

## DECISION NOTICE

### Western Area Licensing Sub Committee

Decision made on 16 January 2018

**Application for a Premises Licence in respect of an application by Fairwood Lakes Holiday Park Ltd for Fairwood Lakes Holiday Park, Fairwood Road, Dilton Marsh, Westbury, Wiltshire**

#### Decision:

The Western Area Licensing Sub Committee resolved to GRANT the application for a Premises Licence for the activities and timings detailed below:

Licensable Activity	Timings	Days
<u>Provision of regulated entertainment</u>		
Films		
Live music	09.00 – 00.00 10.00 – 00.00	Mon-Sat Sun
Recorded music		
Performance of dance		
Provision of late night refreshment	23.00 – 00.00	Mon-Sun
Sale by retail of alcohol (on and off sales)	09.00 – 00.00	Mon-Sun

Subject to the following additional condition:

1. The Applicant to provide a telephone contact number (which will be responded to within the hours that the licensable activities take place) for residents to report any concerns relating to public nuisance.

#### **Informative**

The expectation is that any off sales of alcohol are intended for the users of Fairwood Lakes Holiday Park for consumption within the curtilage of Fairwood Lakes Holiday Park.

## **Reasons**

After taking into account the written representations from all parties and the oral submissions received at the hearing, the Sub Committee considered the concerns raised by various parties regarding the application. These concerns related to the perceived public nuisance from live music and noise from the premises after 23:00 hours, extending the hours to midnight for sale of on and off sale of alcohol.

The Sub Committee noted that although the parties raised concerns relating to public nuisance, there had been no recorded complaints from other residents or any of the responsible authorities and no other evidence relating to these concerns had been presented to the Sub Committee.

In reaching its decision the Sub Committee also considered the relevant provisions of the Licensing Act 2003 (in particular Sections 4 and 18); the guidance issued under Section 182 of the Act and the Licensing Policy of Wiltshire Council.

## **Right to Appeal**

All parties have the right to appeal to the Magistrates Court within 21 days of receipt of the written decision. Any person has the right to request a Review of the Licence, in accordance with the provisions of section 51 of the Licensing Act 2003.