

The Licensing Act 2003

Interested Party Representation Form

The Licensing Act 2003 (the act) makes local authorities responsible for the licensing of pubs, clubs, theatres, cinemas, restaurants, takeaways and so on. Some premises may apply to extend their hours or add some form of regulated entertainment and this is where interested parties can have their say by making relevant representations and objecting to the proposals.

Interested parties

As well as Responsible Authorities, any other person can play a role in a number of licensing processes under the 2003 Act. This includes any individual, body or business entitled to make representations to licensing authorities in relation to application for the grant, variation, minor variation or review of premises licences and club premises certificates, regardless of their geographical proximity to the premises. Any representations made by these persons must be 'relevant'. For a representation to be relevant it must:

- relate to the likely effect of the grant of the licence on the promotion of the licensing objectives
- be made by an interested party or responsible authority
- not have been withdrawn
- not be 'frivolous' or 'vexatious' or, in the case of a review, 'repetitious' if made by an interested party

In the case of variation applications, the representation must be confined to the subject matter of the variation.

What are the Licensing Objectives?

- **The prevention of crime and disorder**

(Examples of representations relevant to this objective are illegal drugs, sex related activities, violent behaviour, anti-social behaviour, drunkenness, drug dealing, underage selling, however, guidance issued under Section 182 of the Act states that beyond the immediate area surrounding the premises are matters for the personal responsibility of individuals under the law)

- **Public safety**

(Examples of representations relevant to this objective are lack of adequate lighting, unauthorised alterations to property and so on)

- **The prevention of public nuisance**

(Examples of representations relevant to this objective are noise nuisance, noxious smells, anti-social behaviour, litter in the vicinity and so on)

- **The protection of children from harm**

(Examples of representations relevant to this objective are underage selling, sexual activities, access to premises, drugs use and so on)

The Section 182 Guidance is a valuable source of information that interested parties may wish to consult when considering making a representation and can be found online on this link: <https://www.gov.uk/government/publications/explanatory-memorandum-revised-guidance-issued-under-s-182-of-licensing-act-2003>

Section 1 - Application Details

Applicants Name	
Premises Name	The Turkey Shed
Premises Address	Albion Farm Shop and the turkey Shed Delph OL3 5RQ
Type of Application	To play live and recorded music, play movies and dancing outdoors.

Section 2 – Details of Person making Representation

(if you are a representative for an objector please use the next section)

Title <i>(Mr/Mrs/Miss/Ms/Other)</i>	Mr and Mrs
Full Name	David and Claire Brown
Telephone	
Email Address <i>(we will use this to correspond with you unless you notify us otherwise)</i>	
Full Address <i>(Including postcode)</i>	Brae Lea, Thurston Clough Road Dobcross Oldham OL3 5RE

Please note that a full copy of your objection (including your name and address) will be sent to the applicant and will be a public document at any hearing of this matter.

Section 3 – Details of Representative

Title <i>(Mr/Mrs/Miss/Ms/Other)</i>	
Full Name	
Telephone	
Organisation	
Email Address <i>(we will use this to correspond with you unless you notify us otherwise)</i>	
Full Address <i>(Including postcode)</i>	

Please state nature of position:

(residents association / ward councillor / MP / trade association)

Section 4 – Representation Details

*

I object to the application being granted at all

I object to the application being granted in its current form*

*if you choose this option remember to tell us in Section 5 what changes you would like to see

You need to complete the boxes below as fully as possible. If you do not, then the Licensing Panel may not understand why you have objected.

Try to be as specific as possible and give examples such as “on 1st February 2021 I could hear loud music from the premises between 10pm and 1am. I am concerned that if the premises is allowed to open until 2am this will cause further public nuisance to me and other residents on the street”

Licensing Objectives

The Prevention of Crime & Disorder

Please state the reasons you believe granting the application will undermine this objective

At times, the attendees of the Turkey Shed congregate outside, on the car park disturbing neighbours. If the new license is granted, this will occur later, and in to the early hours of the morning and in greater numbers. The potential for crime and nuisance to the local neighbours is high. There are also very limited public transport facilities in the area, actually none in the early hours, increasing the likelihood of drink driving from the venue. We don't believe that the proposal meets requirements to mitigate these issues.

Public Safety

Please state the reasons you believe granting the application will undermine this objective

The Prevention of Public Nuisance

The area in which the Turkey Shed is situated, is a rural area. We, and most other residents moved to the area for the tranquillity, peace and natural atmosphere of the surroundings. Live, amplified music and the revellers attending such activities would be impossible to contain within the geographical area, which is in a valley, in which sounds echo. We can categorically attest to this as The Turkey Shed held an event on 20th June, either licensed or not, which meant that even speaking to family within our own garden necessitated raising our voices to properly hear each other. The music and shouting of the attendees could be heard indoors, even with doors and windows closed. The application to play music at these times, with the potential for it to happen up to 7 days a week is deeply inappropriate in such a rural area with residential properties so close. Residents in the surrounding area moved here with the reasonable expectation of peace and tranquillity. This proposal threatens to fundamentally alter the rural character of the area and infringe on residents' rights to the peaceful enjoyment of their homes, contrary to Article 8 of the European Convention on Human Rights.

Lack of Mitigation and Unsuitability of Venue.

We have grave concerns about this application due to the lack of acoustic screening or sound limiting equipment. The surrounding area is not conducive to this. As the license request is for outdoors, and on a farm, the audience numbers could potentially be extensive. We also have huge concerns about the frequency of events. In the summer, we could potentially be subjected to this nuisance, every day of the week for months. This is wholly unacceptable.

A farm shop in a rural location, designed for daytime retail and agricultural use is simply not a suitable venue for high-volume entertainment extending into the early morning. Allowing this would set a dangerous precedent for similar non-purpose-built venues in residential rural communities.

Outdoor amplified sound into the early hours poses a significant risk of statutory nuisance, as defined in the Environmental Protection Act 1990. Night-time noise has well-documented negative impacts on sleep, mental health, and general wellbeing, particularly in quiet rural areas where background noise levels are very low.

Please state the reasons you believe granting the application will undermine this objective

Protection of Children from Harm

Please state the reasons you believe granting the application will undermine this objective

Section 5 – Suggestions

(please provide any suggested conditions that could be added to the licence if granted which would remedy the cause of your representation, or other suggestions you would like the licensing panel to consider)

Section 6 – Signature

Sign: David and Claire Brown

Date: 4/9/25

Guidance Notes:

Please provide all relevant information you feel is pertinent to the consideration of the application. The Licensing Authority will review all representations as they are received, and any information contained within representations that is not considered relevant for the purposes of determining the application will be highlighted.

Members of the Panel who preside over any subsequent hearing to determine the application will be alerted to the highlighted sections of representations and informed those sections cannot be considered in their decision-making process.

If you do make a representation you will be invited to attend the Licensing Panel hearing and any subsequent appeal hearings. Where you choose to attend the Panel, you may only address the panel around the relevant sections of your representation and will not be permitted to discuss the highlighted irrelevant information.

Please return the completed representation form, and any additional evidence, to the Licensing Service, Sir Robert Peacock House, Vulcan Street, Oldham, OL1 4LA or email to representations@oldham.gov.uk

TIME LIMITS

All representations must be returned within the statutory period, generally 28 days from the date the notice was displayed on the premises or the date specified in the public notice in the newspaper.

If you are unsure of the time limit to lodge a representation for a particular application, please check with the Licensing Service by emailing representations@oldham.gov.uk