

AGENDA SUPPLEMENT (1)

Meeting: Eastern Area Licensing Sub Committee
Place: Council Chamber - Council Offices, Monkton Park,
Chippenham, SN15 1ER
Date: Tuesday 1 August 2017
Time: 1.00 pm

The Agenda for the above meeting was published on **18 July 2017**. An additional document is now available and are attached to this Agenda Supplement.

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6f **Supporting Information from the Applicant (Pages 3 - 6)**

DATE OF PUBLICATION: 31 July 2017

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Application to vary the Premises License at The Greyhound Bromham

Supporting information for consideration by the Licensing Sub- Committee 1st August 2017

The Applicant

The application is made by Wadworth Brewery, Devizes and the writer, Lloyd Stephens, is the Operations Director, responsible for the Tenanted Estate.

We are a family based brewer established in Devizes in 1875. We have 164 Tenanted houses and 57 Managed houses within a 100 mile radius of the brewery. There are a mixture of pubs ranging from village, town, rural and city centre. We do not operate nightclubs or late-night venues.

As a policy Wadworth hold all the Premises Licences for our properties.

The Greyhound is a Tenanted Property and our Tenants (Business Partners) are Danny and Tara Adams. We have owned the Greyhound since 2000. Danny and Tara took the tenancy in May 2016 after previously Managing the White Horse, Compton Bassett for a number of years for an independent freeholder.

Danny Adams is the Designated Premises Supervisor (DPS) and responsible for the day to day running of the business.

Style of Operation

The Greyhound is a village pub. It has a large bar to the front, restaurant area and upstairs skittle alley / function room. There is a large enclosed beer garden to the rear. There is no pub car park but customers travelling to the Greyhound use the public car park immediately opposite the pub.

The Greyhound provides lunchtime and evening meals attracting customers from both inside and outside the village.

It is true to say Danny and Tara have worked very hard to re-establish The Greyhound as the 'village pub' rather than a food destination business but recognising the need to serve a larger catchment area to maintain a sustainable and viable business especially lunchtime and early evening.

The house is home to a winter skittle team and during the summer is used by a number of people to host skittle parties.

The Greyhound is a family pub, a community pub and a village pub.

Danny and Tara have gone to great lengths to ensure the village community have a pub they can be proud of and more importantly want to use.

It should be noted that to our knowledge the Greyhound has not been subject to any complaints or actions to or by the Police, Licensing Authority or Environmental Health Department.

Application

The application has taken into consideration the Home Office Guidance issued under section 182 of the Licensing Act 2003. We have also taken into consideration Wiltshire Council 'Statement of Licensing Policy 2014 – 2019'.

We have applied to extend the hours open to the public from 9.00am to 10.00am seven days a week, extend the hours for the provision of live music from 11.00pm to midnight Fridays and Saturdays and extend the hours for selling alcohol from midnight to 01.00hrs Friday and Saturday.

The application is governed by Section 35(2) of the Licensing Act 2003 which provides that unless a relevant representation has been received the variation should be to granted as applied for.

There have been no representations from any of the relevant authorities but representations were received from individual members of the community.

The representations received were concerned, in the main, with the application to increase the hours for the sale of alcohol from mid-night until 1.00am.

Danny and Tara have a good local clientele and on a significant number of occasions have been asked to serve alcohol beyond the current licencing hours. There is another licensed premise in the village who have a licence to sell alcohol until 00.30hrs Monday to Thursday and until 01.30hrs Friday and Saturday. The premise is licensed for Live and Recorded Music to 01.00 hrs Monday to Thursday and 02.00hrs Friday and Saturday.

The Licensing Act requires all premises to be considered on an individual basis however the presence of another premise operating the above hours indicate a customer / public demand.

As a result of the representations received we have agreed to modify our application and withdraw the application to extend the permitted hours to sell and serve alcohol, all other parts of the application remain as applied for.

All representation, except for one made by Miss K Hobbs, have been withdrawn.

The representation made by Miss K Hobbs dated 1st July alludes to entertainment outside of the building. I would advise that the application is for Live and Recorded Music indoors only. Miss Hobbs refers to her concern for the 'villagers' who quote 'will have to put up with cars and people leaving the premises which is unfair for the homes around the pub' she goes onto to say 'and in my view is unwanted and unwarranted invasion into villagers lives'.

Miss Hobbs appears to be speaking on behalf of others and not from personal experience. As far as I am aware Miss Hobbs has not been elected to speak on behalf of the village and therefore her comments should not be treated as such. Indeed, the guidelines state the only person who can speak on behalf of residents is their local councillor, legal representative or persons with written authority.

I note that Miss Hobbs lives a distance from the Greyhound and not in the immediate vicinity. I have attached an aerial picture: the Red Dot is Miss Hobbs' residence and the yellow dot is The Greyhound pub. It is difficult to comprehend the extent of potential nuisance to Miss Hobbs with the properties some distance apart.

As previously stated the Greyhound has not had any complaints regarding Public Nuisance from any of the licensable activities carried out at the premises.

In conclusion

The Licensing Committee are required to determine the application. The committee can refuse the application in its entirety or grant it in part or in full.

The Licensing Act 2003 requires the application to be determined according to the Government guidelines and the Councils' own policy.

There is no suggestion that the variation is going to give rise to any specific problem regarding the promotion of the licensing objectives and specifically Crime and Disorder or the Prevention of Public Nuisance.

In the unlikely event a nuisance is created the local authority have other statutory powers available to deal with any matters arising including the Environmental Protection Act and the Noise Act.

Section 35 3 b of the Licensing Act 2003 states that conditions can be imposed when you are satisfied that they are necessary to promote the licensing objectives.

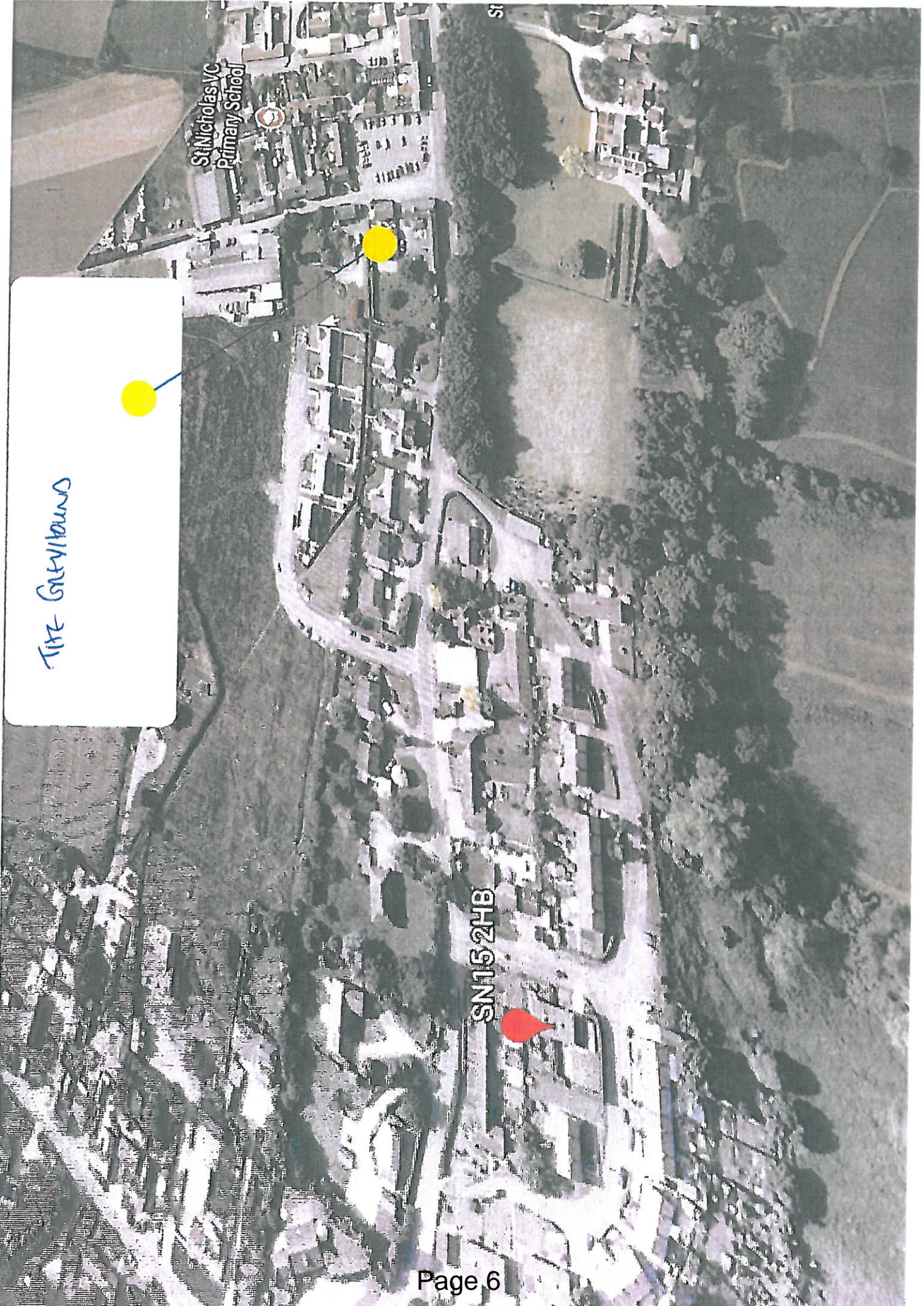
It is my belief the conditions currently on the Premise Licence are proportionate and demonstrate adequate and appropriate measures to resolve any potential to create a public nuisance.

Under sections 4.5 Entertainment and 6.2 Licence conditions of the Councils' Licensing Policy 2014 to 2019 there would appear to be no need for further conditions to be added to the Premises Licence.

I would thank the Licensing Committee for their consideration and request that the application is granted in full.

Lloyd Stephens

Operations Director (Tenanted)



The Gillyhous

St Nicholas VC
Primary School

SN16 2HB