
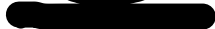


Mid Devon District Council – Licensing Act 2003

REPRESENTATION FORM

This representation is made about the premises to be licensed as detailed below:

Your full name	Lisa Turner
The name of the organisation / body you represent (if appropriate)	Blackdown Hills AONB Partnership
Postal address	Riverside, Hemyock, Cullompton, Devon EX15 3SH
Email address	
Contact telephone number	

Name of the premises you are making a representation about	Smeatharpe Stadium
Address of the premises you are making a representation about	Smeatharpe Stadium, Clayhidon, Honiton, Devon EX14 4SP

Your representation must relate to one of the four Licensing Objectives

<i>Licensing Objective</i>	<i>Yes Or No</i>	<i>Please detail the evidence supporting your representation or the reason for your representation. Please use separate sheets if necessary</i>
To prevent crime and disorder		
Public safety		
To prevent public nuisance	Yes	It is considered that granting of this licence would have an effect on the licensing objective of preventing public nuisance and would be at odds with conserving and enhancing the AONB. Please see statement on separate sheet at end of form.
To protect children from harm		

If you are making a representation against a new application or full variation, please suggest any conditions that could be added to the licence to remedy your representation (or other suggestions you would like the Licensing Sub Committee to take into account).	Conditions limiting opening hours. Conditions limiting sales only to those attending events on the premises and only for the duration of said events.
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Signed:

Date: 6th March 2023

Please see notes on reverse

NOTES

If you are making a representation in relation to a 'new' premises or a 'full variation' please read the following notes:

1. If you do make a representation you will be able to attend a meeting of the Licensing Authority's Committee and any subsequent appeal proceeding. If you do not attend, the Committee will consider any representations that you have made in your absence.
2. This form must be returned within the statutory period of 28 days following submission of a valid application to the Licensing Authority.
3. You may make a representation wherever you live in relation to the premises but your representation must be relevant.
4. Representations can only relate to the four licensing objectives.
5. Your representation will be passed to the applicant, to allow them the opportunity of addressing your concerns. Your representations will be published in the report available to the Licensing Committee, which will be publicly available.
6. Please return this form when completed to:

Licensing, Mid Devon District Council, Phoenix House, Phoenix Lane,
Tiverton, Devon, EX16 6PP.

Alternatively, you can email it to licensing@middevon.gov.uk.

If you are making a representation in relation to a 'minor variation' please read the following notes:

1. If you do make a representation, you should be aware that the application will be determined by an Officer. There will be no hearing and there is no right of appeal.
2. This form must be returned within the statutory period of 10 working days following submission of a valid application to the Licensing Authority.
3. You may make a representation wherever you live in relation to the premises but your representation must be relevant.
4. Representations can only relate to the four licensing objectives.
5. Please return this form when completed to:

Licensing, Mid Devon District Council, Phoenix House, Phoenix Lane,
Tiverton, Devon, EX16 6PP.

Alternatively, you can email it to licensing@middevon.gov.uk.

Reason for representation

I am writing to make representations to this licence application on behalf of the Blackdown Hills Areas of Outstanding Natural Beauty (AONB) Partnership as an interested party.

The AONB Partnership is a coalition of local authorities, government agencies, conservation organisations and community groups who work together to conserve and enhance this nationally important landscape. Smeatharpe is located at the geographical centre of the AONB.

It is our view that the Licensing Act should not be considered in isolation. The statutory purpose of Areas of Outstanding Natural Beauty is to conserve and enhance their natural beauty. The Countryside and Rights of Way Act 2000 places a duty on local authorities and other public bodies to have regard to this purpose in exercising their functions and duties. Defra guidance on this duty reiterates that it applies “to any decisions or activities an authority may take affecting land in these areas; not just to those that relate to narrowly-defined environmental or ‘countryside’ issues.”

The Blackdown Hills AONB Management Plan 2019 – 2024 is a statutorily required plan for the area. This sets out local authority policies for managing the AONB and contains the following policies considered to be relevant to this licence application:

RET3: Tourism and recreation provision will contribute to the local economy without harming the Blackdown Hills landscape, historic environment, biodiversity or tranquillity, and respecting the special qualities of the AONB

LC3: Promote high levels of peace and tranquillity with dark night skies by minimising noise, intrusive development and light pollution

Within this context it is considered that granting of this licence would have an effect on the licensing objective of preventing public nuisance and would be at odds with conserving and enhancing the AONB.

Although a well-established venue, racing and other activities at the stadium are rightly limited in respect of days and hours currently. It is therefore of some concern that this application appears to be well over and above that required to provide a service for spectators and participants at organised events. A licence which permits sale and consumption of alcohol 365 days a year up to 11.30 pm each night at an outdoor venue in the middle of the AONB risks encouraging additional noise, lights, activity and traffic which would adversely affect nocturnal wildlife and nearby residents and holiday-makers.