

# AGENDA

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**Meeting:** Southern Area Licensing Sub Committee  
**Place:** Meeting Room - City Hall, Malthouse Lane, Salisbury, SP2 7TU  
**Date:** Monday 16 May 2011  
**Time:** **10.00 am**  
**Matter:** To consider and determine an Application for a Variation of a Premises Licence by Greene King Retailing Limited in respect of Kings Arms and Chapter House, 9 – 13 St John Street, Salisbury

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Please direct any enquiries on this Agenda to Liam Paul, of Democratic Services, County Hall, Bythesea Road, Trowbridge, direct line 01225 718376 or email [liam.paul@wiltshire.gov.uk](mailto:liam.paul@wiltshire.gov.uk)

Press enquiries to Communications on direct lines (01225)713114/713115.

This Agenda and all the documents referred to within it are available on the Council's website at [www.wiltshire.gov.uk](http://www.wiltshire.gov.uk)

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## Membership:

Cllr Trevor Carbin  
Cllr Jose Green

Cllr George Jeans

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# AGENDA

1. **Election of Chairman**

To elect a Chairman for the meeting of the Sub-Committee.

2. **Procedure for the Meeting** *(Pages 1 - 8)*

The Chairman will explain the attached procedure for the members of the public present.

3. **Chairman's Announcements**

The Chairman will give details of the exits to be used in the event of an emergency.

4. **Declarations of Interest**

To receive any declarations of personal or prejudicial interests or dispensations granted by the Standards Committee.

5. **Licensing Application**

To consider and determine an Application for a Variation of a Premises Licence by Greene King Retailing Limited in respect of Kings Arms and Chapter House, 9 – 13 St John Street, Salisbury

5.1. **Licensing Officer's Report** *(Pages 9 - 14)*

5.2. **Appendix 1 - Application to vary a premises license** *(Pages 15 - 36)*

5.3. **Appendix 2 - Location Map** *(Pages 37 - 40)*

5.4. **Appendix 3 - Current Premises License** *(Pages 41 - 46)*

5.5. **Appendix 4 - Representations** *(Pages 47 - 50)*

## LICENSING COMMITTEE

### PROCEDURAL RULES FOR THE HEARING OF LICENSING ACT 2003 APPLICATIONS

#### 1 Purpose

- 1.1 These rules have been prepared to facilitate proper consideration of licence applications, made under the Licensing Act 2003, by the Licensing Committee and its Sub Committees.
- 1.2 The rules set out a framework for how applications are to be heard and explain the role of the participants at the Hearing.

#### 2 Definitions

- 2.1 The following definitions describe the participants at and the subject matter of a Hearing:

**“Applicant”** means the person who has submitted an Application for consideration by the Committee.

**“Applicant’s Premises”** means premises subject to the Application.

**“Applicant’s Representative”** means a person attending a Hearing to assist or represent an Applicant including a lawyer.

**“Application”** means an application for the Grant/Variation/Transfer/Review and any other decision to be made by the Committee/Sub-Committee in respect of a Licence.

**“Chairperson”** means the Member who is the Chairperson of the Committee for the particular Hearing.

**“Committee”** means the Council’s Licensing Committee and includes any Sub Committee of the Licensing Committee.

**“Committee Lawyer”** means the Council’s Lawyer (including an external Lawyer instructed by the Council’s Legal & Democratic Services Manager) who is present at a Hearing to advise the Chairperson and the Members.

**“Committee Manager”** means the Council’s Officer who is present at a Hearing to take minutes.

**“Committee Report”** means the Licensing Officer’s written report to the Committee concerning an Application, a copy of which has been previously made available to the Applicant or their Representative, a Responsible Authority or their Representative or an Interested Party or their Representative.

**“Hearing”** means a meeting of the Committee at which an Application is considered.

**“Licence”** means a Licence which the Committee has the power or duty inter alia to grant, transfer, suspend or revoke.

**“Licensing Officer”** means the Council’s Licensing Officer(s) who is/are present at a Hearing to present reports in respect of an Application and to give technical advice in respect of an Application to the Committee when requested.

**“Licensing Authority”** the Council in whose geographical area the subject matter of the Application relates to, and includes the Council’s Licensing Committee, any Sub Committee of the Licensing Committee and a Licensing Officer.

**“Member”** means a Member who is a Member of the Committee that is considering an Application.

**“Responsible Authority”** means a person who is present at a Hearing to make representations in respect of an Application in their capacity as Responsible Authority and includes any person who is present to assist or make representations on behalf of the Responsible Authority including a Lawyer.

**“Interested Party”** means a person who is present at a Hearing to make representations in respect of an Application in their capacity as an Interested Party, and includes any person who is present to assist or make representations on behalf of the Interested Party including a Lawyer.

### **3 Key Principles**

- 3.1 The principles of ‘natural justice’, and Article 6 ‘Right to a Fair Trial’, which is one of the Convention Rights in the Human Rights Act 1998, require that there is a fair Hearing of Applications.
- 3.2 Natural justice is an umbrella term for the legal standards of basic fairness. This will include that:

- 3.2.1 the Applicant has an opportunity to make representations before a decision is made;
  - 3.2.2 those making representations have an opportunity to voice their representations before a decision is made;
  - 3.2.3 the Applicant has an adequate opportunity to consider and respond to any submissions made by a Responsible Authority/Authorities and/or an Interested Party/Parties;
  - 3.2.4 the Committee does not exclude an Applicant from a Hearing in order to consider submissions from a Responsible Authority/Authorities and/or an Interested Party/Parties.
- 3.3 It is also fundamental that there is an orderly presentation of submissions at a Hearing so that the relevant issues are properly understood, evidence is tested and that oral statements made at the Hearing are accurately recorded.
- 3.4 Ultimately the Chairperson determines the application of these rules, having regard to any submissions being made by those present and in particular the Committee Lawyer.

#### **4 The Hearing**

- 4.1 The Hearing shall take place in public.
  - 4.1.1 The Committee may exclude the public from all or part of the Hearing where it considers it to be in the public interest to do so and, in accordance with the Local Government (Access to Information) Act 1985, as amended. Public includes a party and any person assisting or representing a party.
  - 4.1.2 The Committee may require any person attending the Hearing who, in its opinion, is behaving in a disruptive manner, to leave the Hearing and may:
    - A refuse to permit them to return;
    - B permit them to return only on such conditions as the Committee may specify;
    - C in the event that a person is required to leave a Hearing that person may, before the end of the Hearing, submit to the Committee in writing any information which they would have given orally.
- 4.2 Prior to the Hearing commencing, the Chairperson shall advise the parties of the procedure it proposes to follow at the Hearing.

- 4.3 Where a party has previously requested permission for a person(s), other than their representative, to appear at the Hearing then the Committee shall consider whether to permit that request.
- 4.4 The Committee will allow the parties an equal maximum period of time in which to exercise their rights.
- 4.5 This equal maximum time may have been notified in advance of the Hearing;
- 4.6 Where there is a multiple of Interested Parties who have attended the Hearing to make the same representation then the Committee would normally require that a spokesperson be appointed by them to make the representations on behalf of all of those Interested Parties.

## **5 Presentation of Submissions**

- 5.1 The Chairperson will introduce the Application.
- 5.2 In the event that the Licensing Authority has given notice to a party requiring clarification on a point(s) then that party shall respond to the points raised by the Licensing Authority.
- 5.3 Submissions shall be made in the following order unless the Chairperson directs otherwise:
  - 5.3.1 The Licensing Officer will orally present the Committee Report and will in particular advise the Committee as to:
    - A the options available to it;
    - B the considerations that are relevant in reaching its decision.
  - 5.3.2 The Review Applicant (or the Applicant's Representative) will orally present its submission which may include:
    - A presenting their case in accordance with the papers, which will have been circulated with Agenda papers;
    - B confirming key information and answer pertinent questions; and
    - C calling witnesses in support of the Application (see paragraph 4.3).
- A Responsible Authority/Authorities and/or an Interested Party/Parties will orally present their representations in turn which shall include:
  - A the grounds of the representation to the Application; and
  - B any condition(s) that the Responsible Authority/Authorities and/or an Interested Party/Parties would be happy to have the Application granted subject to which would cause the representation to be withdrawn.

The Premises Licence Holder and/or their representative will orally present their representations which shall include;

- A The response to the representations made by the Review Applicant, a Responsible Authority/Authorities and/or an Interested Party/Parties; and
- B Whether they would be happy to accept any modifications to the Licence as suggested by the Review Applicant, a Responsible Authority/Authorities and/or an Interested Party/Parties.

## **6 Questioning of Submissions**

- 6.1 The Chairperson will regulate the order in which questions are asked by Members.
- 6.2 The Chairperson and Members, voiced through the Chairperson, may question any party following the completion of their submission.
- 6.3 The Chairperson will normally permit the Applicant, a Responsible Authority/Authorities or an Interested Party/Parties to ask questions through them of the other parties.
- 6.4 The Chairperson may direct that questions which are not relevant to the Application or one of the four Licensing Objectives are not formally put or answered.

## **7 Documentation**

- 7.1 No party shall present new documentation to the Committee at the Hearing other than with the consent of all of the other parties. This does not preclude the Licensing Officer from correcting errors, providing updated information or an extract from a local map showing the Applicant's Premises in the context of the surrounding premises and any Interested Party's premises. If any party is granted permission to present supplementary papers at the Hearing they shall provide at least 10 copies at the start of their submission.

## **8 Intervention**

The Chairperson shall permit the following interventions at any point in the Hearing:

- 8.1 The Committee Lawyer to advise the Committee on issues of law, procedure and relevant considerations on decision making. If necessary, the Chairperson may require the Committee, the Committee Lawyer and the Committee Manager to leave the Hearing so that advice can be given.

- 8.2 The Committee Manager to advise the Committee on procedure generally, or to request that statements made are repeated for reasons of clarity and so that they can be properly recorded.
- 8.3 The Licensing Officer to seek to clarify statements that have been made in light of information held on their file.

## **9 Failure of Parties to Attend Hearing**

- 9.1 If a party has informed the Licensing Authority that it does not intend to attend or be represented at a Hearing, the Hearing may proceed in its absence.
- 9.2 If a party has not indicated that it does not intend to attend or be represented at a Hearing and fails to attend or be represented at the Hearing then the Licensing Authority may:
  - 9.2.1 where it considers it be necessary in the public interest, adjourn the Hearing to a specified date; or
  - 9.2.2 hold the Hearing in the party's absence.
- 9.3 Where the Licensing Authority holds a Hearing in the absence of a party, it shall consider at the Hearing the application, representations or notice made by that party.

## **10 Closing Submissions**

- 10.1 The Chairperson shall allow first, the Responsible Authority/Authorities and the Interested Party/Parties to make a closing oral submission(s) and secondly invite the Applicant or the Applicant's Representative an opportunity to make an oral closing submission in support of the Application.

## **11 Decision**

- 11.1 The Committee, the Committee Lawyer and the Committee Manager, shall retire so that the decision may be considered in private, and to consider any legal issues raised by the Members.
- 11.2 The decision, and reasons for the decision, of the Committee shall be communicated orally by the Chairperson to the parties after the Committee has deliberated in private on the Application.
- 11.3 Written reasons shall be provided soon after the deliberations of the Application and in any event within the statutory time limits.



## Hearing Procedure Summary

1. The Chairperson welcomes all those present and introduces the Application.
2. The Chairperson introduces the Applicant, Responsible Authority/Authorities and/or Interested Party/Parties.
3. The Chairperson outlines the Hearing Procedure.
4. The Licensing Officer presents the Committee Report.
5. The Applicant addresses the Committee.
6. Questions to the Applicant by Responsible Authority/Authorities and/or Interested Party/Parties.
7. Questions to the Applicant by Members of the Committee.
8. Comments by Responsible Authority/Authorities and/or Interested Party/Parties.
9. Questions by Applicant.
10. Questions to Responsible Authority/Authorities and/or Interested Party/Parties by Members of the Committee.
11. Summing up by Parties who have made representations.
12. Summing up by Applicant.
13. Committee retires with the Committee Lawyer and Committee Manager to consider its decision.
14. Committee returns and the Lawyer gives a summary of any legal advice that may have been given to the Committee, and invites the parties present to make any comments on that advice.
15. The Chairperson either gives the decision with reasons, or advises that it will be released in writing with reasons within the statutory time limits.

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**REPORT TO THE LICENSING SUB COMMITTEE (HEARING)**

Report No

<b>Date of Meeting</b>	<b>16 May 2011</b>
<b>Title of Report</b>	<b>Variation of Premises Licence; Kings Arms &amp; Chapter House, 9-13 St John's Street, Salisbury, SP1 2SB</b>
Link to Corporate Priorities	None - this is a statutory requirement
Public Report	Yes – This matter is governed by the Licensing Act 2003 (Hearings) Regulations. These provide that hearings should be held in public unless the Licensing Authority considers that the public interest in excluding the public outweighs the public interest in the hearing taking place in public.

**Summary of Report**

An application to vary a premises licence has been made for which there is a relevant representation.

Wiltshire Council (as the Licensing authority) must hold a hearing to consider the application having regard to the representation.

In accordance with Section 35 (3) the Licensing Sub Committee is required to take such steps as it considers necessary to promote the licensing objectives.

The licensing objectives are: - The Prevention of Crime and Disorder, Public Safety, the Prevention of Public Nuisance and the Protection of Children from Harm.

Such steps are: - To modify the conditions of the licence or to reject the whole or part of the application.

**Officer Recommendations**

**None. Officers are not permitted to make a recommendation – the decision is to be reached by members of the Licensing Sub Committee.**

Other than those implications agreed with the relevant Officers and referred to below, there are no other implications associated with this report.

Financial Implications	Legal Implications	Community & Environmental Implications	Human Resources Implications	Equality & Diversity Implications
None	Yes	None	None	None

<b>Contact Officer</b>	Mrs Debbie Mulvey    Licensing Officer    01722 434234 debbie.mulvey@wiltshire.gov.uk
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## 1. Introduction

An application to vary a premises licence has been made for which there is a relevant representation.

Wiltshire Council (as the Licensing authority) must hold a hearing to consider the application having regard to this representation.

In accordance with Section 35 (3) the Licensing Sub Committee is required to take such steps as it considers necessary to promote the licensing objectives.

## 2. Options and Options Appraisal

In accordance with Section 35 (3) the Licensing Sub Committee is required to take such steps as it considers necessary to promote the licensing objectives.

## 3. Background Information

The Kings Arms & Chapter House currently operates in accordance with a Premises Licence converted and varied from a Justices On/Off licence during the transitional period in 2005. **The current activities and times are listed in the table below.**

<b>Activity</b>	<b>Day</b>	<b>Times</b>
<b>Live music</b>	<b>Friday</b>	<b>20:00 to 23:00</b>
	<b>Non Standard Timings</b>	
	Christmas Eve, Christmas Day, Boxing Day, New Year's Day, Good Friday, Easter Saturday, Sunday & Monday and all other Bank Holidays	20:00 to 00:30
	New Year's Eve	20:00 to 01:30
	When booked as part of a private party eg: Birthday, wedding etc	16:00 to 23:00
<b>Recorded music</b>	<b>Non Standard Timings</b>	
	Christmas Eve, Christmas Day, Boxing Day, New Year's Day, Good Friday, Easter Saturday, Sunday & Monday and all other Bank Holidays	20:00 to 00:30
	New Year's Eve	20:00 to 01:30
	When booked as part of a private party eg: Birthday, wedding etc Maximum of 12 Discos per annum	16:00 to 23:00

<b>Provision of facilities for dancing</b>	<p style="text-align: center;"><b>Friday Saturday</b></p> <p><b>Non Standard Timings</b></p> <p>Christmas Eve, Christmas Day, Boxing Day, New Year's Day, Good Friday, Easter Saturday, Sunday &amp; Monday and all other Bank Holidays</p> <p>New Year's Eve</p> <p>When booked as part of a private party eg: Birthday, wedding etc</p>	<p><b>20:00 to 23:00 16:00 to 23:00</b></p> <p>20:00 to 00:30</p> <p>20:00 to 01:30</p> <p>16:00 to 23:00</p>
<b>Alcohol on &amp; off</b>	<p style="text-align: center;"><b>Monday to Wednesday Thursday to Saturday Sunday</b></p> <p><b>Non Standard Timings</b></p> <p>Christmas Eve, Christmas Day, Boxing Day, New Year's Day, Good Friday, Easter Saturday, Sunday &amp; Monday and all other Bank Holidays</p> <p>New Year's Eve</p>	<p><b>11:00 to 23:00 11:00 to midnight Noon to 22:30</b></p> <p>20:00 to 00:30</p> <p>11:00 to 00:30</p>

The premises are open Monday to Wednesday 06:30 to 23:30, Thursday to Saturday 06:30 to 00:30 and Sunday 07:30 to 23:00. Non Standard Timings Christmas Eve, Christmas Day, Boxing Day, New Year's Day, Good Friday, Easter Saturday, Sunday & Monday & all other Bank Holidays 06:30 to 01:30.

On 16 March 2011 an application to vary the Premises Licence was received.

The application was checked by the Licensing Officer, the application was accepted.

**The application is to vary the existing hours for opening, sale of alcohol, live music, recorded music and the facilities for dancing.**

**It is also to add the performance of dance, anything of a similar description to that falling within (e), (f) or (g), making music, entertainment of a similar description to that falling within (i) or (j) and late night refreshment.**

The varied activities and times applied for are listed in the table below:

Activity	Day	Times
Live music	Monday to Saturday Sunday	11:00 to 23:00 12:00 to 22:30
Recorded music	Monday to Saturday Sunday	11:00 to 23:00 12:00 to 22:30
Performance of dance	Monday to Saturday Sunday	11:00 to 23:00 12:00 to 22:30
Anything of a similar description to that falling within (e), (f) or (g)	Monday to Saturday Sunday	11:00 to 23:00 12:00to 22:30
Provision of facilities for making music	Monday to Saturday Sunday	11:00 to 23:00 12:00 to 22:30
Provision of facilities for dancing	Monday to Saturday Sunday	11:00 to 23:00 12:00 to 22:30
Provision of facilities for entertainment of a similar description to that falling within (i) or (j)	Monday to Saturday Sunday	11:00 to 23:00 12:00 to 22:30
Late night refreshment	Monday to Wednesday Thursday to Saturday	23:00 to midnight 23:00 to 01:00
Supply of alcohol	Monday to Wednesday Thursday to Saturday Sunday	11:00 to midnight 11:00 to 01:00 11:00 to 22:30

**Non standard timings for all regulated entertainment above are as follows:**

Christmas Eve, Christmas Day, Boxing Day, New Year's Day, Good Friday, Easter Saturday, Sunday & Monday & all other Bank Holidays, plus the day preceding a Bank Holiday **20:00 to 00:30**. New Year's Eve **20:00 to 01:30**. When booked as part of a private party e.g.: birthday wedding etc. **16:00 to 23:00**.

**Non standard timings for late night refreshment are as follows:**

Christmas Eve, Christmas Day, Boxing Day, New Year's eve, New Year's Day, Good Friday, Easter Saturday, Sunday & Monday plus all other Bank Holidays and the day preceding a Bank Holiday **23:00 to 01:00**. On the morning on which summertime begins, where the terminal hour is later than 01:00, the terminal hour shall be extended by one hour.

**Non standard timings for supply of alcohol are as follows:**

Christmas Day, Boxing Day, New Year's Day, Good Friday, Easter Saturday, Sunday & Monday plus all other Bank Holidays and the day preceding a Bank Holiday **11:00 to 01:00**. Christmas Eve & New Year's Eve **11:00 to 02:00**. On the morning on which summertime begins, where the terminal hour is later than 01:00, the terminal hour shall be extended by one hour.

**Opening hours are as follows:**

Monday to Wednesday **06:30 to 00:30** Thursday to Saturday **06:30 to 01:30**. There is no change to the opening hours on Sunday.

**Non standard hours for opening hours are as follows:**

Christmas Day, Boxing Day, New Year's Day, Good Friday, Easter Saturday, Sunday & Monday plus all other Bank Holidays and the day preceding a Bank Holiday **06:30**

to 01:30. Christmas Eve & New Year's Eve 06:30 to 02:30. On the morning on which summertime begins, where the terminal hour is later than 01:00, the terminal hour shall be extended by one hour.

The application seeks to increase regulated entertainment from one evening a week to seven, to increase the hours for the supply of alcohol and to add late night refreshment six nights a week.

On 13 April 2011 Mr Peter McMillan, Senior Environmental Officer, wrote to the applicant expressing concerns regarding the impact that the proposed regulated entertainment could have on people living nearby. He recommended that the applicant amend the application to include the following condition:

**Windows and doors shall be kept closed while regulated entertainment is taking place except for access and egress.**

The applicant amended the application to include the proposed condition above. Mr McMillan has not made a representation against the application

Regulated entertainment has previously been held at the premises, within the licensed hours, and according to our records no complaints from noise have been received.

#### 4. Relevant Representations

During the consultation period one relevant representation was received from an interested party.

#### 5. Legal Implications

It should be noted that both the premises licence holder and the interested parties may appeal the decision made by the licensing sub committee. The decision made by the Licensing sub committee however takes immediate effect.

The Premises Licence Holder and all interested parties have been informed of the date, time and location of the hearing and their right to be represented.

#### 6. Risk Analysis

Not applicable.

<p><b>Appendices:</b></p>	<ul style="list-style-type: none"> <li>• 1. Application to vary a premises licence under the Licensing Act 2003</li> <li>• 2. Map</li> <li>• 3. Current premises licence</li> <li>• 4. Copies of relevant representation</li> </ul>
<p><b>Background Documents Used in the Preparation of this Report:</b></p>	<ul style="list-style-type: none"> <li>• The Licensing Act 2003</li> <li>• The Licensing Act (Hearings) Regulations 2005</li> <li>• Guidance issued under sect 182 of the Licensing Act 2003</li> </ul>

**Previous Decisions Connected with this Report**

<b>Report</b>	<b>Committee &amp; Date</b>	<b>Minute Reference</b>
None		



**Mulvey, Debbie**

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**From:** Natasha Wade [NatashaWade@greeneking.co.uk]  
**Sent:** 13 April 2011 11:54  
**To:** McMillan, Peter  
**Cc:** Mulvey, Debbie; Ross Sanders; Andrew Price  
**Subject:** RE: Premises Licence Variation - Kings Arms and Chapter House, 9-13 St. John Street, Salisbury - FAO Natasha Wade

**Importance:** High

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

Hi Peter,

Thank you for your email.

I confirm we are in agreement to the following condition being attached to the Premises Licence:-

- Windows and doors shall be kept closed while regulated entertainment is taking place except for access and egress.

I have also passed your comments on to our Business Development Manager and licensee regarding the windows.

In light of the above, I would be grateful if you could confirm that your objection has now been withdrawn.

I look forward to hearing from you.

Kind regards.

*Natasha Wade*  
*Licensing Officer, Greene King Pub Partners*  
*Direct Dial: 01284 714276*

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

**From:** McMillan, Peter [mailto:Peter.McMillan@wiltshire.gov.uk]  
**Sent:** 13 April 2011 11:08  
**To:** LicensingPP  
**Cc:** Mulvey, Debbie  
**Subject:** Premises Licence Variation - Kings Arms and Chapter House, 9-13 St. John Street, Salisbury - FAO Natasha Wade

Dear Natasha,

I write further to receipt of the above application and further to our conversation this morning.

After reviewing the application, and existing premises licence, I am concerned about the lack of restrictions relating to the control of windows and doors while regulated entertainment is taking place. I have visited the site recently and note the residential properties lying nearby. I am concerned about the impact of the proposed regulated entertainment on people living nearby if windows and/or doors were to be left open. I would therefore recommend that the application is amended to include the following provision:

1. Windows and doors shall be kept closed while regulated entertainment is taking place except for access and egress.

Could you please confirm whether you are agreeable the recommended amendment? Please copy in Debbie Mulvey from the Licensing Department, who I have copied in here, to any reply.

As an aside I would also comment that during my visit to the premises I had a look at the windows currently serving the premises. They appeared quite old single glazed windows, with wooden and not particularly well sealed frames. The regulated entertainment will need very careful management irrespective of the amendment above in order to ensure that entertainment does not cause a problem for people living nearby. Could I please ask that you forward these comments onto the manager or operator of the pub for their information?

If you need to discuss please contact me on 01722 434 338.

Kind Regards,

Peter

Peter McMillan  
Senior Environmental Health Officer  
Public Protection Services  
Wiltshire Council  
PO Box 2281  
Salisbury  
Wiltshire  
SP2 2HX

Tel: 01722434338  
Email: [peter.mcmillan@wiltshire.gov.uk](mailto:peter.mcmillan@wiltshire.gov.uk)

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**Application to vary a premises licence 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 Greene King Retailing Limited

*(Insert name(s) of applicant)*

being the premises licence holder, apply to vary a premises licence under section 34 of the Licensing Act 2003 for the premises described in Part 1 below

<b>Premises licence number</b> PRE0377
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**Part 1 – Premises Details**

<b>Postal address of premises or, if none, ordnance survey map reference or description</b> Kings Arms & Chapter House 9-13 St Johns Street Salisbury Wiltshire			
<b>Post town</b>	Salisbury	<b>Post code</b>	SP1 2SB

Telephone number at premises (if any)	01722 327629
Non-domestic rateable value of premises	£35,500

**Part 2 – Applicant details**

<b>Daytime contact telephone number</b>	(01284) 763222		
<b>E-mail address (optional)</b>			
<b>Current postal address if different from premises address</b>	Greene King Retailing Limited Abbot House		
<b>Post town</b>	Bury St Edmunds	<b>Post code</b>	IP33 1QT

**Part 3 - Variation**

Please tick yes

Do you want the proposed variation to have effect as soon as possible?

If not do you want the variation to take effect from

Day	Month	Year

**Please describe briefly the nature of the proposed variation (Please see guidance note 1)**

To vary hours for opening, sale of alcohol, live music, recorded music and facilities for dancing.

To add performance of dance, anything of a similar description to that falling with (e), (f) or (g), making music, entertainment of a similar description to that falling within (i) or (j) and late night refreshment.

If your proposed variation would mean that 5,000 or more people are expected to attend the premises at any one time, please state the number expected to attend

## Part 4 Operating Schedule

Please complete those parts of the Operating Schedule below which would be subject to change if this application to vary is successful.

### Provision of regulated entertainment

Please tick yes

- |   |                                     |
|---|-------------------------------------|
| a) plays (if ticking yes, fill in box A)  | <input type="checkbox"/>            |
| b) films (if ticking yes, fill in box B)  | <input type="checkbox"/>            |
| c) indoor sporting events (if ticking yes, fill in box C)   | <input type="checkbox"/>            |
| d) boxing or wrestling entertainment (if ticking yes, fill in box D)  | <input type="checkbox"/>            |
| e) live music (if ticking yes, fill in box E)   | <input checked="" type="checkbox"/> |
| f) recorded music (if ticking yes, fill in box F)   | <input checked="" type="checkbox"/> |
| g) performances of dance (if ticking yes, fill in box G)  | <input checked="" type="checkbox"/> |
| h) anything of a similar description to that falling within (e), (f) or (g) (if ticking yes, fill in box H) | <input checked="" type="checkbox"/> |

### Provision of entertainment facilities:

- |   |                                     |
|---|-------------------------------------|
| i) making music (if ticking yes, fill in box I)   | <input checked="" type="checkbox"/> |
| j) dancing (if ticking yes, fill in box J)  | <input checked="" type="checkbox"/> |
| k) entertainment of a similar description to that falling within (i) or (j) (if ticking yes, fill in box K) | <input checked="" type="checkbox"/> |

Provision of late night refreshment(if ticking yes, fill in box L)

Sale by retail of alcohol(if ticking yes, fill in box M)

In all cases complete boxes N, O and P

**A**

<b>Plays</b> Standard days and timings (please read guidance note 6)			<b>Will the performance of a play take place indoors or outdoors or both – please tick</b> (please read guidance note 2)	Indoors <input type="checkbox"/>		
				Outdoors <input type="checkbox"/>		
				Both <input type="checkbox"/>		
<b>Day</b>	<b>Start</b>	<b>Finish</b>	<b>Please give further details here</b> (please read guidance note 3)			
Mon						
Tue						
Wed					<b>State any seasonal variations for performing plays</b> (please read guidance note 4)	
Thur						
Fri					<b>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</b> (please read guidance note 5)	
Sat						
Sun						

**B**

<b>Films</b> Standard days and timings (please read guidance note 6)			<b>Will the exhibition of films take place indoors or outdoors or both – please tick</b> (please read guidance note 2)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	<b>Please give further details here</b> (please read guidance note 3)		
Mon					
Tue			<b>State any seasonal variations for the exhibition of films</b> (please read guidance note 4)		
Wed					
Thur			<b>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</b> (please read guidance note 5)		
Fri					
Sat					
Sun					

**C**

Indoor sporting events Standard days and timings (please read guidance note 6)			Please give further details (please read guidance note 3)
Day	Start	Finish	
Mon			
Tue			<b>State any seasonal variations for indoor sporting events</b> (please read guidance note 4)
Wed			
Thur			<b>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</b> (please read guidance note 5)
Fri			
Sat			
Sun			



**D**

<b>Boxing or wrestling entertainments</b> Standard days and timings (please read guidance note 6)			<b><u>Will the boxing or wrestling entertainments take place indoors or outdoors or both – please tick</u></b> (please read guidance note 2)		Indoors	<input type="checkbox"/>
					Outdoors	<input type="checkbox"/>
Day	Start	Finish	<b><u>Please give further details here</u></b> (please read guidance note 3)			
Mon						
Tue			<b><u>State any seasonal variations for the boxing or wrestling entertainments</u></b> (please read guidance note 4)			
Wed						
Thur			<b><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></b> (please read guidance note 5)			
Fri						
Sat						
Sun						

**E**

<b>Live music</b> Standard days and timings (please read guidance note 6)			<b><u>Will the performance of live music take place indoors or outdoors or both – please tick</u></b> (please read guidance note 2)	Indoors	<input checked="" type="checkbox"/>			
				Outdoors	<input type="checkbox"/>			
				Both	<input type="checkbox"/>			
<b>Day</b>	<b>Start</b>	<b>Finish</b>	<b><u>Please give further details here</u></b> (please read guidance note 3) Occasional unamplified and amplified music provided by solo artists, duos or groups at various times during licensed hours.					
Mon	11:00	23:00						
Tue	11:00	23:00						
Wed	11:00	23:00				<b><u>State any seasonal variations for the performance of live music</u></b> (please read guidance note 4)		
Thur	11:00	23:00						
Fri	11:00	23:00	<b><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></b> (please read guidance note 5) The day preceding a bank holiday 20:00 - 00:30.					
Sat	11:00	23:00						
Sun	12:00	22:30						

**F**

<b>Recorded music</b> Standard days and timings (please read guidance note 6)			<b><u>Will the playing of recorded music take place indoors or outdoors or both – please tick</u></b> (please read guidance note 2)	Indoors	<input checked="" type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
<b>Day</b>	<b>Start</b>	<b>Finish</b>	<b><u>Please give further details here</u></b> (please read guidance note 3) Occasional amplified music at various times during licensed hours.		
Mon	11:00	23:00			
Tue	11:00	23:00			
			<b><u>State any seasonal variations for the playing of recorded music</u></b> (please read guidance note 4)		
Wed	11:00	23:00			
Thur	11:00	23:00			
			<b><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></b> (please read guidance note 5) The day preceding a bank holiday 20:00 - 00:30.		
Fri	11:00	23:00			
Sat	11:00	23:00			
Sun	12:00	22:30			

**G**

Performances of dance Standard days and timings (please read guidance note 6)			<u>Will the performance of dance take place indoors or outdoors or both – please tick</u> (please read guidance note 2)	Indoors	<input checked="" type="checkbox"/>
Day	Start	Finish		Outdoors	<input type="checkbox"/>
Mon	11:00	23:00	<u>Please give further details here</u> (please read guidance note 3) Occasional performance of dance by solo and multiple artists at various times during licensed hours.	Both	<input type="checkbox"/>
Tue	11:00	23:00			
Wed	11:00	23:00	<u>State any seasonal variations for the performance of dance</u> (please read guidance note 4)		
Thur	11:00	23:00			
Fri	11:00	23:00	<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 5) Christmas Eve, Christmas Day, Boxing Day, New Years Day, Good Friday, Easter Saturday, Sunday and Monday and all other Bank Holidays plus the day preceding a bank holiday 20:00 - 00:30. New Years Eve 20:00 - 01:30. When booked as part of a private party eg: birthday, wedding etc 16:00 - 23:00.		
Sat	11:00	23:00			
Sun	12:00	22:30			

H

<p><b>Anything of a similar description to that falling within (e), (f) or (g)</b> Standard days and timings (please read guidance note 6)</p>			<p><b><u>Please give a description of the type of entertainment you will be providing</u></b> Specialist performance entertainment</p>		
Day	Start	Finish	<p><b><u>Will this entertainment take place indoors or outdoors or both – please tick</u></b> (please read guidance note 2)</p>	Indoors	<input checked="" type="checkbox"/>
Mdn	11:00	23:00		Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Tue	11:00	23:00	<p><b><u>Please give further details here</u></b>(please read guidance note 3) Occasional works by specialist solo or multiple performance at various times during licensed hours.</p>		
Wed	11:00	23:00			
Thur	11:00	23:00	<p><b><u>State any seasonal variations for entertainment of a similar description to that falling within (e), (f) or (g)</u></b> (please read guidance note 4)</p>		
Fri	11:00	23:00			
Sat	11:00	23:00	<p><b><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></b> (please read guidance note 5) Christmas Eve, Christmas Day, Boxing Day, New Years Day, Good Friday, Easter Saturday, Sunday and Monday and all other Bank Holidays plus the day preceding a bank holiday 20:00 - 00:30. New Years Eve 20:00 - 01:30. When booked as part of a private party eg: birthday, wedding etc 16:00 - 23:00.</p>		
Sun	12:00	22:30			

1

<b>Provision of facilities for making music</b> Standard days and timings (please read guidance note 6)			<b><u>Please give a description of the facilities for making music you will be providing</u></b> Musical instruments and other musical equipment.	
			<b><u>Will the facilities for making music be indoors or outdoors or both – please tick</u></b> (please read guidance note 2)	
Day	Start	Finish	<b><u>Please give further details here</u></b> (please read guidance note 3) Occasional entertainment of musical instruments and other musical equipment provided at various times during licensed hours.	
Mon	11:00	23:00		
Tue	11:00	23:00		
Wed	11:00	23:00		
Thur	11:00	23:00		
Fri	11:00	23:00		
Sat	11:00	23:00		
Sun	12:00	22:30		
			<b><u>State any seasonal variations for the provision of facilities for making music</u></b> (please read guidance note 4)	
			<b><u>Non standard timings. Where you intend to use the premises for provision of facilities for making music at different times to those listed in the column on the left, please list</u></b> (please read guidance note 5) Christmas Eve, Christmas Day, Boxing Day, New Years Day, Good Friday, Easter Saturday, Sunday and Monday and all other Bank Holidays plus the day preceding a bank holiday 20:00 - 00:30. New Years Eve 20:00 - 01:30. When booked as part of a private party eg: birthday, wedding etc 16:00 - 23:00.	

**J**

<b>Provision of facilities for dancing</b> Standard days and timings (please read guidance note 6)			<b><u>Will the facilities for dancing be indoors or outdoors or both – please tick</u></b> (see guidance note 2)	Indoors <input checked="" type="checkbox"/>
				Outdoors <input type="checkbox"/>
				Both <input type="checkbox"/>
<b>Day</b>	<b>Start</b>	<b>Finish</b>	<b><u>Please give a description of the facilities for dancing you will be providing</u></b> Dancing on area provided or occasional dancing by customers to accompany live or recorded music at various periods within the licensed hours.	
Mon	11:00	23:00	<b><u>Please give further details here</u></b> (please read guidance note 3) When regulated entertainment takes place.	
Tue	11:00	23:00		
Wed	11:00	23:00	<b><u>State any seasonal variations for providing dancing facilities</u></b> (please read guidance note 4)	
Thur	11:00	23:00		
Fri	11:00	23:00	<b><u>Non standard timings. Where you intend to use the premises for the provision of facilities for dancing entertainment at different times to those listed in the column on the left, please list</u></b> (please read guidance note 5) Christmas Eve, Christmas Day, Boxing Day, New Years Day, Good Friday, Easter Saturday, Sunday and Monday and all other Bank Holidays plus the day preceding a bank holiday 20:00 - 00:30. New Years Eve 20:00 - 01:30. When booked as part of a private party eg: birthday, wedding etc 16:00 - 23:00.	
Sat	11:00	23:00		
Sun	12:00	22:30		

**K**

<b>Provision of facilities for entertainment of a similar description to that falling within i or j</b> Standard days and timings (please read guidance note 6)			<b><u>Please give a description of the type of entertainment facility you will be providing</u></b> Equipment necessary to facilitate the provision of specialist performance works.		
Day	Start	Finish	<b><u>Will the entertainment facility be indoors or outdoors or both – please tick</u></b> (please read guidance note 2)	Indoors	<input checked="" type="checkbox"/>
Mon	11:00	23:00		Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Tue	11:00	23:00	<b><u>Please give further details here</u></b> (please read guidance note 3) Facilities for the equipment required to support the works of specialist solo or multiple performers at various times during licensed hours.		
Wed	11:00	23:00			
Thur	11:00	23:00	<b><u>State any seasonal variations for the provision of facilities for entertainment of a similar description to that falling within i or j</u></b> (please read guidance note 4)		
Fri	11:00	23:00			
Sat	11:00	23:00	<b><u>Non standard timings. Where you intend to use the premises for the provision of facilities for entertainment of a similar description to that falling within i or j at different times to those listed in the column on the left, please list</u></b> (please read guidance note 5)		
Sun	12:00	22:30			
			Christmas Eve, Christmas Day, Boxing Day, New Years Day, Good Friday, Easter Saturday, Sunday and Monday and all other Bank Holidays plus the day preceding a bank holiday 20:00 - 00:30. New Years Eve 20:00 - 01:30. When booked as part of a private party eg: birthday, wedding etc 16:00 - 23:00.		



Late night refreshment Standard days and timings (please read guidance note 6)			Will the provision of late night refreshment take place indoors or outdoors or both – please tick (please read guidance note 2)	Indoors	<input checked="" type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish			
Mon	23:00	00:00	<b>Please give further details here</b> (please read guidance note 3) Hot food and drink being served.		
Tue	23:00	00:00			
Wed	23:00	00:00	<b>State any seasonal variations for the provision of late night refreshment</b> (please read guidance note 4)		
Thur	23:00	01:00			
Fri	23:00	01:00	<b>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</b> (please read guidance note 5)		
Sat	23:00	01:00	Christmas Eve, Christmas Day, Boxing Day, New Years Eve, New Years Day, Good Friday, Easter Saturday, Sunday and Monday plus all other bank holidays and the day preceding a bank holiday 23:00 - 01:00. On the morning on which summer time begins, there the terminal hour is later than 01:00 am, the terminal hour shall be extended by one hour.		
Sun					

**M**

<b>Supply of alcohol</b> Standard days and timings (please read guidance note 6)			<b>Will the supply of alcohol be for consumption (Please tick box)</b> (please read guidance note 7)	On the premises	<input type="checkbox"/>
				Off the premises	<input type="checkbox"/>
				Both	<input checked="" type="checkbox"/>
Day	Start	Finish	<b>State any seasonal variations for the supply of alcohol</b> (please read guidance note 4)  <b>Non standard timings. Where you intend to use the premises for the supply of alcohol at different times to those listed in the column on the left, please list</b> (please read guidance note 5) Christmas Day, Boxing Day, New Years Day, Good Friday, Easter Saturday, Sunday and Monday plus all other bank holidays and the day preceding a bank holiday 11:00 - 01:00. Christmas Eve and New Years Eve 11:00 - 02:00. On the morning on which summer time begins, where the terminal hour is later than 01:00 am, the terminal hour shall be extended by one hour.		
Mon	11:00	00:00			
Tue	11:00	00:00			
Wed	11:00	00:00			
Thur	11:00	01:00			
Fri	11:00	01:00			
Sat	11:00	01:00			
Sun	11:00	22:30			

**N**

**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 8)

As far as the applicant is aware none of the proposed activities should give rise to concern in respect of children.

O

<b>Hours premises are open to the public</b> Standard days and timings (please read guidance note 6)			<b>State any seasonal variations</b> (please read guidance note 4)
Day	Start	Finish	
Mon	06:30	00:30	<p><b>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</b> (please read guidance note 5)            Christmas Day, Boxing Day, New Years Day, Good Friday, Easter Saturday, Sunday and Monday plus all other bank holidays and the day preceding a bank holiday 06:30 - 01:30. Christmas Eve and New Years Eve 06:30 - 02:30. On the morning on which summer time begins, where the terminal hour is later than 01:00 am, the terminal hour shall be extended by one hour.</p>
Tue	06:30	00:30	
Wed	06:30	00:30	
Thur	06:30	01:30	
Fri	06:30	01:30	
Sat	06:30	01:30	
Sun			

Please identify those conditions currently imposed on the licence which you believe could be removed as a consequence of the proposed variation you are seeking

Please tick yes

- I have enclosed the premises licence
- I have enclosed the relevant part of the premises licence

If you have not ticked one of these boxes please fill in reasons for not including the licence, or part of it, below

Reasons why I have failed to enclose the premises licence or relevant part of premises licence  
Original Premises Licence returned to Council on the 18.02.11 with Minor Variation.

**P** Describe the steps you intend to take to promote the four licensing objectives:

**a) General – all four licensing objectives (b,c,d,e) (please read guidance note 9)**

The licensing objectives have been carefully considered taking account of the premises and their location. The premises will promote the licensing objectives in accordance with the Section 182 Guidance. The premises will operate in accordance with all relevant legislation.

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

The premises will promote the crime and disorder objective in accordance with the Section 182 Guidance. The premises will operate in accordance with all relevant legislation which promotes the crime and disorder objective. Customers will be encouraged to leave the premises in a quiet and orderly manner.

**c) Public safety**

The premises will promote the public safety objective in accordance with the Section 182 Guidance. The premises will operate in accordance with all relevant legislation which promotes the public safety objective. A Risk Register will be kept on site.

**d) The prevention of public nuisance**

The premises will promote the public nuisance objective in accordance with the Section 182 Guidance. The premises will operate in accordance with all relevant legislation which promotes the public nuisance objective. A Due Diligence Log to be completed every time regulated entertainment takes place to include external noise checks. Prominent clear notices shall be displayed requesting that customers respect the needs of local residents and to leave the premises and area quietly. Noise shall not emanate from the premises such as to cause a nuisance to residents.

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

The premises will promote the protection of children objective in accordance with the Section 182 Guidance. The premises will operate in accordance with all relevant legislation which promotes the protection of children objective. A Refusals Register will be kept on site.


Please tick yes

- I have made or enclosed payment of the fee
- I have sent copies of this application and the plan to responsible authorities and others where applicable
- I understand that I must now advertise my application
- I have enclosed the premises licence or relevant part of it or explanation
- I understand that if I do not comply with the above requirements my application will be rejected

**IT IS AN OFFENCE, LIABLE ON CONVICTION TO A FINE UP TO LEVEL 5 ON THE STANDARD SCALE, UNDER SECTION 158 OF THE LICENSING ACT 2003 TO MAKE A FALSE STATEMENT IN OR IN CONNECTION WITH THIS APPLICATION**

**Part 5 – Signatures** (please read guidance note 10)

**Signature of applicant (the current premises licence holder) or applicant’s solicitor or other duly authorised agent (please read guidance note 11). If signing on behalf of the applicant please state in what capacity.**

Signature	
Date	16 March 2011
Capacity	Licensing Officer

**Where the premises licence is jointly held signature of 2nd applicant (the current premises licence holder) or 2nd applicant’s solicitor or other authorised agent (please read guidance note 12). 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 13)**

Natasha Wade (Licensing Officer)  
 Greene King Pub Partners  
 Licensing Department  
 Abbot House  
 Westgate Brewery

<b>Post town</b>	Bury St. Edmunds	<b>Post code</b>	IP33 1QT
<b>Telephone number (if any)</b>	01284 763222		
<b>If you would prefer us to correspond with you by e-mail your e-mail address (optional)</b> licensingpp@GreeneKing.co.uk			

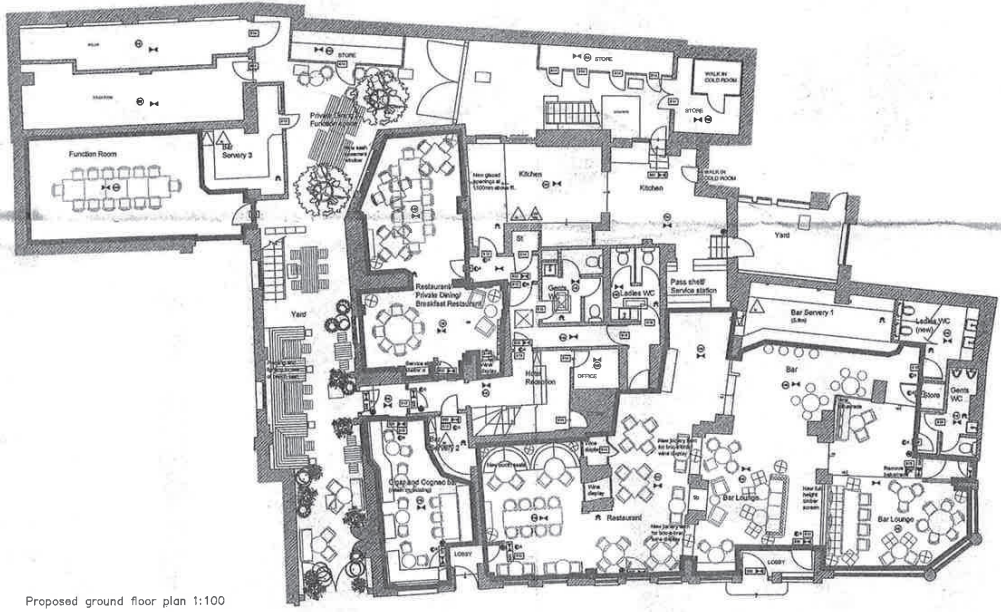


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LICENSING AUTHORITY  
 CERTIFIED COPY  
 DATE 03/03/2011

COPY



Proposed ground floor plan 1:100

Red line indicates boundary of licensed area

**Note**  
 Consumption of alcohol and licensable activities take place anywhere within the premises. The position of any licensable furniture is shown for diagrammatic purposes only. The location of fire equipment is shown on the date hereof but may be moved with the consent of the Fire Officer.

**LEGEND**

- FIRE SIGNAGE**  
 (exact location to be agreed on site)
- [E2] Illuminated Fire Exit Sign
  - [E2D] Illuminated Fire Exit Sign (directional)
  - [F14] Fire Door Keep Locked
  - [F13] Fire Door Keep Closed
  - [F14F20] Fire Door Keep Locked Full safe open/digital control
  - [F20] Fire Escape Keep Clear

- DOOR TYPE KEY**
- FD30S
  - FD60S
  - FD30
  - FD60
  - Standard non-rated door
- Area covered with a system of escape lighting that will illuminate the area upon failure of the normal lighting power supply to a sufficient standard to enable persons to leave the area safely. The escape lighting system should conform to the British Standard current at the time of the installation and a certificate to this effect kept with the fire certificate.
- Doors which are provided with panic bolts. There must be a notice adjacent to fastening indicating method of opening (min.50mm high lettering).

- FIRE SAFETY EQUIPMENT**  
 (exact location to be agreed on site)
- [DP] Fire extinguisher - Dry powder
  - [CO] Fire extinguisher - Carbon dioxide
  - [W] Fire extinguisher - Water
  - [M] Fire extinguisher - Multi purpose
  - [B] Fire blanket
  - [ASD] Automatic smoke detector
  - [AHD] Automatic heat detector
  - [CASD] Combined automatic heat/smoke detector
  - [FCP] Fire alarm call point
  - [AWD] Audible warning device

**Legal Notice**  
 This document is the property of Tibbatts Kirkkabel. It is to be used for the purposes of the application for a licence only and is not to be used for any other purpose. It is to be returned to the Licensing Authority on completion of the application process. The drawing is to be used in accordance with the licence conditions.

**TIBBATTSKIRKABEL**

Interior Designers and Architectural Consultants  
 Suite 214  
 First Floor  
 8-10 St Johns Street  
 Birmingham  
 B2 4DP

Tel: 444 (0) 121 747 1111  
 Fax: 444 (0) 121 747 1199  
 info@tibbatts.com  
 www.tibbatts.com

Client  
 Urban and Country Leisure  
 Greene King

Job Title  
 The Kings Arms Hotel and Chapelhouse  
 8-10 St Johns Street  
 Salisbury  
 Wiltshire SP1 2BR

Drawing No.  
 Proposed Licensing Plans

Job Number	1199
Scale	1:100@A1
Date	08.12.10
Drawn by	AutoCAD/JT
Checked by	
Approved by	

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Licensing Act 2003

**Premises Licence**

**PRE0377**

LOCAL AUTHORITY



**Wiltshire Council**  
 Licensing Team South  
 PO Box 2281  
 Salisbury  
 SP2 2HX

*direct line:* 01722 434296  
*fax:* 01722 438064  
*email:*

Part 1 - Premises Details

POSTAL ADDRESS OF PREMISES, OR IF NONE, ORDANCE SURVEY MAP REFERENCE OR DESCRIPTION

**Kings Arms & Chapter House**

9-13 St Johns Street, Salisbury, Wiltshire, SP1 2SB.

Telephone 01722 327629

WHERE THE LICENCE IS TIME LIMITED THE DATES

Not applicable

LICENSABLE ACTIVITIES AUTHORISED BY THE LICENCE

- a performance of live music
- any playing of recorded music
- entertainment facilities for dancing
- the sale by retail of alcohol

THE TIMES THE LICENCE AUTHORISES THE CARRYING OUT OF LICENSABLE ACTIVITIES

Activity (and Area if applicable)	Description	Time From	Time To
E. Performance of live music (Indoors)	Friday Non Standard Timings: Christmas Eve, Christmas Day, Boxing Day, New Year's Day, Good Friday, Easter Saturday, Sunday and Monday and all other Bank Holidays 20:00 - 00:30hrs. New Year's Eve 20:00 - 01:30hrs. When booked as part of a private party eg: Birthday, Wedding etc. 16:00 - 23:00.	8:00pm	11:00pm
F. Playing of recorded music (Indoors)	Non Standard Timings: Christmas Eve, Christmas Day, Boxing Day, New Year's Day, Good Friday, Easter Saturday, Sunday and Monday and all other Bank Holidays 20:00 - 00:30hrs. New Year's Eve 20:00 - 01:30hrs. When booked as part of a private party eg: Birthday, Wedding etc. 16:00 - 23:00. Maximum of 12 Discos per annum.		
J. Provision of facilities for dancing (Indoors)	Friday Saturday Non Standard Timings: Christmas Eve, Christmas Day, Boxing Day, New Year's Day, Good Friday, Easter Saturday, Sunday and Monday and all other Bank Holidays 20:00 - 00:30hrs. New Year's Eve 20:00 - 01:30hrs. When booked as part of a private party eg: Birthday, Wedding etc. 16:00 - 23:00.	8:00pm 4:00pm	11:00pm 11:00pm



## THE TIMES THE LICENCE AUTHORISES THE CARRYING OUT OF LICENSABLE ACTIVITIES continued ...

Activity (and Area if applicable)	Description	Time From	Time To
M. The sale by retail of alcohol for consumption ON and OFF the premises	Monday-Wednesday	11:00am	11:00pm
	Thursday-Saturday	11:00am	Midnight
	Sunday	Noon	10:30pm
	Non Standard Timings: Christmas Eve, Christmas Day, Boxing Day, New Year's Day, Good Friday, Easter Saturday, Sunday and Monday and all other Bank Holidays 20:00 - 00:30hrs. New Year's Eve 11:00 - 00:30hrs.		

## THE OPENING HOURS OF THE PREMISES

Description	Time From	Time To
Monday-Wednesday	6:30am	11:30pm
Thursday-Saturday	6:30am	12:30am
Sunday	7:30am	11:00pm
Non Standard Timings: Christmas Eve, Christmas Day, Boxing Day, New Year's Day, Good Friday, Easter Saturday, Sunday and Monday and all other Bank Holidays 06:30hrs - 01:00hrs.		

## WHERE THE LICENCE AUTHORISES SUPPLIES OF ALCOHOL WHETHER THESE ARE ON AND / OR OFF SUPPLIES

- M. The sale by retail of alcohol for consumption ON and OFF the premises

## Part 2

## NAME, (REGISTERED) ADDRESS, TELEPHONE NUMBER AND EMAIL (WHERE RELEVANT) OF HOLDER OF PREMISES LICENCE

Greene King Retailing Limited Telephone 01284 763222  
Abbot House, Westgate Brewery, Bury St Edmunds, Suffolk, IP33 1QT

## REGISTERED NUMBER OF HOLDER, FOR EXAMPLE COMPANY NUMBER, CHARITY NUMBER (WHERE APPLICABLE)

Greene King Retailing Limited 5265451

## NAME, ADDRESS AND TELEPHONE NUMBER OF DESIGNATED PREMISES SUPERVISOR WHERE THE PREMISES LICENCE AUTHORISES THE SUPPLY OF ALCOHOL

Simon Mark HEMMINGTON The Old Mill Hotel, Town Path, West Harnham, Salisbury, Wiltshire, SP2 8EU  
Telephone 01722 327517

## PERSONAL LICENCE NUMBER AND ISSUING AUTHORITY OF PERSONAL LICENCE HELD BY DESIGNATED PREMISES SUPERVISOR WHERE THE PREMISES LICENCE AUTHORISES FOR THE SUPPLY OF ALCOHOL

Licence No. PER0944 Issued by Salisbury

**ANNEXES****ANNEX 1 - Mandatory Conditions****Premises**

The licence is granted on the condition that the restrictions contained within the enactments specified under Licensing Act 2003 schedule 8 (6) are adhered to:

1. Licensing Act 1964
2. Children & Young Persons Act 1933
3. Cinematograph (Safety) Regulations 1955
4. Sporting Events (Control of Alcohol etc.) Act 1985

Licence granted subject to the following Mandatory Conditions:

**Where a Premises Licence authorises the supply of alcohol**

1. No supply of alcohol may be made under the premises licence:
  - a) at a time when there is no designated supervisor in respect of the premises licence, or
  - b) at a time when the designated premises supervisor does not hold a personal licence or his/her personal licence is suspended.
2. Every supply of alcohol under the premises licence must be made or authorised by a person who holds a personal licence.

**Exhibition of Films**

1. Where a premises licence authorises the exhibition of films, the licence must include a condition requiring the admission of children to the exhibition of any film to be restricted in accordance with this section.
2. Where the film classification body is specified in the licence, unless paragraph 3 (b) below applies, admission of children must be restricted in accordance with any recommendation made by that body.
3. Where -
  - a) the film classification body is not specified in the licence, or
  - b) the relevant licensing authority has notified the holder of the licence that this subsection applies to the film in question, admission of children must be restricted in accordance with any recommendation made by that licensing authority.
4. In this section, 'children' means persons aged under 18, and 'film classification body' means the person or persons designated as the authority under Section 4 of the Video Recordings Act 1984 (c.39)(authority to determine suitability of video works for classification).

**Door Supervision**

Individuals who are present to guard against a, b or c must be licensed by the Security Industry Authority:

- a. Unauthorised access or occupation (eg through door supervision)
- b. Outbreaks of disorder
- c. Damage

**These three Mandatory Conditions take effect from 6 April 2010**

1.-(1) The responsible person shall take all reasonable steps to ensure that staff on relevant premises do not carry out, arrange or participate in any irresponsible promotions in relation to the premises.

(2) In this paragraph, an irresponsible promotion means any one or more of the following activities, or substantially similar activities, carried on for the purpose of encouraging the sale or supply of alcohol for consumption on the premises in a manner which carries a significant risk of leading or contributing to crime and disorder, prejudice to public safety, public nuisance, or harm to children-

(a) games or other activities which require or encourage, or are designed to require or encourage, individuals to-

## ANNEXES continued ...

- (i) drink a quantity of alcohol within a time limit (other than to drink alcohol sold or supplied on the premises before the cessation of the period in which the responsible person is authorised to sell or supply alcohol), or
- (ii) drink as much alcohol as possible (whether within a time limit or otherwise);
- (b) provision of unlimited or unspecified quantities of alcohol free or for a fixed or discounted fee to the public or to a group defined by a particular characteristic (other than any promotion or discount available to an individual in respect of alcohol for consumption at a table meal, as defined in section 159 of the Act);
- (c) provision of free or discounted alcohol or any other thing as a prize to encourage or reward the purchase and consumption of alcohol over a period of 24 hours or less;
- (d) provision of free or discounted alcohol in relation to the viewing on the premises of a sporting event, where that provision is dependent on-
- (i) the outcome of a race, competition or other event or process, or
- (ii) the likelihood of anything occurring or not occurring;
- (e) selling or supplying alcohol in association with promotional posters or flyers on, or in the vicinity of, the premises which can reasonably be considered to condone, encourage or glamorise anti-social behaviour or to refer to the effects of drunkenness in any favourable manner.
2. The responsible person shall ensure that no alcohol is dispensed directly by one person into the mouth of another (other than where that other person is unable to drink without assistance by reason of a disability).
3. The responsible person shall ensure that free tap water is provided on request to customers where it is reasonably available.

**These two Mandatory Conditions take effect from October 2010**

- 4.-(1) The premises licence holder or club premises certificate holder shall ensure that an age verification policy applies to the premises in relation to the sale or supply of alcohol.
- (2) The policy must require individuals who appear to the responsible person to be under 18 years of age (or such older age as may be specified in the policy) to produce on request, before being served alcohol, identification bearing their photograph, date of birth and a holographic mark.
5. The responsible person shall ensure that-
- (a) where any of the following alcoholic drinks is sold or supplied for consumption on the premises (other than alcoholic drinks sold or supplied having been made up in advance ready for sale or supply in a securely closed container) it is available to customers in the following measures-
- (i) beer or cider: ½ pint;
- (ii) gin, rum, vodka or whisky: 25 ml or 35 ml; and
- (iii) still wine in a glass: 125 ml; and
- (b) customers are made aware of the availability of these measures.

**The new mandatory conditions above numbered 1 to 3 and 5 do not apply where the licence or certificate authorises the sale by retail or supply of alcohol only for consumption off the premises.**

## ANNEXES continued ...

**Please Note - The Licensing Act 2003 requires you to notify the Licensing Authority of any change in:**

1. Name of the premises.
2. Alterations to premises.
3. A change of designated premises supervisor.
4. A designated premises supervisor not holding a valid personal licence.
5. Loss or theft of your licence. Any change to the hours or activities granted under this licence may require a variation application. You are advised to discuss with the licensing authority.
6. The holder of the premises licence must ensure that the licence or a certified copy is kept at the premises in the custody or under the control of either the holder of the licence or a person who works at the premises and has been nominated in writing by the licence holder for this purpose.
7. The holder of the premises licence must ensure that the summary of the licence or a certified copy of that summary, and a notice specifying the position held at the premises by any person nominated for the purposes of (7) above are displayed prominently at the premise.

**ANNEX 2 - Conditions consistent with the Operating Schedule**

Instruction, training and supervision on the licensing Act 2003, drug awareness and related best practise will be provided to all staff during induction and on an on going basis. Records of which will be maintained.

Approved photographic proof of age will be required to be shown by anyone seeking to purchase alcohol who appears to be under 21 years of age.

\_\_\_\_\_ Licensing Officer \_\_\_\_\_

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WILTSHIRE COUNTY  
**RECEIVED**  
 12 APR 2011  
 PASSED TO \_\_\_\_\_  
 COPIES TO \_\_\_\_\_  
 ACK'D \_\_\_\_\_ REPLIED \_\_\_\_\_

# Wiltshire Council

Where everybody matters

## REPRESENTATION FORM

This form must be returned within the statutory period, which is 28 days from the date the notice was displayed on the premises or the date specified in the Public Notice in the newspaper. Please contact the Licensing Section to confirm this date.

In the Licensing Act 2003, the term 'vicinity' is used with particular reference to those 'interested parties' who may lodge Representations to applications for Premises Licences and who may make Representations concerning existing Premises Licences. Although the Act does not define the term 'vicinity' it does define the term an 'interested party' as 'a person living in the vicinity, a body representing persons living in the vicinity, a person involved in a business in the vicinity, a body representing those persons' or a member of the relevant Licensing Authority (ie, elected Councillor).

Premises about which Representation is being made	Kings Arms + Chapter House 9-13 St John St		
Your Name	Samantha Mellow		
Postal Address	Woolley + Willis 51-61 Castle St Salisbury WILTS SP13SU		
Contact Telephone Number	1 3		
Are you:	Yes	No	
• A person who lives in the vicinity?		<input checked="" type="checkbox"/>	
• A person who operates a business in the vicinity?		<input checked="" type="checkbox"/>	
• A person representing residents or businesses in the vicinity?	<input checked="" type="checkbox"/>		
• A member of the Relevant Licensing Authority (ie, elected Councillor of the Licensing Authority in which the premises is situated)?		<input checked="" type="checkbox"/>	
If you are representing residents or businesses in the vicinity please list those residents or businesses who have asked you to represent them	Mrs J Coates, 7 St John St she also owns 4 St Ann St which she rents out as a Private dwelling.		

Your Representation must relate to one of the four Licensing Objectives, which are detailed below. Please detail the evidence supporting your Representation and the reason for your Representation. If necessary, separate sheets may be used.

OBJECTIVES	EVIDENCE
1. The prevention of harm to children	N/A
2. To prevent public nuisance	Please see attached letter.

OBJECTIVES	EVIDENCE
3. To prevent crime and disorder	Please see attached letter
4. Public Safety	Please see attached letter

Please list below any suggested actions that you feel the applicant could take to address your concerns.

The applicant should understand that the property is located in a residential area of the city centre and by being allowed to put on entertainment everyday until 11pm the lives of nearby residents are going to be affected.

If a hearing needs to be held to determine the Premises Licence Application, the Councillors will generally only be able to consider matters that have previously been disclosed. However, additional information in support of your Representation may be considered if all parties at the Hearing agree. We advise that you detail all matters that you wish to be considered on this initial Representation, attaching additional sheets if necessary.

If you do make a Representation you will be invited to attend the Licensing Sub-Committee Hearings and any subsequent appeal proceedings relevant to your Representation.

All Representations in their entirety, including your name and address, will be disclosed to the Premises Licence applicant

Signature .....

Date ... 8/4/11 .....

Please return this form, along with any additional sheets, to the Licensing Officer at the Wiltshire Council Office covering the area in which the licensed premises are situated (see below):

**Chippenham:** Wiltshire Council, Monkton Park, Chippenham, Wiltshire, SN15 1ER  
**Devizes:** Wiltshire Council, Browfort, Bath Road, Devizes, Wiltshire, SN10 2AT  
**Salisbury:** Wiltshire Council, 27/29 Milford Street, Salisbury, SP1 2AP  
**Trowbridge:** Wiltshire Council, Bradley Road, Trowbridge, Wiltshire, BA14 0RD

[www.w-w.co.uk](http://www.w-w.co.uk)

Commercial &amp; Industrial Property

51-61 Castle Street, Salisbury, Wiltshire SP1 3SU

Telephone: 01722 330333

Email: [commercial@w-w.co.uk](mailto:commercial@w-w.co.uk)

RECEIVED

12 APR 2011

PASSED TO _____
COPIES TO _____
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REPLIED _____

Our Ref: SRM/

Wiltshire Council  
Public Protection Services and Licensing  
27/29 Milford Street  
Salisbury  
Wiltshire  
SP1 2AP

08 April 2011

Dear Sirs,

**RE: Application by Greene King Retailing Ltd to vary the Premises Licence at:  
Kings Arms and Chapter House, 9-13 St John Street**

We act on behalf of Mrs J Coates who owns 7 St John Street and 4 St Ann Street and resides in the first floor apartment at 7 St John Street. She is a retired lady who enjoys living in a quiet location on the edge of the city centre and would like to protect this.

Please find enclosed a representation form submitted on our client's behalf.

I refer to the objectives listed in the form as follows:

2 – To prevent public nuisance

By allowing the premises to serve alcohol extra hours into the night and to allow the amendment of music from Friday nights only to anytime throughout the week the premises will be creating a lot more noise both by patrons leaving the premises and from the music or band playing inside.

This will cause a public nuisance to the neighbouring properties which are occupied by residents who up to now have only had music and noise mainly on a Friday night.

3 – To prevent crime and disorder

Again, extending the hours in which the premises can serve alcohol and refreshments is going to increase disorderly behaviour of people leaving the premises later at night.

4 – Public Safety

The property is located on the corner of a busy route into and out of the city centre. People under the influence of alcohol do not give road traffic the attention they would if they were sober and this could increase road traffic accidents involving persons under the influence of alcohol in the city centre.

**Partners:**

William Verdon-Smith MA FRICS  
John Woolley FRICS FAAV  
Andrew Cochran BSc MRICS  
Collin Scott FNAEA  
Andrew Donald MNAEA  
Richard Nocton FRICS FAAV  
Julian East FNAEA  
Ben Marshall MRICS FAAV  
Jonathan Young FRICS FAAV  
Dougal Trentham MNAEA

**RESIDENTIAL****LAND & NEW HOMES****COMMERCIAL****FARM & RURAL**

Salisbury 01722 424524 Romsey 01794 512129 Ringwood 01425 472421  
Fordingbridge 01425 655900 Marlborough 01672 515129 Salisbury 01747 852242 Lymington 01590 689878  
Associated with Woolley & Wallis Salisbury, Salerooms Ltd 01722 424500



Consultants: John Twentyman FRICS FAAV Richard Sharland FRICS FAAV Stephen Boyes-Lee FNAEA

AMC Agents

**Associates:**

John Savage MNAEA  
Philip Palmer FNAEA  
Robert Horton BSc (Hons) MRICS  
Nigel Stubbs  
Christopher Herring MRICS  
Thomas Fuller BA (Hons) MNAEA  
Simon Milledge

Practice Manager:  
Linda Decker

The property has always been a quiet pub for local people and residents of the hotel with a good quality restaurant associated. By allowing changes to the licensing the pub is going to be playing more music thus attracting younger people to a residential part of the city centre and causing disruption to the neighbouring residents.

We request that the application is carefully considered in particular the extension of hours in which alcohol can be sold and also the extension to the days and hours in which music can be played.

We are not opposed to music being played on Saturday nights in addition to Friday and have no objections as to whether it is live or recorded and suggest this as a compromise.

Furthermore we are not opposed to the additional hour on Sunday; we also suggest that as a compromise they be allowed to apply for the additional hour on occasion not to exceed 12 per year on a Friday or Saturday night, but that during the working week there should be no music played and no extension to the hours in which alcohol can be sold.

We feel that the above proposals will help to maintain the local residents quality of life and in particular our client who lives next door to the property and will be one of the most affected by the changes.

Yours faithfully

Samantha Mellow BA (Hons) MRICS

For and on Behalf of Mrs J Coates, resident of 7 St John Street, Salisbury