

AGENDA

Meeting: Western Area Licensing Sub Committee
Place: The Enterprose Network, (Old Fire Station) Salt Lane, Salisbury, SP1
Date: Tuesday 16 April 2019
Time: 9.30 am
Matter: Conservative Club Westbury

Please direct any enquiries on this Agenda to Lisa Moore, of Democratic Services, County Hall, Bythesea Road, Trowbridge, direct line 01722434560 or email lisa.moore@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

Membership:

Cllr Jose Green
Cllr Mike Hewitt

Cllr Graham Wright

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Public Participation

Please see the agenda list on following pages for details of deadlines for submission of questions and statements for this meeting.

For extended details on meeting procedure, submission and scope of questions and other matters, please consult [Part 4 of the council's constitution](#).

The full constitution can be found at [this link](#).

For assistance on these and other matters please contact the officer named above for details

AGENDA

1 **Election of Chairman**

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

2 **Apologies for Absence/Substitutions**

To receive any apologies for absence and to note any substitutions.

3 **Procedure for the Meeting** (*Pages 5 - 12*)

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

4 **Chairman's Announcements**

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

5 **Declarations of Interest**

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

6 **Licensing Application**

To consider and determine an Application for a Variation of a Premises Licence by Westbury Conservative Club in respect of Westbury Conservative Club, Alfred Street, Westbury, BA13 3DY.

6a **Committee Report** (*Pages 13 - 18*)

6b **Appendix 1 - Application - Westbury Conservative Club**
(*Pages 19 - 36*)

6c **Appendix 2 - Current club premises certificate and conditions**
(*Pages 37 - 44*)

6d **Appendix 3 - Location of Club in relation to other licensed premises in the vicinity** (*Pages 45 - 46*)

6e **Appendix 4 - Relevant Representations** (*Pages 47 - 48*)

6f **Appendix 4a- Map of Representations - Westbury Conservative Club** (*Pages 49 - 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 any person who has made a Relevant Representation 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.

“Person making a Relevant Representation” means a person who is present at a Hearing to make representations in respect of an Application and includes any person who is present to assist or make representations on behalf of that person including a Lawyer.

“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.

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 any person/s who have made a Relevant Representation;

- 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 any person/s who have made a Relevant Representation.
- 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 are a number of people 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 who have made Relevant Representations .

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 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).
 - 5.3.3 A Responsible Authority/Authorities and/or any person/s who have made a Relevant Representation 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 any person/s who have made a Relevant Representation would be happy to have the Application granted subject to which would cause the representation to be withdrawn.

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 any person/s who have made a Relevant Representation 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 person/s who have made a Relevant Representation . 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 any person/s who have made a Relevant Representation 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 Democratic Services Officer will request nominations for a Chairman for the Hearing.
2. The Chairperson welcomes all those present and introduces the Application.
3. The Chairperson introduces the members of the Sub Committee and invites all parties present (Applicant, Responsible Authority/Authorities, any person/s who have made a Relevant Representation and Council Officers) to introduce themselves.
4. The Chairperson outlines the Hearing Procedure as set out in the Agenda, makes any relevant announcements and asks for any declarations of interest.
5. The Licensing Officer is asked to present their Committee Report.
6. The Applicant/their representative is invited to address the Sub Committee in support of their application.
7. Questions to the Applicant by Members of the Sub Committee.
8. Questions to the Applicant by Responsible Authority/Authorities and/or any person/s who have made a Relevant Representation which are to be directed through the Chairperson.
9. Any Responsible Authority/Authorities and/or any person/s who have made a Relevant Representation are invited to address the Sub Committee in support of their representations.
10. Questions to the Responsible Authorities/those who have made a Relevant Representation by Members of the Sub Committee.
11. Questions to the Responsible Authorities/those who have made a Relevant Representation by the Applicant, which are to be directed through the Chairperson.
12. Closing submissions by those Parties who have made a Relevant Representation in reverse order.
13. Closing submissions by the Applicant.
14. Sub Committee retires with the Committee Lawyer and Committee Manager to consider its decision.
15. Sub Committee returns and the Lawyer gives a summary of any legal advice that may have been given to the Sub Committee.
16. The Chairperson either gives the decision with reasons, or advises that it will be released in writing with reasons within the statutory time limits (5 working days).

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WILTSHIRE COUNCIL

LICENSING SUB COMMITTEE

16 APRIL 2019

Application for a Variation of a Club Premises Certificate; Westbury Conservative Club, Alfred Street, Westbury, BA13 3DY

1. Purpose of Report

To determine an application for a variation of a Club Premises Certificate in respect of Westbury Conservative Club, Alfred Street, Westbury, BA13 3DY made by Westbury Conservative Club.

2. Background Information

2.1 An application for a variation of a Club Premises Certificate in respect of Westbury Conservative Club has been made by Westbury Conservative Club for which two relevant representations have been received.

2.2 Wiltshire Council (as the Licensing Authority) must hold a hearing to consider the application having regard to the representations. In accordance with Section 85(3) of The Licensing Act 2003 the Licensing Sub Committee is required to take such steps listed in 2.4 below as it considers necessary for the promotion of the licensing objectives. In considering the application and the relevant representations, the Sub Committee must also have regard to relevant Government guidance and the Council's Licensing Policy.

2.3 The licensing objectives are:

- i) The Prevention of Crime and Disorder;
- ii) Public Safety;
- iii) The Prevention of Public Nuisance; and
- iv) The Protection of Children from Harm.

2.4 Such steps are:

- i) To grant the Club Premises Certificate as applied for.
- ii) To modify the conditions of the Club Premises Certificate.
- iii) To reject the whole or part of the application.

2.5 On the 20th February 2019 an application for a variation to the Club Premises Certificate was received and accepted as a valid application.

2.6 The details of the variation applied for, are summarised below:

Licensable Activity	Hours
Indoor Sporting Events	Mon-Sat 17.00 – 00.00 Sun 17.00 – 22.30
Live Music (indoors)	Fri-Sat 20.00 – 00.00 Sun 12.00 – 21.30
Recorded Music (indoors)	Mon – Sat 11.00 – 00.00 Sun 12.00 – 23.00
Supply of alcohol (on supplies)	Mon – Sat 11.00 -00.00 Sun 12.00 – 23.00
<u>Non-standard timings</u>	
Christmas Day 11.00-15.00, Boxing Day 11.00 – 00.00, New Year's Eve 11.00 – 01.00 following day. ; Bank Holidays, Sunday prior to Christmas, Christmas Eve 11.00 – 23.00 and such other times as the Committee may from time to time determine.	

A copy of the application form is attached as **Appendix 1**.

The club premises certificate was issued under the 1964 Act and was converted on 30 August 2005 to have effect from the 24 November 2005. Since this time the club has benefited from a club premises certificate issued under the Licensing Act 2003. The current certificate authorises the following:

Licensing Activities	Hours
Supply of alcohol (ON supplies)	Monday - Thursday 11.00 – 23.00 Friday - Saturday 11.00 – 00.00 Sunday 12.00 - 00.00
Live Music (indoors)	Fri - Sat 19.00 – 00.00 Sun 12.00 - 21.30
Recorded Music (indoors and outdoors)	Mon-Thurs 11.00 – 23.00 Fri-Sat 11.00 – 00.00 Sun 12.00 – 23.00
Indoor sporting events	Mon-Fri 19.00 – 23.00 Sat 11.00 – 23.00 Sun 12.00 – 23.00
<u>Non-standard timings</u>	
Christmas Day 11.00 – 14.00; Boxing Day 11.00 – Midnight; New Year's Eve 11.00 to 01.00 following day; New Year's Day 11:00 – Midnight; Bank Holidays, Sunday prior to Christmas, Christmas Eve 11.00 – 23.00 and such other times as the Committee may from time to time determine.	

The Current club premises certificate is attached as **Appendix 2**.

Attached as **Appendix 3** is a location plan of the Club, along with other licensed premises nearby.

Details of other licenced premises in the vicinity of the area are as follows:

Premises	Licensable Activity	Hours
The Ludlow Arms, Fore Street, Westbury, BA13 3AX	Sale of Alcohol (On & Off Sales) Live music, recorded music, exhibition of film (indoors and outdoors)	Sun- Thur 07.00 – 02.00 Fri - Sat 07.00 – 02.30
	Late Night Refreshment (indoors and outdoors)	Sun – Thur 23.00 – 03.00 Fri – Sat 23.00 – 03.30
The Crown Inn, Market Place, Westbury, BA13 3DE	Sale of Alcohol (On & Off Sales)	Mon – Sun 11.00 – 00.00
	Live music, recorded music (indoors)	Mon – Thur 11.00 – 23.00 Fri – Sat 11.00 – 00.00 Sun 11.00 – 22.30
	Late Night Refreshment (indoors)	Mon – Sun 23.00 – 00.00
The Trojan Horse, 3-5 Market Place, Westbury, BA13 3DE	Sale of Alcohol (On & Off Sales)	Mon- Sat 11.00 – 02.00 Sun 12.00 – 00.00
	Live music, recorded music, exhibition of film, performance of dance (indoors)	Mon- Sat 11.00 – 02.00 Sun 12.00 – 00.00
	Late Night Refreshment (indoors)	Mon – Sat 23.00 – 02.00 Sun 23.00 – 00.00
Horse and Groom, Alfred Street, Westbury, BA13 3DY	Sale of Alcohol (On & Off Sales)	Mon – Sat 12.00 – 00.00 Sun 12.00 – 23.00
	Live music, recorded music, performance of dance (indoors)	Mon – Thurs 12.00 – 23.00 Fri - Sat 12.00 – 23.30 Sun 12.00 – 22.00

3. Consultation and Representations

3.1 The application process requires the application to be advertised, by the Applicant, in a local news publication within 10 working days, starting on the day after the authority receives it and for a public notice (on blue paper) to be posted on the premises. In addition the Licensing Authority advertises the application on its website, for a period of 28 consecutive days, starting the day after the authority receives the application.

3.3 During the consultation period, Westbury Town Council submitted a representation however after considering advice provided from the licensing authority, withdrew. Subsequent to this, two Westbury Town Councillors submitted relevant representations in their own right as individuals.

3.4 Responsible Authorities

No Responsible Authority has made a representation in connection with this application

3.5 Interested Parties

- Mr Ian Cunningham, Bridge House, Westbury Leigh, Westbury, BA13 3SH
- Mrs Jane Russ, 3 Gibbs Close, Westbury, BA13 3DT

3.6 A summary of the representations made is detailed in the table below:

Representation	Licensing Objective	Accepted	Comments
Ian Cunningham	Public Nuisance	Yes	Alfred Street is residential. Belief that extension of music will cause disturbance.
Jane Russ	Public Nuisance	Yes	Club located in a residential area. Ms Russ can already hear music coming from the club. Additional hour will cause a disturbance.
Westbury Town Council	Public Nuisance Crime and Disorder Protection of Children from Harm	Withdrawn	No evidence or examples provided.

3.7 The relevant representations are attached as **Appendix 4**. Attached as **Appendix 4a** is a plan which shows the locations from where representations have been made.

4. **Legal Implications**

4.1 This hearing 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.

4.2 The Applicant and all Responsible Authorities and Interested Parties who have made representations have been informed of the date, time and location of the hearing and their right to attend and be represented.

4.3 At the hearing all those Responsible Authorities and Interested Parties who have made representations are entitled to address the Sub Committee and to ask questions of another party, with the consent of the Sub Committee.

5. Officer Recommendations

- 5.1 Officers are not permitted to make a recommendation – the decision is to be reached by the members of the Licensing Sub Committee.

6. Right of Appeal

- 6.1 It should be noted that the Premises Licence Holder, the Responsible Authority(ies) and Interested Parties who have made representations may appeal the decision made by the Licensing Sub Committee to the Magistrates Court. The appeal must be lodged with the Magistrates Court within 21 days of the notification of the decision.
- 6.2 In the event of an appeal being lodged, the decision made by the Licensing Sub Committee remains valid until any appeal is heard and any decision made by the Magistrates Court.
- 6.3 A Responsible Authority or an Interested Party may apply to the Licensing Authority for a Review of a Premises Licence. Whether or not a Review Hearing takes place is in the discretion of the Licensing Authority, but, if requested by an Interested Party will not normally be granted within the first 12 months except for the most compelling circumstances.

Report Author: Carla Adkins, Public Protection Officer – Licensing,
01249 706438
carla.adkins@wiltshire.gov.uk

Date of report: 5 April 2019

Background Papers Used in the Preparation of this Report

- **The Licensing Act 2003**
- **The Licensing Act (Hearings) Regulations 2005**
- **Guidance issued under Section 182 of the Licensing Act 2003**
- **Wiltshire Council Licensing Policy**

Appendices

- 1 Application Form**
- 2 Current Club premises certificate and conditions**
- 3 Location of Club in relation to other licensed premises**
- 4 Relevant representations**
- 4a Representations location map**

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**Application to vary a club premises certificate to be granted
under the Licensing Act 2003**

PLEASE READ THE FOLLOWING INSTRUCTIONS BEFORE COMPLETING APPLICATION

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.

WESTBURY CONSERVATIVE CLUB LTD.

(Insert name of club)

club applies for a club premises certificate under section 84 of the Licensing Act 2003 for the premises named in Part 1 below

Club premises certificate number	WW1300020LAPRCV.
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Part 1 – Club premises details

Name of club			
WESTBURY CONSERVATIVE CLUB LTD.			
Postal address of premises, if any, or if none ordnance survey map reference or description			
FERNDALE HOUSE, ALFRED STREET,			
Post town	WESTBURY	Postcode	BA13 3DY.
Telephone number (if any)	01373 822557		
E-mail address (optional)	Chris@westburycons.com.		

Name of person performing duties of a secretary to the club			
THOMAS HUNT.			
Address of person performing duties of a secretary to the club			
<div style="background-color: black; width: 100%; height: 20px;"></div>			
Post town	WESTBURY.	Postcode	<div style="background-color: black; width: 100%; height: 20px;"></div>
Daytime contact telephone number (if any)	<div style="background-color: black; width: 100%; height: 20px;"></div>		
E-mail address (optional)	<div style="background-color: black; width: 100%; height: 20px;"></div>		

Part 2 – Applicant details

Daytime contact telephone number (if any)			
E-mail address (optional)			
Current postal address if different from premises address			
Post town		Postcode	

Part 3 - Variation

Please tick

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

Yes

No

If not when do you want the variation to take effect from?

DD	MM	YYYY

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

AN EXTENSION IN OPENING HOURS FROM 11PM CLOSING TO MIDNIGHT CLOSING ON MONDAY'S - THURSDAY'S, INCLUSIVE.

If the club's 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 – Club Operating Schedule

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

What qualifying club activities do you intend to conduct on the club premises which will be affected by your application?

Provision of regulated entertainment:

Please tick as appropriate

- a) plays (if ticking yes, fill in box A)
- b) films (if ticking yes, fill in box B)
- c) indoor sporting events (if ticking yes, fill in box C)
- d) boxing or wrestling entertainments (if ticking yes, fill in box D)
- e) live music (if ticking yes, fill in box E)
- f) recorded music (if ticking yes, fill in box F)
- 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)

The supply of alcohol by or on behalf of a club to, or to the order of, a member of the club (if ticking yes, fill in box I)

The sale by retail of alcohol by or on behalf of a club to a guest of a member of the club for consumption on the premises where the sale takes place (if ticking yes, fill in box J)

In all cases complete boxes K, L and M

A

Plays Standard days and timings (please read guidance note 6)			<u>Will the performance of a play take place indoors or outdoors or both – please tick</u> (please read guidance note 2)		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 3)							
Mon										
Tue										
Wed							<u>State any seasonal variations for performing plays</u> (please read guidance note 4)			
Thur										
Fri							<u>Non standard timings. Where the club intends to use the premises for the performance of a play at different times from those listed in the column on the left, please list</u> (please read guidance note 5)			
Sat										
Sun										

B

Films Standard days and timings (please read guidance note 6)			<u>Will the exhibition of films take place indoors or outdoors or both – please tick</u> (please read guidance note 2)	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 3)		
Mon					
Tue					
Wed					
Thur					
Fri					
Sun					
			<u>State any seasonal variations for the exhibition of film</u> (please read guidance note 4)		
			<u>Non standard timings. Where the club intends to use the premises for the exhibition of film at different times from those listed in the column on the left, please list</u> (please read guidance note 5)		

C

Indoor sporting events Standard days and timings (please read guidance note 6)			Please give further details here (please read guidance note 3) SKITTLES, POOL, CRIBBAGE, DARTS.
Day	Start	Finish	
Mon	17:00	00:00	State any seasonal variations for indoor sporting events (please read guidance note 4)
Tue	17:00	00:00	
Wed	17:00	00:00	Non-standard timings. Where the club intends to use the premises for indoor sporting events at different times from those listed in the column on the left, please list (please read guidance note 5)
Thur	17:00	00:00	
Fri	17:00	00:00	
Sat	11:00	00:00	
Sun	17:00	22:30	

D

Boxing or wrestling entertainments Standard days and timings (please read guidance note 6)			<u>Will the boxing or wrestling entertainment take place indoors or outdoors or both – please tick</u> (please read guidance note 2)	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 3)		
Mon					
Tue			<u>State any seasonal variations for boxing or wrestling entertainment</u> (please read guidance note 4)		
Wed					
Thur			<u>Non-standard timings. Where the club intends to use the premises for the boxing or wrestling entertainment at different times from those listed in the column on the left, please list</u> (please read guidance note 5)		
Fri					
Sat					
Sun					

E

Live music Standard days and timings (please read guidance note 6)			Will the performance of live music 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	Please give further details here (please read guidance note 3)		
Mon			LIVE BANDS OR DISCOS		
Tue					
Wed			State any seasonal variations for the performance of live music (please read guidance note 4)		
Thur					
Fri	2000	00:00	Non-standard timings. Where the club intends to use the premises for the performance of live music at different times from those listed in the column on the left, please list (please read guidance note 5)		
Sat	20:00	00:00			
Sun	1200	21:30			
			CHRISTMAS DAY 11:00 - 15:00 BOXING DAY 11:00 - 00:00 NEW YEARS EVE 11:00 - 01:00 (FOLLOWING DAY) BANK HOLIDAYS, SUNDAY PRIOR TO CHRISTMAS & CHRISTMAS EVE & OTHER SUCH TIMES 11:00 - 23:00.		

F

Recorded music Standard days and timings (please read guidance note 6)			Will the playing of recorded music 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	Please give further details here (please read guidance note 3)		
Mon	11:00	00:00	JUKE BOX AVAILABLE FOR USE DURING OPENING HOURS.		
Tue	11:00	00:00			
Wed	11:00	00:00	State any seasonal variations for the playing of recorded music (please read guidance note 4)		
Thur	11:00	00:00			
Fri	11:00	00:00	Non-standard timings. Where the club intends to use the premises for the playing of recorded music at different times from those listed in the column on the left, please list (please read guidance note 5)		
Sat	11:00	00:00	CHRISTMAS DAY 11:00-15:00 BOXING DAY 11:00-00:00 NEW YEARS EVE 11:00-01:00 (FOLLOWING DAY)		
Sun	12:00	23:00			
			BANK HOLIDAYS, SUNDAY PRIOR TO CHRISTMAS & CHRISTMAS EVE & OTHER SUCH TIMES 11:00-23:00.		

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 type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	<u>Please give further details here</u> (please read guidance note 3)		
Mon					
Tue			<u>State any seasonal variations for the performance of dance</u> (please read guidance note 4)		
Wed					
Thur			<u>Non-standard timings. Where the club intends to use the premises for the performance of dance at different times from those listed in the column on the left, please list</u> (please read guidance note 5)		
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 6)			Please give a description of the type of entertainment that the club will be providing		
Day	Start	Finish	<u>Will this entertainment take place indoors or outdoors or both – please tick</u> (please read guidance note 2)	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 3)		
Wed					
Thur					
Fri			<u>State any seasonal variations for this entertainment</u> (please read guidance note 4)		
Sat					
Sun					
			<u>Non-standard timings. Where the club intends to use the premises for this entertainment at different times from those listed in the column on the left, please list</u> (please read guidance note 5)		

I

Supply of alcohol Standard days and timings (please read guidance note 6)			Will the supply of alcohol be for consumption – please tick (please read guidance note 7)		On the premises <input checked="" type="checkbox"/>
					Off the premises <input type="checkbox"/>
					Both <input type="checkbox"/>
Day	Start	Finish	State any seasonal variations (please read guidance note 4)		
Mon	11:00	00:00			
Tue	11:00	00:00			
Wed	11:00	00:00			
Thur	11:00	00:00	Non-standard timings. Where the club intends to use the premises for the supply of alcohol at different times from those listed in the column on the left, please list (please read guidance note 5)		
Fri	11:00	00:00	CHRISTMAS DAY 11:00 - 15:00 BOXING DAY 11:00 - 00:00		
Sat	11:00	00:00	NEW YEARS EVE 11:00 - 01:00 (FOLLOWING DAY)		
Sun	12:00	23:00	BANK HOLIDAY, SUNDAY PRIOR TO CHRISTMAS, CHRISTMAS EVE & OTHER SUCH TIMES 11 - 23:00		

J

<p>Hours club premises are open to the members and guests Standard days and timings (please read guidance note 6)</p>			<p><u>State any seasonal variations</u> (please read guidance note 4)</p>
Day	Start	Finish	
Mon	11:00	00:00	
Tue	11:00	00:00	<p><u>Non standard timings. Where you intend the premises to be open to the members and guests at different times from those listed in the column on the left, please list</u> (please read guidance note 5) CHRISTMAS DAY 11:00 - 15:00 BOXING DAY 11:00 - 00:00 NEW YEARS EVE 11:00 - 01:00 (FOLLOWING DAY) BANK HOLIDAYS, SUNDAY PRIOR TO CHRISTMAS, CHRISTMAS EVE + OTHER SUCH TIMES 11:00-23:00</p>
Wed	11:00	00:00	
Thur	11:00	00:00	
Fri	11:00	00:00	
Sat	11:00	00:00	
Sun	12:00	23:00	

K

<p>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).</p>
--

L

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

Please tick as appropriate

- I have enclosed the club premises certificate
- I have enclosed the relevant part of the club premises certificate

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

Reasons why the club has not enclosed the club premises certificate or relevant part of it:

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 9)

b) The prevention of crime and disorder

c) Public safety

d) The prevention of public nuisance

e) The protection of children from harm

Checklist:

Please tick to indicate agreement

- I have made or enclosed payment of the fee.
- I have sent copies of this application and the plan to responsible authorities.
- I understand that I must now advertise my application.
- I have enclosed the club premises certificate 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 SUMMARY CONVICTION TO A FINE NOT EXCEEDING 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)

I THOMAS DAVID HUNT

(Insert full name)

make this application on behalf of the club and have authority to bind the club

Signature	
Date	18/02/2019
Capacity	CLUB SECRETARY.

Address for correspondence associated with this application (please read guidance note 11)

WESTBURY CONSERVATIVE CLUB LTD.
FERNDALE HOUSE,
ALFRED STREET,
W0

Post town	WESTBURY	Postcode	BA13 3DY
Telephone number (if any)	01373 822557		

If you would prefer us to correspond with you by e mail, your e mail address (optional)

Notes for Guidance

1. Describe the premises, For example the type of premises it is, its general situation and layout and any other information which would be relevant to the licensing objectives. Where your application includes off-supplies of alcohol and you intend to provide a place for people to consume these off-supplies, please include a description of where this will be and its proximity to the premises.
2. Where taking place in a building or other structure please tick as appropriate (indoors may include a tent).
3. Please state type of activity to be authorised, if not already stated, and give relevant further details, for example (but not exclusively) whether or not music will be amplified or unamplified.

4. For example (but not exclusively) where the activity will go on for an extra hour during summer months.
5. For example (but not exclusively), where you wish the activity to go on longer on a particular day e.g. Christmas Eve.
6. Please give timings in 24 hour clock (e.g. 16:00).
7. If the club wishes members and their guests to be able to consume alcohol on the premises, please tick 'on the premises'. If the club wishes people to be able to purchase alcohol to consume away from the premises, please tick 'off the premises'. If the club wishes people to be able to do both, please tick 'both'.
8. Please give information about anything to occur at the premises or ancillary to the use of the premises which may give rise to concern in respect of children, for example (but not exclusively) nudity or semi-nudity, films for restricted age groups or gambling machines etc.
9. Please list here steps you will take to promote all four licensing objectives together.
10. The application form must be signed by someone with the authority to bind the club.
11. This is the address which we will use to correspond with the club about this application.

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**Licensing Act 2003
Club Premises Certificate**

LN/000013241

ISSUING LOCAL AUTHORITY



PART 1 – PREMISES & CERTIFICATE HOLDER DETAILS

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

Westbury Conservative Club, Conservative Club, Alfred Street, Westbury, Wiltshire, BA13 3DY

NAME, (REGISTERED) ADDRESS AND CONTACT DETAILS OF HOLDER OF CLUB PREMISES CERTIFICATE

Club Secretary
Westbury Conservative Club, Conservative Club, Alfred Street, Westbury, Wiltshire, BA13 3DY

REGISTERED NUMBER OF HOLDER, FOR EXAMPLE COMPANY NUMBER, CHARITY NUMBER

Not Applicable

WHERE THE LICENCE IS TIME LIMITED - THE DATES AND TIMES

Not Applicable

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

For supply ON the premises only

STATE WHETHER ACCESS TO THE PREMISES BY CHILDREN IS RESTRICTED OR PROHIBITED

Yes – The provisions of Section 145 of the Licensing Act 2003 apply

PART 2 – LICENSABLE ACTIVITIES & TIMINGS

LICENSABLE ACTIVITIES AUTHORISED BY THE LICENCE						
Licensable activities	Location	Day	Time From	Time To	Time From	Time To
Alcohol Sales	ON Sales	Sunday	12:00	00:00		
		Monday	11:00	23:00		
		Tuesday	11:00	23:00		
		Wednesday	11:00	23:00		
		Thursday	11:00	23:00		
		Friday	11:00	00:00		
		Saturday	11:00	00:00		
Non Standard Timings & Seasonal Variations	Christmas Day 11.00 - 14.00; Boxing Day 11.00 - Midnight; New Year's Eve 11.00 to 01.00 following day; New Year's Day 11:00 - Midnight; Bank Holidays, Sunday prior to Christmas, Christmas Eve 11.00 - 23.00 and such other times as the Committee may from time to time determine.					
Live Music	Indoors	Sunday	12:00	21:30		
		Monday				
		Tuesday				
		Wednesday				
		Thursday				
		Friday	19:00	00:00		
		Saturday	19:00	00:00		
Non Standard Timings & Seasonal Variations	New Years Eve 12:00 - 01:00 following day. One midweek evening during December to have a local brass band 20:00 - 23:00. Boxing Day 12:00 - 00:00 (midnight).					

Recorded Music	Indoors and Outdoors	Sunday	12:00	23:00		
		Monday	11:00	23:00		
		Tuesday	11:00	23:00		
		Wednesday	11:00	23:00		
		Thursday	11:00	23:00		
		Friday	11:00	00:00		
		Saturday	11:00	00:00		
Non Standard Timings & Seasonal Variations	Christmas Day 11.00 - 14.00; Boxing Day 11.00 - Midnight; New Year's Eve 11.00 to 01.00 following day; New Year's Day 11:00 - Midnight; Bank Holidays, Sunday prior to Christmas, Christmas Eve 11.00 - 23.00 and such other times as the Committee may from time to time determine.					
Indoor Sports Event	-	Sunday	12:00	23:00		
		Monday	19:00	23:00		
		Tuesday	19:00	23:00		
		Wednesday	19:00	23:00		
		Thursday	19:00	23:00		
		Friday	19:00	23:00		
		Saturday	11:00	23:00		
Non Standard Timings & Seasonal Variations	Such other times as the Committee may from time to time determine 11:00 - 23:00.					
	World cup and international sporting events shown on Sky TV, that may be shown during the day and Monday to Friday					
Hrs premises open to public	-	Sunday	11:00	23:00		
		Monday	11:00	23:00		
		Tuesday	11:00	23:00		
		Wednesday	11:00	23:00		
		Thursday	11:00	23:00		
		Friday	11:00	00:00		
		Saturday	11:00	00:00		

Non Standard Timings & Seasonal Variations	Christmas Day 11.00 - 14.00; Boxing Day 11.00 - Midnight; New Year's Eve 11.00 to 01.00 following day; New Year's Day 11:00 - Midnight; Bank Holidays, Sunday prior to Christmas, Christmas Eve 11.00 - 23.00 and such other times as the Committee may from time to time determine.					
Similar to any Music or Dance	Indoors & Outdoors	Sunday	14:00	19:00		
		Monday	14:00	19:00		
		Tuesday	14:00	19:00		
		Wednesday	14:00	19:00		
		Thursday	14:00	19:00		
		Friday	14:00	19:00		
		Saturday	14:00	19:00		
Non Standard Timings & Seasonal Variations	Such other times as the Committee may from time to time determine.					

Licence Commencement Date

30 August 2005

Licensing Officer

Current Licence Date

7 March 2013

Licensing Officer

ANNEX 1 - MANDATORY CONDITIONS

Supply of Alcohol

1. Where a club premises certificate authorises the supply of alcohol to members or guests, the certificate must include any conditions specified in an order under section 73B of the Licensing Act 2003 and applicable to the certificate

Exhibition of Films

1. Where a premises licence or club premises certificate 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 subsection (3)(b) applies, admission of children must be restricted in accordance with any recommendation 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 any person 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(c39) (authority to determine suitability of video works for classification).

Irresponsible Promotions

1. the responsible person must 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—
 - (a) games or other activities which require or encourage, or are designed to require or encourage, individuals to—
 - (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 in a manner which carries a significant risk of undermining a licensing objective;.
 - (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 in a manner which carries a significant risk of undermining a licensing objective;.

- (d) 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;.
- (e) dispensing alcohol directly by one person into the mouth of another (other than where that other person is unable to drink without assistance by reason of disability)

Free Tap Water

1. The responsible person must ensure that free potable tap water is provided on request to customers where it is reasonably available. (*This means that responsible persons at all premises must ensure customers are provided with potable (drinking) water for free if they ask for it.*)

Age Verification Policy

1. (a) The premises licence holder or club premises certificate holder must ensure that an age verification policy is adopted in respect of the premises in relation to the sale or supply of alcohol.
- (b) The designated premises supervisor in relation to the premises licence must ensure that the supply of alcohol at the premises is carried on in accordance with the age verification policy.
- (c) 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 either—
 - (i) a holographic mark, or.
 - (ii) an ultraviolet feature.

Drink Volume Measures

1. 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. these measures are displayed in a menu, price list or other printed material which is available to customers on the premises; and.
 - c. where a customer does not in relation to a sale of alcohol specify the quantity of alcohol to be sold, the customer is made aware that these measures are available.

Permitted Price

- 1 (a) A relevant person shall ensure that no alcohol is sold or supplied for consumption on or off the premises for a price which is less than the permitted price.

- (b) For the purposes of the condition set out in paragraph 1—
- (a) “duty” is to be construed in accordance with the Alcoholic Liquor Duties Act 1979;
 - (b) “permitted price” is the price found by applying the formula—

$$P = D + (D \times V)$$

where—

- (i) P is the permitted price,
 - (ii) D is the amount of duty chargeable in relation to the alcohol as if the duty were charged on the date of the sale or supply of the alcohol, and
 - (iii) V is the rate of value added tax chargeable in relation to the alcohol as if the value added tax were charged on the date of the sale or supply of the alcohol;
- (c) “relevant person” means, in relation to premises in respect of which there is in force a premises licence—
- (i) the holder of the premises licence,
 - (ii) the designated premises supervisor (if any) in respect of such a licence, or
 - (iii) the personal licence holder who makes or authorises a supply of alcohol under such a licence;
- (d) “relevant person” means, in relation to premises in respect of which there is in force a club premises certificate, any member or officer of the club present on the premises in a capacity which enables the member or officer to prevent the supply in question; and
- (e) “value added tax” means value added tax charged in accordance with the Value Added Tax Act 1994.
- (2) Where the permitted price given by Paragraph (b) of paragraph 2 would (apart from this paragraph) not be a whole number of pennies, the price given by that sub-paragraph shall be taken to be the price actually given by that sub-paragraph rounded up to the nearest penny.
- (3) (1) Sub-paragraph (2) applies where the permitted price given by Paragraph (b) of paragraph 2 on a day (“the first day”) would be different from the permitted price on the next day (“the second day”) as a result of a change to the rate of duty or value added tax.
- (2) The permitted price which would apply on the first day applies to sales or supplies of alcohol which take place before the expiry of the period of 14 days beginning on the second day.

Door Supervision (except theatres, cinemas, bingo halls and casinos)

1. Where a premises licence or club premises certificate includes a condition that at specified times one or more individuals must be at the premises to carry out a security activity, each such individual must:
 - (a) be authorised to carry out that activity by a licence granted under the Private Security Industry Act 2001; or
 - (b) be entitled to carry out that activity by virtue of section 4 of the Act.
2. But nothing in subsection (1) requires such a condition to be imposed:
 - (a) in respect of premises within paragraph 8(3)(a) of Schedule 2 to the Private Security Industry Act 2001 (c12) (premises with premises licences authorising plays or films); or
 - (b) in respect of premises in relation to:

(i) any occasion mentioned in paragraph 8(3)(b) or (c) of that Schedule (premises being used exclusively by club with club premises certificate, under a temporary event notice authorising plays or films or under a gaming licence), or

(ii) any occasion within paragraph 8(3)(d) of that Schedule (occasions prescribed by regulations under that Act.

3. For the purposes of this section:

(a) “security activity” means an activity to which paragraph 2(1)(a) of that Schedule applies, and, which is licensable conduct for the purposes of that Act, (see Section 3(2) of that Act) and

(b) paragraph 8(5) of that Schedule (interpretation of references to an occasion) applies as it applies in relation to paragraph 8 of that Schedule.

ANNEX 2A – CONVERTED CONDITIONS

ANNEX 2B – OPERATING SCHEDULE

- The Premises shall register as a member of the Pubwatch Scheme in the locality and a representative of the Management Team shall attend all meeting.
- Should any person be found in possession of illegal drugs they are to be asked to leave the premises and the police informed as soon as practicable.
- Staff to ensure that there is no adverse impact or disturbance to other properties in the vicinity as a consequence of any licensable activity taking place at the premises.
- The licensee shall introduce a policy requiring the production of a ‘proof of age’ for any sale or consumption of alcohol where there is a suspicion that the customer is under 18, and ensure that appropriate signage is displayed to indicate the right of bar staff to insist on appropriate proof of age identification where necessary.
- Abide by Club Rules dated 1993

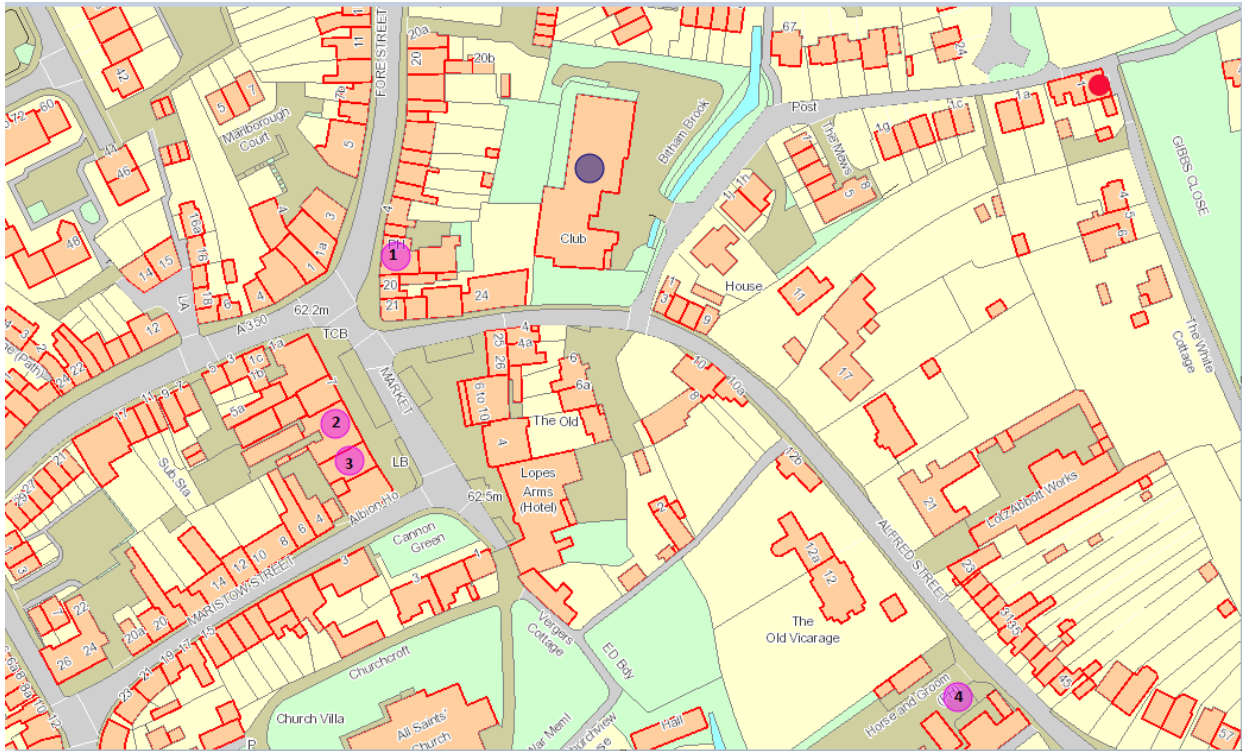
ANNEX 3 – CONDITIONS ATTACHED AFTER HEARING

None

ANNEX 4 – PLANS

Attached Separately

Location of Westbury Conservative Club in relation to other licensed premises in the vicinity.



- Westbury Conservative Club
- Mrs Jane Russ, 3 Gibbs Close
- 1. The Ludlow Arms
 2. The Crown Inn
 3. The Trojan Horse
 4. The Horse and Groom

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Adkins, Carla

From: PublicprotectionNorth
Sent: 20 March 2019 16:35
To: Adkins, Carla
Subject: FW: Extension of licensing hours Westbury Conservative Club representation WK201904374

All on WK Carla

Sue

From: Ian Cunningham [<mailto:Ian.Cunningham@westburytowncouncil.gov.uk>]
Sent: 20 March 2019 16:22
To: PublicprotectionNorth
Cc: Julie Dyer; Michael Sutton; Deborah Urch
Subject: Extension of licensing hours

I would like to object to the proposed extension of licensing hours for the Conservative Club in Alfred Street Westbury.

Alfred Street is a largely residential street. 11 o'clock is a reasonable time for people to expect to sleep undisturbed. The noise act of 1996 says that no residential property should be subject to noise above 35dB after 11pm.. I note that our clerk says that we have been instructed to provide "evidence"; this is difficult because until a premises operates late you cannot know the nuisance – but I am unaware of late license extension in a residential area that doesn't cause disturbance to neighbours both from activities inside the premises (especially music which often accompanies late opening) and from noisy departures which are a given with the kind of clientele who want to continue drinking late at night.

The balance of "night time economy" vs the right to quiet enjoyment of premises by residents seems to have got widely out of kilter. People with jobs, children etc, should not be disturbed. A late licence in this residential area will cause disturbance. I could quote the relevant elements of the local plan but I am sure you will know them; the key thing is to actually use them to protect people as the rules are intended.

Ian Cunningham
Bridge House
Westbury Leigh
Westbury
BA13 3SH

I am a town councillor but am making this comment as an individual not on behalf of the council.

Adkins, Carla

From: Jane Russ <Jane.Russ@westburytowncouncil.gov.uk>
Sent: 20 March 2019 17:21
To: PublicprotectionNorth
Cc: [REDACTED]
Subject: Extension of Licensing hours at the Conservative Club Westbury

Follow Up Flag: Follow up
Flag Status: Completed

The Conservative Club which fronts onto the bottom of Gibbs Close (Market Place end) Westbury has applied for an extension of its license as set out below and I would like to object.

Indoor Sporting Events

Mon-Sat 17.00 – 00.00

Sun 17.00 – 22.30

Live Music (indoors)

Fri-Sat 20.00 – 00.00

Sun 12.00 – 21.30

Recorded Music (indoors)

Mon – Sat 11.00 – 00.00

Sun 12.00 – 23.00

Sale of alcohol (on sales)

Mon – Sat 11.00 -00.00

Sun 12.00 – 23.00

Gibbs Close is a totally residential area, with Kingfisher Drive backing onto the car park of The Club as well. People living in this area know that with luck they can have quiet from the club on a Sunday currently before 11:00 give or take a half an hour of exit time. It seems to me totally unreasonable to allow this extension in an area where people would hope for peace and quiet for their families prior to the start of the week. This venue is very cheek by jowl with a tight fully residential area.

I live in Gibbs Close but further along the foot path that runs past the entrance to the Conservative Club. However, even here in the summer, you can hear whatever band is playing and people leaving late into the night as it is: 11:00 on a Sunday would make a difference even to our small household and our enjoyment of a warm summer evening.

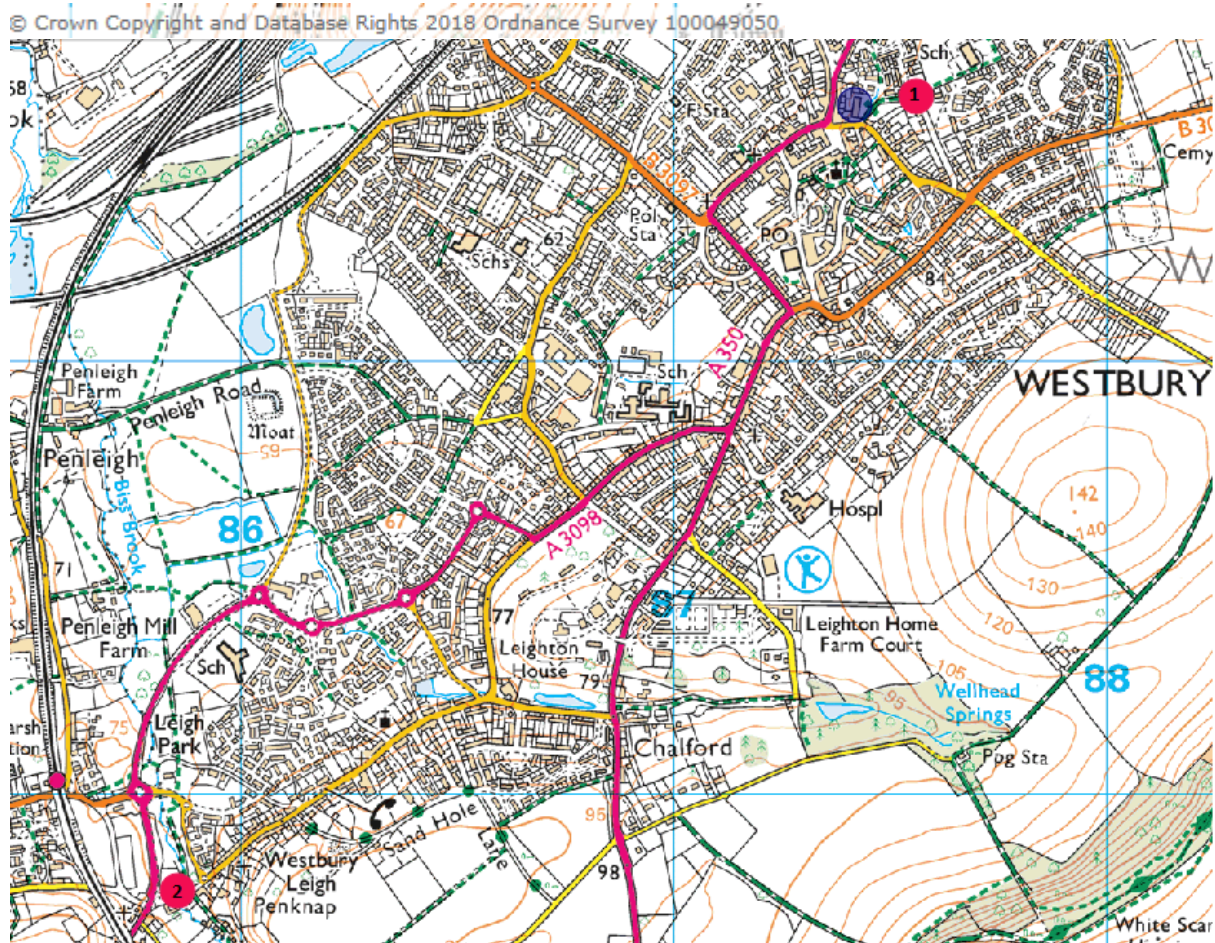
Although I am in fact a member of Westbury Town Council, I am objecting as an individual who saw the 'extension to license' signs put up by The Club as I walked back and fore into town.

It would be a mistake to allow this to pass unquestioned.

Thank you.

Jane Russ

Map of Representations



Legend

- Westbury Conservative Club, Alfred Street, Westbury, BA13 3DY
- 1. Mrs Jane Russ, 3 Gibbs Close, Westbury, BA13 3DT
- 2. Mr Ian Cunningham, Bridge House, Westbury Leigh, Westbury, BA13 3SH

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