

To: All Members of the LICENSING SUB-COMMITTEE C  
(Other Members for Information)

When calling please ask for:

Kimberly Soane, Democratic Services Officer  
**Policy and Governance**

E-mail: [kimberly.soane@waverley.gov.uk](mailto:kimberly.soane@waverley.gov.uk)

Direct line: 01483 523258

Date: Date Not Specified

### **Membership of the Licensing Sub-Committee C**

Cllr Robert Knowles  
Cllr Ruth Reed

Cllr Martin D'Arcy

Dear Councillors

A meeting of the LICENSING SUB-COMMITTEE C will be held as follows:

DATE: WEDNESDAY, 13 OCTOBER 2021

TIME: 10.00 AM

PLACE: COUNCIL CHAMBER

The Agenda for the meeting is set out below.

Please note that due to current Covid restrictions, seating in the public gallery is extremely limited. This meeting will be webcast and can be viewed on [Waverley Borough Council's YouTube channel](#) or by visiting [www.waverley.gov.uk/webcast](http://www.waverley.gov.uk/webcast).

Yours sincerely

ROBIN TAYLOR  
Head of Policy and Governance

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### **NOTE FOR MEMBERS**

Members are reminded that Contact Officers are shown in each report and members are welcome to raise questions, etc. in advance of the meeting with the appropriate officer.

### **AGENDA**

1. **ELECTION OF CHAIRMAN**

To elect a Chairman for the purposes of the meeting.

2. **LICENSING ACT 2003 - APPLICATION FOR A NEW PREMISES LICENCE - KILNSIDE FARM SHOP, KILNSIDE FARM, MOOR PARK LANE, FARNHAM, SURREY, GU10 1NS (Pages 5 - 32)**

The purpose of the report is to enable the Sub-Committee to consider an application for a new Premises Licence for Kilnside Farm Shop, Kilnside Farm, Moor Park Lane, Farnham, Surrey GU10 1NS under section 17 of the Licensing Act 2003. Four relevant representations have been received from 'other persons'.

#### **Recommendation**

- It is recommended that the Sub-Committee considers the application and evidence of all parties involved at the hearing and then determine the application.
- Members must determine the application in accordance with the Licensing Act 2003 (Hearings) Regulations 2005.
- The Sub-Committee should take such steps (as described at paragraph 8.11 below) as it considers appropriate for the promotion of the licensing objectives.

Once determined, the licensing authority must provide notification of the decision including its reasons to the applicant, any person who has made relevant representations and the Chief Officer of Police for the area in which the premises is situated.

3. LEGAL ADVICE

**For further information or assistance, please telephone  
Kimberly Soane, Democratic Services Officer, on 01483 523258 or by  
email at [kimberly.soane@waverley.gov.uk](mailto:kimberly.soane@waverley.gov.uk)**

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**Waverley Borough Council**

**LICENSING SUB-COMMITTEE C**

**13TH OCTOBER 2021**

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**Title:**

**LICENSING ACT 2003 - APPLICATION FOR A NEW PREMISES LICENCE-  
KILNSIDE FARM SHOP, KILNSIDE FARM, MOOR PARK LANE, FARNHAM,  
SURREY GU10 1NS.**

**[Wards Affected: All Farnham Wards]**

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**Portfolio Holder:** Cllr Palmer, Portfolio Holder for Operational & Enforcement

**Head of Service:** Richard Homewood Head of Environmental and Regulatory Services

Key decision: No

**Access:** Public

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**1. Purpose and summary**

- 1.1 The purpose of the report is to enable the Sub-Committee to consider an application for a new Premises Licence for Kilnside Farm Shop, Kilnside Farm, Moor Park Lane, Farnham, Surrey GU10 1NS under section 17 of the Licensing Act 2003. Four relevant representations have been received from 'other persons'.

**2. Background**

- 2.1. An application has been received for a new premises licence from Christopher Milton of Romilt Ltd., in respect of a farm shop to sale alcohol by retail.
- 2.2 The application proposes that the licence will allow the premises to sell alcohol for consumption off the premises only.
- 2.4 In accordance with the legislation, the applicant has sent copies of the application to responsible authorities and was advertised in accordance with the requirements of the Licensing Act 2003. The expiry date for making representations was 16th September 2021.

**3. Activities sought under this licence application**

3.1 In brief, the applicant seeks to licence the premises for the sale or supply of alcohol as shown below (off sales only). An extract of the relevant pages from the new application form is attached at Annexe 1.

- **Sale of Alcohol (Consumption Off the Premises Only)**

Monday to Sunday                      1000 to 1800

- **Opening hours**

Monday to Sunday                      1000 to 1800

3.2 Attached at Annexe 2 is a copy of the plans of the premises.

3.3 Attached at Annexe 3 is a plan showing the area of the premises and surrounding properties

**4. Representations received**

4.1. Within the consultation period, four valid 'relevant representations' were received.

**5. Responsible Authorities**

5.1 There have been no representation(s) received from Responsible Authorities.

**6. Other Persons**

6.1 There have been four (4) relevant representations from "other persons". A copy of the representations are attached at Annexe 4.

**7. Recommendation**

- It is recommended that the Sub-Committee considers the application and evidence of all parties involved at the hearing and then determine the application.

- Members must determine the application in accordance with the Licensing Act 2003 (Hearings) Regulations 2005.
- The Sub-Committee should take such steps (as described at paragraph 8.11 below) as it considers appropriate for the promotion of the licensing objectives.

Once determined, the licensing authority must provide notification of the decision including its reasons to the applicant, any person who has made relevant representations and the Chief Officer of Police for the area in which the premises is situated.

## **8. Reason for the recommendation**

- 8.1 The general principle is that an application for a new Premises Licence must be granted unless relevant representations are received. This is subject to the proviso that the applicant has complied with regulations in advertising and submitting the application.
- 8.2 Relevant representations are those which:
- Are about the effect of the granting of the application on the promotion of the licensing objectives
  - Are made by a Responsible Authority or other persons
  - Have not been withdrawn
  - Are not, in the opinion of the relevant Licensing Authority, frivolous or vexatious.
- 8.3 Licensing authorities are required to carry out licensing functions under the Licensing Act 2003 with a view to promoting the four licensing objectives of:-
- Prevention of crime and disorder;
  - Public safety;
  - Prevention of nuisance; and
  - Protection of children from harm.
- 8.4 Members should note that each objective is of equal importance. There are no other licensing objectives, and the four objectives are paramount considerations at all times.
- 8.5 The Licensing Sub-Committee must also consider Waverley Borough Council's Statement of Licensing Policy when deciding whether or not to grant the application. The terms of the Statement of Licensing Policy are highly persuasive, but not binding, on the Licensing Sub-Committee. The Licensing Sub-Committee may depart from the guidance contained in the

Statement of Licensing Policy if it considers there are clear and convincing reasons to do so.

- 8.6 Where there is a conflict between the Licensing Act 2003 and the Statement of Licensing Policy, the Licensing Act 2003 must prevail.
- 8.7 Members are required to have regard to the Home Office Guidance issued under section 182 of the Licensing Act 2003 in carrying out the functions of licensing authority. However, guidance does not cover every possible situation, so long as the guidance has been properly and carefully understood, members may depart from it if they have reason to do so. Full reasons must be given if this is the case
- 8.8 The guidance will be available for reference purposes at the meeting.\* Particular attention is drawn to:
- Conditions – paragraphs 1.16-1.17 and 10.1 to 10.66
  - The Licensing Objectives – paragraphs 2.1–2.32
  - Hearings - paragraphs 9.31 to 9.44

The guidance can be found at:

[https://assets.publishing.service.gov.uk/government/uploads/system/uploads/attachment\\_data/file/705588/Revised\\_guidance\\_issued\\_under\\_section\\_182\\_of\\_the\\_Licensing\\_Act\\_2003\\_April\\_2018\\_.pdf](https://assets.publishing.service.gov.uk/government/uploads/system/uploads/attachment_data/file/705588/Revised_guidance_issued_under_section_182_of_the_Licensing_Act_2003_April_2018_.pdf)

- 8.9 When relevant representations are received then the Sub-Committee must have regard to them.
- 8.10 The Licensing Sub-Committee can attach a “weight” to any relevant representations, such factors that could influence the “weight” to be placed on a representation could include:
- Whether the representation can be clearly related to any one of the four licensing objectives;
  - Whether the representation concerns matters over which the applicant is able to exercise control;
  - Whether the representation is based on “hearsay” evidence;
  - Whether the representation is supported by firm evidence;
  - Whether the person making the representation has attended the hearing in person.
- 8.11 The Sub-Committee must consider the application on its individual merits and take into account all relevant matters, then determine the application by taking the steps it considers appropriate and necessary / proportionate to promote the licensing objectives. Having considered all relevant representations, and having taken into account the promotion of the licensing objectives, a decision can be taken:



- To grant the licence, subject to the mandatory conditions and conditions consistent with the operating schedule;
- To impose additional relevant conditions to such an extent as is considered necessary for the promotion of the licensing objectives;
- To exclude any of the licensable activities to which the application relates
- To amend the times for all or some of the licensable activities;
- To refuse to specify a person on the licence as the designated premises supervisor
- To reject the application

## **9. Conditions**

- 9.1 Conditions will not be necessary if they duplicate a current statutory requirement and there is no duty to impose conditions consistent with the operating schedule – rather it is a power.

Conditions must relate to the representation(s) and any conditions imposed must be proportionate, clear, achievable and enforceable. Evident is required before conditions, restrictions or refusals can be imposed following representations – speculation is not sufficient but this does not prevent conditions being attached to a new premises on the basis of the history of the premises or the applicant (Daniel Thwaites PLC v Wirral Borough Magistrates' Court [2008] EWHC 838 Admin).

- 9.2 Members are also referred to the Home Office guidance on conditions, specifically section 10 (para 10.10) which states that licensing conditions should be tailored to the size, type, location and characteristics and activities taking place at the premises. Conditions should be determined on a case-by-case basis and standardised conditions, which ignore these individual aspects, should be avoided. Licensing authorities and other responsible authorities should be alive to the indirect costs that can arise because of conditions.
- 9.3 Licensing authorities should therefore ensure that any conditions they impose, are only those which are appropriate for the promotion of the licensing objectives.
- 9.4 If the Sub-Committee determines that it is necessary to modify the conditions, or to refuse the application for a Premises Licence application, it must give reasons for its decision.

## **10. The Role of the Licensing Sub-Committee**

- 10.1 Members should note that the Licensing Sub-Committee is meeting on this occasion solely to perform the role of licensing authority. The Sub-Committee sits in quasi-judicial capacity and must act impartially. It must offer a fair and

unbiased hearing of the application. In this case, Members should disregard the Council's broader policy objectives and role as statutory authority in other contexts. Members must direct themselves to making a determination solely based upon the Licensing Law, Guidance and the Council's Statement of Licensing Policy.

10.2 As a quasi-judicial body the Licensing Sub-Committee is required to consider the application on its merits. The Sub-Committee must take into account only relevant factors and ignore irrelevant factors. The decision must be based on material evidence, which tends logically to show the existence or non-existence of relevant facts, the occurrence of which would be relevant.

10.3 The Licensing Sub-Committee must give fair consideration to the contentions of all persons entitled to make representations to them.

10.4 The Licensing Sub-Committee is entitled to consider events outside of the premises if they are relevant, i.e., are properly attributable to the premises being open. The proprietors do not have to be personally responsible for the incidents for the same to be relevant. However, if such events are not properly attributable to the premises being open, then the evidence is not relevant and should be excluded. Guidance is that the licensing authority will primarily focus on the direct impact of the activities taking place at the licensed premises on members of the public, living, working, or engaged in normal activity in the area concerned.

10.5 The Sub-Committee can only consider matters within the application that have been raised through representations from Responsible Authorities (none in this case) and other persons. This will be decided on a case-to-case basis.

## **11. Relationship to the Corporate Strategy and Service Plan**

11.1 Waverley promotes and sustains a thriving local economy.

## **12. Implications of decision**

12.1 Resource (Finance, procurement, staffing, IT)

Members should be aware that Environmental and Regulatory Services does not have a direct budget provision for costs, should the applicant be successful in appealing to the Magistrates Court against a decision of the Council.

12.2 Risk management

Not applicable

12.3 Legal

## **12. Implications of decision**

An appeal against the determination of this application may be made to the Magistrates' Court within 21 days of all parties being notified of the local authority's decision. The applicant or any party making representation may make an appeal.

### 12.4 Equality, diversity, and inclusion

Under the Human Rights Act 1998, the Sub-Committee needs to consider the balance between the rights of the licensee and those making representations when making their decision. The Sub-Committee has a duty under section 17 of the Crime and Disorder Act 1998 when making its decision to do all it can to prevent crime and disorder in the Waverley area.

### 12.5 Climate emergency declaration

No matters directly impact upon the climate emergency declaration.

## **13. Consultation and engagement**

13.1 The application has been advertised at the premises and in a local paper in accordance with the requirements of the Licensing Act 2003

## **14. Other options considered**

14.1 Not applicable

## **15. Governance journey**

15.1 Not applicable

## **Annexes:**

Annexe 1 – An extract of the relevant pages from the new application form

Annexe 2 – A copy of the plans of the premises

Annexe 3 – A plan showing the area of the premises and surrounding properties

Annexe 4 – Copy of the representations received from 'Other Persons'

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## **Background Papers**

Background papers, as defined by Section 100D(5) of the Local Government Act 1972) are

The Licensing Act 2003

Guidance under 182 Licensing Act 2003

## Waverley's Statement of Licensing Policy

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### **CONTACT OFFICER:**

Name: Paul Hughes

Position: Licensing & Environmental Enforcement Manager

Telephone: 0148 3523189

Email: paul.hughes@waverley.gov.uk

### **Agreed and signed off by**

Legal Services: date 051021

Head of Finance: date

Strategic Director: date

Portfolio Holder: date

wk/202104298

16/9/21



**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 Christopher Milton - ROMILT 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			
Kilnside Farm Shop Kilnside Farm Moor Park Lane Farnham Surrey GU10 1NS			
Post town	Farnham	Postcode	GU10 1NS

Telephone number at premises (if any)	
Non-domestic rateable value of premises	£ 0 - (agricultural)

**Part 2 - Applicant details**

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

Please tick as

- |    |  |                                     |                             |
|----|--|-------------------------------------|-----------------------------|
| a) | an individual or individuals *                       | <input type="checkbox"/>            | please complete section (A) |
| b) | a person other than an individual *                  |                                     |                             |
|    | i as a limited company/limited liability partnership | <input checked="" type="checkbox"/> | please complete section (B) |
|    | ii as a partnership (other than limited liability)   | <input type="checkbox"/>            | please complete section (B) |
|    | iii as an unincorporated association or              | <input type="checkbox"/>            | 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 checked="" type="checkbox"/>	Mrs <input type="checkbox"/>	Miss <input type="checkbox"/>	Ms <input type="checkbox"/>	Other Title (for example, Rev)	
<b>Surname</b>			<b>First names</b>		
<b>Date of birth</b> over		I am 18 years old or		<input type="checkbox"/>	Please tick yes
<b>Nationality</b>					
Current residential address if different from premises address					
Post town				Postcode	
<b>Daytime contact telephone number</b>					
<b>E-mail address (optional)</b>					

**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)	
<b>Surname</b>			<b>First names</b>		
<b>Date of birth over</b>		I am 18 years old or		<input type="checkbox"/>	Please tick yes
<b>Nationality</b>					
Current postal address if different from premises address					
Post town		Postcode			
<b>Daytime contact telephone number</b>					
<b>E-mail address (optional)</b>					

**(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.**

<b>Name</b>	Romilt Ltd.
<b>Address</b>	Kilnside Farm Moor Park Lane Farnham Surrey GU10 1NS
<b>Registered number (where applicable)</b>	1236033
<b>Description of applicant (for example, partnership, company, unincorporated association etc.)</b>	Limited Company
<b>Telephone number (if any)</b>	
<b>E-mail address (optional)</b>	

**Part 3 Operating Schedule**

When do you want the premises licence to start?

DD	MM	YYYY

\*as soon as the process complete

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

DD	MM	YYYY

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

Farm Shop, off-sales only

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)
- b) films (if ticking yes, fill in box B)
- c) indoor sporting events (if ticking yes, fill in box C)
- d) boxing or wrestling entertainment (if ticking yes, fill in box D)
- e) live music (if ticking yes, fill in box E)
- f) recorded music (if ticking yes, fill in box F)
- g) performances of dance (if ticking yes, fill in box G)
- h) anything of a similar description to that falling within (e), (f) or (g) (if ticking yes, fill in box H)

**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**



J

<b>Supply of alcohol</b> Standard days and timings (please read guidance note 7)			<b>Will the supply of alcohol be for consumption – please tick</b> (please read guidance note 8)	On the premises	<input type="checkbox"/>
				Off the premises	<input checked="" type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	<b>State any seasonal variations for the supply of alcohol</b> (please read guidance note 5)  Open on demand for prearranged collection		
Mon	10	6			
Tue	10	6			
Wed	10	6			
Thur	10	6			
Fri	10	6			
Sat	10	6			
Sun	10	6			
			<b>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</b> (please read guidance note 6)		

**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	Christopher Milton
<b>Date of birth</b>	
Address	Kilinside Farm Moor Park Lane Farnham Surrey
Postcode	GU10 1NS
Personal licence number (if known)	LN/000007246
Issuing licensing authority (if known)	Waverley BC



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)**

Age Verification- U25 policy, proof of age required  
- no sales to U18

**b) The prevention of crime and disorder**

No drinking on the premises  
CCTV outside the premises already present

**c) Public safety**

All collection in person

**d) The prevention of public nuisance**

No drinking or consumption on site

**e) The protection of children from harm**

Age verification- U25 policy/ challenge 25

**Checklist:**

Please tick to indicate agreement


- I have made or enclosed payment of the fee.
- I have enclosed the plan of the premises.
- I have sent copies of this application and the plan to responsible authorities and others where applicable.
- I have enclosed the consent form completed by the individual I wish to be designated premises supervisor, if applicable.
- 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 (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.**

<b>Declaration</b>	<ul style="list-style-type: none"> <li>• [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).</li> <li>• 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, if appropriate (please see note 15)</li> </ul>
Signature	
Date	16/8/2021





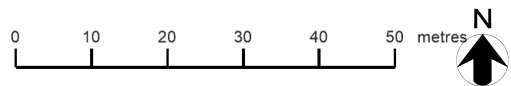
# ANNEXE 3



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Waverley Borough Council  
The Burys, Godalming  
Surrey, GU7 1HR  
Telephone: 01483 523333  
Fax No: 01483 426337



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Kate Halsall

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**From:** [REDACTED]  
**Sent:** 16 September 2021 14:15  
**To:** Licensing Policy  
**Subject:** Re: New application - Kilinside Farm GU10

[\*\* This email originates from an external source \*\*]

Hello

I would like to formally object to the license application as above.

I live [REDACTED] the farm where this activity is proposed and as a residential home-owner with young children I view it as a potential public safety issue and public nuisance to have premises storing and selling alcohol to the paying public across a private bridleway from our home.

The application is unclear on a number of points, and the access of any public coming to the farm will increase traffic on an unmade road, over which the applicant has no right to attract customers.

I hope this will go for further review in order to have the chance to fully understand and most likely object to the plans as they stand.

[REDACTED]  
[REDACTED]  
[REDACTED]  
[REDACTED]  
[REDACTED]  
[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]  
[REDACTED]  
[REDACTED]  
[REDACTED]  
[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

2

Kate Halsall

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**From:** [REDACTED]  
**Sent:** 16 September 2021 21:47  
**To:** Licensing Policy  
**Subject:** New application at Kilnside Farm

[\*\* This email originates from an external source \*\*]

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Dear Kate,

We live at [REDACTED] Rock House Lane, Runfold GU10 1NP. We would like to strongly object to Christopher Milton's application for an alcohol licence at Kilnside Farm on the basis that it is likely to massively increase the traffic down Rock House Lane (supposedly a quiet bridleway) and turn what used to be a peaceful domestic hamlet into an even busier business environment. Already since we have lived here [REDACTED] the peaceful lane that we moved into has been spoilt by the Milton family enterprise, and building projects, and traffic down Rock House Lane has increased massively because of them. Deliveries to their two "Dairy Farm Cottages" are now numerous (and noisy - rattling of Miltons heavy metal farm gate...idling of lorry engines... to say nothing of residents of said cottages' motorbikes loudly revving up Rock House Lane) every day. The Miltons' horseboxes and farm vehicles are responsible for unreasonable noise as well as additional heavy wear and tear on the road surface. Residents of Miltons' Dairy Farm Cottages have caused an eyesore on Moor Park Lane with their washing hanging out in public on the public footpath and a bright bile-green sign attached to the fence on the public bridleway announcing " This is the Home of the Funky Pickle" - a mobile food business being run from one of the Dairy Farm Cottages. If the Miltons now add to their already objectionable business enterprises with an off-licence, Rock House Lane is inevitably going to be further inundated with more unwanted traffic, noise, clanging of the Miltons' metal farm gate, trucks, lorries, cars, shouting and general disruption of what was, only a few years ago, a peaceful and pleasant place to live. The road is gradually being ruined by their unreasonable imposition on the lives of the residents of The Kilns.

There is no reason for an off- licence to be established in this residential, semi- rural hamlet, so I trust you will take our objection into consideration and not approve the application.

Kind regards

[REDACTED]

3

**Kate Halsall**

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**From:** Planning <Planning@farnham.gov.uk>  
**Sent:** Monday 27 September 2021 10:51  
**To:** Licensing Policy  
**Subject:** RE: Licensing Act 2003 - Application

**Follow Up Flag:** Follow up  
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Dear Kate

Apologies for the delay.

Farnham Town Council's concerns have not been allayed by the applicant and further issues have been raised by SUEZ.

Although Mr Milton corrected the fact that the paths are not the North Downs or Greensands Way, these are bridleways and links to the long distance footpaths.

Ownership of the access is still in question and the additional traffic generated will be harmful, dangerous and cause nuisance to the adjacent residents. Farnham Town Council maintains its objection to a new premises licence.

Kind regards  
Jenny



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**From:** Licensing Policy <Licensing.Policy@waverley.gov.uk>  
**Sent:** 22 September 2021 16:29  
**To:** Planning <Planning@farnham.gov.uk>  
**Subject:** FW: Licensing Act 2003 - Application

Good afternoon

The Licensing Manager has asked did the response from the applicant allay your concerns? As your objection is with regard to parking and traffic, this is not something that is covered by the licensing act. Are you able to clarify your original response. Many thanks.

Regards

Licensing Administrator, Environmental and Regulatory Services  
Waverley Borough Council, The Burys, Godalming, Surrey, GU7 1HR  
01483 523219 (ext 3219)  
[www.waverley.gov.uk/licensing](http://www.waverley.gov.uk/licensing)

[www.businesswaverley.co.uk](http://www.businesswaverley.co.uk)

From: Christopher Milton <\_\_\_\_\_  
Sent: 18 September 2021 16:42  
To: [Planning@farnham.gov.uk](mailto:Planning@farnham.gov.uk)  
Cc: Licensing Policy <[Licensing.Policy@waverley.gov.uk](mailto:Licensing.Policy@waverley.gov.uk)>  
Subject: Re: Licensing Act 2003 - Application

[\*\* This email originates from an external source \*\*]

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Dear Jenny on behalf of Farnham Town Council,

Thank you for giving your reasons behind the objection and I will now be able to provide answers to points that you have raised within your statement.

There is already established vehicular access which is in regular use by residents and patrons of Kilnside Farm, Kilnside Farm House and Kilnside Farm Cottage, Wey Cottage, 1&2 Old Diary Cottages from both Rock House Lane to the north and along Moor Park Lane. Moor Park Lane is also the vehicular access for Suez, and via the Shepherd and Flock, for the Ward councillor, her family, their delivery drivers and friends as well as those who live within the roundabout. The Farm has a long history of commercial vehicular use dating back to the early 1900's. All the farm vehicular access roads are also registered as bridleways specifically BW123 and BW124. These bridleways are not the North Downs Way or the Greensands Way those are somewhere else. All deliveries and collections for Kilnside Farm are always instructed to use the access from Rock House Lane being the shortest route from the public vehicular highway to minimise traffic using the farm road- Moor Park Lane. This is to cause minimal disruption to users of bridleway network.

As an already active farm shop for over five years, the parking for patrons has always been within the curtilage of the farm yard and its buildings never on the farm roads.

The mention of the opening times do not raise any concerns along with it. Collection will be by arrangement and during the opening of the existing farm shop.

At present the alcohol to be sold is our tradition craft cider produced on our farm and includes our own apples from our own orchard. This has been cleared by environmental health and is covered in our registration as a food business.

As an already trading Farm Shop, that has been in business for many years selling our farms meat, we see no reason as to why it should now be an inappropriate place. We are very popular with the local community and this popularity has increased over the covid period. We aim to provide locally sourced goods off our farm to the public at very reasonable prices helping to maintain and support the local areas dwindling agricultural and country feel. The farm shop has many regular local customers who pick up produce on foot and by bicycle as they pass through the farm using the footpaths and bridleways, as well as by car, and proving ever popular due to people looking to source more local produce and to support local farmers.

To be referred to as a remote location is surprising as we are within walking distance to two public houses [800m approximately], Farnham town centre, Farnham train station and local bus routes. The farm and its clients have direct road access off the Guildford Rd, Runfold and is joined, by the extensive network of footpaths and bridleways, to the busy housing areas of the Farnham Suburbs such as Compton and South Farnham, Runfold and Badshot lea

Kind Regards,  
Chris Milton

## Kilinside Farm Shop

On 13 Sep 2021, at 11:41, Licensing Policy <[Licensing.Policy@waverley.gov.uk](mailto:Licensing.Policy@waverley.gov.uk)> wrote:

Good morning

Please see below objection from Farnham Town Council. Are you able to provide an answer to their email? Please could you also include us in any correspondence with the Town Council. Many thanks.

Regards

**Licensing Administrator, Environmental and Regulatory Services**  
Waverley Borough Council, The Burys, Godalming, Surrey, GU7 1HR  
01483 523219 (ext 3219)  
[www.waverley.gov.uk/licensing](http://www.waverley.gov.uk/licensing)

[www.businesswaverley.co.uk](http://www.businesswaverley.co.uk)

**From:** Planning <[Planning@farnham.gov.uk](mailto:Planning@farnham.gov.uk)>  
**Sent:** 08 September 2021 14:07  
**To:** Licensing Policy <[Licensing.Policy@waverley.gov.uk](mailto:Licensing.Policy@waverley.gov.uk)>  
**Subject:** RE: Licensing Act 2003 - Application

[\*\* This email originates from an external source \*\*]

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Dear Kate

Please see below Farnham Town Council's objection to the proposed premises licence at Kilinside Farm.

Kind regards  
Jenny

### **New**

Kilinside Farm Shop, Kilinside Farm, Moor Park Lane, Farnham, GU10 1NS  
Romilt Ltd

An application has been received for a new premises licence. The application is for Off sales of alcohol and Opening hours 10:00-18:00 Monday to Sunday (Open on demand for pre-arranged collection).

**Farnham Town Council objects to the application for a new premises licence at this location. The plan of the proposed premises is unclear, the access is via a bridleway on the North Downs Way and Greensands Way, with no parking provision shown for 'prearranged collection' and public opening times starting at 10 and finishing at 6, 7 days a week. Farnham Town Council would like confirmation as to what alcohol is being sold from the premises – in this remote location, specifically for pre-arranged collections. This is an inappropriate location for vehicular access with the potential to cause public nuisance with vehicles parking on, or blocking, the popular walking and cycling route.**

<image001.png>

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**From:** Licensing Policy <[Licensing.Policy@waverley.gov.uk](mailto:Licensing.Policy@waverley.gov.uk)>  
**Sent:** 18 August 2021 13:08  
**To:** All Councillors Email Group <[AllCouncillorsEmailGroup@waverley.gov.uk](mailto:AllCouncillorsEmailGroup@waverley.gov.uk)>  
**Cc:** Planning <[Planning@farnham.gov.uk](mailto:Planning@farnham.gov.uk)>  
**Subject:** Licensing Act 2003 - Application

Dear Sir/Madam

An application has been received for a new premises licence. The application is for Off sales of alcohol and Opening hours 10:00-18:00 Monday to Sunday (Open on demand for pre-arranged collection). If you would like to make comment or representation on this application, the last date for representations is **16th September 2021**. All correspondence in relation to this application or if you have any queries in respect of this application, please do not hesitate to contact this office via email to [licensing@waverley.gov.uk](mailto:licensing@waverley.gov.uk).

**Premises Application Type Address Applicant**

Kilinside Farm Shop New Kilinside Farm, Moor Park Lane, Farnham, GU10 1NS Romlit Ltd

Regards

**Kate Halsall**  
**Licensing Administrator, Environmental and Regulatory Services**  
Waverley Borough Council, The Burys, Godalming, Surrey, GU7 1HR  
01483 523219 (ext 3219)  
[www.waverley.gov.uk/licensing](http://www.waverley.gov.uk/licensing)

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**Kate Halsall**

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**From:** [Redacted]  
**Sent:** Wednesday 29 September 2021 09:04  
**To:** Licensing Policy  
**Subject:** New application - Kilnside Farm GU10

**Follow Up Flag:** Follow up  
**Flag Status:** Flagged

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Good morning Kate, please find below our objections for the above alcohol application.

Firstly there is no established farm shop. The Milton's have historically sold lamb cuts to order for collection.

In reality there is nothing that remembers a farm shop ( no actually shop, no staff, no regular opening ours and no parking facilities.

To request an alcohol license for off sales has the potential to attract additional custom with the attendant increase in motor vehicle traffic on to the approach to Kilnside Farm on the bridle path and footpath approaches. These approaches are unmade gravel tracks often busy with walkers, horse riders , cyclists and dog walkers. These roads are constantly requiring repair and in need of constant maintenance.

These tracks are barley suitable for existing residence and visitors to properties at the convergence of Rock House Lane and Moor Park Lane and will additionally compound the current parking problems within the immediate area.

Kind regards

[Redacted signature]

Sent from my iPhone

[Redacted signature block]

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