

LICENSING COMMITTEE AGENDA

Thursday, 05 January 2017 at 07:15 PM

**Committee Room 1, Braintree District Council, Causeway House,
Bocking End, Braintree, CM7 9HB**

THIS MEETING IS OPEN TO THE PUBLIC
(Please note this meeting will be audio recorded)

www.braintree.gov.uk

Members of the Licensing Committee are requested to attend this meeting to transact the business set out in the Agenda.

Membership:-

Councillor Mrs J Allen	Councillor H Johnson
Councillor M Banthorpe (Chairman)	Councillor Mrs J Money
Councillor P Barlow	Councillor Mrs J Pell
Councillor J Baugh (Vice Chairman)	Councillor R van Dulken
Councillor J Elliott	Councillor Mrs L Walters
Councillor J Goodman	Councillor Mrs S Wilson
Councillor A Hensman	

Members unable to attend the meeting are requested to forward their apologies for absence to the Governance and Members Team on 01376 552525 or email governance@braintree.gov.uk by 3pm on the day of the meeting.

N BEACH
Chief Executive

INFORMATION FOR MEMBERS - DECLARATIONS OF INTERESTS

Declarations of Disclosable Pecuniary Interest, Other Pecuniary Interest or Non-Pecuniary Interest

Any member with a Disclosable Pecuniary Interest, other Pecuniary Interest or Non-Pecuniary Interest must declare the nature of their interest in accordance with the Code of Conduct. Members must not participate in any discussion of the matter in which they have declared a Disclosable Pecuniary Interest or other Pecuniary Interest or participate in any vote, or further vote, taken on the matter at the meeting. In addition, the Member must withdraw from the chamber where the meeting considering the business is being held unless the Member has received a dispensation from the Monitoring Officer.

Question Time

The Agenda allows for a period of up to 30 minutes when members of the public can speak. Members of the public wishing to speak are requested to register by contacting the Governance and Members Team on 01376 552525 or email governance@braintree.gov.uk no later than 2 working days prior to the meeting. The Council reserves the right to decline any requests to register to speak if they are received after this time. Members of the public can remain to observe the public session of the meeting.

Please note that there is public Wi-Fi in the Council Chamber, users are required to register in order to access this. There is limited availability of printed agendas.

Health and Safety

Any persons attending meetings in the Council offices are requested to take a few moments to familiarise themselves with the nearest available fire exit, indicated by the fire evacuation signs. In the event of an alarm you must evacuate the building immediately and follow all instructions provided by officers. You will be assisted to the nearest designated assembly point until it is safe to return to the building.

Mobile Phones

Please ensure that your mobile phone is switched to silent during the meeting in order to prevent disturbances.

Webcast and Audio Recording

Please note that this meeting will be audio recorded only.

Documents

Agendas, reports and minutes for all the Council's public meetings can be accessed via www.braintree.gov.uk

We welcome comments from members of the public to make our services as efficient and effective as possible. If you have any suggestions regarding the meeting you have attended, you can send these via governance@braintree.gov.uk

- 1 Apologies for Absence**
- 2 Member Declarations**
To declare the existence and nature of any Disclosable Pecuniary Interest, other Pecuniary Interest, or Non-Pecuniary Interest relating to Items on the Agenda having regard to the Code of Conduct for Members and having taken appropriate advice (where necessary) before the meeting.
- 3 Minutes of the Previous Meeting**
To approve as a correct record the Minutes of the meeting of the Licensing Committee held on 16th November 2016 (copy previously circulated).
- 4 Public Question Time**
(See paragraph above)
- 5 Application for a Street Trading Consent - Eastways, WITHAM** **5 - 19**
- 6 Application for a Street Trading Consent - Hatfield Road, WITHAM** **20 - 35**
- 7 Dangerous Wild Animals Act 1976 - Application for a Licence to Keep Wild Animals** **36 - 56**
- 8 Urgent Business - Public Session**
To consider any matter which, in the opinion of the Chairman, should be considered in public by reason of special circumstances (to be specified) as a matter of urgency.
- 9 Exclusion of the Public and Press**
To agree the exclusion of the public and press for the consideration of any Items for the reasons set out in Part 1 of Schedule 12(A) of the Local Government Act 1972.

At the time of compiling this Agenda there were none.

10 Urgent Business - Private Session

To consider any matter which, in the opinion of the Chairman, should be considered in private by reason of special circumstances (to be specified) as a matter of urgency.

APPLICATION FOR STREET TRADING CONSENT - EASTWAYS, WITHAM		Agenda No: 5
Portfolio	Environment and Place	
Corporate Priority:	Keeping our District clean and tidy Protecting our environment Promoting safe and healthy living Encouraging flourishing communities Boost employment skills and support business Promoting and improving our town centres	
Report presented by:	John Meddings	
Report prepared by:	John Meddings	
Background Papers:		Public Report
1. Application made by Mr Mehmet Ali Gul (Appendix 1) 2. Representations received during the consultation period (Appendix 2) 3. Braintree District Council Street Trading and Collections Policy		Key Decision: No
Executive Summary:		
To consider an application by Mr Mehmet Ali Gul for a Street Trading Consent at Eastways, Witham. The Council's Street Trading and Collections Policy specifies that if representations are received the application is required to be determined by the Licensing Committee.		
Recommended Decision:- To determine one of the following options:-		
1. To GRANT the application for a Street Trading Consent. 2. To GRANT the application for a Street Trading Consent with amendments. 3. To GRANT the application for a Street Trading Consent with additional conditions. 4. To REFUSE the application for a Street Trading Consent.		
Purpose of Decision:		
Members of the Licensing Committee are requested to consider an application made by Mr Mehmet Ali Gul for Eastways, Witham.		

Corporate Implications	
Financial:	If the application is unsuccessful the fee will be returned to the applicant.
Legal:	There is no right of appeal given to the applicant.
Safeguarding:	Not applicable
Equalities/Diversity:	Not applicable
Customer Impact:	The decision made could have an impact on the applicant's business and that of surrounding businesses.
Environment and Climate Change:	Not applicable
Consultation/Community Engagement:	Application subject to a 28 day public consultation period in accordance with Braintree District Council's Street Trading Policy.
Risks:	None
Officer Contact:	John Meddings
Designation:	Licensing Officer
Ext. No.	2213
E-mail:	john.meddings@braintree.gov.uk

1. Application

- 1.1 The Licensing Authority received an application for a Street Trading Consent from Mr Mehmet Ali Gul on 17 November 2016, which was validated on the same day (Appendix 1).
- 1.2 In accordance with the Council's Street Trading Policy, the Licensing Department consulted with the following:
 - Essex Police
 - Essex County Council Highways and Highways Agency
 - Local Ward Members
 - Parish/Town Council
 - Braintree District Council – Planning Department
 - Braintree District Council – Environmental Health
 - Relevant local traders selling similar commodities within 500m radius of the proposed site
- 1.3 The hours that the applicant is proposing to trade are set out below:

Monday to Friday	07:00 to 16:00
------------------	----------------
- 1.4 The applicant proposes to sell burgers, bacon, sausages, chips, chickens and hot and cold drinks.

2. Representations

- 2.1 During the consultation period, the application received four representations. These representations were from businesses in the vicinity and Witham Industrial Watch (Appendix 2).

3. Decision

- (1) Following the determination of an application by the Committee, the applicant and any objectors will be notified of the decision at the end of the meeting. The Licensing Team will then send confirmation in writing, as soon as possible after the decision, or in any case within seven days of the meeting.
- (2) There is **no right of appeal against refusal** to issue consent; therefore any applicant who is aggrieved by the Council's decision has an option to seek a Judicial Review. Where an application is refused, **payment of the application fee shall be refunded.**

ST233

16/01999/STR

APPENDIX 1

Please return to LICENSING,
Braintree District Council,
Causeway House, Bocking End,
Braintree, Essex CM7 9HB

Braintree
District Council

BRAINTREE DISTRICT COUNCIL

**Application for the Grant or Renewal of a
Street Trading Consent**

Local Government (Miscellaneous Provisions) Act, 1982 Section 3, Schedule 4)

NOTE: Before completing this form applicants are requested to read the Braintree District Council Street Trading Policy, which accompanies this application form

You are requested to complete this form in block capitals

1. I, MEHMET ALI GUL

of ... [REDACTED]

[REDACTED]

Date of Birth [REDACTED]

Daytime telephone number :- [REDACTED]

hereby apply for a street trading consent to trade in the following streets:-
(Please specify streets and areas in which you wish to trade)

EASTWAYS, WITHAM

.....

.....

.....

PLEASE ENSURE YOU DO NOT INCLUDE ANY REQUEST FOR MARKET DAY
TRADING (See Braintree District Council Street Trading Policy – item 9)

2. I wish to trade on the following days between the hours specified.
(Please see Note – See Braintree District Council Street Trading Policy – Item 8)

Monday: From 7am To 4pm Friday: From 7am To 4pm
Tuesday: From 7am To 4pm Saturday: From To
Wednesday: From 7am To 4pm Sunday: From To
Thursday: From 7am To 4pm

3. If you wish to trade for a short period, please specify what period below. (i.e Month of January). You will pay the day's trading fee per day you wish to trade.

.....

- 4 I proposed to trade in the following items:-

BURGERS, BACON, SAUSAGES, CHIPS, CHICKENS,
HOT AND COLD DRINKS,

- 5 The registration number of the vehicle from which I propose to trade is:-

LT 54 CRJ

A photograph or fully drawn details of the proposed stall/vehicle, giving dimensions, must be submitted with new applications or if the stall/vehicle has changed.

Special Events

At special events, we will issue one consent to the person organising the event, rather than to each individual trader. We will issue a single consent, which will cover a number of traders. Traders wishing to sell hot or cold food are not covered by a consent issued for a special event. Each trader wishing to sell food is required to apply for an individual consent

NOTE : * If the event is being held on behalf of raising funds for a charity etc the fee will be waived.

Please identify the number of traders to be covered:

Category 1 – Up to 10 traders

Category 2 – Between 11 and 19 traders

Category 3 – Over 20 traders

A photograph or fully drawn details of the proposed stalls/vehicles, giving dimensions, must be submitted with applications.

5 I enclose a payment of:-

For 1 day's trading per week per annum	108.00
For 2 day's trading per week per annum	189.00
For 3 day's trading per week per annum	259.00
For 4 day's trading per week per annum	324.00
For 5 day's trading per week per annum	431.00
For 6 day's trading per week per annum	486.00
For 7 day's trading per week per annum	540.00

One day's trading 22.00 per day

Special Events

Category 1 – Up to 10 traders	43.00
Category 2 – Between 11 and 19 traders	59.00
Category 3 – Over 20 traders	75.00

(Cheques should be made payable to "Braintree District Council")

7. I am 17 years of age or over

Signature: 

Date: 17/11/16

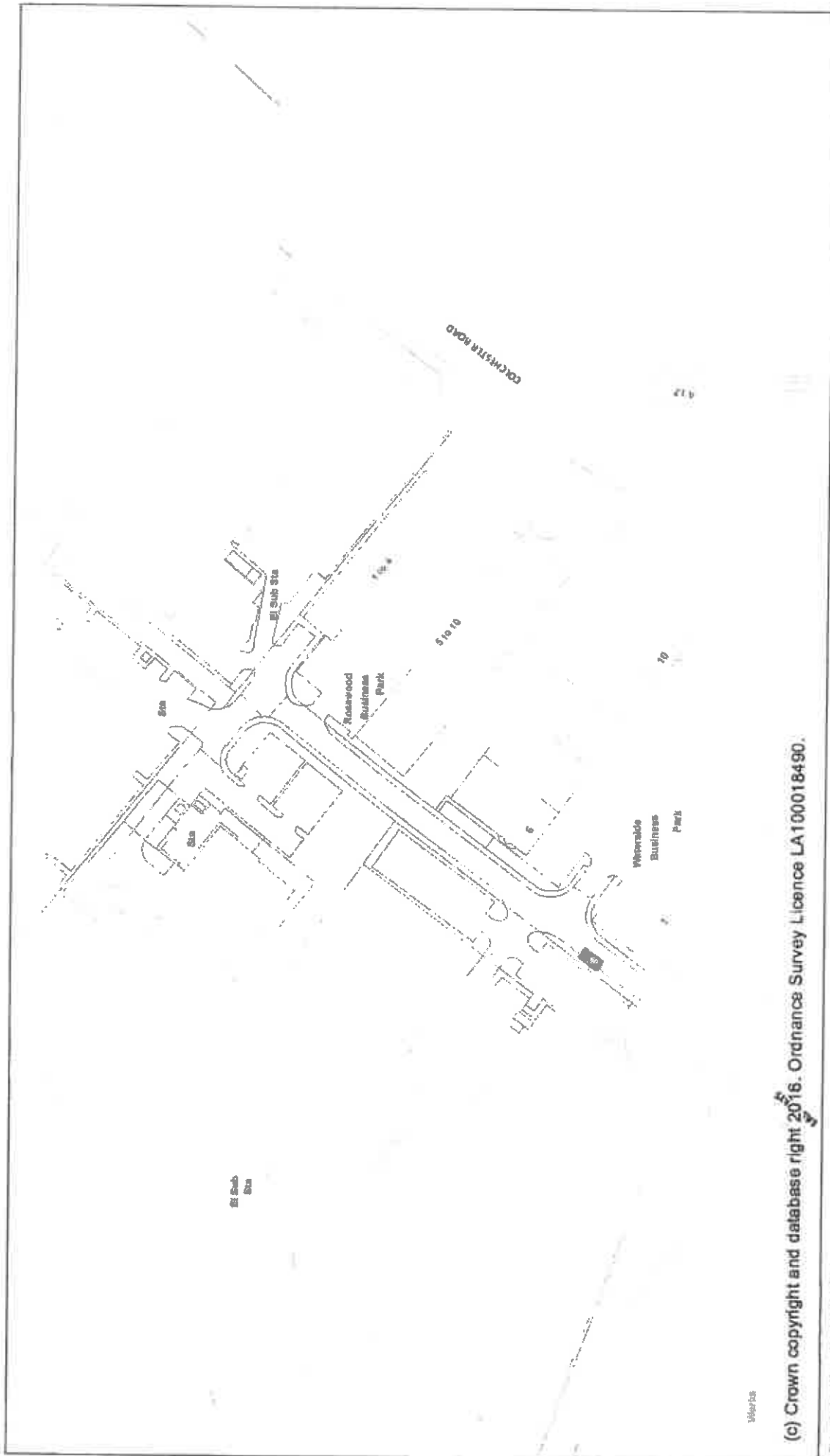
Please return this form to:-

Licensing Officer
Braintree District Council
Causeway House
Bocking End
Braintree
Essex
CM7 9HB

IMPORTANT if you intend to be a 'static trader', to assist in the consideration of your application, you are asked to provide a small sketch of the area from which you wish to trade and the proposed position of the vehicle. Please specify one or two roads and landmarks to help with identifying your proposal.

However, if you apply to renew the consent you currently hold and that application is for precisely the same site, a sketch will not be required.

The Information given here may be used in conjunction with other Local Authorities for the prevention and detection of fraud and is held on computer, which is subject to the Data protection Act 1998.



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Date: 21 Nov 2016

Author:

Map Notes

0 10 20 30 40 Meters



Scale: 1:1,250

Braintree
District Council

Jessica Mann
Licensing Administration Officer
Braintree District Council
Causeway House
Bocking End
Braintree
Essex
CM7 9HB
(by email to: jesma@braintree.gov.uk)

29th November 2016

Dear Jessica

Complaint Regarding Street Trader at Eastways, Witham Essex CM8 3YQ

Following discussions with Witham Industrial Watch, I wrote to Mr Meddings on the 19th October and have now been advised that you are the right person to contact regarding our concerns relating to the recent appearance of the Burger Van outside our offices at Compass House, Eastways Park, Witham, CM8 3YE.

To our surprise the van appeared outside our offices in October. We were not advised or consulted with in advance of the van's arrival.

As I expressed in my email to Mr Meddings, it was very disappointing to see this vehicle parked directly outside our relatively newly purchased site opposite our main reception area. Not only is the smell from the van unpleasant but it is unsightly. We also have people queuing to purchase food, then sitting on our wall to consume their purchases and using our flower beds as a litter bin. This continues to be an issue (although a dustbin has since been put out which has limited the rubbish).

In addition, people are parking precariously within the entrances to our site to enable them to use the facilities. This in itself is resulting in difficulties entering and leaving site safely as visibility is often difficult and parking is already an issue due to the recent implementation of extra double lines.

I also said to Mr Meddings that the advertising material for the van mentions our company by name, albeit spelt incorrectly, and is obviously something we do not wish to be directly associated with.

As a Company who has chosen to invest heavily in a Witham based business with our work force increasing by 35% within the last 18 months, and choosing to purchase Compass House as our Flagship building, we have been extremely disappointed to find ourselves having to make such a complaint.

I hope you understand the frustrations and concerns of us and our neighbouring businesses that have a similar view. I would appreciate your support in resolving the matter for us. For information there was a sandwich van based by the railway bridge for many years and I believe this would be a more suitable location.

If you require any further information please don't hesitate to contact me.

I look forward to hearing from you.

Yours sincerely



James Hayman
Managing Director

Webb, Alison

From: Doug Reynolds [REDACTED]
Sent: 24 November 2016 11:39
To: Mann, Jessica
Subject: RE: Street Trading Consent - Eastways, Witham, Essex, CM8 3YQ

Dear Jessica,

Of course we have objections to the renewal of the licence.

I am sure that between Hayman Ltd and Velta International we pay in excess of £300,000 per annum in rates and between us employ over 200 people in Witham.

Hayman Ltd and Velta International have spent the best part of £1 Million refurbishing this building (With Hayman having spent many millions initially on purchasing the building) to create prestige offices.

You have have just sanctioned for a "burger van" to be situated 30 feet from our main reception!!!!

How can you have just ignored the objections of the directors from both companies?

The "burger van" is unsightly, smells, causes rubbish, causes traffic congestion (on an estate that already has massive parking problems, our staff complain regularly).

Please can you confirm that we can visit your offices to discuss this (or even better, perhaps you could visit our offices to see how the location of this van affects our businesses).

Please confirm an acceptable date.

Regards,

Doug Reynolds
Managing Director

Velta International Ltd.
Velta Logistics Ltd.

Telephone: [REDACTED]



Webb, Allison

From: Mann, Jessica <jesma@braintree.gov.uk>
Sent: 15 December 2016 16:56
To: Meddings, John
Subject: FW: Street Trading Consent - Eastways, Witham, Essex, CM8 3YQ
Attachments: Photo 4 Eastways.pdf; Photo 3 Eastways.pdf; Photo 2 Eastways.pdf

Jessica Mann

Licensing Administration Officer

Braintree District Council | Causeway House, Bocking End, Braintree, CM7 9HB

☎ 01376 552525 Ext. 2644 | www.braintree.gov.uk | Jessica.Mann@braintree.gov.uk

From: Neil Cottrell [REDACTED]
Sent: 02 December 2016 11:48 AM
To: Mann, Jessica
Subject: Street Trading Consent - Eastways, Witham, Essex, CM8 3YQ

Good morning Jessica

I refer to the below & attached relating to a proposed burger van being situated directly outside our premises.

I wish to object to this application, principally on 2 issues :

1 – The proposed site is directly within a very congested parking area with limited street parking available for staff & visitors. Not only will the van itself take up some sorely needed space for our staff, but could potentially attract even more cars, making an already congested area even more so. The proposed site will be on a direct thoroughfare for heavy goods vehicles in a very narrow road.

2 – The van is proposed to be sited almost directly outside of our lobby entrance, which doesn't really help to portray the image we are trying to create with potential clients & visitors. We wish to be seen to be operating a professional company & the potential siting of the burger van could be seen to be validated by us, when it's not.

I believe there are several other sites within the local vicinity that could be better utilised, that don't impact directly on either a busy through road or the cosmetic appearance of the businesses in the area.

I trust the above is to your satisfaction, but should you have any further questions or queries please do not hesitate to contact me.

Kind regards. Neil

Neil Cottrell

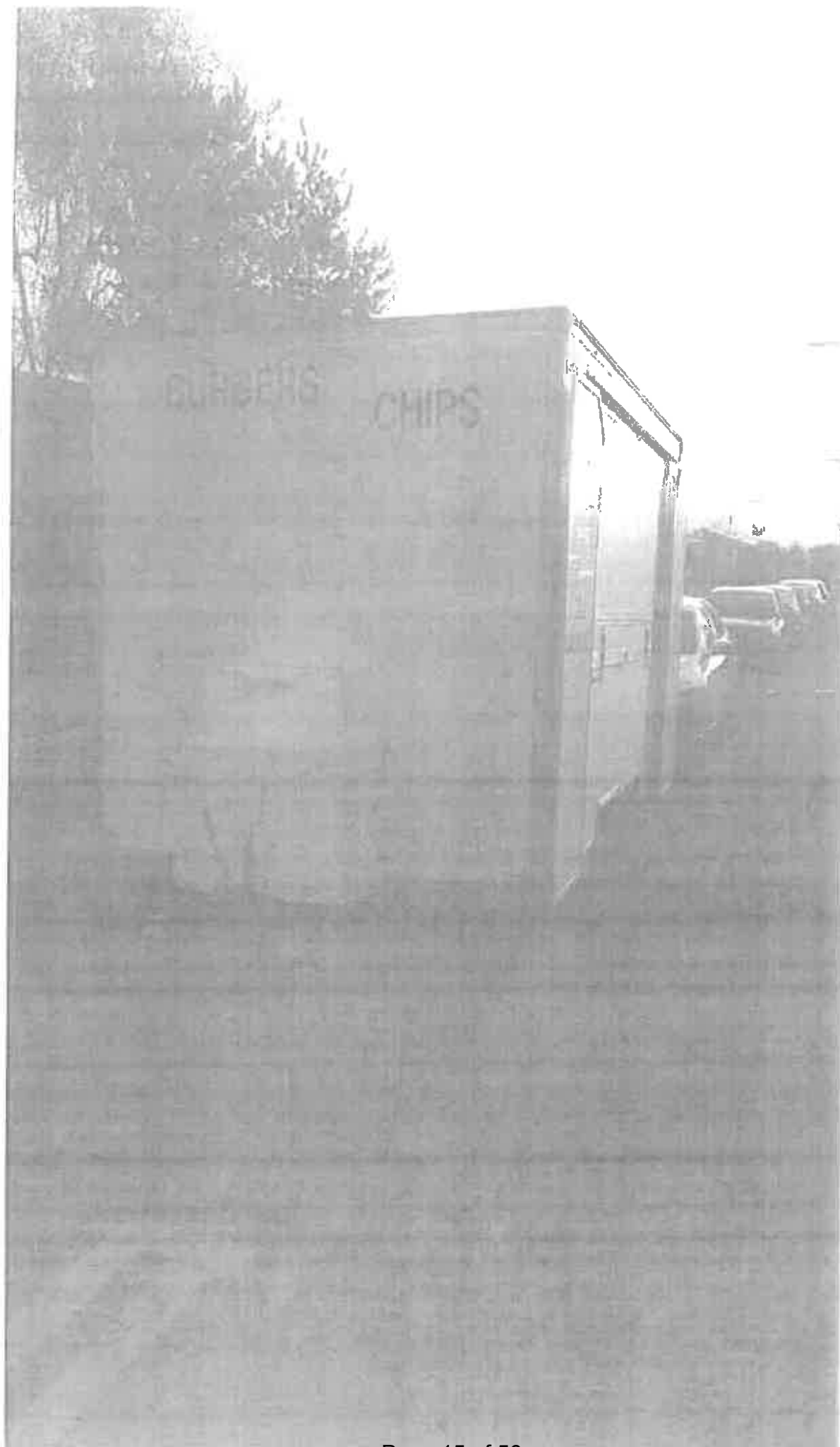
Velta Logistics Ltd

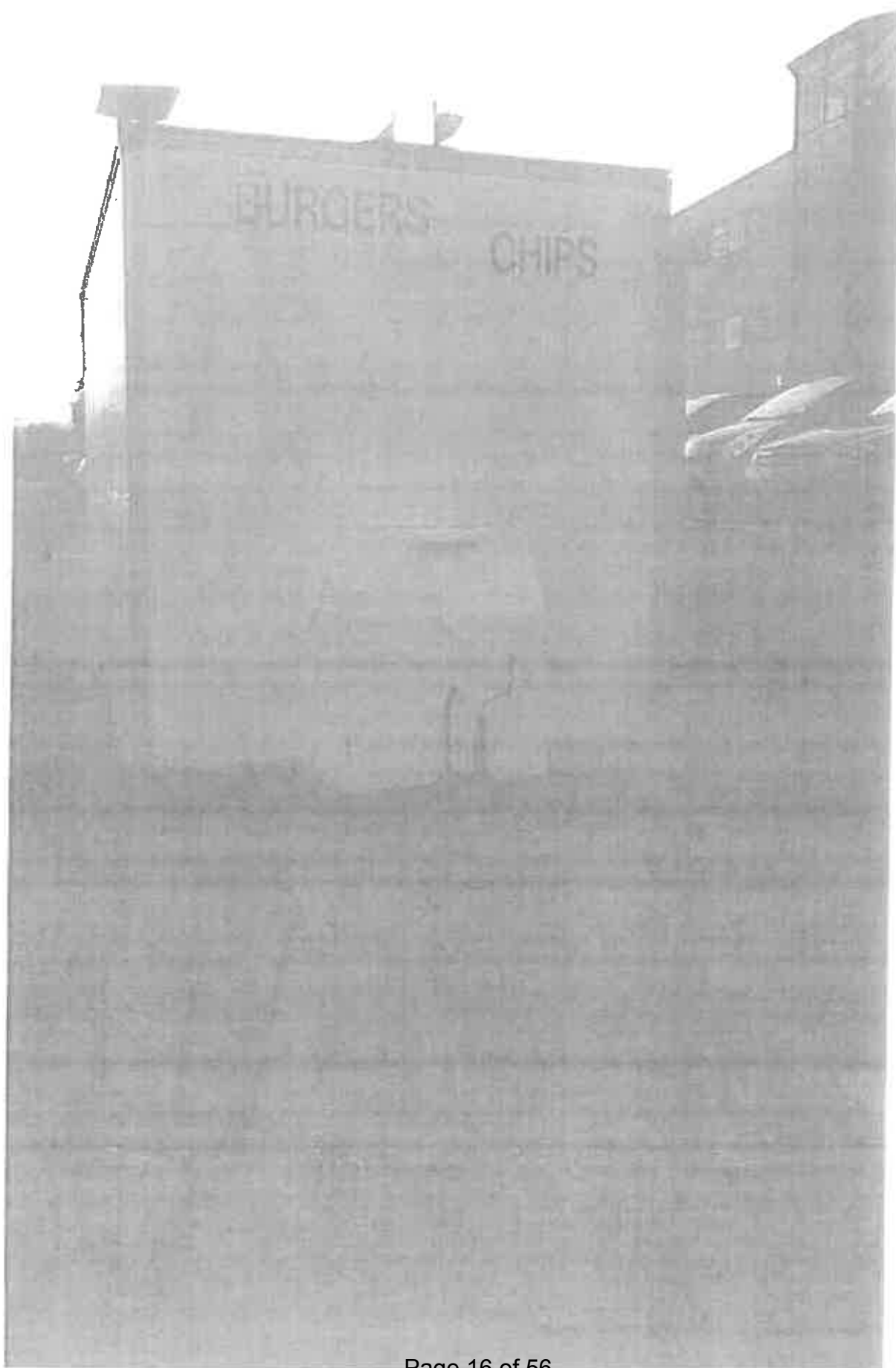
Telephone:

Main Line: [REDACTED]

Direct Line: [REDACTED]







Webb, Alison

From: Kate Carling [REDACTED]
Sent: 28 November 2016 15:40
To: Mann, Jessica
Cc: Valerie VWP; Chris Dale; Ian Jewell; Philip Lawrence; Mark Bailey; Neil Jesse; David Cocker
Subject: Fw: Street Trading Consent - Eastways, Witham, Essex, CM8 3YQ
Attachments: EASTWAYS HGV CHAOS.PNG

Dear Ms Mann

I am writing on behalf of the Board of Witham Industrial Watch (WIW).

Thank you for giving WIW the opportunity to comment on your proposal for a site for Mr Gul's fast food van on our estates.

WIW objects to the proposal. This stretch of Eastways has a serious traffic congestion problem. It is a dead end and it is not unusual for the area to be grid-locked with HGVs and cars, as the attached recent photo shows. North Essex Parking Partnership acknowledges the difficulties and has recently introduced double-yellow lines to this area as a first step towards resolving the issues. The introduction of a burger van will add further to the congestion, as workers and visitors to the estates often drive to such food vendors, thereby introducing more vehicles to what is already a traffic and parking hot-spot!

As a general comment, WIW does not believe there is a need for any more fast food vendors anywhere on Witham's industrial estates, for reasons of traffic congestion throughout the area.

Please kindly confirm receipt of this email.

With best regards.

Kate Carling
 Director
 Witham Industrial Watch

From: Mann, Jessica [<mailto:jesma@braintree.gov.uk>]
Sent: 21 November 2016 16:10
To: Undisclosed recipients:
Subject: Street Trading Consent - Eastways, Witham, Essex, CM8 3YQ

Dear Colleagues,

Please find attached a copy of a renewal for Street Trading Consent in respect of Mr Mehmet Ali Gul. I have also attached photos of the vehicle and the proposed site where Mr Gul will be trading.

I would be most grateful if you could let me have your observations within 14 days of the date of this email.

If I have not heard from you by the required date I will assume that you have no objections.

Thank you for your assistance in this matter.

Kind regards,

Jessica

Jessica Mann

Licensing Administration Officer

Braintree District Council | Causeway House, Bocking End, Braintree, CM7 9HB

☎ 01376 552525 Ext. 2644 | www.braintree.gov.uk | Jessica.Mann@braintree.gov.uk

SECOM-HD Cam 2

14:59:50.848

17/11/2016



APPLICATION FOR STREET TRADING CONSENT - HATFIELD ROAD (B1389), WITHAM		Agenda No: 6
Portfolio	Environment and Place	
Corporate Priority:	Keeping our District clean and tidy Protecting our environment Promoting safe and healthy living Encouraging flourishing communities Boost employment skills and support business Promoting and improving our town centres	
Report presented by:	John Meddings	
Report prepared by:	John Meddings	
Background Papers:		Public Report
<ol style="list-style-type: none"> 1. Application made by Mr Haci Cayir (Appendix 1) 2. Representations received during the consultation period (Appendix 2) 3. Braintree District Council Street Trading and Collections Policy 		Key Decision: No
Executive Summary:		
<p>To consider an application by Mr Haci Cayir for a Street Trading Consent at Hatfield Road (B1389), Witham. The Council's Street Trading and Collections Policy specifies that if representations are received the application is required to be determined by the Licensing Committee.</p>		
Recommended Decision :- To determine one of the following options:-		
<ol style="list-style-type: none"> 1. To GRANT the application for a Street Trading Consent. 2. To GRANT the application for a Street Trading Consent with amendments. 3. To GRANT the application for a Street Trading Consent with additional conditions. 4. To REFUSE the application for a Street Trading Consent. 		
Purpose of Decision:		
<p>Members of the Licensing Committee are requested to consider an application made by Mr Haci Cayir for Hatfield Road (B1389), Witham.</p>		

Corporate Implications	
Financial:	If the application is unsuccessful the fee will be returned to the applicant.
Legal:	There is no right of appeal given to the applicant.
Safeguarding:	Not applicable
Equalities/Diversity:	Not applicable
Customer Impact:	The decision made could have an impact on the applicant's business and that of surrounding businesses.
Environment and Climate Change:	Not applicable
Consultation/Community Engagement:	Application subject to a 28 day public consultation period in accordance with Braintree District Council's Street Trading Policy.
Risks:	None
Officer Contact:	John Meddings
Designation:	Licensing Officer
Ext. No.	2213
E-mail:	john.meddings@braintree.gov.uk

1. Application

1.1 The Licensing Authority received an application for a Street Trading Consent from Mr Haci Cayir on 30 September 2016, which was validated on the same day (Appendix 1).

1.2 In accordance with the Council's Street Trading Policy the Licensing Department consulted with the following:

Essex Police
Essex County Council Highways and Highways Agency
Local Ward Members
Parish/Town Council
Braintree District Council – Planning Department
Braintree District Council – Environmental Health
Relevant local traders selling similar commodities within 500m radius of the proposed site

1.3 The hours that the applicant is proposing to trade are set out below:

Monday to Sunday 17:00 to 23:00

1.4 The applicant proposes to sell kebabs, chicken, chips, burgers, soft and hot drinks.

2. Representations

2.1 During the consultation period the application received three representations. Two of the representations were from an existing Street Trading Consent

holder in the vicinity selling similar products. The other representation was from Essex County Council (Highways) (Appendix 2).

1. Mr Andrew Wood – Street Trading Consent Holder (Fryer Tuck Snack Bar)
2. Mrs M Freeston - Operator, Fryer Tuck
3. Olive Porter, Network Assurance Officer – Highways, Essex County Council

3. Decision

- (1) Following the determination of an application by the Committee, the applicant and any objectors will be notified of the decision at the end of the meeting. The Licensing Team will then send confirmation in writing, as soon as possible after the decision, or in any case within seven days of the meeting.
- (2) There is **no right of appeal against refusal** to issue consent; therefore any applicant that is aggrieved by the Council's decision has an option to seek a Judicial Review. Where an application is refused, **payment of the application fee shall be refunded.**

Auth Code - 010638
£540 16/01634/STR
ST238

APPENDIX 1

Please return to LICENSING,
Braintree District Council,
Causeway House, Bocking End,
Braintree, Essex CM7 9HB

Braintree
District Council

BRAINTREE DISTRICT COUNCIL

**Application for the Grant or Renewal of a
Street Trading Consent**

Local Government (Miscellaneous Provisions) Act, 1982 Section 3, Schedule 4)

NOTE: Before completing this form applicants are requested to read the Braintree District Council Street Trading Policy, which accompanies this application form

You are requested to complete this form in block capitals

1. I, HACI CAYIR
of [REDACTED]
[REDACTED]

Date of Birth [REDACTED]

Daytime telephone number : [REDACTED]

hereby apply for a street trading consent to trade in the following streets:-
(Please specify streets and areas in which you wish to trade)

HATFIELD ROAD (B1389)
WITHAM

PLEASE ENSURE YOU DO NOT INCLUDE ANY REQUEST FOR MARKET DAY
TRADING (See Braintree District Council Street Trading Policy – item 9)

2. I wish to trade on the following days between the hours specified.
(Please see Note – See Braintree District Council Street Trading Policy – Item 8)

Monday: From 5pm To 11pm Friday: From 5pm To 11pm
Tuesday: From 5pm To 11pm Saturday: From 5pm To 11pm
Wednesday: From 5pm To 11pm Sunday: From 5pm To 11pm
Thursday: From 5pm To 11pm

3. If you wish to trade for a short period, please specify what period below. (i.e Month of January). You will pay the day's trading fee per day you wish to trade.

.....

- 4 I proposed to trade in the following items:-

KEBABS, CHICKEN, CHIPS, BURGERS, SOFT DRINKS
AND HOT DRINKS

- 5 The registration number of the vehicle from which I propose to trade is:-

HV 58 UAP

A photograph or fully drawn details of the proposed stall/vehicle, giving dimensions, must be submitted with new applications or if the stall/vehicle has changed.

Special Events

At special events, we will issue one consent to the person organising the event, rather than to each individual trader. We will issue a single consent, which will cover a number of traders. Traders wishing to sell hot or cold food are not covered by a consent issued for a special event. Each trader wishing to sell food is required to apply for an individual consent

NOTE :* If the event is being held on behalf of raising funds for a charity etc the fee will be waived.

Please identify the number of traders to be covered:

Category 1 – Up to 10 traders

Category 2 – Between 11 and 19 traders

Category 3 – Over 20 traders

A photograph or fully drawn details of the proposed stalls/vehicles, giving dimensions, must be submitted with applications.

6 I enclose a payment of:-

For 1 day's trading per week per annum	108.00
For 2 day's trading per week per annum	189.00
For 3 day's trading per week per annum	259.00
For 4 day's trading per week per annum	324.00
For 5 day's trading per week per annum	431.00
For 6 day's trading per week per annum	486.00
For 7 day's trading per week per annum	540.00

One day's trading 22.00 per day

Special Events

Category 1 – Up to 10 traders	43.00
Category 2 – Between 11 and 19 traders	59.00
Category 3 – Over 20 traders	75.00

(Cheques should be made payable to "Braintree District Council")

7. I am 17 years of age, or over

Signature: 

Date: 29/09/16...

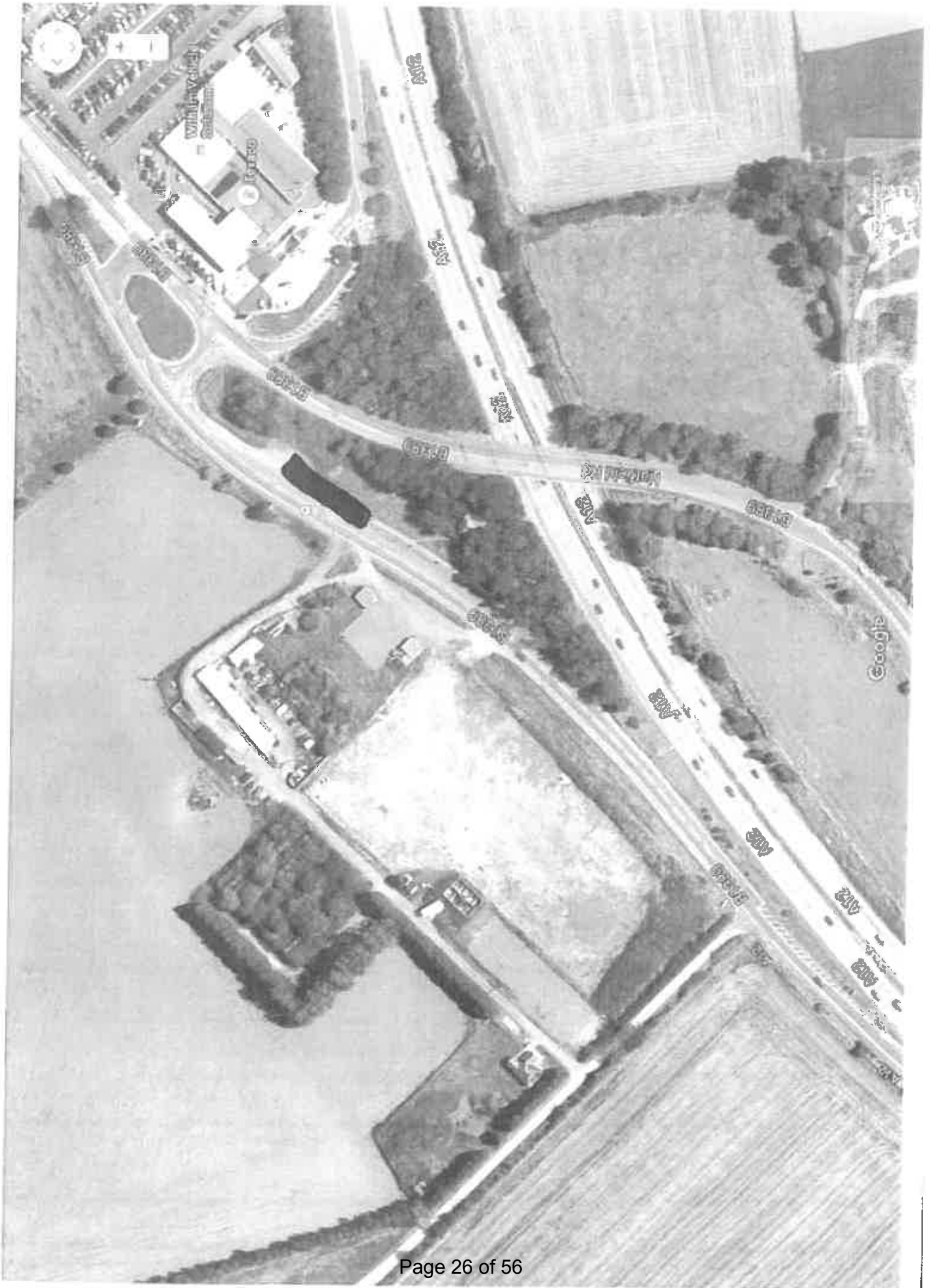
Please return this form to:-

Licensing Officer
Braintree District Council
Causeway House
Bocking End
Braintree
Essex
CM7 9HB

IMPORTANT if you intend to be a 'static trader', to assist in the consideration of your application, you are asked to provide a small sketch of the area from which you wish to trade and the proposed position of the vehicle. Please specify one or two roads and landmarks to help with identifying your proposal.

However, if you apply to renew the consent you currently hold and that application is for precisely the same site, a sketch will not be required.

The information given here may be used in conjunction with other Local Authorities for the prevention and detection of fraud and is held on computer, which is subject to the Data protection Act 1998.



R & J. R. Wood Ltd.
Farmers & Market Gardeners

ENVIRONMENTAL
 28 NOV 2016

Licensing Manager – Mr D Mellini

Dear Sir,

10 November 2016

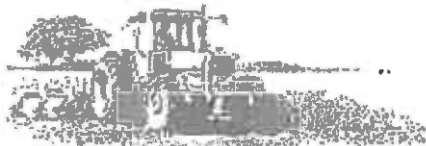
Street Trading Application re. Mr Haci Cayir 16/01634/STR

As regular users of this busy two-way slip-road we must raise objections on the following grounds:

- i) Until the promised renewing of the worn yellowing lining at the southern end of the layby (which safeguards the sight lines of south-bound users,) any encouragement of increased use would be suicidal. (see copy correspondence enc.)
- ii) We would object to any use later than 10.30pm
- ii) For the avoidance of doubt, the catering unit itself and the towing vehicle must not take up space in the lay-by itself.

Thank-you for your letter inviting comments on the above application. If you have any questions, please do not hesitate to contact me.

Yours faithfully,



Company Reg.No: [REDACTED]

Directors: A. F. WOOD O H KINGSFORD

VAT Reg.No: [REDACTED]



THE RT. HON. PRITI PATEL MP
WITHAM

HOUSE OF COMMONS
LONDON SW1A 0AA

Tel: 020 7219 3528
E-mail: withammp@parliament.uk
Website: www.pritipatelmp.com

Mr Andrew Wood



Our Ref: ZA37313

3 February 2016

Dear Mr Wood,

Please find enclosed the response recently received from the North Essex Parking Partnership (NEPP) to my representations on your behalf regarding degradation of the yellow lines on the north bound slip road at the south Witham interchange with the A12.

Mr Taylor, the technical lead of the NEPP, informs me that they are aware of the site in question, and will be seeking to remedy it once the weather improves and as soon as practical after April 1st.

Thank you for raising this particular issue with me.

Yours sincerely,



Rt Hon Priti Patel MP
Member of Parliament for Witham

From: "TechTeam" <techteam@colchester.gov.uk>
To: "WithamMP@parliament.uk" <WithamMP@parliament.uk>

Cc: Paul Kent <Paul.Kent@colchester.gov.uk>

Subject: FW: (Case Ref: ZA37313)

Dear Ms Patel

Thank you for your attached letter.

We are aware of the site which will be remedied, once the weather improves, as is the case with all maintenance items reported to us.

We are unable to refresh lines between the months of October and April due to the inclement and wet weather typically witnessed during this time period.

Remedial action at this site and others across the area we administer will be completed as soon as practicable as of April 1st and will subject to the conditions already described.

Kind regards

Shane Taylor
Technical Team Leader
North Essex Parking Partnership

R & J. R. Wood Ltd.

Farmers & Market Gardeners

Priti Patel MP

Dear Madame,

16 December 2015

Illegal Parking on Northbound South Witham Slip-road

I apologise for needing to contact you regarding safety concerns on the north-bound slip-road at the south Witham interchange with the A12.

The yellow lines from the 'No Entry' sign going into the taper of the lay-by have now worn away so much that they are barely visible to the naked eye, even though there has been no change to parking restrictions in this area. North-bound vehicles parked along this short stretch impede the flow of two-way traffic and dangerously reduce sight-line visibility on this busy single carriageway road close to our farm entrance.

In spite of writing and bringing this to the attention of the Witham police prior to 2014, then both Essex County Council and Essex police in May 2014 there has been no response or action to date. A letter (Jan.2015) to North Essex Parking Partnership has produced an identical response in spite of phaser phone calls in April & July. If helpful, I would be happy to meet a representative of the appropriate agency on site.

Yours faithfully,



Company Reg.No:

Directors: A. F. WOOD O. H. KINGSFORD

VAT Reg.No:

Rang NE PARKING 2 JLY 15 Spoke to Jake He will enquire and ring back
He mentioned there is change in ownership Highways // NE PP near there & I said the
area in question is likely to be in NEPP control.

Chaser call NE PARKING some time close to Easter

R & J. R. Wood Ltd.

Farmers & Market Gardeners

North Essex Parking Partnership

Dear Sir,

23 January 2015

Northbound South Witham Slip-road

I wrote to Witham Police and Essex County Highways in May last year
about our safety concerns on north-bound slip-road at the south Witham interchange with
the A12.

A important section of the yellow lines between the freeway sign and into
the taper of the lay-by have worn away so much that they are barely visible to the naked
eye. Is the disappearance of the yellow lines the result of a change to parking restrictions
or just lack of paint? The slip-road is at this point gives access to our farm entrance by
the no entry sign and it is essential that it facilitates two way traffic. If convenient, I
would be happy to meet a representative on site.

Yours faithfully,



Company Reg.No:

Directors: A. F. WOOD O H KINGSFORD

VAT Reg.No:

North Essex Parking Partnership
POP Box 5575
Town Hall
Colchester CO19LT

R & J. R. Wood Ltd.

Farmers & Market Gardeners



Northbound South Witham Slip-road

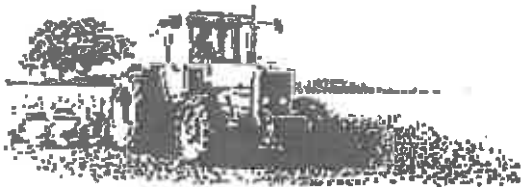
Dear Sir,

23rd May 2014

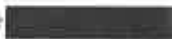
We have noticed a change in parking behaviour over the last year on the stretch of road between the freeway sign and the start of the lay-by. Is the disappearance of the yellow lines the result of a change to parking restrictions?

Yours faithfully,

cc to Essex Highways



Company Reg.No:



Directors: A. F. WOOD O H KINGSFORD

VAT Reg.No:



Webb, Alison

From: [REDACTED]
Sent: 15 November 2016 10:36
To: Licensing
Subject: [POSSIBLE SPAM] Proposed license for fast food outlet Hatfield Road WITHAM Essex CM8 1 EH

Importance: Low

As owner of the current catering trailer (Fryer Tuck) I am writing to oppose the application for a second food outlet opposite to my site. I feel very strongly that this would be detrimental to my business, and would cause major problems with noise and litter late at night. Regards . Mrs. M. Freeston - Fryer Tuck Sent from my iPhone

Webb, Allison

From: Olive Porter <Olive.Porter@essexhighways.org>
Sent: 22 November 2016 12:41
To: Latimer, Lacey
Subject: RE: Street Trading Application - Haci Cayir

Good afternoon

Thank you very much for this additional information and sending it through so promptly, very much appreciated.

Essex County Council will have to decline this application for the following reasons:-

There is a burger van opposite, in a very safe off road location.

The serving hatch for the burger van will be against the running lane of live traffic which is not acceptable having members of the public queueing up unsafely.

Regards

**Olive Porter | Network Assurance Officer
Highways**

Ringway Jacobs | Essex County Council

Seax House 2nd Floor Annexe , Victoria Road South, Chelmsford, CM1 1QH

T: 01245 342895

E: Olive.Porter@essexhighways.org

W: www.essex.gov.uk/highways

Please consider the environment before printing this email

From: Latimer, Lacey [<mailto:lacey.latimer@braintree.gov.uk>]

Sent: 22 November 2016 11:00

To: Olive Porter

Subject: RE: Street Trading Application - Haci Cayir

Good morning,

Please find attached the plan and photos that was provided with the application.

Kind regards

Lacey Latimer

Licensing Apprentice

Braintree District Council | Causeway House, Bocking End, Braintree, CM7 9HB

01376 552525 Ext. 2647 | www.braintree.gov.uk | lacey.latimer@braintree.gov.uk

From: Olive Porter [<mailto:Olive.Porter@essexhighways.org>]

Sent: 22 November 2016 10:54 AM

To: Latimer, Lacey

Subject: RE: Street Trading Application - Haci Cayir

Good morning

I cannot agree to this application for the following reasons:-

- I have not got an exact location in Hatfield Road where they would like to trade, it is a long road which is very busy, therefore it is imperative to have an exact location in the written word
- I would also like a clear plan with a x cross on it highlighting the exact location
- Please provide the length of the car and trailer

Once I have this information I will be in a position to provide you with Essex County Council's comments.

Regards

**Olive Porter | Network Assurance Officer
Highways**

Ringway Jacobs | Essex County Council
Seax House 2nd Floor Annexe, Victoria Road South, Chelmsford, CM1 1QH

T: 01245 342895

E: Olive.Porter@essexhighways.org

W: www.essex.gov.uk/highways

Please consider the environment before printing this email

From: Latimer, Lacey [<mailto:lacey.latimer@braintree.gov.uk>]

Sent: 22 November 2016 09:46

To: Olive Porter

Subject: Street Trading Application - Haci Cayir

Good morning,

I have recently received and validated a new application for Street Trading Consent.

Please find attached a copy of the application, any comments will be appreciated by 29th November 2016.

Below is a summary of the application.

Applicant – Mr Haci Cayir

Address – [REDACTED]

Trading in – Hatfield Road, Witham B1389

Days Trading – Monday to Sunday 17pm till 23pm

Kind regards

Lacey Latimer

Licensing Apprentice

Braintree District Council | Causeway House, Bocking End, Braintree, CM7 9HB

01376 552525 Ext. 2647 | www.braintree.gov.uk | lacey.latimer@braintree.gov.uk

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LICENSING COMMITTEE

5th January 2017



Application for a Licence to Keep Dangerous Wild Animals – Dangerous Wild Animals Act 1976		Agenda No: 7
Portfolio	Environment and Place	
Corporate Outcome:	A sustainable environment and a great place to live, work and play A prosperous district that attracts business growth and provides high quality employment opportunities Delivering better outcomes for residents and businesses and reducing costs to taxpayers	
Report presented by:	Daniel Mellini, Environmental Health Manager	
Report prepared by:	Daniel Mellini, Environmental Health Manager	
Background Papers:		Public Report
1) Application for Licence to keep dangerous wild animals (Appendix 1) 2) Licensable area plan (Appendix 2) 3) Insurance schedule to accompany application 4) Location plan (Line) (Appendix 3) 5) Location plan (Aerial) (Appendix 4) 6) Inspection report of veterinary surgeon (Appendix 5) 7) Proposed conditions to be attached should a licence be granted (Appendix 6) 8) Dangerous Wild Animals Act 1976 9) Schedule to the Dangerous Wild Animals Act 1976 - Kinds of Dangerous Wild Animals.		Key Decision: No
Executive Summary:		
Members of the Licensing Committee are requested to consider an application for a Licence under the Dangerous Wild Animals Act 1976 to keep (farm) wild boar at Pitt Wood, Sturmer Road, New England, Essex, CO9 4BB. The applicant already holds a licence (issued 10 th February 2016) to keep 55 wild boar on this site, but wishes to expand the business into the remaining area of woodland and increase the number of animals kept to a maximum of 131 (1 adult male, 10 adult females and 120 rearing/fattening boars up to the age of 20 months).		
Decision available: To determine one of the following options:-		
1. To GRANT Mr Bolton’s application to keep wild boar, in accordance with the conditions specified in Appendix 6. Or		

2. To **GRANT** Mr Bolton's application to keep wild boar, in accordance with the conditions specified in Appendix 6 and to add conditions as the Committee deems necessary.

Or

3. To **REFUSE** Mr Bolton's application to keep wild boar.

Purpose of Decision:

This report advises the Committee of an application for a licence to keep dangerous wild animals (wild boar) under the Dangerous Wild Animals Act 1976.

Corporate Implications

Financial:	There are no direct financial implications as a result of this application for the Council save those inherent in the licensing process.
Legal:	<p>The Head of Governance has been consulted on this report</p> <p>Where a person is aggrieved by the refusal of a local authority to grant a licence under the Act or where a person to whom such a licence has been granted is aggrieved by a condition of the licence (whether specified at grant or later) or by the variation or revocation of any condition of the licence he may appeal to the Magistrates' Court.</p> <p>At an appeal the Court may on such appeal give such directions with respect to the grant of a licence or, as the case may be, with respect to the conditions of the licence as it thinks proper, having regard to the provisions of the Act.</p> <p>A Judicial Review application through the Administrative Court is available should any party be dissatisfied with the way in which the Council made its decision.</p>
Safeguarding:	No issues arising from this report.
Equalities/Diversity:	<p>Under the Equality Act 2010, the Council is required to eliminate discrimination, advance equality of opportunity, and foster good relations between equality groups. Carrying out Equality Impact Assessments for plans and policies allows the Council to demonstrate that it is meeting these duties.</p> <p>There were no direct Equality implications from this application.</p>
Customer Impact:	No issues arising from this report.
Environment and Climate Change:	There are no direct implications for the Council in relation to this application.

Consultation/Community Engagement:	In considering an application the Local Authority must not grant a licence under the Act unless a veterinary surgeon, or veterinary practitioner authorised by the Authority to do so has inspected the premises where any animal will normally be held in pursuance of the licence and the Authority has received and considered a report by the surgeon or practitioner, containing such particulars as in the Authority's opinion enable it to decide whether the premises are such that any animal proposed to be kept under the authority of the licence may suitably be held there, and describing the condition of the premises and of any animal, or other thing found there.
Risks:	The risk of appeal or Judicial Review.
Officer Contact:	Daniel Mellini
Designation:	Environmental Health Manager (Food, Health & Safety and Licensing)
Ext. No:	2228
E-mail:	daniel.mellini@braintree.gov.uk

1. Background of the Act

- 1.1 Under the Dangerous Wild Animals Act 1976 (referred to as the Act), no person shall keep any dangerous wild animal except under the authority of a licence granted in accordance with the Act by the relevant local authority.
- 1.2 A local authority shall not grant a licence under this Act unless an application for it:-
 - 1.2.1 Specifies the species (whether one or more) of an animal, and the number of animals of each species proposed to be kept under the authority of the licence.
 - 1.2.2 Specifies the premises where any animal concerned will normally be held.
 - 1.2.3 Is made to the local authority in whose area those premises are situated.
 - 1.2.4 Is made by a person who is neither under the age of 18 nor disqualified under this Act from keeping a dangerous wild animal.
 - 1.2.5 Is accompanied by the stipulated fee.
- 1.3 The Act specifies the species considered to be dangerous which includes wild boar (*Sus Scrofa*). A local authority shall not grant a licence under this Act unless the application for it is made by a person who both owns and possesses, or proposes both to own and to possess, any animal concerned except where the circumstances are in the authority's opinion exceptional.
- 1.4 A local authority shall not grant a licence under this Act unless it is satisfied that:
 - 1.4.1 It is not contrary to the public interest on the grounds of safety, nuisance or otherwise to grant the licence.
 - 1.4.2 The applicant for the licence is a suitable person to hold a licence under this Act.

- 1.4.3 Any animal concerned will at all times of its being kept only under the authority of the licence:
 - 1.4.3.1 Be held in accommodation which secures that the animal will not escape, which is suitable as regards construction, size, temperature, lighting, ventilation, drainage and cleanliness and which is suitable for the number of animals proposed to be held in accommodation.
 - 1.4.3.2 Be supplied with adequate and suitable food, drink and bedding material and be visited at suitable intervals.
 - 1.4.3.3 Appropriate steps will at all such times be taken for the protection of any animal concerned in case of fire or other emergency.
 - 1.4.3.4 All reasonable precautions will be taken at all such times to prevent and control the spread of infectious diseases.
 - 1.4.3.5 Whilst any animal concerned is at the premises where it will normally be held, its accommodation is such that it can take adequate exercise.
- 1.5 In considering an application the local authority must not grant a licence under the Act unless a veterinary surgeon or veterinary practitioner authorised by the authority to do so has inspected the premises where any animal will normally be held.
- 1.6 The authority will consider a report by the veterinary surgeon or practitioner, containing such particulars as in the authority's opinion enable it to decide whether the premises are such that any animal proposed to be kept under the authority of the licence may suitably be held there, and describing the condition of the premises and of any animal or other thing found there.
- 1.7 The authority may grant or refuse a licence under the Act as it thinks fit, but where it decides to grant such a licence it shall specify as conditions of the licence where any animal concerned is being kept only under the authority of the licence.
 - 1.7.1 The animal shall be kept by no person other than such person or persons as is or are specified.
 - 1.7.2 The animal shall normally be held at such premises as are specified in the licence.
 - 1.7.3 The animal shall not be moved from those premises or shall only be moved from them in such circumstances as are specified in the licence.
 - 1.7.4 The person to whom the licence is granted shall hold a current insurance policy which insures him and any other person entitled to keep the animal under the authority of the licence against liability for any damage which may be caused by the animal.
 - 1.7.5 The terms of any such policy shall be satisfactory in the opinion of the authority.

- 1.8 Conditions restricting the species (whether one or more) of an animal and number of animals of each species, which may be kept under the authority of the licence. Such other conditions as in the opinion of the authority are necessary or desirable for the purpose of securing the objectives of the licensing regime can be considered.
- 1.9 The authority in granting the licence may at any time vary the licence by specifying any new condition of the licence or varying or revoking any condition of it. A variation to the licence can be requested by the licence holder and the variation shall take effect immediately after the authority decides to make it. In any other case, the variation shall not take effect until the person to whom the licence was granted has become aware of the variation and had reasonable time to comply with it.

2. Application

- 2.1 The determination of applications for a licence to keep dangerous wild animals is delegated to the Council's Environmental Health Department. This particular application is referred to the Licensing Committee for determination given a significant amount of interest in the licence by neighbouring residents.

2.2 Premises

Pitt Wood
Sturmer Road
New England
Essex
CO9 4BB

2.3 Applicant

James Bolton

- 2.4 An application (Appendix 1) was received from Mr James Bolton on 21st October 2016 for a licence to keep Dangerous Wild Animals, in particular wild boar at Pitt Wood, Sturmer Road, New England, Essex, CO9 4BB. The application was deemed valid in accordance with the requirements specified in 1.2.1 to 1.2.5 of this report.
- 2.5 The application was submitted with a plan which details the proposed licensable area (Appendix 2) and will form part of the Licence, subject to grant.
- 2.6 A valid insurance certificate has been provided with the application which satisfies the requirements of the Act and the Licensing Authority.
- 2.7 To help the Committee visualise the location, Appendices 3 and 4 show the proposed site. The Appendices show there are a number of residential properties that either border or are in close proximity to the site. The site itself is situated off a road/track called Walton's Lane which serves at least two residential properties being Pitt House, sited immediately before Pitt Wood and Walton's Farm sited approximately 600 metres beyond Pitt Wood. Walton's

Lane is served by the A1017 which serves Baythorne End and Ridgewell to the South-East and Sturmer and Haverhill to the North-West.

- 2.8 The applicant intends to keep up to 131 wild boar at the premises comprising of 1 adult male, 10 adult females and 120 rearing/fattening boars up to the age of 20 months.
- 2.9 The applicant currently holds a Licence to keep Dangerous Wild Animals on a smaller part of the site issued on 10th February 2016. The current licence allows the licence holder to keep up to 55 wild boar comprising of 15 adults and 40 young boars up to the age of 8 months.
- 2.10 The new licence, if granted by the Committee, covers the entire site, the existing licensed operation and proposed extension, including the increase in the number of animals. The applicant has advised the Authority that, subject to the grant of the new licence and commencement thereof, the existing licence will be surrendered.

3. Complaints

- 3.1 The Authority has received a number of complaints concerning the issue of the original Dangerous Wild Animal licence and subsequent amendments to the licences issued thereafter.
- 3.2 A summary of the complaints received are as follows:
 - i) Potential devaluation of property as animal enclosure is within approximately 5 metres of complainant's boundaries.
 - ii) Rat infestation, odour and noise associated with keeping the animals.
 - iii) The enclosure is too close to Walton's Lane and the old railway line where people walk, go horse riding etc.
 - iv) The enclosure is too close to A1017, should an animal escape there is a potential for an accident.
 - v) The residents of neighbouring properties were not consulted during the application process by the applicant or the District Council.
 - vi) The complainants do not feel safe in their own homes due to the proximity of the animals.
 - vii) The dog of one of the complainants is unable to roam around their own garden due to the potential for an animal to escape.
 - viii) The wood where the animals are kept is too small.
 - ix) The licence holder, Mr Bolton does not live on site and would not be able to respond to an emergency within the time frame specified on the licence.

- x) Branches were observed lying on the electric fencing for a number of hours on 28th December 2015 by one of the complainants. The fear is this will constantly occur due to the nature of the site and the habits of the animals.
 - xi) Tree or tree branches could fall onto the compound perimeter causing a potential escape issue.
 - xii) The farm could be subject to poachers or animal activists.
 - xiii) The licence holder or District Council is unable to declare the premises 100% safe.
 - xiv) The fear of the animals and resultant health issues this causes or may cause to the complainants.
 - xv) The complainants feel the applicant is not a suitable person to hold a licence as a number of animals were kept on the premises before the original licence was granted.
 - xvi) The licence holder transported a number of the animals from one premises to another without the necessary licence issued under the Dangerous Wild Animals Act 1976 to do so.
 - xvii) The licence holder may not have completed the process to move animals in accordance with Department for Environment, Food and Rural Affairs requirements.
- 3.3 The Council has provided responses on each of the issues raised and does not consider that any further action is warranted at this time.
- 3.4 The Council's Environmental Health team have also received a number of complaints from residents living in close proximity to the premises. The first complaint from two separate properties was received on 7th June 2016 and related to alleged noise and odour nuisance and the presence of rodent connected to the activities from the site.
- 3.5 Environmental Health sent letters to the individual complainants, which incorporated self-assessment diary sheets. A letter was also sent to the licence holder who was informed that complaints had been received.
- 3.6 The self-assessment diary sheets were returned to Environmental Health on 3rd July 2016 and 13th July 2016. As a result of the data obtained in the self-assessment, noise nuisance recording equipment was installed in both properties for a period of 7 days to investigate the complaints. An assessment of the self-assessment data was unable to substantiate evidence of a significant odour issue at that time.
- 3.7 The analysis of the noise nuisance recordings indicated that the levels of noise recorded was not a 'Statutory Nuisance' in accordance with the requirements of Section 79 of the Environmental Protection Act 1990. There was no evidence of a rodent infestation connected to the activities from the site. The

complainants and licence holder were informed of the outcome of the investigation.

- 3.8 A new complaint was received in September 2016 regards noise connected to the shooting of the wild boar during the slaughtering process. This complaint was discussed with the complainant who was advised that due to the short duration and infrequent occurrence of the activity, it was considered unlikely to be a nuisance.
- 3.9 A further complaint of odour was received at the end of October 2016, but the complaint was closed on 9th December due to the lack of supporting evidence from the complainant.

4. Veterinary Report

- 4.1 A veterinary surgeon appointed and authorised by the Council undertook an inspection of the premises on 18th November 2016 in the presence of representatives of the Council and the applicant.
- 4.2 The appointed veterinary surgeon has 29 years' experience and is the senior partner of a large mixed practice. The veterinary surgeon has a wide experience of equine, farm and exotic species and has provided veterinary services to Banham Zoo and Africa Alive for over 20 years. The veterinary surgeon is currently a List 1 Zoo inspector and has held this position for over 15 years. The veterinary surgeon has conducted inspections for a number of local authorities and inspected a number of Dangerous Wild Animals species over a 15 year period.
- 4.3 The inspection report received by the Council on 2nd December 2016 (Appendix 5) detailed no concerns with the current operation and recommends that a licence is granted under the Act.
- 4.4 As a result, the Council are satisfied the site is fit for purpose and meets the requirements of the Act in terms of animal husbandry, safety and security.

5. Duration of and Conditions of Licence

- 5.1 In the event a licence is granted it shall be in force from the date of issue until the 5th January 2019.
- 5.2 Conditions will be attached to the licence. The proposed conditions can be found in draft at Appendix 6. It is felt the attached conditions will help meet the requirements of the Act and provide additional public safety safeguards and help minimise public nuisance.

6. Conclusions and Recommendations

- 6.1 For the reasons outlined, it is considered that the application meets the requirements of the Act, in that issuing a licence is not contrary to the public interest on the grounds of safety, nuisance or otherwise to grant the licence. The applicant is a suitable person to hold a licence under this Act and the

specified animals will at all times of their being kept only under the authority of the licence.

- 6.2 It is recommended that the application is granted. In the event that the Committee considers the application should be granted, conditions agreed with the authorised veterinary surgeon and applicant will be applied to the licence. The draft version of the conditions to be attached to the licence can be found at Appendix 6. The Committee may wish to add additional conditions to the licence at their discretion.
- 6.3 The Licensing Committee is requested to:
 - 6.3.1 Consider the terms of this report and any submissions made and
 - 6.3.2 Make an appropriate determination of the application

106/01856/DWA

DANGEROUS WILD ANIMALS ACT 1976

APPENDIX 1

APPLICATION FOR LICENCE TO KEEP DANGEROUS WILD ANIMALS (PLEASE COMPLETE IN BLOCK CAPITALS)



To Braintree District Council
Causeway House, Braintree, Essex, CM7 9HB

Applicants Name

JAMES BOLTON

Applicants Address incl Postcode



Address where animal to be kept (incl Postcode)-

PITT WOOD, STURMER ROAD, NEW ENGLAND, ESSEX CO9 4BB

Species of Animal to be kept	Scientific Name	No of Males	No of Females	Are they to be bred from?
WILD BOAR	Sus Scrofa	1	10	Yes No
WILD BOAR	Sus Scrofa.	1	20 TOTAL	Yes No
				Yes No
				Yes No

(Please continue on separate sheet if required)

Description of types/s food to be supplied and where sourced from

SOW CUBES SOW PENCILS	MARRICES ANIMAL FEEDS DUFFIELDS ANIMAL FEEDS
FODDER BEET / POTATOES CARROTS / PARSNIPS	RAY WILLSON FEEDS LTD.

Details of insurance cover.

Please provide a copy of the certificate upon application.

Company name and address- SAFERON INSURANCE LTD 22 HIGHSTREET, STERON, INTRON CB10 1AX

Policy Number- [REDACTED]

Sum insured- PUBLIC LIABILITY £5'000'000
EMPLOYERS LIABILITY £10'000'000

Expiry date- 10/11/2016

Size and description of accommodation including materials used	
Walls	
Floor	
Fencing	DETAILS ATTACHED
Roof	
Heating	
Ventilation	
Drainage	

Please give details of the veterinary surgeon for the animal/s-

RICHARD FROST

01284 789 428

HAWKEDON VETERINARY SURGERY, REDE ROAD, HAWKEDON, BURY ST EDMUNDS, SUFFOLK

Please give details of procedure for evacuating animals in case of emergency or fires-

1P29 4NP

ALL DETAILS ATTACHED

If the animal is venomous, please give details of procedures for dealing with an escape, envenomed wound and details of a second qualified handler- Please give as much detail as possible.
(Please use another sheet if required).

I hereby declare that I am over 18 years of age and not disqualified by being convicted of any offence at any time under the Protection of Animals Acts 1911 to 1964, the Protection of Animals (Scotland) Act 1912, The Protection of Animals Act 1934, the Pet Animals Act 1951, the Animal Boarding Establishments Act 1963, the Riding Establishments Acts 1964 and 1971 or the Breeding of Dogs Act 1973

A fee of £370.00 accompanies this application.

Cheque Number 000017

Signed



Dated

19-10-2016

19th OCTOBER 2016

New England Bow Co Site Plan

PITT WOOD

STURGEON ROAD

NEW ENGLAND

HAWTHORN

EDGE

CON 488

NOT TO SCALE

- AREA TO BE EXCLUDED

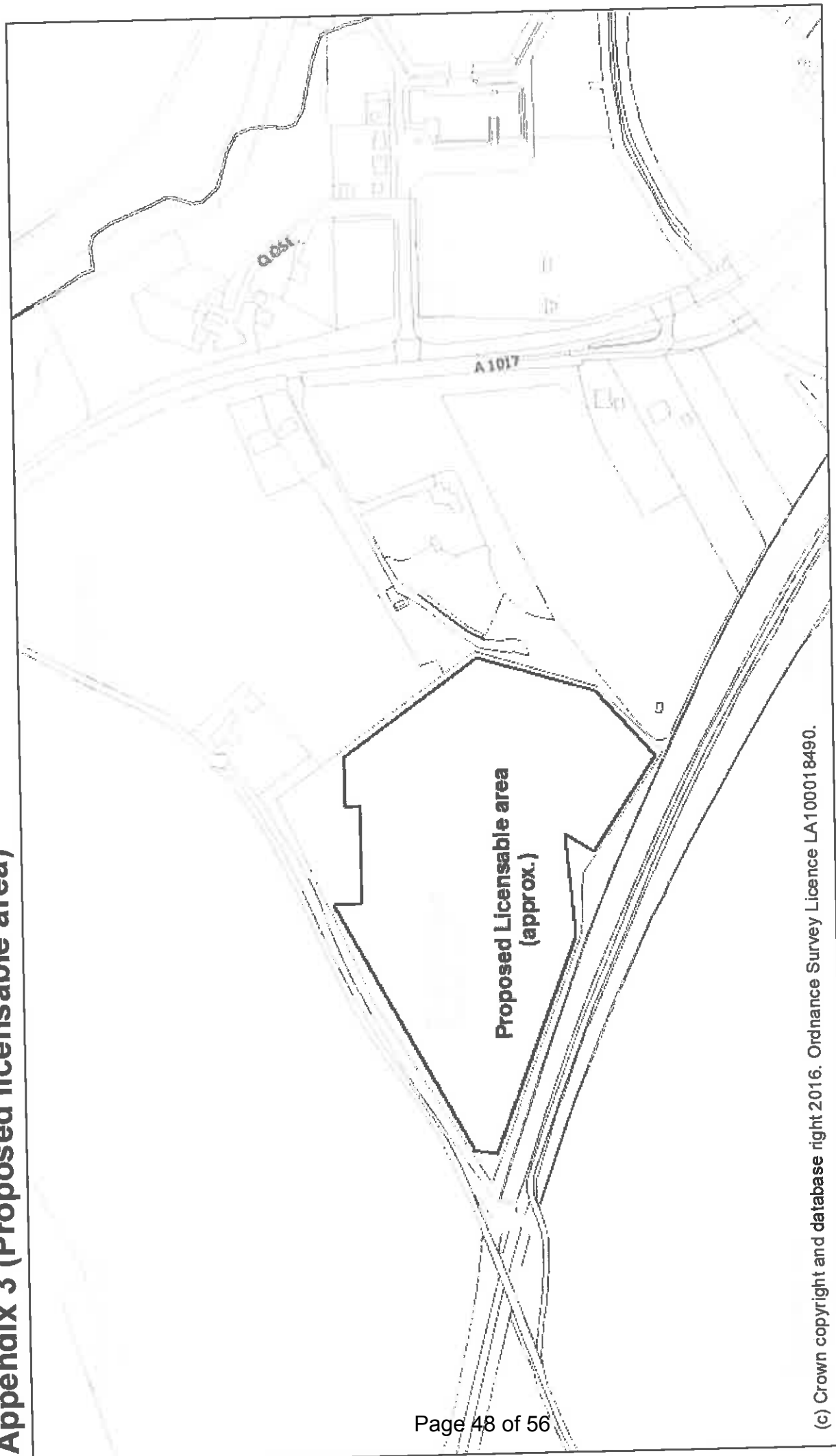
- BOUNDARY OF PROPERTY

1. Main 34m stable gates
2. Loading and unloading Bays
3. Containers over
4. Access Tracks / Paths
5. Puddles
6. Unfenced area

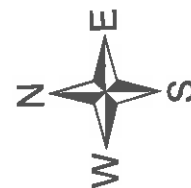
• • • • • Gates
 --- = Electric Fence



Appendix 3 (Proposed licensable area)



Scale: 1:2,500



Meters
0 15 30 60 90 120

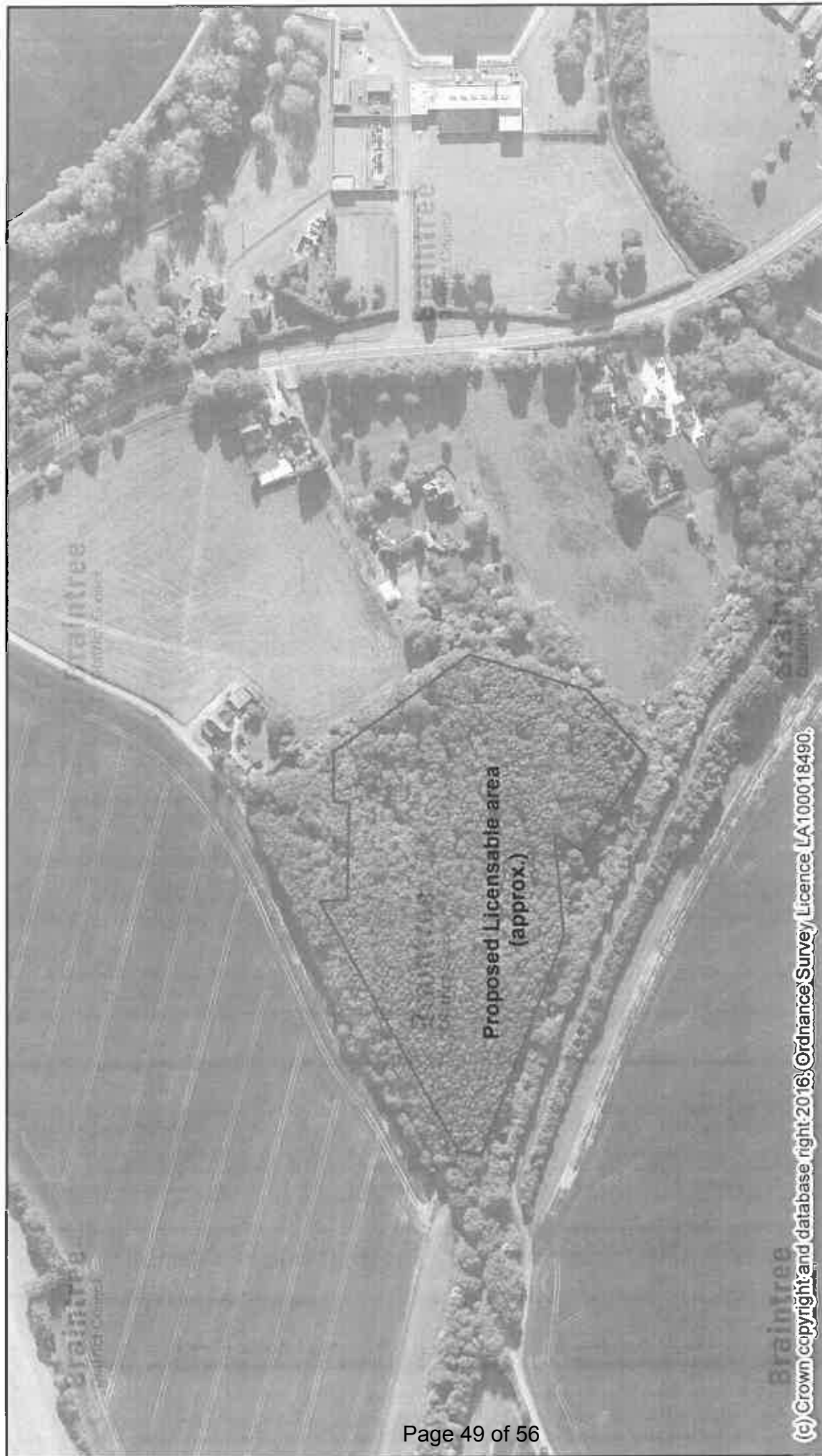
(c) Crown copyright and database right 2016. Ordnance Survey Licence LA100018490.

Date: 09 Dec 2016

Author: Licensing

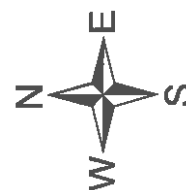
Map Notes Line

Appendix 4 (Proposed licensable area)



Scale: 1:2,500

Meters
0 15 30 60 90 120



Date: 09 Dec 2016

Author: Licensing

Map Notes Aerial

Dangerous Wild Animals Act 1976
Inspection Report of Veterinary/Licensing Officer

 Premises: Pitt Wood Wild Boar

 Proprietor: Mr J Bolton

 Address: Pitt Wood, Sturmer CO9 4BB

 Date of visit: 18 November 2016 Time: 1400 File No: 16/01836/DWA
1 Animals to be kept at the premises

Species	Number/male/female	Notes
Wild Boar	1breeding boar 10 sows	
Wild Boar	120 rearing/fattening	Up to max age of 20 months

(Please continue on back page if necessary).

2 Accommodation for animals

Security: Good – appropriate metal fencing with under turn and two strand electric wire

Size: Adequate for proposed number

Exercise facilities: Outdoor - woodland

Construction: Pig arks for shelter

Temperature: Outdoor

Lighting: As above

Ventilation: As above

Drainage: Good – land not heavy

Cleanliness: Good

Suitable bedding: Provided in arks

3 Food and drink

Food and water and feeding regime suitable and adequate: Add lib water food appropriate

4 Infection control

Reasonable precautions to prevent and control disease: Good working practices and policy

5 Animals

As described in the application: Yes

In food health and condition: Yes

6 Management

Applicant resident at the premises: No

Does the applicant appear to be a fit and proper person to hold a licence:

Yes – already holds a licence for phase one of the farm

7 Fire and other emergency precautions

Fire/Emergency alarm system: Plan in place

Emergency precautions and procedures: Plan in place

Fire fighting equipment – maintenance: N/A

Electrical maintenance. RDC system: N/A – battery powered fencer energisers

Heating appliances: N/A

Accumulation of material Appropriately disposed of

8 General observations and additional conditions

The currently licenced farm is well run with sound working systems in place. This application is to increase the size of the unit to allow grow out and fattening of the piglets.

The construction of the additional part of the unit is similar to the existing unit and is done to a high standard.

The expansion is away from neighbouring dwellings and in my opinion is unlikely to cause any nuisance with regard to noise or smell, neither of which were experienced during the inspection.

I recommend that a Licence be granted under the Act.

Signature: [Redacted] Qualifications: B.Vet.Med. MRCVS

Name: HA Williamson

Date: 28 November 2016

1. Whilst any animal concerned is being kept under the authority of the licence
 - i. The animal(s) shall be kept by no person other than the licence holder.
 - ii. The animal(s) shall normally be held at the location specified.
 - iii. The animal(s) shall not be moved from the location or shall only be moved from them in such circumstances as are specified in condition 15.
 - iv. The licence holder shall hold a current insurance policy which insures him and any other person entitled to keep the animal(s) under the authority of the licence against liability for any damage which may be caused by the animal(s), for a minimum sum of £5 million.
 - v. The terms of any such policy shall be subject to approval of the authority.
2. No animal requiring licensing under the Dangerous Wild Animals Act 1976 shall be permitted at the location, unless authorised in the schedule.
3. The licence holder shall at all reasonable times make available a copy of the licence to any person entitled to handle or manage the animals under the authority of the licence.
4. All doors to the specified animal compounds/cages shall be kept locked at all times save for access. This condition relates to the following gates as marked on the plan attached to the Licence.

Main Gate to area 1
Gate to loading and unloading bay area 2
Gates to containment areas 3
5. Notices must be displayed at key locations at the site as agreed by the Local Authority. The Notices displayed shall state the following:

Keep Out
Wild Boar
Please keep dogs on lead
Contact details in the case of emergency
6. All animals shall have an adequate supply of wholesome drinking water available at all times.

7. All animals shall be adequately supplied with suitable food.
8. All animals shall be visited at least on one occasion per day.
9. The licence holder shall take reasonable measures to prevent and control the spread of infection or disease amongst animals, including arrangements for proper veterinary treatment or advice and isolation as appropriate.
10. All reasonable steps and precautions shall be taken to prevent unauthorised access to, or escape of, the animals.
11. Plan – The layout of the location must be maintained as shown on the plan attached. The licence holder shall notify the Local Authority of any proposed changes to the layout of the location prior to any changes being made.
12. Perimeter fencing
 - i. Stock wire capped back on ground to a minimum of 300mm (1 Foot), fixed down with wooden stakes and /or pins and barbed wire. The fencing must be at least 1.35 metres high (4 Foot 6 inches)
 - ii. Perimeter fencing must be checked at least daily for integrity and any necessary repairs undertaken immediately or any licensed animals shall be isolated from the fence to prevent escape until such repairs are carried out.
 - iii. A daily record of inspection of perimeter fencing to be maintained, to detail any remedial action.
13. Electric fencing
 - i. Electric fencing must be provided within the perimeter fencing. This must be positioned at least 300mm inside the perimeter fence and be at least 300mm high.
 - ii. Electric fencing must be checked at least daily for integrity & adequate voltage and any necessary repairs undertaken immediately or any licensed animals shall be isolated from the fence to prevent escape until such repairs are carried out.
 - iii. A daily record of inspection of electric fencing to be maintained, to detail any remedial action.

14. Supervision – The licence holder must reside within 15 minutes travelling distance from the site. If the licence holder is not able to attend site within a reasonable time period in case of an emergency, at least two other responsible persons should be nominated, at least one of whom should attend. The contact details of these persons must be lodged with the Police and Fire Service of both Essex and Suffolk, as well as the Licensing Authority.
15. Movement – The Licensing Authority must be notified within 14 days of the destination and name and address of the new owner of any animals removed from site, the Licensing Authority for the area and the licence number of the new owner. (Any animal may on authority of a veterinary surgeon be moved to premises controlled by the veterinary surgeon for purposes of treatment).
16. The licence holder shall maintain and keep updated an emergency & fire management control plan and implement as necessary.