

North East Derbyshire District Council

Meeting of the Licensing and Gambling Acts Sub-Committee

26 March 2026

To hear representations made under the Licensing Act 2003

Report of the Environmental Health Team Manager (Licensing)

Classification: This report is public

Report By: Lindsey Delamore, Licensing and Enforcement Officer, 01246 217237, lindsey.delamore@bolsover.gov.uk

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PURPOSE / SUMMARY

To hear representations made under the Licensing Act 2003 and determine whether to grant an application for a Premises Licence at **Low On Fuel Café, Matlock Road, Brackenfield, Alfreton, DE55 6DD.**

RECOMMENDATIONS

1. That the Licensing and Gambling Acts Sub-Committee considers the application for a new premises licence and any representations received in respect of the application.
2. That the Licensing and Gambling Acts Sub-Committee:
 1. Grant the application as applied for;
 2. Grant the application, modified to such an extent as the Authority considers appropriate for the promotion of the licensing objectives and any mandatory conditions; or
 3. Refuse the application.

Approved by the Portfolio Holder – - N/A

IMPLICATIONS

Finance and Risk: Yes No

Details:

An appeal against this decision would incur costs in preparing a defence case and to attend Court. Costs may be recovered at the discretion of the Magistrates in the event that the application is dismissed. Costs could be awarded against the Authority in the event that the appeal is successful.

On Behalf of the Section 151 Officer

Legal (including Data Protection):

Yes

No

Details:

All parties have the right to make an appeal to the Magistrates' Court if they are not satisfied with the outcome/conduct of the hearing

On Behalf of the Solicitor to the Council

Staffing: **Yes**

No

Details:

On behalf of the Head of Paid Service

DECISION INFORMATION

Decision Information	
<p>Is the decision a Key Decision? A Key Decision is an executive decision which has a significant impact on two or more District wards or which results in income or expenditure to the Council above the following thresholds:</p> <p>NEDDC: Revenue - £125,000 <input type="checkbox"/> Capital - £310,000 <input type="checkbox"/> <input checked="" type="checkbox"/> <i>Please indicate which threshold applies</i></p>	No
<p>Is the decision subject to Call-In? (Only Key Decisions are subject to Call-In)</p>	No
District Wards Significantly Affected	Shirland
Equality Impact Assessment (EIA) details:	
<p>Stage 1 screening undertaken</p> <ul style="list-style-type: none"> Completed EIA stage 1 to be appended if not required to do a stage 2 	No, not applicable
<p>Stage 2 full assessment undertaken</p> <ul style="list-style-type: none"> Completed EIA stage 2 needs to be appended to the report 	No, not applicable
<p>Consultation: Leader / Deputy Leader <input type="checkbox"/> Cabinet <input type="checkbox"/> SMT <input type="checkbox"/> Relevant Service Manager <input type="checkbox"/> Members <input type="checkbox"/> Public <input checked="" type="checkbox"/> Other <input type="checkbox"/></p>	<p>Yes</p> <p>Details: Statutory consultation under the Licensing Act 2003</p>

Links to Council Plan priorities, including Climate Change, Economic and Health implications.
All

REPORT DETAILS

1 **Background** (reasons for bringing the report)

- 1.1 North East Derbyshire District Council is responsible for the Licensing and Regulation of Premise Licences under the Licensing Act 2003. As part of those responsibilities the Licensing and Gambling Acts Sub-Committee is required to

consider any application for a Premises Licence where valid representations have been received and not withdrawn.

- 1.2 The Licensing Act 2003 is clear that four statutory objectives, each of equal importance, must be addressed by the Council when discharging its functions under the legislation.

Those licensing objectives are:

- The prevention of crime and disorder;
- Public safety;
- The prevention of public nuisance; and
- The protection of children from harm.

- 1.3 In addition to the legislation, the Council must have regard to the Revised Guidance issued under section 182 of the Licensing Act 2003 and to the Council's own Licensing Policy.

- 1.4 The legislation and statutory guidance are clear that each application must be considered on its own merits and in accordance with the licensing authority's statement of licensing policy. Conditions attached to licences must be tailored to the individual type, location and characteristics of the premises and events concerned. This is essential to avoid the imposition of disproportionate and overly burdensome conditions on premises where there is no need for such conditions.

- 1.5 A premises may only undertake licensable activities where it holds both planning permission and a Premises Licence to enable it to do so. Planning and Licensing are separate systems of regulatory control; planning deals with the use of the land, and licensing with the detailed operation of a premises where licensable activities take place. Similar considerations are likely to arise in both and there is overlap between the two, but each regime involves consideration of different, albeit related matters and each operate independently. The guidance provides that licensing committees are not bound by decisions made by a planning committee and vice versa, however, it does encourage communication with planning in a bid to harmonise the schemes.

- 1.6 In May 2024 the Council adopted a revised Licensing Act 2003 Policy. A number of paragraphs within the policy are relevant in this case. These paragraphs are set out below:

2.2 In carrying out its licensing functions, the Licensing Authority must also have regard to the licensing objectives, its Policy Statement and any statutory guidance under the Act and is bound by The Human Rights Act 1998. The Council must also fulfil its obligations under section 17 of the

Crime and Disorder Act 1998 to do all that it reasonably can to prevent crime and disorder in Bolsover.

- 2.4 *Guidance on the Licensing Objectives is available on the Government's website at: <https://www.gov.uk/guidance/alcohol-licensing>*
- 2.5 *Licensing law is not the primary mechanism for the general control of antisocial behaviour by individuals once they are beyond the direct control of the individual club, or business holding the licence, certificate or permission concerned. Licensing is about the management of licensed premises and activities within the terms of the Act and conditions attached to various authorisations will be focused on matters which are within the control of the individual licence holder and others.*
- 4.2 *The granting of a licence, certificate or provisional statement will not override any requirement of the planning system or vice-versa. The licensing system will provide for the detailed control of operational matters, which are unlikely to be addressed through planning processes. However, there will be overlapping issues of interest e.g. disturbance, which will remain material considerations for planning purposes as well as being relevant in terms of the licensing objectives. Applicants should also ensure that they have due regard to any planning restrictions on the use of premises when applying for licence/certification to avoid any possible enforcement action. Equally any planning approval for a premises does not imply that approval will be giving under the Licensing regime.*

Further information can be found in the Council's Licensing Act 2003 Policy

2 Details of Proposal or Information

- 2.1 On 29th January 2026, an application for a Premises Licence for **Low On Fuel Café, Matlock Road, Brackenfield, Alfreton, DE55 6DD** was received by North East Derbyshire District Council from **Mr Andrew Martin**. A copy of the application is attached as **Appendix 1**.
- 2.2 The application seeks to licence the premises for the below:

Licensable Activity	Hours requested on Premises Licence
Live Music (Indoors/Outdoors)	Monday to Friday 19:00 – 23:00 Saturday to Sunday 12:00 – 23:00
Recorded Music (Indoors)	Monday to Sunday 08:00 – 23:00
Supply of Alcohol (For consumption ON & OFF the Premises)	Monday to Sunday 11:00 – 23:00
Opening hours	Monday to Sunday 08:00 – 23:00

2.3 The application has been processed in line with the legislation and all Responsible Authorities were notified of this application.

2.4 The Licensing Team has not received any formal representations from any of the Responsible Authorities.

Member of the Public Representation 1

2.5 On 20th February 2026, a representation was received from Mr Charles Steeper in relation to the prevention of public nuisance objective. A copy of Mr Steeper's representation is attached as **Appendix 2**.

2.6 Following receipt of the representation, the applicant and Mr Steeper entered into mediation in an effort to resolve the concerns raised by Mr Steeper in his representation. At the time of writing this report, Mr Steeper's representation is unresolved.

Member of the Public Representation 2

2.7 On 22nd February 2026, a representation was received from Mr Michael Cutts in relation to the prevention of public nuisance objective. A copy of Mr Cutt's representation is attached as **Appendix 3**.

2.8 Following receipt of the representation, the applicant and Mr Cutts entered into mediation in an effort to resolve the concerns raised by Mr Cutts in his representation. At the time of writing this report, Mr Cutts' representation is unresolved.

Member of the Public Representation 3

2.9 On 23rd February 2026, a representation was received from Ms Christine Edwards in relation to the prevention of public nuisance and public safety objectives. A copy of Ms Edwards representation is attached as **Appendix 4**.

2.10 Following receipt of the representation, the applicant and Ms Edwards entered into mediation in an effort to resolve the concerns raised by Ms Edwards in her representation. At the time of writing this report, Ms Edwards' representation is unresolved.

Member of the Public Representation 4

- 2.11 On 23rd February 2026, a representation was received from Ms Kate Scothorne in relation to the public nuisance and public safety objectives. A copy of Ms Scothorn's representation is attached as **Appendix 5**.
- 2.12 Following receipt of the representation, the applicant and Ms Scothorne entered into mediation in an effort to resolve the concerns raised by Ms Scothorne in her representation. At the time of writing this report, Ms Scothorne's representation is unresolved.

Member of the Public Representation 5

- 2.13 On 25th February 2026, a representation was received from Mr Keith Purvis in relation to the prevention of public nuisance objective. A copy of Mr & Mrs Webster's representation is attached as **Appendix 6**.
- 2.14 Following receipt of the representation, the applicant and Mr Purvis entered into mediation in an effort to resolve the concerns raised by Mr Purvis in his representation. At the time of writing this report, Mr Purvis' representation is unresolved.

Member of the Public Representation 6

- 2.15 On 26th February 2026, a representation was received from Mr & Mrs Webster in relation to all four of the licensing objectives. A copy of Mr & Mrs Webster's representation is attached as **Appendix 7**.
- 2.16 Following receipt of the representation, the applicant and Mr & Mrs Webster entered into mediation in an effort to resolve the concerns raised by Mr & Mrs Webster in their representation. At the time of writing this report, Mr Mr & Mrs Webster's representation is unresolved.

Member of the Public Representation 7

- 2.17 On 22nd February 2026, a representation was received from Mr Mark Lee in relation to public nuisance and public safety objectives. A copy of Mr Lee's representation is attached as **Appendix 8**.
- 2.18 Following receipt of the representation, the applicant and Mr Lee entered into mediation in an effort to resolve the concerns raised by Mr Lee in his representation. At the time of writing this report, Mr Lee's representation is unresolved.
- 2.19 At the time of the report, all seven representations remain valid and unresolved. All parties have a legal right to make a representation.

3 Reasons for Recommendation

3.1 None

4 Alternative Options and Reasons for Rejection

4.1 None

DOCUMENT INFORMATION

Appendix No	Title
1	Application form
2	C Steeper Representation
3	M Cutts Representation
4	C Edwards Representation
5	K Scothorne Representation
6	K Purvis Representation
7	Mr & Mrs Webster Representation
8	M Lee Representation
<p>Background Papers (These are unpublished works which have been relied on to a material extent when preparing the report. They must be listed in the section below. If the report is going to Cabinet you must provide copies of the background papers)</p>	

APPENDIX 1

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 Andy Martin

(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 Low On Fuel Café (formerly The Plough Inn) Matlock Road Brackenfield Derbyshire			
Post town	Brackenfield	Postcode	DE55 6DD

Telephone number at premises (if any)	[REDACTED]
Non-domestic rateable value of premises	£ 19,000

Part 2 - Applicant details

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

- | | | | |
|----|--|--------------------------|-----------------------------|
| a) | an individual or individuals * | X | please complete section (A) |
| b) | a person other than an individual * | | |
| | i as a limited company/limited liability partnership | <input 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) | <input type="checkbox"/> | please complete section (B) |
| c) | a recognised club | <input type="checkbox"/> | please complete section (B) |
| d) | a charity | <input type="checkbox"/> | 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)	
Surname: Martin			First names: Andrew		
Date of birth 27/10/1966		I am 18 years old or over <input checked="" type="checkbox"/>		Please tick yes	
Nationality: British					
Current residential address if different from premises address		Low On Fuel Café (formerly The Plough Inn) Matlock Road Brackenfield Derbyshire			
Post town	Brackenfield		Postcode	DE55 6DD	
Daytime contact telephone number		[REDACTED]			
E-mail address (optional)		[REDACTED]			
Where applicable (if demonstrating a right to work via the Home Office online right to work checking service), the 9-digit 'share code' provided to the applicant by that service (please see note 15 for information)					

SECOND INDIVIDUAL APPLICANT (if applicable)

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

(B) OTHER APPLICANTS

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

Name
Address
Registered number (where applicable)
Description of applicant (for example, partnership, company, unincorporated association etc.)

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

Part 3 Operating Schedule

When do you want the premises licence to start?

DD	MM	YYYY
01	02	2026

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)
 This is a former public house, situated on the edge of Brackenfield village on the main A-road between Alfreton and Matlock. The premises are not located in a dense residential area; the nearest neighbour is approximately 100 metres away. The premises are the only pub in the village and form part of the local community.

The public areas are on the ground floor of the building and consist of a main bar area and four additional seating areas. There is a large customer car park and a large pub garden with tables and chairs. There is also a mobile catering unit which supports food service, with additional seating available.

The rear garden area is suitable for the consumption of alcohol supplied for off the premises and will form part of the managed customer area during opening hours.

The premises will operate as the Low On Fuel Café/pub, providing hot beverages, soft drinks and food throughout the day, with the supply of alcohol primarily in the afternoon and evening. The premises will support community-based activities and groups, along with occasional live and recorded music, quiz nights and similar events. Live music may be amplified or unamplified, with outdoor live music limited to seasonal months (typically June to September) and indoor live music available year-round, all operated in a manner consistent with the licensing objectives.

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

n/a

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)

- | | |
|--|---|
| <p>Provision of regulated entertainment (please read guidance note 2)</p> <p>a) plays (if ticking yes, fill in box A)</p> <p>b) films (if ticking yes, fill in box B)</p> <p>c) indoor sporting events (if ticking yes, fill in box C)</p> <p>d) boxing or wrestling entertainment (if ticking yes, fill in box D)</p> | <p>Please tick all that apply</p> <p><input type="checkbox"/></p> <p><input type="checkbox"/></p> <p><input type="checkbox"/></p> <p><input type="checkbox"/></p> |
|--|---|

- e) live music (if ticking yes, fill in box E) X
- f) recorded music (if ticking yes, fill in box F) X
- 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) X

In all cases complete boxes K, L and M

A – Not Applicable

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

B – Not Applicable

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

C – Not Applicable

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



D – Not Applicable

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

E -

Live music Standard days and timings (please read guidance note 7)			<u>Will the performance of live music take place indoors or outdoors or both – please tick</u> (please read guidance note 3)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
Day	Start	Finish	Both	X	
Mon	1900	2300	<p><u>Please give further details here</u> (please read guidance note 4) Live music will consist of both amplified and unamplified performances. Performances will include solo artists and small groups across a range of music genres, with performers primarily being local and unsigned artists. Indoor live music may take place throughout the year. Outdoor live music will be limited to seasonal months, typically June to September, and will be managed to ensure sound levels are appropriate and do not cause disturbance.</p>		
Tue	1900	2300			
Wed	1900	2300	<p><u>State any seasonal variations for the performance of live music</u> (please read guidance note 5) Outdoor live music will take place during seasonal months (typically June to September). Indoor live music may take place year-round.</p>		
Thur	1900	2300			
Fri	1900	2300	<p><u>Non standard timings. Where you intend to use the premises for the performance of live music at different times to those listed in the column on the left, please list</u> (please read guidance note 6)</p>		
Sat	1200	2300			
Sun	1200	2300			

F

Recorded music Standard days and timings (please read guidance note 7)			<u>Will the playing of recorded music take place indoors or outdoors or both – please tick</u> (please read guidance note 3)	Indoors	X
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish			
Mon	0800	2300	<u>Please give further details here</u> (please read guidance note 4) Recorded music will be played indoors as background music for customer. This may include, radio, television, or music playlists and will be maintained at a low to moderate volume appropriate to the use of the premises and conversational levels.		
Tue	0800	2300			
Wed	0800	2300	<u>State any seasonal variations for the playing of recorded music</u> (please read guidance note 5)		
Thur	0800	2300			
			<u>Non standard timings. Where you intend to use the premises for the playing of recorded music at different times to those listed in the column on the left, please list</u> (please read guidance note 6)		
Fri	0800	2300			
Sat	0800	2300			
Sun	0800	2300			



G

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

H

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

I

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



J

Supply of alcohol Standard days and timings (please read guidance note 7)			Will the supply of alcohol be for consumption – please tick (please read guidance note 8)	On the premises	<input type="checkbox"/>
				Off the premises	<input type="checkbox"/>
				Both	X
Day	Start	Finish	State any seasonal variations for the supply of alcohol (please read guidance note 5) Off-sales of alcohol may be consume in the rear of the garden area of the premises, which forms part of the licensed area as shown on the premises plan. The garden will be supervised during opening hours and managed to prevent nuisance.		
Mon	1100	2300			
Tue	1100	2300			
Wed	1100	2300			
Thur	1100	2300			
Fri	1100	2300			
Sat	1100	2300			
Sun	1100	2300			
			Non standard timings. Where you intend to use the premises for the supply of alcohol at different times to those listed in the column on the left, please list (please read guidance note 6)		

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 Kerry Jackson	
Date of birth	██████████
Address ██████████ ██████████ ██████████	
Postcode	██████████
Personal licence number (if known) ██████████	
Issuing licensing authority (if known) Bolsover District Council	

K

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

n/a

L

Hours premises are open to the public Standard days and timings (please read guidance note 7)			<u>State any seasonal variations</u> (please read guidance note 5) n/a
Day	Start	Finish	<u>Non standard timings. Where you intend the premises to be open to the public at different times from those listed in the column on the left, please list</u> (please read guidance note 6) n/a
Mon	0800	2300	
Tue	0800	2300	
Wed	0800	2300	
Thur	0800	2300	
Fri	0800	2300	
Sat	0800	2300	
Sun	0800	2300	

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)

The premises will be operated in a responsible manner with the promotion of all four licensing objectives as a core principle.

All staff will receive appropriate training relevant to their role, including licensing awareness, age verification, customer management, and emergency procedures. A written record of staff training will be maintained and refreshed periodically.

The premises will be kept well maintained, clean, and safe at all times, with adequate lighting provided internally and externally. Fire safety and emergency procedures will be clearly displayed and staff will be familiar with evacuation arrangements.

Operating hours will be clearly advertised and adhered to, and capacity will be managed to ensure customer safety and comfort at all times.

b) The prevention of crime and disorder

CCTV will be installed and maintained at the premises, covering all entrance and exit points and public areas. Recordings will be retained for a minimum of 28 days and made available to the police or authorised officers upon reasonable request.

Staff will be trained to identify and appropriately deal with intoxicated, disorderly, or under-age customers. A strict Challenge 25 age-verification policy will be operated, with refusals recorded where appropriate.

Sufficient competent staff will be on duty at all times to supervise the premises and deal promptly with any security or safety issues. Any incidents of crime or disorder will be reported to the police as appropriate.

c) Public safety

The premises will comply with all relevant fire safety and health and safety legislation. Emergency lighting, fire alarms, and clearly marked escape routes will be maintained and kept free from obstruction.

First aid kits will be available on site, with trained staff present during opening hours.

Customer numbers will be managed to prevent overcrowding, using the layout of multiple internal areas and external spaces where appropriate. At busy times, additional measures such as queue management or ticketed entry may be used.

The premises, including outdoor areas, will be kept in a safe condition with good lighting, clear walkways, and regular checks.

d) The prevention of public nuisance

Regulated entertainment will cease by 23:00 hours. Sound levels will be monitored and managed to prevent disturbance to neighbouring properties.

Clear signage will be displayed requesting customers to leave the premises quietly and respectfully. Staff will encourage orderly dispersal at closing time.

Deliveries and waste collections will be scheduled at appropriate times to minimise disturbance to neighbours and road users.

Litter, smells, and external lighting will be managed to ensure they do not cause nuisance to the local area.

e) The protection of children from harm

A strict Challenge 25 age-verification policy will be operated to prevent the sale of alcohol to minors. Sales will be refused to any person attempting to purchase alcohol on behalf of a minor where appropriate.

Children will not be permitted unsupervised access to alcohol. Staff will discourage inappropriate language, behaviour, or content within the premises and will take appropriate action where necessary.

Reasonable measures will be in place to prevent drug use or other harmful activity on the premises, with staff trained to identify and respond appropriately.

Checklist:

Please tick to indicate agreement

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

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

IT IS AN OFFENCE UNDER SECTION 24B OF THE IMMIGRATION ACT 1971 FOR A PERSON TO WORK WHEN THEY KNOW, OR HAVE REASONABLE CAUSE TO BELIEVE, THAT THEY ARE DISQUALIFIED FROM DOING SO BY REASON OF THEIR IMMIGRATION STATUS. THOSE WHO EMPLOY AN ADULT WITHOUT LEAVE OR WHO IS SUBJECT TO CONDITIONS AS TO EMPLOYMENT WILL BE LIABLE TO A CIVIL PENALTY UNDER SECTION 15 OF THE IMMIGRATION,

ASYLUM AND NATIONALITY ACT 2006 AND PURSUANT TO SECTION 21 OF THE SAME ACT, WILL BE COMMITTING AN OFFENCE WHERE THEY DO SO IN THE KNOWLEDGE, OR WITH REASONABLE CAUSE TO BELIEVE, THAT THE EMPLOYEE IS DISQUALIFIED.

Part 4 – Signatures (please read guidance note 11)

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

Declaration	<ul style="list-style-type: none"> • [Applicable to individual applicants only, including those in a partnership which is not a limited liability partnership] I understand I am not entitled to be issued with a licence if I do not have the entitlement to live and work in the UK (or if I am subject to a condition preventing me from doing work relating to the carrying on of a licensable activity) and that my licence will become invalid if I cease to be entitled to live and work in the UK (please read guidance note 15). • The DPS named in this application form is entitled to work in the UK (and is not subject to conditions preventing him or her from doing work relating to a licensable activity) and I have seen a copy of his or her proof of entitlement to work, or have conducted an online right to work check using the Home Office online right to work checking service which confirmed their right to work (please see note 15)
Signature	
Date	17/1/2026
Capacity	Applicant

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

Signature	
Date	
Capacity	

Contact name (where not previously given) and postal address for correspondence associated with this application (please read guidance note 14)			
Post town		Postcode	

APPENDIX 2

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

From: Neal Steeper <[REDACTED]>

Sent: 20 February 2026 11:17

To: Licensing <Licensing@ne-derbyshire.gov.uk>

Subject: Application Reference: 26/00181/LAPL01

[You don't often get email from [REDACTED]. Learn why this is important at <https://aka.ms/LearnAboutSenderIdentification>]

Warning External.

Dear Licencing Team

I object to this application for live music outside a bikers' cafe at The Plough Inn in Brackenfield. The incessant noise of motorbikes and loud music will flood our village.

I am a resident of this parish and suffer uncontrolled motorbike noise from the A615 already. This proposed cafe will increase the number of noisy bikes in our parish and I am concerned about their unsafe passage through our quiet lanes. The idea of loud music all evening until 11pm (after our bed time) is horrendous.

Please reject this wholly inappropriate licencing application.

Kind Regards

Charles Neal Steeper

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

APPENDIX 3

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

From: Martin Cutts <[REDACTED]>

Sent: 22 February 2026 18:43

To: Licensing <Licensing@ne-derbyshire.gov.uk>

Subject: Application Reference: 26/00181/LAPL01

[You don't often get email from [REDACTED]. Learn why this is important at <https://aka.ms/LearnAboutSenderIdentification>]

Warning External.

Hello

With regard to outdoor music until 23.00....at the Cafe/The Plough Inn.

Disturbance levels of Music travel into the centre of Brackenfield when the Cromford steam rally takes place further past The Plough Inn at Tansley Cross Roads as well as the music festival held at Coney Green Farm every year - both locations are located further afield and only annually for a few days each. However both of these occasions necessitate windows being closed in Summer and disturbed sleep.

Therefore I would have to object to the possibility of noise disturbance based on these occurrences in regard to outdoor music especially after 20.00.

Indoor music I have no problem with.

Martin Cutts

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

Tel: [REDACTED]

APPENDIX 4

[REDACTED]

[REDACTED]

Mrs L Delamore
NEDDC
2013 Mill Lane
Wingerworth
S42 6NG

19th February 2026

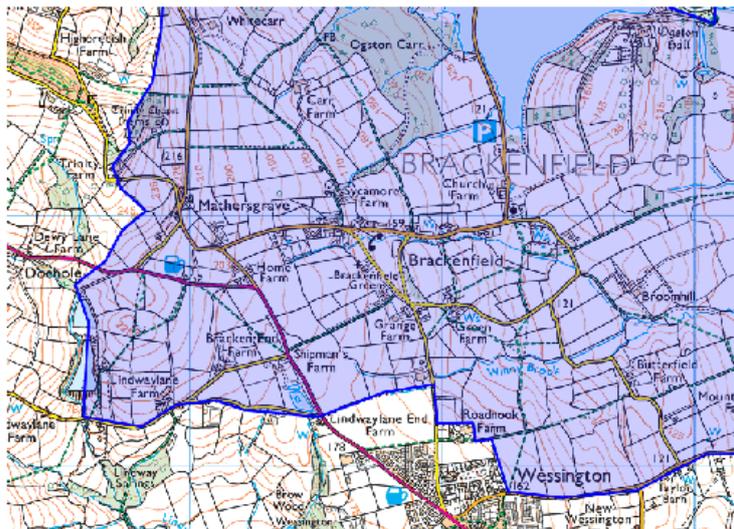
Dear Mrs Dalamore,

Application Reference: 26/00181/LAPL01 – Premises License – Low on Fuel Cafe, The Plough Inn, Matlock Road, Brackenfield DE55 6DD

I am writing to make representations in relation to the licensing objectives:

- (b) public safety
- (c) the prevention of public nuisance

Brackenfield is a very small and quiet dispersed hamlet with houses, small-holdings and working farms distributed along its narrow lanes, around Brackenfield Green and beyond into the Amber valley. As can be seen on the map below, the former Plough Inn sits on the busy A615 road between two bends and just below a blind summit. The site is very close to houses on and adjacent to Matlock Road, Mathers Grave, White Carr Lane and Carr Lane and because of the topography, sound will easily carry from the proposed site as far as the settlement around Brackenfield Green area and towards Church Lane and Butterfield Lane.



Request for Live Music (Indoors/Outdoors) - Monday to Friday - 19:00 - 23:00 & Saturday and Sunday 12:00 - 23:00

In my opinion, the hours during which live music may be played should be much more closely regulated. The applicant has said that outdoor music will be restricted to the summer months, though as it stands this is not reflected in the licensing request and would be a voluntary arrangement. The summer, however, is exactly when most people will be out in the natural environment, enjoying their gardens and trying to sleep with their windows open. Whilst most people would likely accept a very occasional event or party, the current application, if granted, would permit live music to be played outside any and every day of the week until 11pm. This would clearly be intrusive in the homes and gardens of local residents and across the wider landscape area and the cumulative effect of frequent and regular events could be very distressing and stressful. We have experience of how sound carries from events such as the Cromford Steam Rally, on the A615 at Dewy Lane, but this just one weekend of the year and therefore, in my view, acceptable.

It is important to bear in mind that Brackenfield is a tranquil area of notable historic, landscape and natural importance, as described in the Brackenfield Neighbourhood Plan and accompanying Historic and Character Assessment. Residents and visitors alike are attracted to the area for its peace and tranquillity, country walking (e.g. the Brackenfield Heritage Trail), cycling, horse riding, bird watching (e.g. Ogston Bird Club) and sailing on Ogston Reservoir. Live music emanating from the cafe/pub would be of considerable public nuisance both to residents, who currently enjoy the amenity of living in a peaceful rural setting and to visitors who are drawn to the natural environment. The Plough Inn has historically served as a quiet, rural country pub and restaurant, which was much more in keeping with the setting.

Regarding public safety, it is clear from the roundal and strapline on the new Facebook page that this is being pitched as a Bikers Cafe: *"A new cafe in gorgeous Derbyshire serving amazing coffee and great food for bikers and all."*

<https://www.facebook.com/people/Low-On-Fuel-Cafe/61577956263676/>

Whilst I sympathise with the need to develop a customer base, I have grave concerns about the possible unintended consequences of attracting a bigger volume of motor vehicles and especially motorbikes to this site.

As noted in the opening paragraph, the Plough Inn is situated on a dangerous stretch of the A615. The road was closed on 2 March 2025 due to a road traffic accident and a cursory internet search reveals a list of crashes here over the years.

I know from personal experience that it is very difficult to get in and out of the entrance to the Plough onto the A615 due to the poor visibility towards Matlock and the speed of much of the traffic. There is also a public footpath that crosses over the A615, which requires great caution.

There has been a lot of new building in Wessington over recent years, which has added to the volume of traffic in the area. I understand that this road is also on a circular recreational route taken by bikers including Matlock Bath, Tansley, the A610 and A6. This cafe could clearly become a magnet for bikers, increasing the risk of accidents with other road users, including cyclists and pedestrians.

There is a track from the rear of the Plough car park onto School Lane which has previously been a pedestrian access. This appears to have been surfaced and it is possible it may be considered a safer entrance/exit. Use of this route would, however, increase traffic on the narrow lanes through

and around Brackenfield, causing nuisance, hazard and noise and possible conflict with pedestrians, children, cyclists, horse riders, farm vehicles and other road users.

In summary, it is my opinion that this application falls short in terms of both public safety and the prevention of public nuisance and that a rethink is necessary to consider what would be in keeping with the geography and character of the setting.

Yours sincerely,

Christine Edwards

APPENDIX 5

23 FEB 2026

Licencing Department
NE Derbyshire District Council
2013 Mill Lane
Wingerworth
Chesterfield
S42 6NG



23 February 2026

Low on Fuel Café (formerly The Plough Inn)
Matlock Road, Brackenfield, Alfreton, Derbyshire DE55 6DD

With regard to the above application for a premises licence submitted by Andrew Martin, could you please confirm the intended use of the track which runs from the rear of the car park to School Lane in Brackenfield. On OS maps the track is clearly defined as a Bridleway.

I have been in the village for over 20 years and this bridleway has only ever been an overgrown mud path, indeed other residents who have lived here for over 60 years also confirm that it has always been this way. It has never operated as an access, either private or commercial for The Plough Inn premises.

In the past few weeks, the bridleway has been cleared of vegetation and stoned up. Information is now circling around residents in the village that Mr Martin has stated he intends on using the bridleway for motorbikes to exit from his car park onto School Lane. He apparently deems the main A615 to be too dangerous to use due to the speed of vehicles travelling along it. This would mean gangs of motorbikes leaving his bikers cafe, who travel in groups of 8-10 plus, will be pouring onto the quiet village lane which has no pavement and is used by many horse riders, dog walkers, cyclist and hikers. It will cause a nuisance and increase the risk to vulnerable road users. Furthermore, visibility to the right of bridleway access is limited due to a blind bend where there have been numerous accidents, including one involving the bus.

There is no mention in the Licencing Notice / application about an intended change of use of the bridleway to become a commercial access for motorbikes from the intended café onto School Lane. Indeed, there appears to be no planning application or any proper consultation with the Highway Authority regarding any such change of use.

Please can you confirm what the applicant intends to use the bridleway access for and that a formal planning application will be made for any intended change of use.

Kind Regards



Kate Boehme

APPENDIX 6

Mr. & Mrs. K Purvis



18th February 2026

Mrs L.Delamore
North East Derbyshire District Council
2013 Mill Lane,
Wingerworth
Chesterfield
S42 6NG

Licensing Application – 26/00181/LAPL01 – Premises License – Low On Fuel Café, The Plough Inn, Matlock Road, Brackenfield, Alfreton DE55 6DD

Dear Mrs Delamore

I am writing to formally **OBJECT** to this licensing application for the following reasons

1. Because of the topography of the village, sound tends to travel a long way so the application to play live music (or recorded music) outside on a Friday, Saturday and Sunday should not be allowed. If amplified or unamplified live music is being played outdoors, this has the potential to be heard from a long distance away. This will cause a nuisance and will affect our quality of life considerably and could cause us significant sleep disturbance. We do not want to be sitting in our garden during the day, evening or night during the months of June to September listening to the noise from a band playing at the Café. As an example, when Cromford Steam rally takes place every year we can hear the noise from this event in our house and garden and that is further away than The Plough. Also, when the Horse and Jockey in Wessington has an outside event, we can also hear noise from this.
2. I am also concerned about the nuisance that may result from increased traffic flows late at night. The potential for large motorcycles all starting up and leaving the café after 11pm would be a nuisance and add increased exposure to noise pollution and affect our quality of life and cause sleep disturbance. We already get a lot of noise from motorcyclists as they travel along the A615, particularly at weekends. I do not want to be woken after 11pm by lots of motorcycles all starting up. The applicant says signs will be on display to ask customers to leave the premises quietly, but motorcycles can be very noisy particularly when a number start up together so I don't think this will have any impact.
3. I am concerned that customers of the Café would use the small lanes in Brackenfield when travelling to the venue and cause a nuisance due to the noise from their motorcycles, particularly as motorcyclists seem to travel in groups.
4. The village lanes are all used by walkers, horse riders and farm vehicles, which could increase the risk of accidents if there is increased traffic on the lanes
5. Brackenfield is a quiet village with little crime. I am concerned this proposal could increase crime and anti-social behaviour locally and cause nuisance.

I think it is unreasonable to subject the residents of this small village to the impact on their quality of life that this proposal could have. As a minimum the application to play live or recorded music outdoors should be rejected.

Yours sincerely,

A solid black rectangular box redacting the signature of Keith Purvis.

Keith Purvis

APPENDIX 7

Dear Lindsey

We are residents of Brackenfield and we have many concerns regarding the Low on Fuel Cafe being granted a license to trade; the following outline our concerns

Public safety

The huge potential increase in motorbike traffic will lead to safety issues. The entry and exit point onto what is already a fast section of a busy A road is liable to lead to serious accidents and injuries or worse. When the building was used as a public house which we frequently used we experienced difficulties in turning into the car park and also exiting the premises onto a fast road. Therefore we are very aware of the obvious safety issues. Not only for the motorcyclists but also the other road users and pedestrians.

We also feel that the back entrance to the cafe that the owner has recently resurfaced will also lead to similar issues as stated above, because this is on a tight/ blind bend and this will add to the danger on this part of a narrow lane.

Crime and disorder

This risk for road safety and pedestrians will be massively increased if the motorcyclists have been drinking alcohol as promoted by the cafe.

The prevention of public nuisance

Brackenfield is a historic rural village that has so far managed to keep its local history and heritage reasonably unchanged for many hundreds of years. It is quite noticeable when there is the annual Brackenfield steam rally the music from the steam rally can be heard quite clearly throughout the village for that weekend. Whilst this is not really an issue for one weekend out of the year, this new proposal of a bikers cafe lists regular indoor and outdoor music as one of their attractions on a continuous daily basis, seven days a week to 11pm in the evening. This is going to clearly create noise pollution for all local residents of Brackenfield and Wessington, but also the local wide life. This venue would surely be better suited to somewhere like a busy town or city that already has live music venues that play music until 11pm.

We are also concerned about the huge local impact that the noise of the motorbikes will have on the local residents and the wildlife. Ogston reservoir is a wildlife sanctuary which attracts birds from all over the world including many endangered species. It also a rare nesting sight for herons and many other protected species. They will certainly be driven away by the noise and increased pollution from motorbikes.

The protection of children from harm

We are grandparents and often have our grandchildren stay with us. We are aware that there are children who live in the village or visit family in the village. Also there are many families who enjoy walks on the quiet lanes in the area and to appreciate the wildlife in the area. We are concerned that encouraging motorcyclists to use this cafe will massively increase the amount of motorcyclists using these quiet lanes, many of which have blind tight bends on. If a family with children or even children walking alone were walking on these lanes they would be put in grave danger if a motorcyclist were travelling on one of the lanes especially at the blind corners.

Regards

Mr and Mrs Webster

APPENDIX 8

Mr Mark Lee



27th February 2026

Mrs L Delamore
NEDDC
2013 Mill Lane
Wingerworth
S42 6NG

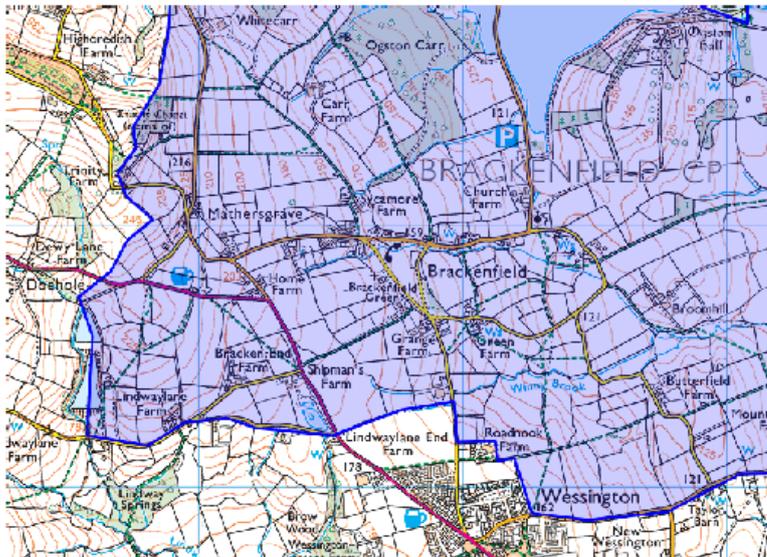
Dear Mrs Dalamore,

Application Reference: 26/00181/LAPL01 – Premises License – Low on Fuel Cafe, The Plough Inn, Matlock Road, Brackenfield DE55 6DD

I am writing as a local resident to make representations in relation to the licensing objectives:

- (b) public safety
- (c) the prevention of public nuisance

I live in the immediate vicinity of the former Plough Inn and write with direct, day-to-day knowledge of this area. Brackenfield is a very small and quiet dispersed hamlet, with houses, smallholdings and working farms distributed along its narrow lanes, around Brackenfield Green and beyond into the Amber Valley. The former Plough Inn sits on the busy A615 between two bends and just below a blind summit, a stretch of road I navigate regularly. The site is very close to homes on and adjacent to Matlock Road, Mathers Grave, White Carr Lane and Carr Lane, and because of the local topography, sound carries easily from the proposed site as far as the settlement around Brackenfield Green and towards Church Lane and Butterfield Lane.



Request for Live Music (Indoors/Outdoors) – Monday to Friday 19:00–23:00 & Saturday and Sunday 12:00–23:00

As someone who lives nearby, I am deeply concerned about the proposed hours for live music. The applicant has indicated that outdoor music would be restricted to the summer months, but this is not reflected in the licensing application and would remain a voluntary arrangement only. Summer is precisely the time when my family and neighbours are outdoors enjoying our gardens, or trying to sleep with windows open. Most of us would accept a very occasional event, but this application, if granted, would permit live music outside every single day of the week until 11pm. That prospect is not theoretical for me; it would directly and regularly affect the quality of life in my home.

We have some experience of how sound travels along the A615 from events such as the Cromford Steam Rally at Dewy Lane, but that is one weekend a year and therefore, on balance, tolerable.

Frequent and regular amplified music would be an entirely different matter, cumulative, relentless and, I believe, genuinely distressing for those of us who chose to live here precisely because of the peace and quiet.

Brackenfield is a tranquil area of notable historic, landscape and natural importance, as described in the Brackenfield Neighbourhood Plan and accompanying Historic and Character Assessment. My neighbours and I, as well as visitors to the area, value it for country walking, cycling, horse riding, birdwatching at Ogston Reservoir and general enjoyment of the natural environment. Live music emanating regularly from this site would constitute considerable public nuisance, both to those of us who live here and to the visitors who come seeking exactly the same qualities we cherish. The Plough Inn historically operated as a quiet rural pub and restaurant, which was far more in keeping with its surroundings.

Public Safety

I also have serious concerns about public safety. It is clear from the branding on the new Facebook page that this is being positioned as a Bikers Cafe: *"A new cafe in gorgeous Derbyshire serving amazing coffee and great food for bikers and all."* I understand the need to attract a customer base, but the unintended consequences of drawing a significantly higher volume of motorbikes and motor vehicles to this location worry me greatly.

<https://www.facebook.com/people/Low-On-Fuel-Cafe/61577956263676/>

Living close by, I know from personal experience how difficult it is to enter and exit the Plough's driveway onto the A615, given the poor sightlines towards Matlock and the speed of passing traffic. The road was closed on 2 March 2025 following a road traffic accident, and a simple internet search reveals a long history of collisions on this stretch. There is also a public footpath crossing the A615 at this point, which already demands great caution.

There has been considerable new development in Wessington in recent years, adding to local traffic volumes, and I understand the A615 forms part of a popular recreational loop for motorcyclists taking in Matlock Bath, Tansley, the A610 and the A6. This cafe could quickly become a significant draw for bikers, increasing the risk of accidents involving other road users, including cyclists and pedestrians who use these lanes daily.

I am also aware of a track from the rear of the Plough car park onto School Lane, which appears to have been surfaced and may be intended as an alternative entrance or exit. Were this route to be used by customers, it would bring increased traffic onto the very narrow lanes running through Brackenfield, lanes that I and my neighbours, along with children, cyclists, horse riders and farm vehicles, use on a daily basis. This would create real hazard, noise and nuisance for the local community.

In summary, I believe this application falls short on both public safety and the prevention of public nuisance, and I would urge a fundamental rethink about what kind of operation would genuinely be in keeping with the geography, character and community of this exceptional rural setting.

Yours sincerely,

Mark Lee