as **Please tick as appropriate**

- a) an individual or individuals * please complete section (A)
- b) a person other than an individual *
 - i as a limited company/limited liability partnership please complete section (B)
 - ii as a partnership (other than limited liability) please complete section (B)
 - iii as an unincorporated association or please complete section (B)
 - iv other (for example a statutory corporation) please complete section (B)
- c) a recognised club please complete section (B)
- d) a charity please complete section (B)

- e) the proprietor of an educational establishment please complete section (B)
- f) a health service body please complete section (B)
- g) a person who is registered under Part 2 of the Care Standards Act 2000 (c14) in respect of an independent hospital in Wales please complete section (B)
- ga) a person who is registered under Chapter 2 of Part 1 of the Health and Social Care Act 2008 (within the meaning of that Part) in an independent hospital in England please complete section (B)
- h) the chief officer of police of a police force in England and Wales please complete section (B)

* If you are applying as a person described in (a) or (b) please confirm (by ticking yes to one box below):

- I am carrying on or proposing to carry on a business which involves the use of the premises for licensable activities; or
- I am making the application pursuant to a
 - statutory function or
 - a function discharged by virtue of Her Majesty's prerogative

(A) INDIVIDUAL APPLICANTS (fill in as applicable)

Mr <input type="checkbox"/>	Mrs <input type="checkbox"/>	Miss <input type="checkbox"/>	Ms <input type="checkbox"/>	Other Title (for example, Rev)	
Surname			First names		
Date of birth		I am 18 years old or over <input type="checkbox"/> Please tick yes			
Nationality					
Current residential address if different from premises address					
Post town				Postcode	
Daytime contact telephone number					
E-mail address (optional)					
Where applicable (if demonstrating a right to work via the Home Office online right to work checking service), the 9-digit 'share code' provided to the applicant by that service (please see note 15 for information)					

SECOND INDIVIDUAL APPLICANT (if applicable)

Mr <input type="checkbox"/>	Mrs <input type="checkbox"/>	Miss <input type="checkbox"/>	Ms <input type="checkbox"/>	Other Title (for example, Rev)	
Surname			First names		
Date of birth		I am 18 years old or over <input type="checkbox"/> Please tick yes			
Nationality					
Where applicable (if demonstrating a right to work via the Home Office online right to work checking service), the 9-digit 'share code' provided to the applicant by that service: (please see note 15 for information)					
Current residential address if different from premises address					
Post town				Postcode	
Daytime contact telephone number					
E-mail address (optional)					

(B) OTHER APPLICANTS

Please provide name and registered address of applicant in full. Where appropriate please give any registered number. In the case of a partnership or other joint venture (other than a body corporate), please give the name and address of each party concerned.

Name Ballington Hall Ltd
Address Hale House, Unit 5, 296a Green Lanes, Palmers Green, London, England, N13 5TP
Registered number (where applicable) 13436617
Description of applicant (for example, partnership, company, unincorporated association etc.) Private Limited Company

Telephone number (if any)
E-mail address (optional)

Part 3 Operating Schedule

When do you want the premises licence to start? ASAP

If you wish the licence to be valid only for a limited period, when do you want it to end? DD MM YYYY

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Please give a general description of the premises (please read guidance note 1)

Ballington Hall is a beautiful Grade 2 Listed Elizabethan mansion, nestled on a hillside just outside the Suffolk town of Sudbury. We would like to open the hall for events and provide lunches, afternoon teas and a dinner menu. Although the venue may not be open to the public every day of the year, we have applied for the hours below to provide us with flexibility. It is also our hope to offer the sale of alcohol from our on-site shop in the near future. We would also like to welcome guests for overnight stays, as such we would like to provide drinks most likely with meals but also at other times if requested. This may be in the form of a mini bar within the bedroom.

If 5,000 or more people are expected to attend the premises at any one time, please state the number expected to attend.

What licensable activities do you intend to carry on from the premises?

(please see sections 1 and 14 and Schedules 1 and 2 to the Licensing Act 2003)

- | Provision of regulated entertainment (please read guidance note 2) | Please tick all that apply |
|---|-------------------------------------|
| a) plays (if ticking yes, fill in box A) | <input type="checkbox"/> |
| b) films (if ticking yes, fill in box B) | <input type="checkbox"/> |
| c) indoor sporting events (if ticking yes, fill in box C) | <input type="checkbox"/> |
| d) boxing or wrestling entertainment (if ticking yes, fill in box D) | <input type="checkbox"/> |
| e) live music (if ticking yes, fill in box E) | <input checked="" type="checkbox"/> |
| f) recorded music (if ticking yes, fill in box F) | <input checked="" type="checkbox"/> |
| g) performances of dance (if ticking yes, fill in box G) | <input type="checkbox"/> |
| h) anything of a similar description to that falling within (e), (f) or (g) (if ticking yes, fill in box H) | <input type="checkbox"/> |

Provision of late night refreshment (if ticking yes, fill in box I)



Supply of alcohol (if ticking yes, fill in box J)



In all cases complete boxes K, L and M

A

Plays Standard days and timings (please read guidance note 7)			Will the performance of a play take place indoors or outdoors or both – please tick (please read guidance note 3)	Indoors	<input type="checkbox"/>
Day	Start	Finish		Outdoors	<input type="checkbox"/>
Mon			Please give further details here (please read guidance note 4)	Both	<input type="checkbox"/>
Tue			State any seasonal variations for performing plays (please read guidance note 5)		
Wed			Non standard timings. Where you intend to use the premises for the performance of plays at different times to those listed in the column on the left, please list (please read guidance note 6)		
Thur					
Fri					
Sat					
Sun					

B

Films Standard days and timings (please read guidance note 7)			Will the exhibition of films take place indoors or outdoors or both – please tick (please read guidance note 3)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	<u>Please give further details here</u> (please read guidance note 4)		
Mon					
Tue					
			<u>State any seasonal variations for the exhibition of films</u> (please read guidance note 5)		
Wed					
Thur					
			<u>Non standard timings. Where you intend to use the premises for the exhibition of films at different times to those listed in the column on the left, please list</u> (please read guidance note 6)		
Fri					
Sat					
Sun					

C

Indoor sporting events Standard days and timings (please read guidance note 7)			<u>Please give further details</u> (please read guidance note 4)
Day	Start	Finish	
Mon			
Tue			<u>State any seasonal variations for indoor sporting events</u> (please read guidance note 5)
Wed			
Thur			<u>Non standard timings. Where you intend to use the premises for indoor sporting events at different times to those listed in the column on the left, please list</u> (please read guidance note 6)
Fri			
Sat			
Sun			

D

Boxing or wrestling entertainments Standard days and timings (please read guidance note 7)			<u>Will the boxing or wrestling entertainment take place indoors or outdoors or both – please tick</u> (please read guidance note 3)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish			
Mon			<u>Please give further details here</u> (please read guidance note 4)		
Tue					
Wed			<u>State any seasonal variations for boxing or wrestling entertainment</u> (please read guidance note 5)		
Thur					
Fri			<u>Non standard timings. Where you intend to use the premises for boxing or wrestling entertainment at different times to those listed in the column on the left, please list</u> (please read guidance note 6)		
Sat					
Sun					

E

Live music Standard days and timings (please read guidance note 7)			Will the performance of live music take place indoors or outdoors or both – please tick (please read guidance note 3)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input checked="" type="checkbox"/>
Day	Start	Finish	<u>Please give further details here</u> (please read guidance note 4)		
Mon	23:00	01:00			
Tue	23:00	01:00	<u>State any seasonal variations for the performance of live music</u> (please read guidance note 5)		
Wed	23:00	01:00			
Thur	23:00	01:00	<u>Non standard timings. Where you intend to use the premises for the performance of live music at different times to those listed in the column on the left, please list</u> (please read guidance note 6)		
Fri	23:00	01:00			
Sat	23:00	01:00	Bank Holidays, Christmas Eve, Christmas Day, Boxing Day and New Year 23:00 to 3:00		
Sun	23:00	01:00			

F

Recorded music Standard days and timings (please read guidance note 7)			<u>Will the playing of recorded music take place indoors or outdoors or both – please tick</u> (please read guidance note 3)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input checked="" type="checkbox"/>
Day	Start	Finish	<u>Please give further details here</u> (please read guidance note 4)		
Mon	23:00	01:00			
Tue	23:00	01:00	<u>State any seasonal variations for the playing of recorded music</u> (please read guidance note 5)		
Wed	23:00	01:00			
Thur	23:00	01:00	<u>Non standard timings. Where you intend to use the premises for the playing of recorded music at different times to those listed in the column on the left, please list</u> (please read guidance note 6)		
Fri	23:00	01:00			
Sat	23:00	01:00	Bank Holidays, Christmas Eve, Christmas Day, Boxing Day and New Year 23:00 to 3:00		
Sun	23:00	01:00			

G

Performances of dance Standard days and timings (please read guidance note 7)			<u>Will the performance of dance take place indoors or outdoors or both – please tick</u> (please read guidance note 3)		Indoors	<input type="checkbox"/>
					Outdoors	<input type="checkbox"/>
					Both	<input type="checkbox"/>
Day	Start	Finish	<u>Please give further details here</u> (please read guidance note 4)			
Mon						
			<u>State any seasonal variations for the performance of dance</u> (please read guidance note 5)			
Tue						
			<u>Non standard timings. Where you intend to use the premises for the performance of dance at different times to those listed in the column on the left, please list</u> (please read guidance note 6)			
Wed						
Thur						
Fri						
Sat						
Sun						

H

Anything of a similar description to that falling within (e), (f) or (g) Standard days and timings (please read guidance note 7)			Please give a description of the type of entertainment you will be providing		
Day	Start	Finish	<u>Will this entertainment take place indoors or outdoors or both – please tick</u> (please read guidance note 3)	Indoors	<input type="checkbox"/>
Mon				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Tue			<u>Please give further details here</u> (please read guidance note 4)		
Wed					
Thur			<u>State any seasonal variations for entertainment of a similar description to that falling within (e), (f) or (g)</u> (please read guidance note 5)		
Fri					
Sat			<u>Non standard timings. Where you intend to use the premises for the entertainment of a similar description to that falling within (e), (f) or (g) at different times to those listed in the column on the left, please list</u> (please read guidance note 6)		
Sun					

I

Late night refreshment Standard days and timings (please read guidance note 7)			Will the provision of late night refreshment take place indoors or outdoors or both – please tick (please read guidance note 3)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input checked="" type="checkbox"/>
Day	Start	Finish	<u>Please give further details here</u> (please read guidance note 4)		
Mon	23:00	01:00			
Tue	23:00	01:00	<u>State any seasonal variations for the provision of late night refreshment</u> (please read guidance note 5)		
Wed	23:00	01:00			
Thur	23:00	01:00	<u>Non standard timings. Where you intend to use the premises for the provision of late night refreshment at different times, to those listed in the column on the left, please list</u> (please read guidance note 6)		
Fri	23:00	01:00			
Sat	23:00	01:00	Bank Holidays, Christmas Eve, Christmas Day, Boxing Day and New Year 23:00 to 3:00		
Sun	23:00	01:00			

J

Supply of alcohol Standard days and timings (please read guidance note 7)			Will the supply of alcohol be for consumption – please tick (please read guidance note 8)	On the premises	<input type="checkbox"/>			
				Off the premises	<input type="checkbox"/>			
				Both	<input checked="" type="checkbox"/>			
Day	Start	Finish	State any seasonal variations for the supply of alcohol (please read guidance note 5)					
Mon	00:00	24:00						
Tue	00:00	24:00						
Wed	00:00	24:00						
Thur	00:00	24:00				Non standard timings. Where you intend to use the premises for the supply of alcohol at different times to those listed in the column on the left, please list (please read guidance note 6)		
Fri	00:00	24:00						
Sat	00:00	24:00						
Sun	00:00	24:00						

State the name and details of the individual whom you wish to specify on the licence as designated premises supervisor (Please see declaration about the entitlement to work in the checklist at the end of the form):

Name Matthew Butcher	
Address	
Postcode	CB22 6RY
Personal licence number (if known) PA273654	
Issuing licensing authority (if known) South Cambridgeshire District Council	

K

Please highlight any adult entertainment or services, activities, other entertainment or matters ancillary to the use of the premises that may give rise to concern in respect of children (please read guidance note 9).

N/A

L

Hours premises are open to the public Standard days and timings (please read guidance note 7)			State any seasonal variations (please read guidance note 5)
Day	Start	Finish	
Mon	00:00		
		24:00	
Tue	00:00		
		24:00	
Wed	00:00		
		24:00	
Thur	00:00		
		24:00	
Fri	00:00		
		24:00	
Sat	00:00		
		24:00	
Sun	00:00		
		24:00	

Non standard timings. Where you intend the premises to be open to the public at different times from those listed in the column on the left, please list (please read guidance note 6)

M

Describe the steps you intend to take to promote the four licensing objectives:

a) General – all four licensing objectives (b, c, d and e) (please read guidance note 10)

NB: The hours applied for regarding alcohol sales and opening hours are to ensure we can welcome our guests for overnight stays. This is the reason behind our application for 24 hours on both.

All staff shall be suitably trained for their job function for the premises. The training shall be written into a program ongoing and under constant review and shall be made available to a relevant responsible authority when called upon.

Alcohol sales will be predominantly for prebooked invited guests.

b) The prevention of crime and disorder

A CCTV system shall be installed to cover all entry and exit points enabling frontal identification of every person entering in any light condition.

The CCTV system shall continually record and cover areas where alcohol is kept for selection and purchase by the public, whilst the premises is open for licensable activities. It shall operate during all times when customers remain on the premises.

All recordings shall be stored for a minimum period of 31 days with correct date and time stamping and shall be made available immediately upon the request of Police or an authorized officer of the council throughout the preceding 31 day period.

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 to the public.

This staff member must be able to show a Police or authorized council officer recent data or footage with the absolute minimum of delay when requested.

CCTV shall be downloaded on request of the Police or authorized officer of the council.

Appropriate signage advising customers of CCTV being in operation, shall be prominently displayed in the premises.

The premises shall upload a zero-tolerance policy in relation to illegal drugs.

A premises daily register shall be kept at the premises. This register shall be maintained and kept for a rolling period of 12 months.

The register shall record all incidents which may have occurred which are relevant to the supply of alcohol and the promotion of the licensing objectives. Such incidents shall include, but not be limited to, complaints made to the premises alleging nuisance or anti-social behavior by persons attending or leaving the premises and all refusals to sell alcohol.

The register shall be readily available for inspection by an authorized person upon reasonable request.

Super-strength lagers, beers and/or ciders, ie those with an ABV of 6.5% or higher, shall not be sold at the premises.

c) Public safety

All exit routes and public areas shall be kept unobstructed, shall have non-slippery and even surfaces, shall be free of trip hazards and shall be clearly signed.

The premises licence holder shall ensure that a suitable fire risk assessment and emergency plan is in place at all times.

Regular checks and maintenance shall be carried out on all equipment, electrical installations, emergency lighting and fire alarms and equipment to ensure their continued safe operation. A written record of these checks shall be kept and made available to an authorized officer of the licensing authority.

Empty glasses and bottles shall be removed from public areas quickly and efficiently.

An adequate and appropriate supply of first aid equipment and materials shall be available on the premises.

d) The prevention of public nuisance

NB: Due to the nature of this premises and its location we anticipate that the operation will have little to no impact upon our neighbours. The venue has a private onsite car park where all taxi pickups and guest parking will take place.

All outside events shall be risk assessed for the potential public nuisance from noise and the assessed noise management plans shall be implemented when required.

Disposal of Waste bottles into external receptacles where the noise shall be audible to neighbouring properties shall not occur between 19:00 hours and 07:00 hours on the following day.

No deliveries to the premises from commercial vehicle shall take place between 19:00 and 06:00 on the following day.

No person shall be allowed to leave the licensed area whilst in the possession of any open drinking vessel or open glass bottle, whether empty or containing any beverage.

The management of the premises shall provide contact details to local residents and put in place a complaints procedure for those residents who wish to make a complaint.

The premises licence holder shall ensure that any patrons drinking and/or smoking outside the premises do so in an orderly manner and ensure that there is no public nuisance.

e) The protection of children from harm

A Challenge 25 proof of age scheme shall be operated at the premises where the only acceptable forms of identification are the following recognized photographic identification cards: a driving licence, a passport, a military identification card or a Proof of Age card carrying a 'PASS' logo.

Notices advertising that the premises operates a "Challenge 25" scheme shall be displayed in a clear and prominent position.

All occasions when persons have been refused service shall be recorded in the premises daily register.

All children under the age of 12 years shall be accompanied by an adult whilst on the premises after 7.00pm.

The premises licence holder or Designated Premises Supervisor shall ensure that all management and staff who are not personal licence holders are fully trained and briefed on the four licensing objectives and Challenge 25 and they are adhered to.

Checklist:

Please tick to indicate agreement

- | | |
|--|-------------------------------------|
| • I have made or enclosed payment of the fee. | <input checked="" type="checkbox"/> |
| • I have enclosed the plan of the premises. | <input checked="" type="checkbox"/> |
| • I have sent copies of this application and the plan to responsible authorities and others where applicable. | <input type="checkbox"/> |
| • I have enclosed the consent form completed by the individual I wish to be designated premises supervisor, if applicable. | <input checked="" type="checkbox"/> |

- I understand that I must now advertise my application.
- I understand that if I do not comply with the above requirements my application will be rejected.
- [Applicable to all individual applicants, including those in a partnership which is not a limited liability partnership, but not companies or limited liability partnerships] I have included documents demonstrating my entitlement to work in the United Kingdom or my share code issued by the Home Office online right to work checking service (please read note 15).

IT IS AN OFFENCE, UNDER SECTION 158 OF THE LICENSING ACT 2003, TO MAKE A FALSE STATEMENT IN OR IN CONNECTION WITH THIS APPLICATION. THOSE WHO MAKE A FALSE STATEMENT MAY BE LIABLE ON SUMMARY CONVICTION TO A FINE OF ANY AMOUNT.

IT IS AN OFFENCE UNDER SECTION 24B OF THE IMMIGRATION ACT 1971 FOR A PERSON TO WORK WHEN THEY KNOW, OR HAVE REASONABLE CAUSE TO BELIEVE, THAT THEY ARE DISQUALIFIED FROM DOING SO BY REASON OF THEIR IMMIGRATION STATUS. THOSE WHO EMPLOY AN ADULT WITHOUT LEAVE OR WHO IS SUBJECT TO CONDITIONS AS TO EMPLOYMENT WILL BE LIABLE TO A CIVIL PENALTY UNDER SECTION 15 OF THE IMMIGRATION, ASYLUM AND NATIONALITY ACT 2006 AND PURSUANT TO SECTION 21 OF THE SAME ACT, WILL BE COMMITTING AN OFFENCE WHERE THEY DO SO IN THE KNOWLEDGE, OR WITH REASONABLE CAUSE TO BELIEVE, THAT THE EMPLOYEE IS DISQUALIFIED.

Part 4 – Signatures (please read guidance note 11)

Signature of applicant or applicant’s solicitor or other duly authorised agent (see guidance note 12). **If signing on behalf of the applicant, please state in what capacity.**

Declaration	<ul style="list-style-type: none"> • [Applicable to individual applicants only, including those in a partnership which is not a limited liability partnership] I understand I am not entitled to be issued with a licence if I do not have the entitlement to live and work in the UK (or if I am subject to a condition preventing me from doing work relating to the carrying on of a licensable activity) and that my licence will become invalid if I cease to be entitled to live and work in the UK (please read guidance note 15). • The DPS named in this application form is entitled to work in the UK (and is not subject to conditions preventing him or her from doing work relating to a licensable activity) and I have seen a copy of his or her proof of entitlement to work, or have conducted an online right to work check using the Home Office online right to work checking service which confirmed their right to work (please see note 15)
Signature	
Date	18/10/2023
Capacity	Duly Authorised Agent

For joint applications, signature of 2nd applicant or 2nd applicant’s solicitor or other authorised agent (please read guidance note 13). If signing on behalf of the applicant, please state in what capacity.

Signature	
Date	
Capacity	

Contact name (where not previously given) and postal address for correspondence associated with this application (please read guidance note 14) Innpacked Ltd 10 Whittle Road Ferndown Industrial Estate			
Post town	Wimborne	Postcode	BH21 7RU
Telephone number (if any)			
If you would prefer us to correspond with you by e-mail, your e-mail address (optional)			

Notes for Guidance

1. Describe the premises, for example the type of premises, its general situation and layout and any other information which could be relevant to the licensing objectives. Where your application includes off-supplies of alcohol and you intend to provide a place for consumption of these off-supplies, you must include a description of where the place will be and its proximity to the premises.
2. In terms of specific regulated entertainments please note that:
 - Plays: no licence is required for performances between 08:00 and 23.00 on any day, provided that the audience does not exceed 500.
 - Films: no licence is required for ‘not-for-profit’ film exhibition held in community premises between 08.00 and 23.00 on any day provided that the

audience does not exceed 500 and the organiser (a) gets consent to the screening from a person who is responsible for the premises; and (b) ensures that each such screening abides by age classification ratings.

- Indoor sporting events: no licence is required for performances between 08.00 and 23.00 on any day, provided that the audience does not exceed 1000.
- Boxing or Wrestling Entertainment: no licence is required for a contest, exhibition or display of Greco-Roman wrestling, or freestyle wrestling between 08.00 and 23.00 on any day, provided that the audience does not exceed 1000. Combined fighting sports – defined as a contest, exhibition or display which combines boxing or wrestling with one or more martial arts – are licensable as a boxing or wrestling entertainment rather than an indoor sporting event.
- Live music: no licence permission is required for:
 - a performance of unamplified live music between 08.00 and 23.00 on any day, on any premises.
 - a performance of amplified live music between 08.00 and 23.00 on any day on premises authorised to sell alcohol for consumption on those premises, provided that the audience does not exceed 500.
 - a performance of amplified live music between 08.00 and 23.00 on any day, in a workplace that is not licensed to sell alcohol on those premises, provided that the audience does not exceed 500.
 - a performance of amplified live music between 08.00 and 23.00 on any day, in a church hall, village hall, community hall, or other similar community premises, that is not licensed by a premises licence to sell alcohol, provided that (a) the audience does not exceed 500, and (b) the organiser gets consent for the performance from a person who is responsible for the premises.
 - a performance of amplified live music between 08.00 and 23.00 on any day, at the non-residential premises of (i) a local authority, or (ii) a school, or (iii) a hospital, provided that (a) the audience does not exceed 500, and (b) the organiser gets consent for the performance on the relevant premises from: (i) the local authority concerned, or (ii) the school or (iii) the health care provider for the hospital.
- Recorded Music: no licence permission is required for:
 - any playing of recorded music between 08.00 and 23.00 on any day on premises authorised to sell alcohol for consumption on those premises, provided that the audience does not exceed 500.
 - any playing of recorded music between 08.00 and 23.00 on any day, in a church hall, village hall, community hall, or other similar community premises, that is not licensed by a premises licence to sell alcohol, provided that (a) the audience does not exceed 500, and (b) the organiser gets consent for the performance from a person who is responsible for the premises.
 - any playing of recorded music between 08.00 and 23.00 on any day, at the non-residential premises of (i) a local authority, or (ii) a school, or (iii) a hospital, provided that (a) the audience does not exceed 500, and (b) the organiser gets consent for the performance on the relevant premises from: (i) the local authority concerned, or (ii) the school proprietor or (iii) the health care provider for the hospital.
- Dance: no licence is required for performances between 08.00 and 23.00 on any day, provided that the audience does not exceed 500. However, a performance which amounts to adult entertainment remains licensable.
- Cross activity exemptions: no licence is required between 08.00 and 23.00 on any day, with no limit on audience size for:
 - any entertainment taking place on the premises of the local authority where the entertainment is provided by or on behalf of the local authority;

- any entertainment taking place on the hospital premises of the health care provider where the entertainment is provided by or on behalf of the health care provider;
 - any entertainment taking place on the premises of the school where the entertainment is provided by or on behalf of the school proprietor; and
 - any entertainment (excluding films and a boxing or wrestling entertainment) taking place at a travelling circus, provided that (a) it takes place within a moveable structure that accommodates the audience, and (b) that the travelling circus has not been located on the same site for more than 28 consecutive days.
3. Where taking place in a building or other structure please tick as appropriate (indoors may include a tent).
 4. For example the type of activity to be authorised, if not already stated, and give relevant further details, for example (but not exclusively) whether or not music will be amplified or unamplified.
 5. For example (but not exclusively), where the activity will occur on additional days during the summer months.
 6. For example (but not exclusively), where you wish the activity to go on longer on a particular day e.g. Christmas Eve.
 7. Please give timings in 24 hour clock (e.g. 16.00) and only give details for the days of the week when you intend the premises to be used for the activity.
 8. If you wish people to be able to consume alcohol on the premises, please tick 'on the premises'. If you wish people to be able to purchase alcohol to consume away from the premises, please tick 'off the premises'. If you wish people to be able to do both, please tick 'both'.
 9. Please give information about anything intended to occur at the premises or ancillary to the use of the premises which may give rise to concern in respect of children, regardless of whether you intend children to have access to the premises, for example (but not exclusively) nudity or semi-nudity, films for restricted age groups or the presence of gaming machines.
 10. Please list here steps you will take to promote all four licensing objectives together.
 11. The application form must be signed.
 12. An applicant's agent (for example solicitor) may sign the form on their behalf provided that they have actual authority to do so.
 13. Where there is more than one applicant, each of the applicants or their respective agent must sign the application form.
 14. This is the address which we shall use to correspond with you about this application.

15. Entitlement to work/immigration status for individual applicants and applications from partnerships which are not limited liability partnerships:

A licence may not be held by an individual or an individual in a partnership who is resident in the UK who:

- does not have the right to live and work in the UK; or
- is subject to a condition preventing him or her from doing work relating to the carrying on of a licensable activity.

Any premises licence issued in respect of an application made on or after 6 April 2017 will become invalid if the holder ceases to be entitled to work in the UK.

Applicants must demonstrate that they have an entitlement to work in the UK and are not subject to a condition preventing them from doing work relating to the carrying on of a licensable activity. They do this in one of two ways: 1) by providing with this application copies or scanned copies of the documents listed below (which do not need to be

certified), or 2) by providing their 'share code' to enable the licensing authority to carry out a check using the Home Office online right to work checking service (see below).

Documents which demonstrate entitlement to work in the UK

- An expired or current passport showing the holder, or a person named in the passport as the child of the holder, is a British citizen or a citizen of the UK and Colonies having the right of abode in the UK [please see note below about which sections of the passport to copy].
- An expired or current passport or national identity card showing the holder, or a person named in the passport as the child of the holder, is a national of a European Economic Area country or Switzerland.
- A Registration Certificate or document certifying permanent residence issued by the Home Office to a national of a European Economic Area country or Switzerland.
- A Permanent Residence Card issued by the Home Office to the family member of a national of a European Economic Area country or Switzerland.
- A **current** Biometric Immigration Document (Biometric Residence Permit) issued by the Home Office to the holder indicating that the person named is allowed to stay indefinitely in the UK, or has no time limit on their stay in the UK.
- A **current** passport endorsed to show that the holder is exempt from immigration control, is allowed to stay indefinitely in the UK, has the right of abode in the UK, or has no time limit on their stay in the UK.
- A **current** Immigration Status Document issued by the Home Office to the holder with an endorsement indicating that the named person is allowed to stay indefinitely in the UK or has no time limit on their stay in the UK, **when produced in combination with** an official document giving the person's permanent National Insurance number and their name issued by a Government agency or a previous employer.
- A birth or adoption certificate issued in the UK, **when produced in combination with** an official document giving the person's permanent National Insurance number and their name issued by a Government agency or a previous employer.
- A birth or adoption certificate issued in the Channel Islands, the Isle of Man or Ireland **when produced in combination with** an official document giving the person's permanent National Insurance number and their name issued by a Government agency or a previous employer.
- A certificate of registration or naturalisation as a British citizen, **when produced in combination with** an official document giving the person's permanent National Insurance number and their name issued by a Government agency or a previous employer.

- A **current** passport endorsed to show that the holder is allowed to stay in the UK and is currently allowed to work and is not subject to a condition preventing the holder from doing work relating to the carrying on of a licensable activity.
- A **current** Biometric Immigration Document (Biometric Residence Permit) issued by the Home Office to the holder which indicates that the named person can currently stay in the UK and is allowed to work relation to the carrying on of a licensable activity.
- A **current** Residence Card issued by the Home Office to a person who is not a national of a European Economic Area state or Switzerland but who is a family member of such a national or who has derivative rights or residence.
- A **current** Immigration Status Document containing a photograph issued by the Home Office to the holder with an endorsement indicating that the named person may stay in the UK, and is allowed to work and is not subject to a condition preventing the holder from doing work relating to the carrying on of a licensable activity **when produced in combination with** an official document giving the person's permanent National Insurance number and their name issued by a Government agency or a previous employer.
- A Certificate of Application, **less than 6 months old**, issued by the Home Office under regulation 18(3) or 20(2) of the Immigration (European Economic Area) Regulations 2016, to a person who is not a national of a European Economic Area state or Switzerland but who is a family member of such a national or who has derivative rights of residence.
- Reasonable evidence that the person has an outstanding application to vary their permission to be in the UK with the Home Office such as the Home Office acknowledgement letter or proof of postage evidence, or reasonable evidence that the person has an appeal or administrative review pending on an immigration decision, such as an appeal or administrative review reference number.
- Reasonable evidence that a person who is not a national of a European Economic Area state or Switzerland but who is a family member of such a national or who has derivative rights of residence in exercising treaty rights in the UK including:
 - evidence of the applicant's own identity – such as a passport,
 - evidence of their relationship with the European Economic Area family member – e.g. a marriage certificate, civil partnership certificate or birth certificate, and
 - evidence that the European Economic Area national has a right of permanent residence in the UK or is one of the following if they have been in the UK for more than 3 months:
 - (i) working e.g. employment contract, wage slips, letter from the employer,
 - (ii) self-employed e.g. contracts, invoices, or audited accounts with a bank,
 - (iii) studying e.g. letter from the school, college or university and evidence of sufficient funds; or
 - (iv) self-sufficient e.g. bank statements.

Family members of European Economic Area nationals who are studying or financially independent must also provide evidence that the European Economic Area national and any family members hold comprehensive sickness insurance in the UK. This can include a private medical insurance policy, an EHIC card or an S1, S2 or S3 form.

Original documents must not be sent to licensing authorities. If the document copied is a passport, a copy of the following pages should be provided:

- (i) any page containing the holder's personal details including nationality;
- (ii) any page containing the holder's photograph;
- (iii) any page containing the holder's signature;
- (iv) any page containing the date of expiry; and
- (v) any page containing information indicating the holder has permission to enter or remain in the UK and is permitted to work.

If the document is not a passport, a copy of the whole document should be provided.

Your right to work will be checked as part of your licensing application and this could involve us checking your immigration status with the Home Office. We may otherwise share information with the Home Office. Your licence application will not be determined until you have complied with this guidance.

Home Office online right to work checking service

As an alternative to providing a copy of the documents listed above, applicants may demonstrate their right to work by allowing the licensing authority to carry out a check with the Home Office online right to work checking service.

To demonstrate their right to work via the Home Office online right to work checking service, applicants should include in this application their 9-digit share code (provided to them upon accessing the service at <https://www.gov.uk/prove-right-to-work>) which, along with the applicant's date of birth (provided within this application), will allow the licensing authority to carry out the check.

In order to establish the applicant's right to work, the check will need to indicate that the applicant is allowed to work in the United Kingdom and is not subject to a condition preventing them from doing work relating to the carrying on of a licensable activity.

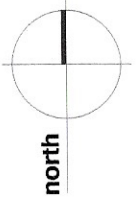
An online check will not be possible in all circumstances because not all applicants will have an immigration status that can be checked online. The Home Office online right to work checking service sets out what information and/or documentation applicants will need in order to access the service. Applicants who are unable to obtain a share code from the service should submit copy documents as set out above.

APPENDIX B

notes

Written dimensions shall be taken in preference to scaled dimensions. The contractor is responsible for checking all dimensions before ordering or starting work.
 These drawings are to be read in conjunction with all the relevant Structural Engineer's, Services Engineer's and Specialist drawings, plus the specifications and calculations.
 The work described and specified in this drawing and associated drawings shall be executed in accordance with all current Health and Safety Legislation.

IF IN DOUBT ASK



Property boundary
 Licensable area



Page 35

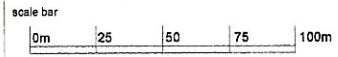
Ballingdon Hall
 Ballingdon Hill
 Sudbury
 Suffolk
 CO10 7LH



The Bull Inn
 Sudbury
 Suffolk
 CO10 7LH
 Tel: +44 (0)1427 899225
 Fax: +44 (0)1427 899223
 info@platercalborne.com

Visual
 811 x 594
 A1

project: Ballingdon Hall, Ballingdon Hill,
 title: Location Plan



file No: 2026
 date: May 2021
 scale: 1:1000 @ A1

Status
 This Drawing is for Specific Projects purposes only
 revision:

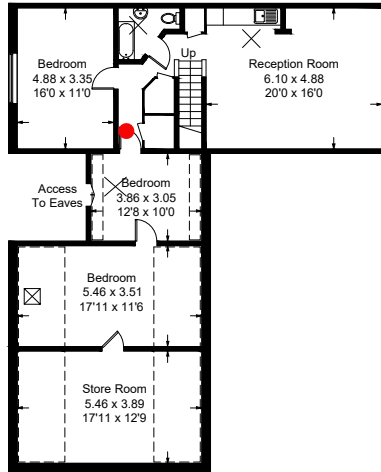
drawing No:
 2026|loc'01

Ballington Hall

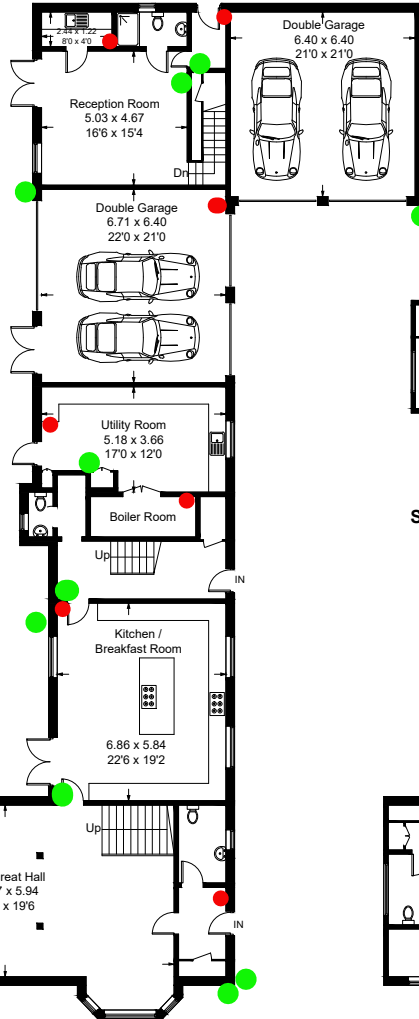
Approximate Gross Internal Area Main House = 672.6 sq m / 7240 sq ft
 Approximate Gross Internal Area Flat / Office = 162 sq m / 1744 sq ft
 Approximate Gross Internal Area Garages = 84.1 sq m / 905 sq ft
 Total = 918.7 sq m / 9889 sq ft



Flat / Office - First Floor

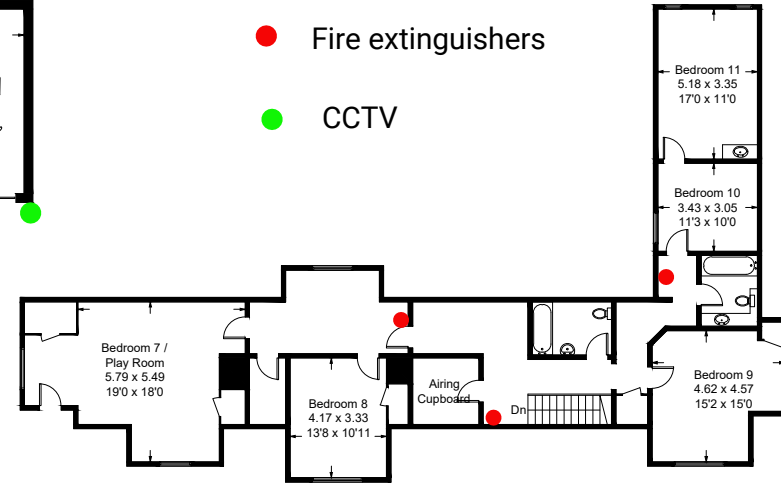


Flat / Office - Ground Floor

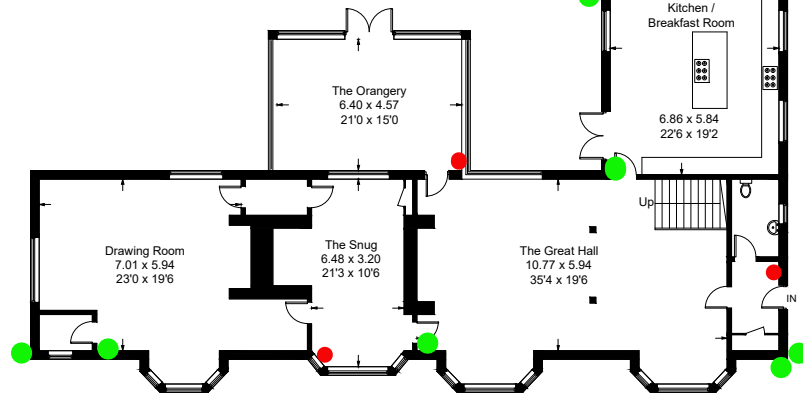


● Fire extinguishers

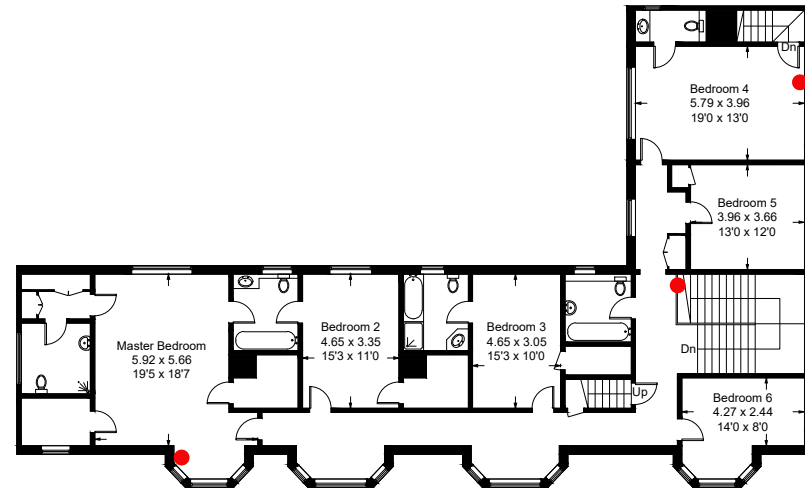
● CCTV



Second Floor



Ground Floor



First Floor

Illustration for identification purposes only, measurements are approximate, not to scale. floorplansUsketch.com © (ID891092)

Representation 1

-----Original Message-----

Sent: Wednesday, October 25, 2023 3:42 PM

To: BMSDC Licensing Team <LicensingTeam@babberghmidsuffolk.gov.uk>

Subject: Ballingdon Hall music and alcohol licence

Dear Sirs

Following your response to my contact message I can clarify my misgivings about this application.

I have no objection to Ballingdon Hall selling alcohol at any time of day or night.

My objection is purely around the hours they are requesting for a music license.

Up until 12 midnight I have no objection to them playing music, however after this time their position on the hill above the town means that any outside entertainment or entertainment in a tent is likely to create a noise with significant potential to cause a public nuisance to those living in the estates below.

AFC Sudbury quite regularly have concerts which are audible to local residents but these always end by midnight which seems a reasonable solution.

Yours sincerely

Andy Welsh

4 Robin Way

Sudbury

CO107PF

Representation 2

Sent: Tuesday, October 31, 2023 11:53 AM

To: BMSDC Licensing Team <LicensingTeam@babberghmidsuffolk.gov.uk>

Subject: Ballingdon Hall License application objection / representation

To whom it may concern,

I have been passed on this email address by Kay Sanders of your team.

I would like to object to / make a representation to the proposed license application for Ballingdon Hall to be granted a new venue license. We are neighbours to the hall (7 Elizabeth Way, CO10 7PG) and are concerned about disturbance from granting them a license to host live and recorded events. They have held private parties previously at the venue and the noise level has been a nuisance and very disturbing (we can hear it when inside our homes with all windows shut). As these have been one-off events we have tolerated it, however upon hearing that these events could become frequent things (and up to 3am in some cases) we are not happy. We have spoken to other neighbours and they are not happy about it either.

If there is anything else I need to do/whom I am meant to contact, please do let me know.

Many thanks and best wishes Louise Glass

Representation 3

Sent: Wednesday, November 1, 2023 3:38 PM

To: BMSDC Licensing Team <LicensingTeam@babberghmidsuffolk.gov.uk>

Subject: Ballingdon Hall application for alcohol and live and recorded music

We are writing to raise an objection to the Ballingdon Hall application for alcohol and live and recorded music.

We are concerned particularly by the fact that they have asked for a licence to play live and recorded music both indoors and outside. If this is approved it means that residents on our estate which backs onto the grounds of Ballingdon Hall could be subjected to the noise of music until 1am every day of the week and until 3am on bank holidays. This would also be alongside the sale of alcohol until late at night. These hours far exceed normal pub hours and seem to take little care of how it might impact on residents of the neighbouring housing estate.

Sound carries very easily so if either live or recorded music is allowed until these extremely late hours, particularly outdoors, it is likely to have a detrimental effect on local residents quality of life. During the summer we tend to sleep with our windows open and also spend time outside in the garden. If music is being played until 1 or 3am that sound is bound to carry as will the noise of people partying. This therefore is likely to make it difficult to sleep and to have quiet enjoyment of our own homes and gardens. Bear in mind that some gardens on the estate literally back onto the grounds of Ballingdon Hall so there is no buffer zone.

We do not object to a venue as such but are concerned at the very late hours being requested for music especially if it is outdoors. Perhaps the hours should be reduced and the music should just be indoors as this is less likely to adversely affect local residents.

Yours faithfully

Wynne Laurance and Gareth Smith
9 Lime Grove
Sudbury
CO10 7PE

Representation 4

BMCU558698474 – 1st November 2023

Ref ballingdon hall An application has been made for an entertainment and alcohol licence for ballingdon hall, unfortunately having experienced the occasional event I feel I must object as tge

APPENDIX C

noise of the music booming out carriers and living so close even sitting in my lounge with the television on you can still hear it, having recently retired i enjoy sitting in my garden and this would be impossible when these events are on. Mr M Rice. 6 Elizabeth Way, Sudbury, Suffolk, CO10 7PG

Representation 5

BMCU558699761- 1st November 2023

Proposed application for a licence at Ballingdon Hall, Sudbury covering events, overnight events, live music (indoors & outdoors) and the sale and supply of alcohol both on and off premises. We are making a severe objection to the proposed licence. Firstly because of the noise factor but also the fact that Ballingdon Hill runs at the back of our home and increased traffic noise and pollution would be heard in the night and early morning. Also we do not know what impact this would have on local wildlife; namely pipistrelle bats, horses in field behind us and other creatures. Traffic would increase to an intolerable amount. We have lived here for more than 40 years and would not like to see the environment suffer more in this still tranquil part of Sudbury.

Mr & Mrs Kenneth Shaddock

1 Robin Way, Sudbury CO10 7PF

Representation 6

BMCU558864386 – 1st November 2023

The application for Ballingdon Hall cannot go ahead. I live 0.3 miles away, less as the crow flies, nothing between me and them except fields. The current noise levels are unacceptable. Karaoke noise. I have to keep my windows closed. Not to mention the traffic levels that already currently sit on Ballingdon Hill junction. Cars with thumping base levels. That's noisy enough and they constantly block our access. The pollution levels are already impossible. There was a karaoke event at the hall over the summer, twice. It was dreadful. I couldn't stand more of this. I have PTSD and moved to Ballingdon for the peace and quiet. The licence application is going to ruin the peace with out a doubt, with out exception. It will carry across the fields. As for people drinking and driving on an already overloaded entry to Sudbury where there are pensioners and children out and about, the extra pollution both noise and fumes. Delivery lorries for the site congesting the roads. What a night mare. I strongly urge you to reject fully this greedy application. Sudbury does not need this type of premises.

Lucinda Pearson 12 Ballingdon Gardens, Ballingdon Hill, Sudbury CO10 2BA

Representation 7

Sent: Thursday, November 2, 2023 8:03 AM

To: BMSDC Licensing Team <LicensingTeam@baberghmidsuffolk.gov.uk>

Subject: Ballingdon hall - prevention of public nuisance licence application

Sent via BT Email

An application has been made for an entertainment licence at ballingdon hall, having experienced the hall holding late night events in the past although they have been rare and being that we live in close proximity I am extremely worried upon hearing that these event's could become frequent, the noise levels are not exceptable especially in the evening/night as the music vibrates through the house even with all the doors and window closed, this in turn causes great distress and upset.

I look forward to your response, kind regards

Mrs isabel rice

6 Elizabeth Way ,Sudbury, Suffolk, CO10 7PG.

Representation 8

> -----Original Message-----

> Sent: Tuesday, October 31, 2023 7:31 PM

> To: BMSDC Licensing Team <LicensingTeam@baberghmidsuffolk.gov.uk>

> Subject: Application for a music license

To whom it may concern

My husband and I are residents of 13 Pinecroft Rise living on the edge of the grounds to premises of which this license has been applied for.

We are strongly opposed to this action for reasons that will be noted below.

This is a quite residential well established area with beautiful surrounds and a happy peaceful place to live, we have been here over 30 years very happy.

Our neighbours have been here of which some are now retired and now elderly and have lived here from when these houses were first built.

APPENDIX C

Can you imagine what an impact that this will have on them ,music and load noise playing out to 3am in the morning on a hot summer when an extended licence is in place [very hot this summer gone] ,windows open .

nurse who has to leave to get to Chelmsford hospital at 5:30 to do a 12 hr shift any day inc weekends can Imagine her trying to do her job

after having music playing and load noise until late and lack of sleep. you imagine music playing out load ,at the top of you road and trying to live a normal life

Is this really an appropriate place to allow an application for a music licence .

So close to an established housing estate ,it will have a detrimental effect on people's well being and mental state .

A licence is needed for a party over 500people so I believe. This concerns us with noise rubbish and amount of people that will spill into the surrounding areas after ,before and during any event possibly music festivals to drinking alcohol possibly drug taking
Myself and my husband are strongly asking you to please refuse this application and think of the people it will harm who live here and how it's going to effect them

Thankyou for taking the time read my heartfelt reasons Julie and Roger

Julie and Roger long
13 Pinecroft Rise
Sudbury
Living on the edge of the Ballingdon Hall Estate

Representation 9

BMCU559525210 – 4th November 2023

I would like to express my concern with the application for Ballingdon Hall to have a license for indoor and outdoor music in respect of the prevention of noise and public nuisance. It has been requested that music be played until 1am and on special occasions until 3am, inside and outside! I wish to object to this application as it would create a public nuisance and have a detrimental effect on our sleep, well-being and enjoyment of our own property. Ballingdon Hall has had music playing on several occasions this year. The music and talking over the mic were heard clearly and until it stopped we were unable to sleep!!! I'm all for people enjoying themselves but do feel the times requested are unacceptable and would be intrusive and disrespectful. Consideration needs to be given to the residents of Ballingdon Estate who at present enjoy residing in such a tranquil environment. It would be an absolute injustice if this license were to be approved. I feel so strongly about this that I would cry!!!

Mrs Angela Prior 38 Pinecroft Rise, Sudbury, Suffolk, CO10 7PA

Representation 10

BMCU559534948 – 4th November 2023

I have lived in Pinecroft Rise for over forty years. My husband and I chose to live here, with our children, because it was a quiet cul - de - sac, near to the countryside but with easy access to the schools and shops. When I pull back the bedroom curtains in the morning I often see deer grazing in the grounds of Ballingdon Hall. There are rabbits, pheasants, squirrels and other birds feeding. A peaceful, tranquil scene to start the day. Our peace and quiet was shattered during the summer with loud music and noisy voices coming from Ballingdon Hall. I sleep with my windows closed, because I am a light sleeper, but I could still hear the loud music and excited voices of the party goers outside in the grounds through the double glazing and curtains. The noise kept me awake and when at last it stopped I was too overtired to get to sleep. The occasional party is one thing _ I don't want to be a kill joy but regular late night music events, weddings and parties mean that local residents will suffer greatly with this noise pollution, along with their pets and the wildlife. Also fireworks could be added to this noise which we don't need throughout the year. The sale of alcohol through out the day and evening could lead to drunkenness and bad behaviour adding to the noise and public nuisance to near by residents. Ballingdon Hill is a very busy road at the best of times and added traffic going to and fro to events or to buy alcohol will only add to the problem. Therefore I object, very strongly, to the granting of a licence to Ballingdon Hall for live and recorded music, indoors and outdoors, especially after 6 pm. and the sale of alcohol 24/7. I have already posted a letter to you regarding this licence but have e- mailed you to show how strongly I feel. After forty years of enjoying a quiet, friendly neighbourhood we don't deserve this.

Mrs Lorna Eagle 34 Pinecroft Rise, Sudbury, Suffolk, CO10 7PA

Representation 11

BMCU559661957 – 5th November 2023

I wish to place on record my objection to the proposed alcohol and entertainment licence applied for by the owners of Ballingdon Hall, who are seeking licencing permission for live and recorded music both indoors and outdoors, as well as the sale and supply of alcohol on and off the premises on a 24 hour basis. As a resident of a nearby property, I am greatly concerned about the impact the granting of such a licence would have on our quality of life. Having experienced the Hall holding late night music events in the past, I have been aware that the amplified noise carries across the neighbouring properties and can be very loud and disruptive. Although these events have, in the past, only taken place on rare occasions, this application would allow for events to occur more regularly, across the whole week until 1.00 am, extended to 3.00 am on Bank Holidays, Christmas Eve, Christmas Day, Boxing Day and New Year. I feel that the consequent noise would constitute a public nuisance and would certainly prove to have a detrimental effect on the health of local residents by disturbing our sleep and the peaceful enjoyment of our own homes

Marian Janet Bugler

2 Lime Grove, Sudbury CO10 7PE

Representation 12

BMCU559718126 – 5th November 2023

Dear Babergh District Council I am writing to express my deep concerns regarding the recent application for an alcohol license and permission to play loud music until 1am/ 3 am at the Ballingdon Hall, which is located in close proximity to our residential area. As a concerned resident, I strongly oppose the approval of these licenses for the following reasons Granting permission to play loud music until 1am/3 am will undoubtedly lead to a significant increase in noise levels, making it impossible for us, the residents, to enjoy peaceful and uninterrupted sleep during the late hours. This disturbance will have adverse effects on our health, wellbeing, and quality of life. I have previously witnessed the loud music before from a past event to which unsettled us, even when the music was turned down we could still hear the bass of the music. Not only did this make us have a bad night's sleep but it unsettled out animals that we have, and caused them stress. The presence of a hall with a license for loud music and alcohol consumption can negatively affect property values in the surrounding area. Potential homebuyers or renters may be deterred from considering our neighborhood due to concerns about noise and disturbances. I kindly request that the District Council carefully considers these concerns and the potential negative impact of granting the requested licenses. Our community values its peaceful and family-friendly environment, and we believe that allowing these activities at Ballingdon Hall would jeopardize that atmosphere. I respectfully urge the District Council to prioritize the wellbeing and comfort of the residents by denying the application for an alcohol license and late-night music. I hope that you will take our concerns into account and make a decision that supports the best interests of our community. Thank you for your attention to this matter. I look forward to a resolution that ensures the continued tranquility of our neighborhood.

Sincerely

Nell Prior

38 Pinecroft Rise, Sudbury, Suffolk, CO10 7PA

Representation 13

BMCU559691987 – 5th November 2023

Good afternoon, I am aware that Ballingdon Hall have submitted an application for a licence to cover both indoor and outdoor events. As a local resident, I am deeply concerned with the news that this will allow them to play live and recorded music until 1am most days and 3am on bank holidays. I would imagine this will be a popular venue and having experienced a recent event held there, without any warning, my family found the music played to be very loud and it disturbed the peace of our neighbourhood late at night. If outdoor events are to be held in either the open air or in a marquee this will provide no sound absorption. I have a young family and the thought of loud

APPENDIX C

music being played so close to our home on a regular basis seems very unreasonable. I would therefore like to strongly object to this application. I feel the level of regular noise disturbance this would cause would be very unreasonable, particularly in the Summer months when using our garden and having the windows open. Living on the edge of Sudbury we have open fields behind us and enjoy the many species of animals that live in our local area, these will be impacted by regular noise pollution. I would hope that you would take into account the views and the impact of the local neighbourhood and the noise levels to reject the application based on the levels of dissatisfaction this would cause to your local residents, seeing the longer term impact such a licence would have.

Sarah Palmer-Hunt

7 Lime Grove, SUDBURY, Suffolk, CO10 7PE

Representation 14

Sent: Sunday, November 5, 2023 3:15 PM

To: BMSDC Licensing Team <LicensingTeam@babberghmidsuffolk.gov.uk>

Subject: Live Music at Ballingdon Hall

Babergh and Mid Suffolk Council
Licencing team
Endeavour House
18 Russell Road
Ipswich
IP1 2BX

Hi

I am emailing you with an objection to the proposal for loud music inside and out at Ballingdon Hall. The hours stated are unacceptable. Music travels. We live at the bottom of Ballingdon Hill and find it unfair that we should be subjected to this.

As I stated it's a noise issue which will encroach on us and the people who live near and around us.

Please have a rethink

Regards
Jane and Haydn Smith
5 The Oaks
Bulmer Rd
Sudbury
CO10 7FP

Representation 15

Sent: Monday, November 6, 2023 5:08 PM

To: BMSDC Licensing Team <LicensingTeam@baberghmidsuffolk.gov.uk>

Subject: Ballingdon Hall Licensing Application

Re Ballingdon Hall Licensing Application

Dear Licensing Team

We are writing to lodge our objections in the strongest possible terms to the application that the owners of Ballingdon Hall have recently submitted for extended licensing hours. Our objection is raised on the grounds of noise and public nuisance.

Experience has shown that when the Hall has held late night/early hours music events in the past, the noise carries across the whole of our residential area causing sleep deprivation, annoyance, stress and anxiety. We have video/sound footage of the previous noise disruption which we would be happy to share.

We would also ask the team to consider the negative impact this application will have on the wildlife that relies on the stillness of the night to fly, communicate, hunt and mate. For example, owls and bats, both of which are prevalent in this area.

We trust that our objection will be given serious consideration so that the peace and quiet of living in this lovely area can continue to be enjoyed.

We would be happy to be contacted to further discuss this matter if required.

With Regards

Mr & Mrs Risley
7 Pinecroft Rise
Sudbury
Suffolk
CO10 7PA

Representation 16

BMCU560228063 – 7TH November 2023

Licensing Application of owners of Ballingdon Hall for indoor & outdoor events to include live and recorded music. I strongly object to this application based on the level of noise disruption to my home and housing near the hall. A few weeks ago there was a function at the hall that went on until relatively late we assumed it was a private party of sorts but the booming of the music was felt in our home and very loud when the windows were open or outdoors, this did not worry us as everyone is entitled to enjoy themselves occasionally, however to know that this would be an ongoing practice is clearly unacceptable and I am sure would be considered to be under the criteria of noise and public nuisance act. Having visited the Hall there did not seem to be a large enough area for an indoor venue therefore most I would assume would be outdoor thus creating a lot more noise pollution. Having met the owners who seem to be wanting to interact with the local community they expressed how they love to come to their Suffolk home to recharge after the pace and noise of London even stating it is so peaceful they cannot hear the noise of the traffic on Ballingdon Hill as the house is lower, I live one house away from the grounds of the Hall and the noise will have a funneling effect down to the houses. I have lived on the Ballingdon housing estate for over forty years where I expected to enjoy the peace and quite of my retirement. I sincerely hope that when you look at this application you consider the people of Ballingdon and why they choose to live here.

Mrs Linda Leggett

4 Elizabeth Way, Sudbury, Suffolk, CO10 7PG

Representation 17

7th November 2023

To Babergh and Mid Suffolk Councils Licensing team.

re: Ballingdon Licence

Sir

I'm writing with concern about the granting of an entertainment/music/drinks licence to the proprietors of Ballingdon Hall.

We moved to Sudbury in 2019 and have enjoyed 4 years of your lovely country environment. It is very green, very calm, peacefully quiet, a gentle paced community which suits us admirably as a retired couple in our later years.

The news of a licence to permit probably loud music late into the night, possibly every night of the week, and until 3am on weekends and bank holidays fills us with anxiety. This is not something we associate with an historic and peaceful town. Only once have we experienced, while here, the unwanted disturbance this might cause.

A few months ago, during summer, Ballingdon Hall held an event that involved loud music. In this current application the applicant claims there will be " little or no impact upon our neighbours". This was factually untrue this summer. We could hear the revelry, music and shouting well into the night at our home on Pinecroft Rise. This was an unwelcome invasion of our quiet space.

I understand people will want parties and music to dance to, but it ought to be arranged so it does not impinge, in a disturbing way, on other peoples lives.

Ballingdon estate is the wrong place for this kind of activity. We're not London or Manchester where noise is a 24 hour phenomenon. We are Sudbury with all the benefit of a rural community, hard work during the day, peace, quiet and rest during the night. There are also senior citizens on this estate, some with

John and Lynn Cousins

24 Pinecroft Rise, Sudbury CO1 7PA

Representation 18

Sent: Wednesday, November 8, 2023 2:26 PM

To: BMSDC Licensing Team <LicensingTeam@babberghmidsuffolk.gov.uk>

Subject: Babergh - Objection to Ballingdon Hall licence application.

Dear Sir/Madam,

My husband and I strongly object to an application by Ballingdon Hall for a music licence.

We live at 9 Elizabeth Way, Sudbury, CO10 7PG.

This summer we registered a complaint with Environmental Health about peacocks at Ballingdon Hall. The peacocks were crowing in the evening and early hours of the morning and preventing my whole family from being able to sleep or enjoy living and working in our home. The reason I am explaining this, is that Ballingdon Hall 'as the crow flies' is very close to the cul-de-sac where we live. They might not be able to see us through the tree belt, but noise travels to us very easily.

The Hall held a small number of late night music events over the summer, that severely disrupted the enjoyment of our garden and home, and prevented us from sleeping. We have two children aged 7 and 9, who were kept awake by the music until after midnight. We assumed they had held a private party or family wedding, and excused it as disrespectful and annoying, but irregular.

The thought that this may become more regular as part of their business fills me with dread. My mother lived in this house for 18 years, before we bought the house and moved in, in 2020. The reason we came here is that it is very quiet.

I have fibromyalgia and find noise adds to my stress and therefore my pain intensity. Part of the condition is insomnia, so increased noise at night would impact greatly on my health. My husband works from home and needs to be able to concentrate. As said previously, we also have young children who need sleep. One of them suffers migraines, and two of his triggers are disrupted sleep and over-heating. When the peacocks were crowing, in order to get any sleep, we had to close the windows at the peak of summer. It was a choice for me between him losing sleep or over-heating, both of which were likely to make him ill and miss out on school or family life. I can't emphasize enough how stressful that was every night.

If this licence goes ahead, I am not exaggerating by saying we would likely have to sell our house to move to a quieter location. The thought of this is very upsetting, especially as you have to declare any neighbourhood issues in the sale of a property thereby potentially affecting the saleability and value of our home.

APPENDIX C

Please do not allow this licence to go ahead. I know some of my neighbours are very concerned and I hope they have also raised a formal objection.

Please keep me informed about any public meetings regarding this application. I was born in Sudbury and my grandfather was the plumber involved in moving the Hall up the hill. It should be an asset to somebody as an amazing historical building, but not as a public nuisance, or to the detriment of their neighbours who have enjoyed living peacefully beside it for many years.

I also have concerns about the safety of more vehicles turning in and out of the Hall onto Ballingdon Hill. It is a very busy and poorly lit road. Vehicles accelerate quickly as they exit the town up the hill, and I believe there is a public safety risk with the hidden entrance/exit to the Hall, particularly at night.

Yours faithfully,
Kate Ginn & Matthew Ginn

Representation 19

BMCU560621285 – 09th November 2023

RE: Ballingdon Hall wedding venue application. Hello, I have been informed by two neighbours that the owners of Ballingdon Hall have applied to hold a wedding venue on their grounds. You may be aware that their grounds back onto a quiet housing estate with a mixture of hard working citizens, elderly and a few children. For the owners of the hall to hold weddings and outdoor events would be a travesty to our estate due to the noise during the day and loud music being played until a ridiculous time in the morning. The owners held a party only a couple of months ago during the last hot spell and we had to close our bedroom windows so that we could sleep as the music was so loud and carried on until 1:30am. If they are planning on going until 3am on certain days especially during the summer months then that is definitely not on. Unfortunately since moving into the hall the owners have shown absolutely no respect to the residents of the Ballingdon housing estate. During the summer they purchased a peacock that would squawk loudly waking us up between 4:30 and 5am every morning. Thankfully after complaints the peacock no-longer resides there. They have also had numerous outdoor parties over the time they've lived there playing loud music until the early hours of the morning. If the hall was situated in the middle of nowhere then their plans wouldn't be a problem but it isn't and to make us residents have to put up with the loud music etc is totally disrespectful to us and our quiet estate, they also haven't even got the decency to come and meet with us to discuss their plans and see if we can come to an agreement. I'm sure if it was us making loud noise until the early hours of the morning then I'm fully sure that they wouldn't put up with it so why should we! Kind regards.

David Frost-Smith

36 Pinecroft Rise, Sudbury, Suffolk, CO10 7PA

Representation 20

BMCU561186299 – 10th November 2023

I understand that Ballingdon Hall has applied for a late drink and music licence which I would like to object to. From past experience this year the music went on late and was loud enough to be heard through closed windows as had no choice on a hot night! Not fun for my partner who work shifts and myself who gets up early for work. Even my 17 year old couldn't sleep. The road is noisy enough without additional noise and disruption causing more sleep disturbance and noise during the daytime. To serve alcohol so late will also cause more noise disturbance as had drunken people use our road as layby.

Angela Douglas

9 Ballingdon Gardens, Ballingdon Hill, Sudbury CO10 2BA

Representation 21

BMCU561313077 – 11th November 2023

Hi, I would like to raise an objection to Ballingdon Halls application for music and alcohol license indoors and out. We have lived in Lime Grove for over 20 years and enjoy the peace and quiet on our small estate, we fear this would be ruined by the noise that would come from events at Ballingdon Hall. We have no doubt that noise from events at Ballingdon Hall would affect our peaceful evenings and sleep, especially in the summer when windows are left open in the evenings.

Many Thanks Allen Tidey

6 Lime Grove, Sudbury CO10 7PE

Representation 22

BMCU561317292 – 11th November 2023

To whom it may concern, I have been made aware that Ballingdon Hall have applied for an alcohol and entertainment licence to hold events. It seems they have asked for permission to provide live and recorded music, both indoors and outdoors, as well as an alcohol license, up to 1am and as late as 3am on bank holidays and for Christmas/New Year celebrations. I also heard they have requested permission to open and supply alcohol 24/7. I would like to object to this application on the grounds of noise and public nuisance. I live in Robin Way, directly in front of the hall and, having experienced late night events in the past, feel this would be disruptive, especially on warmer evenings when we often sit outside or have windows and doors open. I have no problem with the odd occasion but wanted to make you aware the the noise that carries can be intrusive. For example, last night we could hear music from as far away as Kentwell Hall which was holding the annual 'big night out'. In addition, we often hear events at AFC and LeeStock at Melford Hall/Kentwell Hall. Furthermore, we have to tolerate severe noise pollution from the fans and machinery in the factory on Ballingdon industrial estate, which has recently been extended closer to our property. A policewoman commented on the substantial noise it produced when doing investigations and door to door interviews this past year. With Ballingdon Hall significantly closer than AFC, Kentwell or Melford Hall, I anticipate the noise pollution to be much more disruptive as well as potentially more frequently. Therefore I sincerely hope you will consider declining this application

Kind Regards

Kim Tibbles

5 Robin Way, Sudbury CO10 7PF

Representation 23

BMCU561429552 – 12th November 2023

I wish to object to the application made by the owners of Ballingdon Hall for a licence to allow for live and recorded music being played at the venue. I was aware of music being played at Ballingdon Hall earlier this year. The music was very loud and played on until the earlier hours. This was very disruptive and caused great annoyance for my family. Due to the specific layout of the local landscape in this area, noise travels easily right across the local housing estates. It seems totally wrong that a venue would wish to disrupt and disturb local residents by playing music at this location. It quite clearly represents a public nuisance by the very nature of the loud noise.

Barry Hasler

10 Lark Rise, Sudbury CO10 7PB

Representation 24

BMCU561798031 - 13th November 2023

I am writing with reference to the application being made by the owners of Ballingdon Hall, requesting a licence to supply and sell alcohol; and for live and recorded music to be played both indoors and outdoors until 1am. Although I recognise the potential benefits to our local area and economy, of a business which encourages visitors to our beautiful Suffolk town; there has been absolutely no consideration for the local residents who live in close proximity and directly in line with Ballingdon Hall. The request for live and recorded music to be played until 1am on any night of the week is unacceptable, with no thought for the families living close by, many of whom will have work and family commitments which they have to undertake each day despite having little or no quality sleep/rest. I am also concerned about any children living close by who have school the following day, again without the sleep that they need. I would be interested to know how such a licence can be granted when 'The Noise Act 1996' defines night hours as being between 11pm and 7am. I understand that the local council can issue warning notices about noise above permitted levels between these times. Will the council therefore be fulfilling this duty if the licence is agreed. The request for a licence to be granted until 3am on Bank Holidays is again unacceptable. A recent event at Ballingdon Hall did cause a disturbance to the local residents but as it is not a regular occurrence it was accepted. However, if this was to become a more frequent event, it would undoubtedly become a public nuisance and cause a considerable impact on the health and well-being of the local residents living close by. I would welcome your response to this message.

Yours sincerely Julie Owen

4 Lime Grove, Sudbury, Suffolk, CO10 7PE

Representation 25

BMCU562062021 – 14th November 2023

Dear Babergh District Council, I am writing to voice my concerns about the current licensing application for Ballingdon Hall, Ballingdon Hill, Sudbury. I live in close proximity to Ballingdon Hall and what has been proposed would affect local residents including myself. Music until 1am would have a detrimental affect on my health and wellbeing. Having loud music played would mean not being able to sleep which would result in effecting my daily work life and have an overall negative effect on my health. There have been study's to show that noise pollution impacts health, such as sleep disruption and insomnia. Previously Ballingdon Hall have played loud music which lasted until late. This was very loud and distributed the whole house from sleeping. We are also close to a lot of wildlife. Thank you for reading my concerns for this application.

Kind regards, Mark Prior

38 Pinecroft Rise, Sudbury CO10 7PA

Representation 26

BMCU562075007 – 14th November 2023

Ballingdon Hall - application for alcohol and entertainment licence for events at the Hall, for live and recorded music indoors and outdoors till 1am everyday and 3am. I oppose the unsocial hours and suggested supply of 24/7 alcohol. The location of the Hall on the hill towering over the surrounding residential area below only increases the sounds emanating from events - loudly, which is not helpful for residents who are trying to sleep. Regarding the 24/7 alcohol licence, is that really necessary? What kind of clientele does that attract?

Rosemarie Goodwin

8 Ballingdon Gardens, Ballingdon Hill, Sudbury CO10 2BA

Representation 27

-----Original Message-----

Sent: Tuesday, November 14, 2023 8:28 PM

To: BMSDC Licensing Team <LicensingTeam@baberghmidsuffolk.gov.uk>

Subject: Mid Suffolk District Council - Licensing Authority Ballingdon Hall

After sampling the music already I strongly ask for this application to be turned down.I have lived at No 1 Meadow View Road for 47 plus years in peace I certainly don't want loud music till 3am

Yours respectfully

Simon Crane

1 Meadow View Road, Sudbury CO10 7NU

Representation 28

Sent: Wednesday, November 15, 2023 4:46 PM

To: BMSDC Licensing Team <LicensingTeam@baberghmidsuffolk.gov.uk>

Subject: Re: Ballingdon Hall: Objection m

Hi - I want to be very clear that with the present information on the licensing application the indicated level of noise and times of that noise will amount to a 'statutory nuisance' as it will be unreasonable & substantially interfere with the use or enjoyment of our home and others' homes. This noise will impact & injure our health.

This statutory nuisance will be more than an annoyance, and will be much more than just a detection of noise. From the information shared the potential frequency of the noise occur, the time of day, its locality, the volume, character and length of noise will be unreasonable and substantially interfere with the use or enjoyment of many family homes. Therefore it would not be sensible to grant this licence which would be immediately challenged by local residents as a result of the noise being a statutory nuisance requiring the local authority to serve a statutory noise abatement notice. The notice will require the noise to be reduced.

My understanding is In common law there is something termed a 'nuisance' which can be defined as a matter which is an unreasonable and substantial interference on the use and enjoyment of a person's property. Noise spilling over from Ballingdon Hall will certainly be unreasonable taking into account previous experience.

Stay Safe

Andy Read

2 Elizabeth Way

Sudbury

CO10 7PG

Sent: Wednesday, November 15, 2023 4:50 PM

To: BMSDC Licensing Team <LicensingTeam@baberghmidsuffolk.gov.uk>

Subject: Representation: s.17 New Premises Licence - Ballingdon Hall, Ballingdon Hill, Sudbury, Suffolk CO10 7LH

Good afternoon,

Reference/Type: Section 17 New Premise Licence

Premises: Ballingdon Hall, Ballingdon Hill, Sudbury, Suffolk CO10 7LH

Applicant: Ballingdon Hall Ltd

Application Detail: This application is for a Grade 2 listed hall for events and overnight guests. The Licensable activities are Live Music (Indoors & Outdoors), Recorded Music (Indoors & Outdoors), Late Night Refreshment (Indoors & Outdoors) and Supply of Alcohol (ON & OFF Sales)

The Environmental Protection team hereby submit a representation in respect of the above application. We are concerned that the proposed activity would not uphold the licensing objectives of:

- The prevention of public nuisance

The premises licence application seeks to introduce live and/or recorded music both outside and inside until 01.00hrs (or 03.00hrs on Bank Holidays, Christmas Eve Christmas Day, Boxing Day and New Year) 7 days a week. No limits are given on number or duration of such events. No noise assessment has been carried out to identify the likely levels of noise emanating from the site and what attenuation controls would be needed/are possible. Our view is that, as the application stands, outside music at these hours would be wholly inappropriate and likely to result in significant disturbance at nearby properties, especially after 11pm.

The application form states that '*all outside events will be risk assessed for the potential public nuisance from noise and the assessed noise management plans shall be implemented when required*'. This is an insufficient level of detail to allow us to comment meaningfully on the application. No details are given as to how noise from events both inside and outside (particularly those including music) will be controlled to prevent public nuisance.

The applicant has been contacted and asked for further information but as yet nothing has been received. Therefore, we have no option but to submit this representation.

Kind regards

Joanna Hart, MCIEH

Senior Environmental Protection Officer

Babergh and Mid Suffolk District Councils - Working Together

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