

# AGENDA

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**Meeting:** Southern Area Licensing Sub Committee  
**Place:** Alamein Suite - City Hall, Malthouse Lane, Salisbury, SP2 7TU  
**Date:** Tuesday 21 January 2020  
**Time:** 10.00 am  
**Matter:** Variation Application: The Bank Cocktail Lounge & Events, 18 High Street, Amesbury, SP4 7DN

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Please direct any enquiries on this Agenda to Lisa Moore 01722 434560, of Democratic Services, County Hall, Bythesea Road, Trowbridge, direct line 01722 434560 or email [lisa.moore@wiltshire.gov.uk](mailto: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](http://www.wiltshire.gov.uk)

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## Membership:

Cllr Trevor Carbin  
Cllr Jose Green

Cllr Ian Thorn

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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 - 6*)

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        **Exclusion of Press and Public**

The procedure to be followed in the Hearing is governed by the Licensing Act 2003 (Hearings) Regulations 2005. Regulation 14 provides 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. Under this principle, the Licensing Authority can exclude the public from all or part of the hearing, as considered appropriate. In view of the representations and evidence that has been submitted, the Sub Committee is asked to consider whether the public should be excluded from any part of the hearing in this instance.

7        **Licensing Application** (*Pages 7 - 14*)

To consider and determine an Application for a Variation of a Premises Licence by Keystone Entertainment Ltd, in respect of The Bank Cocktail Lounge & Events, 18 High Street, Amesbury, SP4 7DN.

7a        **Appendix 1 - Application & Plan** (*Pages 15 - 38*)

7b        **Appendix 2 and 2a** (*Pages 39 - 54*)

- Appendix 2 – Current Licence & Plans
- Appendix 2a – The Bank Plans

7c        **Appendix 3 - Location Plan of Premises** (*Pages 55 - 56*)

7d **Appendix 4 - Map** (*Pages 57 - 58*)

7e **Appendix 5a to 5i - Representations** (*Pages 59 - 78*)

Appendices 5a through to 5i:

- 5a – Representation – G Aymes
- 5b – Representation – S Hedge
- 5c – Representation - Dominion Pubs and Bars
- 5d – Representation – Video Footage sheet
- 5e – Representation – Photograph sheet
- 5f – Representation – S Kelly
- 5g – Representation – M Hanson
- 5h – Representation – F Madeley
- 5i – Representation – Environmental Health Officer – V Brown

7f **Appendix 6 - Map of Representations** (*Pages 79 - 80*)

## 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

### SOUTHERN AREA LICENSING SUB COMMITTEE

21 JANUARY 2020

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**Application for a Variation of a Premises Licence; THE BANK COCKTAIL LOUNGE & EVENTS, 18 HIGH STREET, AMESBURY, WILTSHIRE, SP4 7DN**

#### 1. Purpose of Report

- 1.1 To determine an application for a variation of a Premises Licence in respect of The Bank Cocktail Lounge & Events, 18 High Street, Amesbury, SP4 7DN made by Keystone Entertainment Ltd.

#### 2. Background Information

- 2.1 An application for a variation of a Premises Licence in respect of The Bank Cocktail Lounge & Events has been made by Keystone Entertainment Ltd for which seven relevant representation has 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 35(3) of The Licensing Act 2003 the Licensing Sub Committee is required to take such of the 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 licence as applied for.
  - ii) To modify the conditions of the licence.
  - iii) To reject the whole or part of the application.
- 2.5 On the 2 December 2019 an application for a variation to the premises licence was received and accepted as a valid application.
- 2.6 The details of the variation applied for, are summarised below:
- To remove the current condition that states the entrance shall be relocated to the side door.

- To include a condition that the front entrance can be used when there is no recorded music or live music performed on the ground floor otherwise the side entrance must be used.
- To include a condition that the first floor be limited to background music only.
- To update floor plans (by removing a wall on the ground wall and moving the location of the bar on the first floor)

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

The premises has benefited from a premises licence issued under the Licensing Act 2003 since it was granted by the Licensing Sub-Committee at a hearing on 21 February 2018. An application to vary the premises licence in July 2018, resulted in a hearing being held by the Licensing Sub-Committee. The decision notice that was issued at this hearing led to the current conditions of the licence. Prior to February 2018 the premises was a bank.

On 3 December 2019 the licensing authority received an email from Wiltshire Police with photographs attached showing i) the front door of the premises in use and ii) an A board on footpath instructing customers to use the front entrance for “The Office” (the name given to the first floor) or the side entrance for “The Bank”. This is a breach of the current licence condition *“The entrance of the building will be located to the side door at all times”* and as such a warning letter was sent to Mr Muirhead, Director of Keystone Entertainment Ltd on 5 December 2019

Carla Adkins, Public Protection Officer – Licensing and Sarah Henry, Environmental Health Officer visited the premises on 9 October 2019 and found that the changes to the layout had already taken place. Carla Adkins advised Mr Muirhead at this point that an application to vary the licence should have been submitted prior to the changes taking place. At this point the licence holder was not asked to reinstate the wall or relocate the bar.

The current licence authorises the following:

Licensing Activities	Hours
Sale of Alcohol (on & off sales)	Sun – Wed 12.00 – 00.00 Thurs 12.00 – 01.00 Fri – Sat 12.00 – 02.00  <u>Non-standard timings</u> Bank Holidays/Christmas Eve 12.00 – 02.00 New Years Eve 12.00 to start of business the following day
Performance of plays (indoors) Performance of dance (indoors) Exhibition of films (indoors)	Daily 09.00 – 00.00

Live Music (indoors)	Sun – Wed 08.00 – 00.00 Thurs – Sat 08.00 – 01.00
Recorded Music (indoors)	Sun – Wed 08.00 – 00.00 Thurs 08.00 – 01.00 Fri – Sat 08.00 – 02.00
Hours open to the public	Sun – Wed 08.00 – 00.00 Thurs 08.00 – 01.00 Fri – Sat 08.00 – 02.00  <u>Non-standard timings</u> Bank Holidays/Christmas Eve 08.00 – 02.00 New Years Eve 08.00 to start of business the following day

The current premises licence and conditions including the current plan is attached as **Appendix 2 and 2a.**

Attached as **Appendix 3** is a location plan of the premises.

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

Premises	Licensable Activity	Hours
The George Hotel, High Street	Alcohol Sales (on & off sales) Live and Recorded Music/Performance of Dance/Exhibition of Film/Indoor Sporting Events (all indoors)	Sun – Tues 10.00 – 00.00 Wed – Thurs 10.00 – 01.00 Fri – Sat 10.00 – 02.00
	Late night refreshment	Sun – Tues 23.00 – 00.30 Wed – Thurs 23.00 – 01.30 Fri – Sat 23.00 – 02.30
The New Inn, High Street	Alcohol Sales (on & off sales)	Sun 12.00 – 23.00 Mon-Tues 10.30 – 23.00 Wed 10.30 – 00.00 Thurs – Sat 10.30 – 02.00
	Live and Recorded Music/Performance of Dance/Exhibition of Film	Sun 12.00 – 23.00 Thur – Sat 08.00 – 00.30
	Indoor Sporting Events	Sun – Tues 10.30 – 23.00 Weds 10.30 – 00.00 Thurs – Sat 10.30 – 02.00
	Late Night Refreshment	Weds 23.00 – 00.00 Thur – Sat 23.00 – 02.00
Fairlawn Hotel, High Street	Alcohol sales (on & off Sales)	Sun 12.00 – 22.30 Mon – Sat 10.00 – 23.00
The Bell, Salisbury Street	Alcohol Sales (on & off sales)	Sun – Tues 09.00 – 00.00 Weds – Thurs 09.00 – 01.00 Fri – Sat 09.00 – 02.00
	Late Night Refreshment	Sun – Tues 23.00 – 00.00 Weds 23.00 – 01.30 Thurs 23.00 – 01.00 Fri-Sat 23.00 – 02.00

The Antrobus Arms Hotel	Alcohol Sales (on & off sales) Live/Recorded music (inside and outside)	Daily	10.00 – 00.00
	Late Night Refreshment	Daily	23.00 – 00.00
The Kings Arms, Church Street Lounge Bar	Alcohol Sales (on & off Sales) Exhibit Film/Live/Recorded Music/ Indoor Sports Event/ Perform Dance (all indoors)	Sun Mon – Tues Wed – Thur Fri – Sat	12:00 - 23:00 11:00 –23:00 11:00 - 01:00 11:00 - 02:00
	Late Night Refreshment	Mon - Tues Wed - Thur Fri – Sat	23:00 - 23:30 23:00 - 01:30 23:00 - 02:00
The Kings Arms, Church Street Night Club	Sale of Alcohol	Sun Mon - Tues Wed - Thur Fri – Sat	12:00 - 22:30 11:00 - 23:59 11:00 - 01:00 11:00 - 02:00
	Live/Recorded Music/Indoor Sports Event/Perform Dance	Mon - Tues Wed – Thur Fri - Sat	23:00 - 00:30 23:00 - 01:30 23:00 - 02:30
	Late Night Refreshment	Mon - Tues Wed – Thur Fri - Sat	23:00 - 00:30 23:00 - 01:30 23:00 - 02:30

A map of the premises in relation to other licensed premises in the vicinity is attached as **Appendix 4**

### 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 seven relevant representations were received; five from local residents, one from a licensed premises and one from a responsible authority.

#### 3.4 Responsible Authorities

- Environmental Health Officer - Wiltshire Council, Environmental Control and Protection

#### 3.5 Interested Parties

- Mr Graham Aymes, 145 Countess Road, Amesbury, SP4 7AR
- Mr Steve Hedge, High Street, Amesbury, SP4 7ET
- Dominion Pubs and Bars Ltd, The George Hotel, High Street, Amesbury, SP4 7ET
- Mr Steven Kelly, 2 Beechwood Court, High Street, Amesbury, SP4 7DQ
- Mrs Mariah Hanson, 3 Beechwood Court, High Street, Amesbury, SP4 7DQ
- Mrs Frances Madeley, 21A Salisbury Street, Amesbury, SP4 7AW

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

<b>Representation</b>	<b>Licensing Objective</b>	<b>Accepted</b>	<b>Comments</b>
Mr G Aymes	Public Nuisance	Yes	Use of front door will result in noise being emitted from the building. Noise from people congregating outside the front door. Litter from people smoking outside the front door
Mr S Hedge	Public Nuisance Public Safety	Yes	Noise from entertainment other than music emitted from front door being open. Noise from people smoking outside the front door The front door opens over the footpath. The combination of the open door and people queuing to enter the building will result in pedestrians and wheelchair users having to move into the road to pass.
Poppleston Allen acting on behalf of Dominion Pubs and Bars Ltd (The George Hotel)	Public Nuisance Crime and disorder	Yes	People queuing at the front door and using it for access and egress into the building will increase noise from the premises and will disturb guests trying to sleep. Noise from people congregating outside the front door of the premises to smoke. Disorder already takes place outside with the use of the side entrance, this will move to the front of the building if the front door is allowed to be used.
Mr S Kelly	Public Nuisance	Yes	Noise levels will increase with use of the front door.
Mrs M Hanson	Public Nuisance Crime and disorder	Yes	Noise levels will increase with use of the front door Disorder already takes place outside with the use of the side entrance, this will move to the front of the building and closer to residents.
Mrs F Madeley	Public Nuisance	Yes	Litter from cigarette ends outside of the front door. Noise from people queueing and from entering and exiting the building
Environmental Health Officer	Public Nuisance	Yes	Use of the front door will increase noise to nearby residents

			Removal of the stud wall on the ground floor inside the premises will remove the acoustic buffer from the main dance floor to the dwellings on the side of the building.
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- 3.7 The relevant representations are attached as **Appendices 5a – 5i. 5d and 5e will be viewed in a closed session which is not open to the public and therefore will not form part of the public document.** Attached as **Appendix 6** 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.

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Report Author: Carla Adkins Public Protection Officer – Licensing  
[carla.adkins@wiltshire.gov.uk](mailto:carla.adkins@wiltshire.gov.uk)  
01249 706438

Date of report: 10 January 2020

### **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 Statement of Licensing Policy

### **Appendices**

- 1 Application and plan
- 2 Current licence and conditions
- 2a Current plan
- 3 Location map of premises
- 4 Location map of premises in relation to other licensed premises in Amesbury
- 5a Representation - Mr Aymes
- 5b Representation - Mr Hedge
- 5c Representation - Dominion Pubs and Bars
- 5d FOR CLOSED SESSION – video footage and photograph submitted by Dominion Pubs and Bars
- 5e FOR CLOSED SESSION – photograph submitted by Dominion Pubs and Bars
- 5f Representation - Mr Kelly
- 5g Representation - Mrs Hanson
- 5h Representation – Mrs Madeley
- 5i Representation - Environmental Health Officer
- 6 Map of representations

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# Wiltshire Council

Where everybody matters

**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 **KEYSTONE ENTERTAINMENT**

*(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> LN/000014244
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**Part 1 – Premises Details**

Postal address of premises or, if none, ordnance survey map reference or description 18 HIGH STREET
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Post town	AMESBURY	Postcode	SP4 7DN
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Telephone number at premises (if any)	07444 513480
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Non-domestic rateable value of premises	£16,500
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**Part 2 – Applicant details**

Daytime contact telephone number	[REDACTED]		
E-mail address (optional)	NATHAN@KEYSTONEENTERTAINMENT.CO.UK		
Current postal address if different from premises address			
Post town		Postcode	



**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 see guidance note 3) Please tick all that apply**

- 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 entertainment (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)

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

**Supply of alcohol** (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 8)			<u>Will the performance of a play take place indoors or outdoors or both – please tick</u> (please read guidance note 4)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish			
Mon			<u>Please give further details here</u> (please read guidance note 5)		
Tue					
Wed			<u>State any seasonal variations for performing plays</u> (please read guidance note 6)		
Thur					
Fri			<u>Non standard timings. Where you intend to use the premises for the performance of plays at different times to those listed in the column on the left, please list</u> (please read guidance note 7)		
Sat					
Sun					

B

Films Standard days and timings (please read guidance note 8)			<u>Will the exhibition of films take place indoors or outdoors or both – please tick</u> (please read guidance note 4)	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 5)		
Mon					
Tue			<u>State any seasonal variations for the exhibition of films</u> (please read guidance note 6)		
Wed					
Thur			<u>Non standard timings. Where you intend to use the premises for the exhibition of films at different times to those listed in the column on the left, please list</u> (please read guidance note 7)		
Fri					
Sat					
Sun					

C

Indoor sporting events Standard days and timings (please read guidance note 8)			<u>Please give further details</u> (please read guidance note 5)
Day	Start	Finish	
Mon			
Tue			<u>State any seasonal variations for indoor sporting events</u> (please read guidance note 6)
Wed			
Thur			<u>Non standard timings. Where you intend to use the premises for indoor sporting events at different times to those listed in the column on the left, please list</u> (please read guidance note 7)
Fri			
Sat			
Sun			

D

Boxing or wrestling entertainments Standard days and timings (please read guidance note 8)			<u>Will the boxing or wrestling entertainment take place indoors or outdoors or both – please tick</u> (please read guidance note 4)	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 5)		
Mon					
Tue					
Wed			<u>State any seasonal variations for boxing or wrestling entertainment</u> (please read guidance note 6)		
Thur					
Fri			<u>Non standard timings. Where you intend to use the premises for boxing or wrestling entertainment at different times to those listed in the column on the left, please list</u> (please read guidance note 7)		
Sat					
Sun					

E

Live music Standard days and timings (please read guidance note 8)			<u>Will the performance of live music take place indoors or outdoors or both – please tick</u> (please read guidance note 4)	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 5)		
Mon					
			<u>State any seasonal variations for the performance of live music</u> (please read guidance note 6)		
Tue					
			<u>Non standard timings. Where you intend to use the premises for the performance of live music at different times to those listed in the column on the left, please list</u> (please read guidance note 7)		
Wed					
Thur					
Fri					
Sat					
Sun					

F

Recorded music Standard days and timings (please read guidance note 8)			<u>Will the playing of recorded music take place indoors or outdoors or both – please tick</u> (please read guidance note 4)	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 5)		
Mon					
Tue			<u>State any seasonal variations for the playing of recorded music</u> (please read guidance note 6)		
Wed					
Thur			<u>Non standard timings. Where you intend to use the premises for the playing of recorded music at different times to those listed in the column on the left, please list</u> (please read guidance note 7)		
Fri					
Sat					
Sun					

G

<b>Performances of dance</b> Standard days and timings (please read guidance note 8)			<b><u>Will the performance of dance take place indoors or outdoors or both – please tick</u></b> (please read guidance note 4)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish			
Mon			<b><u>Please give further details here</u></b> (please read guidance note 5)		
Tue			<b><u>State any seasonal variations for the performance of dance</u></b> (please read guidance note 6)		
Wed			<b><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></b> (please read guidance note 7)		
Thur					
Fri					
Sat					
Sun					

H

<b>Anything of a similar description to that falling within (e), (f) or (g)</b> Standard days and timings (please read guidance note 8)			Please give a description of the type of entertainment you will be providing		
Day	Start	Finish	<b><u>Will this entertainment take place indoors or outdoors or both – please tick</u></b> (please read guidance note 4)	Indoors	<input type="checkbox"/>
Mon				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Tue			<b><u>Please give further details here</u></b> (please read guidance note 5)		
Wed					
Thur			<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 6)		
Fri					
Sat			<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 7)		
Sun					

I

<b>Late night refreshment</b> Standard days and timings (please read guidance note 8)			<b><u>Will the provision of late night refreshment take place indoors or outdoors or both – please tick</u></b> (please read guidance note 4)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish			
Mon			<b><u>Please give further details here</u></b> (please read guidance note 5)		
Tue			<b><u>State any seasonal variations for the provision of late night refreshment</u></b> (please read guidance note 6)		
Wed			<b><u>Non standard timings. Where you intend to use the premises for the provision of late night refreshment at different times, to those listed in the column on the left, please list</u></b> (please read guidance note 7)		
Thur					
Fri					
Sat					
Sun					

J

<b>Supply of alcohol</b> Standard days and timings (please read guidance note 8)			<b>Will the supply of alcohol be for consumption – please tick</b> (please read guidance note 9)	On the premises	<input type="checkbox"/>
				Off the premises	<input type="checkbox"/>
				Both	<input type="checkbox"/>
<b>Day</b>	<b>Start</b>	<b>Finish</b>	<b>State any seasonal variations for the supply of alcohol</b> (please read guidance note 6)		
Mon					
Tue					
Wed					
Thur					
Fri					
Sat					
Sun			<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 7)		

K

<p><b>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</b> (please read guidance note 10).</p>
--

L

<b>Hours premises are open to the public</b> Standard days and timings (please read guidance note 8)			<b><u>State any seasonal variations</u></b> (please read guidance note 6)
Day	Start	Finish	
Mon			<b><u>Non standard timings. Where you intend the premises to be open to the public at different times from those listed in the column on the left, please list</u></b> (please read guidance note 7)
Tue			
Wed			
Thur			
Fri			
Sat			
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 SEE VARIATION REQUIREMENTS ON PAGE 2.

Please tick as appropriate

- 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 not enclosed the premises licence or relevant part of premises licence.

**M** Describe any additional steps you intend to take to promote the four licensing objectives as a result of the proposed variation:

**a) General – all four licensing objectives (b, c, d and e) (please read guidance note 11)**

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

**c) Public safety**

**d) The prevention of public nuisance**

THE FRONT DOOR WILL REMAIN CLOSED WHEN NOT IN USE ON FRIDAY AND SATURDAY. AN INTERCOM ENTRY SYSTEM WILL BE INSTALLED FOR USE ON THESE DAYS.

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

Checklist:

Please tick to indicate agreement

- I have made or enclosed payment of the fee; or
- I have not made or enclosed payment of the fee because this application has been made in relation to the introduction of the late night levy.
- 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, UNDER SECTION 158 OF THE LICENSING ACT 2003, TO MAKE A FALSE STATEMENT IN OR IN CONNECTION WITH THIS APPLICATION. THOSE WHO MAKE A FALSE STATEMENT MAY BE LIABLE ON SUMMARY CONVICTION TO A FINE OF ANY AMOUNT.**

**Part 5 – Signatures** (please read guidance note 12)

**Signature of applicant (the current premises licence holder) or applicant’s solicitor or other duly authorised agent** (please read guidance note 13). **If signing on behalf of the applicant, please state in what capacity.**

Signature	NATHAN MUIRHEAD
Date	8 NOV 19
Capacity	DIRECTOR

**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 14). **If signing on behalf of the applicant, please state in what capacity.**

Signature	
Date	
Capacity	

**Contact name (where not previously given) and address for correspondence associated with this application** (please read guidance note 15)

18 HIGH STREET

<b>Post town</b>	AMESBURY	<b>Post code</b>	SP4 7DN
<b>Telephone number (if any)</b>	[REDACTED]		

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

**Data Protection:** *Wiltshire Council will use this information for the purposes of The Licensing Act 2003 and related purposes. Any member of the public may examine the application form on request. Further information can be found at <http://www.wiltshire.gov.uk/community-safety-privacy-notice>*

*You are providing your information to Wiltshire Council, contact details [publicprotectionnorth@wiltshire.gov.uk](mailto:publicprotectionnorth@wiltshire.gov.uk) . The Council's Data Protection Officer can be contacted via [dataprotection@wiltshire.gov.uk](mailto:dataprotection@wiltshire.gov.uk) .*

*Your information is collected for the purpose of processing your licence application as required to fulfil the council's duties under the legislation, statutory or contractual requirement or obligation.*

### **Legislation Context**

*Licensing Act 2003 for the processing of licensing applications and the prevention of fraud*

*The information may be shared with Police, Fire Brigade and teams within Wiltshire Council, as statutory consultees, the Home Office to ascertain the right to work and HM Revenue and Customs, at their request, to identify potential fraud.*

### **Notes for Guidance**

**This application cannot be used to vary the licence so as to extend the period for which the licence has effect or to vary substantially the premises to which it relates. If you wish to make that type of change to the premises licence, you should make a new premises licence application under section 17 of the Licensing Act 2003.**

1. You do not have to pay a fee if the only purpose of the variation for which you are applying is to avoid becoming liable for the late night levy
2. Describe the premises. For example, the type of premises, its general situation and layout and any other information which could be relevant to the licensing objectives. Where your application includes off-supplies of alcohol and you intend to provide a place of consumption of these off-supplies of alcohol, you must include a description of where the place will be and its proximity to the premises.
3. In terms of specific regulated entertainments please note that:
  - Plays: no licence is required for performances between 08.00 and 23.00 on any day, provided that the audience does not exceed 500.
  - Films: no licence is required for 'not-for-profit' film exhibition held in community premises between 08.00 and 23.00 on any day provided that the audience does not exceed 500 and the organiser (a) gets consent to the screening from a person who is responsible for the premises; and (b) ensures that each such screening abides by age classification ratings.
  - Indoor sporting events: no licence is required for performances between 08.00 and 23.00 on any day, provided that the audience does not exceed 1000.
  - Boxing or Wrestling Entertainment: no licence is required for a contest, exhibition or display of Greco-Roman wrestling, or freestyle wrestling between 08.00 and 23.00 on any day, provided that the audience does not exceed 1000. Combined fighting sports – defined as a contest, exhibition or display which combines boxing or wrestling with one or more martial arts – are licensable as a boxing or wrestling entertainment rather than an indoor sporting event.
  - Live music: no licence permission is required for:
    - a performance of unamplified live music between 08.00 and 23.00 on any day, on any premises

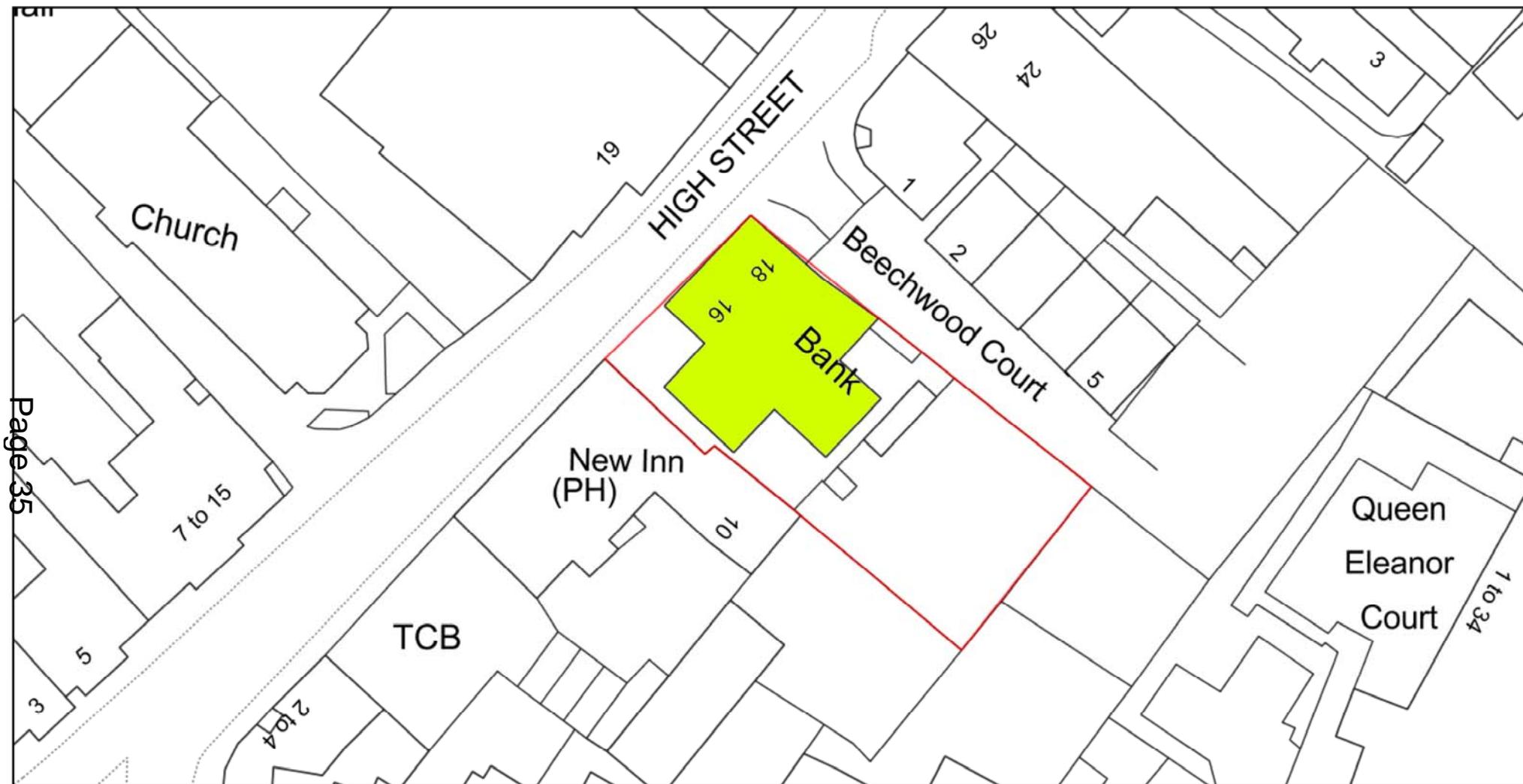
- a performance of amplified live music between 08.00 and 23.00 on any day on premises authorised to sell alcohol for consumption on those premises, provided that the audience does not exceed 500.
  - a performance of amplified live music between 08.00 and 23.00 on any day, in a workplace that is not licensed to sell alcohol on those premises, provided that the audience does not exceed 500.
  - a performance of amplified live music between 08.00 and 23.00 on any day, in a church hall, village hall, community hall, or other similar community premises, that is not licensed by a premises licence to sell alcohol, provided that (a) the audience does not exceed 500, and (b) the organiser gets consent for the performance from a person who is responsible for the premises.
  - a performance of amplified live music between 08.00 and 23.00 on any day, at the non-residential premises of (i) a local authority, or (ii) a school, or (iii) a hospital, provided that (a) the audience does not exceed 500, and (b) the organiser gets consent for the performance on the relevant premises from: (i) the local authority concerned, or (ii) the school or (iii) the health care provider for the hospital.
  - Recorded Music: no licence permission is required for:
    - any playing of recorded music between 08.00 and 23.00 on any day on premises authorised to sell alcohol for consumption on those premises, provided that the audience does not exceed 500.
    - any playing of recorded music between 08.00 and 23.00 on any day, in a church hall, village hall, community hall, or other similar community premises, that is not licensed by a premises licence to sell alcohol, provided that (a) the audience does not exceed 500, and (b) the organiser gets consent for the performance from a person who is responsible for the premises.
    - any playing of recorded music between 08.00 and 23.00 on any day, at the non-residential premises of (i) a local authority, or (ii) a school, or (iii) a hospital, provided that (a) the audience does not exceed 500, and (b) the organiser gets consent for the performance on the relevant premises from: (i) the local authority concerned, or (ii) the school proprietor or (iii) the health care provider for the hospital.
  - Dance: no licence is required for performances between 08.00 and 23.00 on any day, provided that the audience does not exceed 500. However, a performance which amounts to adult entertainment remains licensable.
  - Cross activity exemptions: no licence is required between 08.00 and 23.00 on any day, with no limit on audience size for:
    - any entertainment taking place on the premises of the local authority where the entertainment is provided by or on behalf of the local authority;
    - any entertainment taking place on the hospital premises of the health care provider where the entertainment is provided by or on behalf of the health care provider;
    - any entertainment taking place on the premises of the school where the entertainment is provided by or on behalf of the school proprietor; and
    - any entertainment (excluding films and a boxing or wrestling entertainment) taking place at a travelling circus, provided that (a) it takes place within a moveable structure that accommodates the audience, and (b) that the travelling circus has not been located on the same site for more than 28 consecutive days.
4. Where taking place in a building or other structure please tick as appropriate (indoors may include a tent).

5. For example 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.
6. For example (but not exclusively), where the activity will occur on additional days during the summer months.
7. For example (but not exclusively), where you wish the activity to go on longer on a particular day e.g. Christmas Eve.
8. Please give timings in 24 hour clock (e.g. 16.00) and only give details for the days of the week when you intend the premises to be used for the activity.
9. If you wish people to be able to consume alcohol on the premises, please tick 'on the premises'. If you wish people to be able to purchase alcohol to consume away from the premises, please tick 'off the premises'. If you wish people to be able to do both, please tick 'both'.
10. Please give information about anything intended to occur at the premises or ancillary to the use of the premises which may give rise to concern in respect of children regardless of whether you intend children to have access to the premises, for example (but not exclusively) nudity or semi-nudity, films for restricted age groups or the presence of gaming machines.
11. Please list here steps you will take to promote all four licensing objectives together.
12. The application form must be signed.
13. An applicant's agent (for example solicitor) may sign the form on their behalf provided that they have actual authority to do so.
14. Where there is more than one applicant, each of the applicants or their respective agents must sign the application form.
15. This is the address which we shall use to correspond with you about this application.



Highlighted area indicates proposed licensed area

18 High Street, SP4 7DN



Page 35



Plan Produced for: Nathan Muirhead

Date Produced: 13 Nov 2017

Plan Reference Number: TQRQM17317214604032

Scale: 1:500 @ A4

FIRST FLOOR

E denotes emergency lighting

● denotes smoke/thermal sensor

■ denotes fire escape

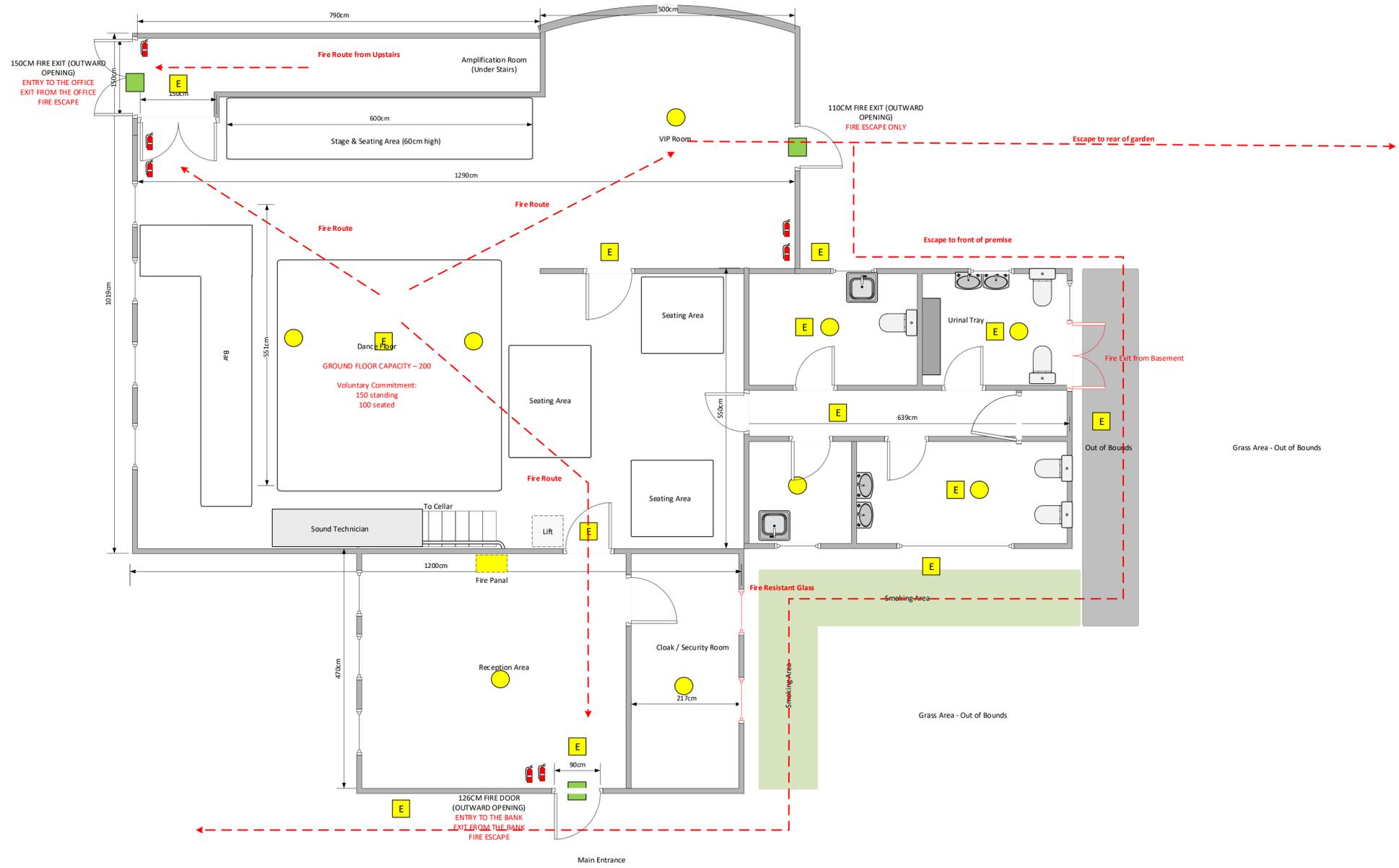
Scale of 1:50 @ A4



GROUND FLOOR

- denotes emergency lighting
- denotes smoke/thermal sensor
- denotes fire escape

Scale of 1:50 @ A4



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Licensing Act 2003  
Premises Licence

ISSUING LOCAL AUTHORITY



**PART 1 – PREMISES & LICENCE HOLDER DETAILS**

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

The Bank Cocktail Lounge & Events, 18 High Street, Amesbury, Salisbury, Wiltshire, SP4 7DN

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

Keystone Entertainment Limited  
The Bank Cocktail Lounge & Events, 18 High Street, Amesbury, Salisbury, Wiltshire, SP4 7DN  
Email: nathan@keystoneentertainment.co.uk

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

11012334

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

Mr Nathan Muirhead  
The Cottage, Cold Harbour, Amesbury, Salisbury, Wiltshire, SP4 7AJ

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

Wiltshire Council LN/14427

WHERE THE LICENCE IS TIME LIMITED - THE DATES AND TIMES

Not Applicable

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

ON and OFF Sales

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

Where applicable 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
Perform Play Exhibit Film	Indoors	Sunday	09:00	00:00		
		Monday	09:00	00:00		
		Tuesday	09:00	00:00		
		Wednesday	09:00	00:00		
		Thursday	09:00	00:00		
		Friday	09:00	00:00		
		Saturday	09:00	00:00		
Non Standard Timings & Seasonal Variations						
Live Music	Indoors	Sunday	08:00	00:00		
		Monday	08:00	00:00		
		Tuesday	08:00	00:00		
		Wednesday	08:00	00:00		
		Thursday	08:00	01:00		
		Friday	08:00	01:00		
		Saturday	08:00	01:00		
Non Standard Timings & Seasonal Variations						
Recorded Music	Indoors	Sunday	08:00	00:00		
		Monday	08:00	00:00		
		Tuesday	08:00	00:00		
		Wednesday	08:00	00:00		
		Thursday	08:00	01:00		
		Friday	08:00	02:00		
		Saturday	08:00	02:00		
Non Standard Timings & Seasonal Variations	Bank Holidays 0800-0200 Christmas Eve 0800-0200 New Year's Eve 0800 to start of business the following day					
Perform Dance	Indoors	Sunday	09:00	00:00		

		Monday	09:00	00:00		
		Tuesday	09:00	00:00		
		Wednesday	09:00	00:00		
		Thursday	09:00	00:00		
		Friday	09:00	00:00		
		Saturday	09:00	00:00		
<b>Non Standard Timings &amp; Seasonal Variations</b>						
<b>Alcohol Sales</b>	<b>ON and OFF Sales</b>	Sunday	12:00	00:00		
		Monday	12:00	00:00		
		Tuesday	12:00	00:00		
		Wednesday	12:00	00:00		
		Thursday	12:00	01:00		
		Friday	12:00	02:00		
		Saturday	12:00	02:00		
<b>Non Standard Timings &amp; Seasonal Variations</b>	Bank Holidays 1200-0200 Christmas Eve 1200-0200 New Year's Eve 1200 to start of business the following day					
<b>Hrs premises open to public</b>		Sunday	08:00	00:00		
		Monday	08:00	00:00		
		Tuesday	08:00	00:00		
		Wednesday	08:00	00:00		
		Thursday	08:00	01:00		
		Friday	08:00	02:00		
		Saturday	08:00	02:00		
<b>Non Standard Timings &amp; Seasonal Variations</b>	Bank Holidays 0800-0200 Christmas Eve 0800-0200 New Year's Eve 0800 to start of business the following day					

**Licence Commencement Date**

21<sup>st</sup> February 2018

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

**Current Licence Date**

9<sup>th</sup> August 2019

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



**ANNEX 1 - MANDATORY CONDITIONS**

**Supply of Alcohol**

1. Where this Licence authorises the supply of alcohol:

No supply of alcohol may be made under this licence:

- (a) At a time when there is no Designated Premises Supervisor in respect of the Premises Licence
- (b) At a time when the Designated Premises Supervisor does not hold a Personal Licence or his Personal Licence is suspended

Every retail sale or supply of alcohol made under this 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 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
2. these measures are displayed in a menu, price list or other printed material which is available to customers on the premises; and.
3. 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 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**

None

#### **ANNEX 2B – OPERATING SCHEDULE**

##### **PREVENTION OF PUBLIC NUISANCE**

- Amplified sound will be reduced in the main pub from 00:00hrs.
- The entrance of the building will be relocated to the side door at all times. (amended 10/09/2018)
- The premises will work with local taxi companies to be on hand to support the exit of customers from the premises.

##### **PUBLIC SAFETY**

- None

##### **PROTECTION OF CHILDREN FROM HARM**

- We will install an identification machine to scan all age identification.
- Individuals under the age of 18 will not be permitted on site on a Friday or Saturday night.
- Children under the age of 13 must be accompanied by an adult.
- No members of the public over the age of 18 will be allowed on the premises when events exclusively for 13-17 year olds take place.

##### **PREVENTION OF CRIME AND DISORDER**

- A minimum of five Door Supervisors will be provided from 22:00hrs on Thursdays, Fridays and Saturdays, until 30 minutes after close, to ensure the quiet dispersal of patrons, from the area. (amended 10/09/2018)
- For all other events that exceed midnight or are events exclusively for under 18's, the Premises Licence Holder shall ensure that clear risk assessments and management procedures and practices are prepared and maintained to the satisfaction of Wiltshire Police and Wiltshire Council and made available upon request or attendance. The Risk Assessment will determine the minimum number of Door Staff to be deployed together with ensuring the correct levels of deployment to ensure compliance with the upper age limits.

- As a condition of entry, after 22:00hrs on Thursdays, Fridays and Saturdays or when an event is likely to impact the premise, all customers must be willing to submit to a search. All persons entering or re-entering the premises shall be searched by an SIA trained member of staff and monitored by the premises CCTV system.
- The premises will be a member of the local Pubwatch scheme.

### **ANNEX 3 – CONDITIONS ATTACHED AFTER HEARING**

#### **21<sup>st</sup> February 2018**

- CCTV cameras to be installed outside of the premises. Recordings to be kept for a minimum of 28 days and made available to Officers on request.
- Prominent, clear and legible notices must be displayed notifying of the CCTV.
- A noise limiting device (the specification and design to be agreed with Wiltshire Councils Environmental Control and Protection Service) shall be fitted so that all regulated entertainment is channelled through the device(s). The maximum noise levels shall be set in agreement with the Wiltshire Councils Environmental Control and Protection Service. The settings of the noise limiter(s) shall not be adjusted unless agreed by Wiltshire Councils Environmental Control and Protection Service and in the presence of the licence holder or their representative.
- Prominent, clear and legible notices must be displayed at all exits requesting the public to respect the needs of local residents and to leave the premises and the area quietly and not loiter close to the entrance.
- During under 18's events, no alcohol will be available.

#### **10<sup>th</sup> September 2018**

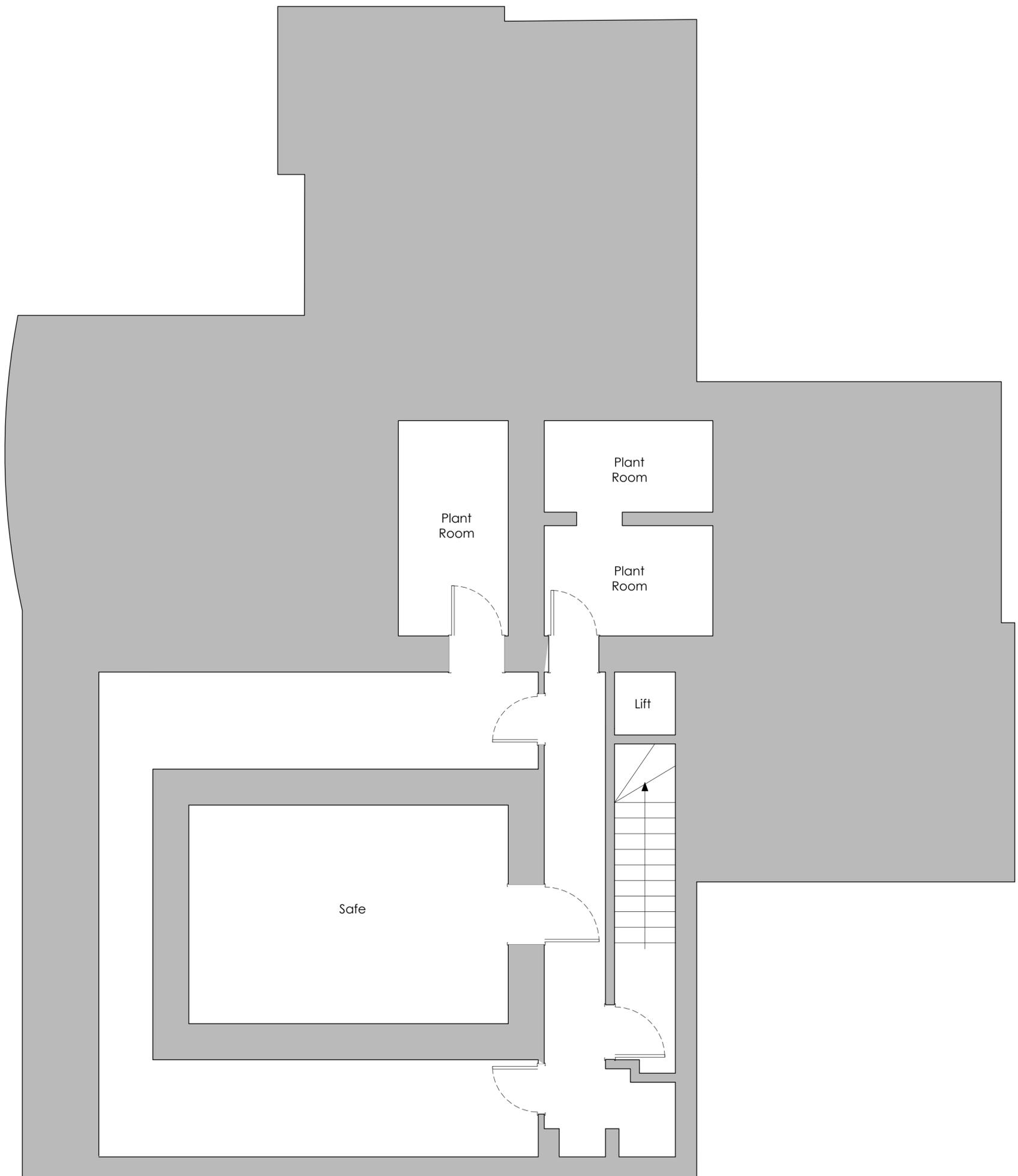
- Update the plans as submitted with works to the lobby area as outlined by the Applicant to be completed by the Premises Licence Holder by 31st October 2018.
- No entry or re-entry after 01:30hrs other than for use of the smoke area.
- That the Premises Licence Holder complies with any conditions imposed by Environmental Health, once the appropriate Noise Level evaluation had been carried out. This evaluation is to be carried out and communicated to the Premises License Holder, by 30th September 2018.

### **ANNEX 4 – PLANS**

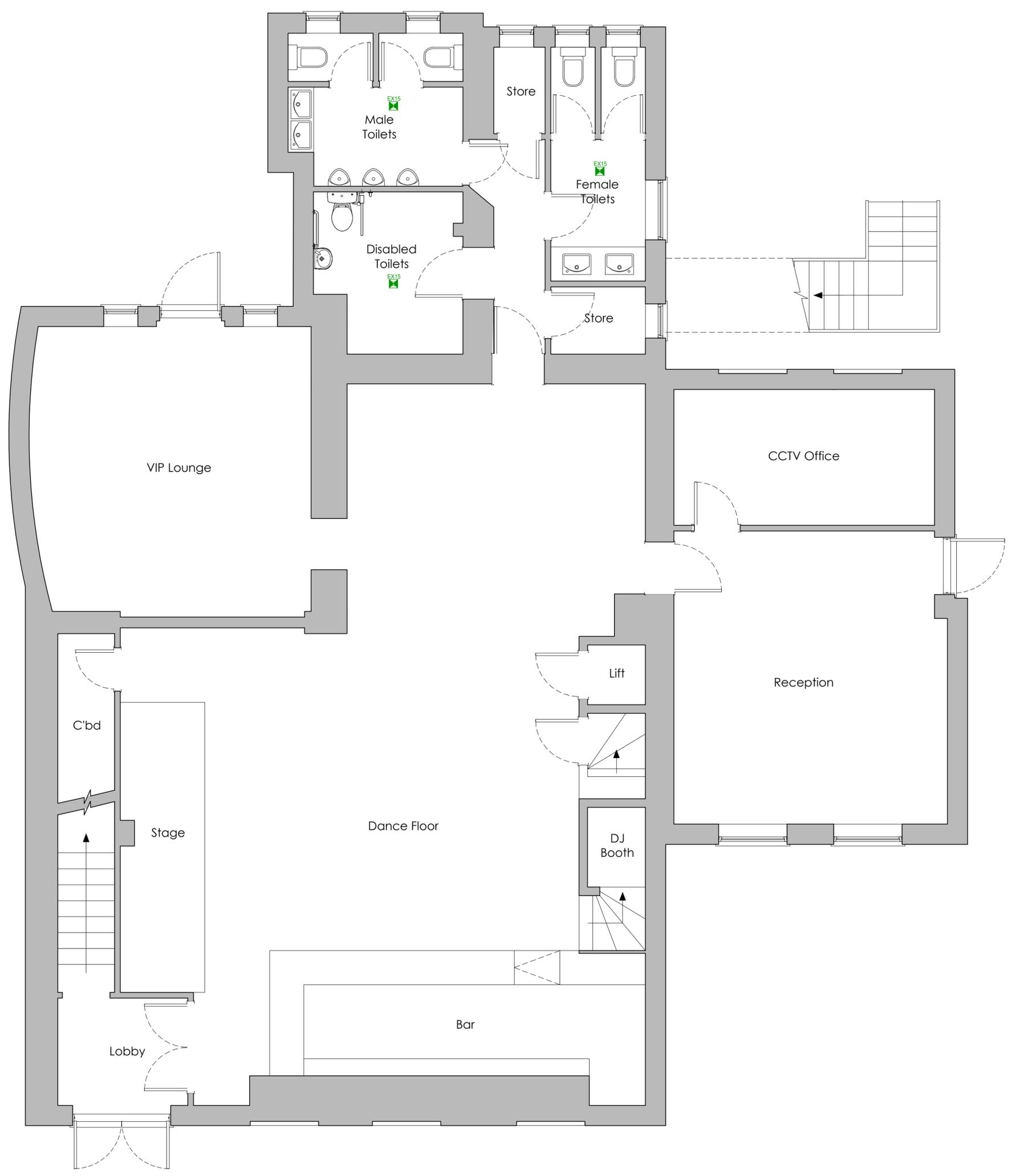
Attached Separately

Dated: 10/09/2018 (Basement plan/Ground floor/ First floor/Second floor)  
13/11/2017 Site plan

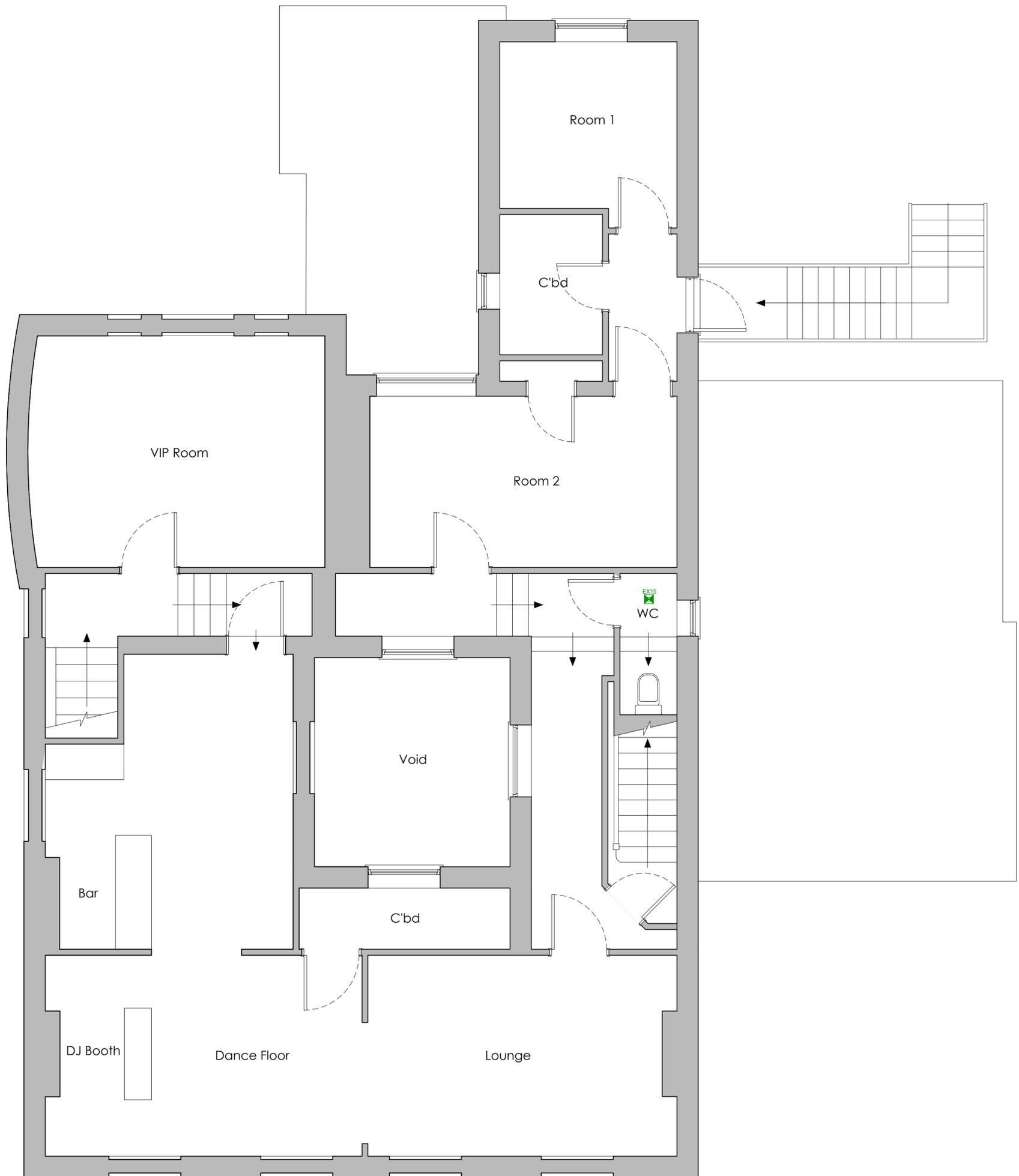




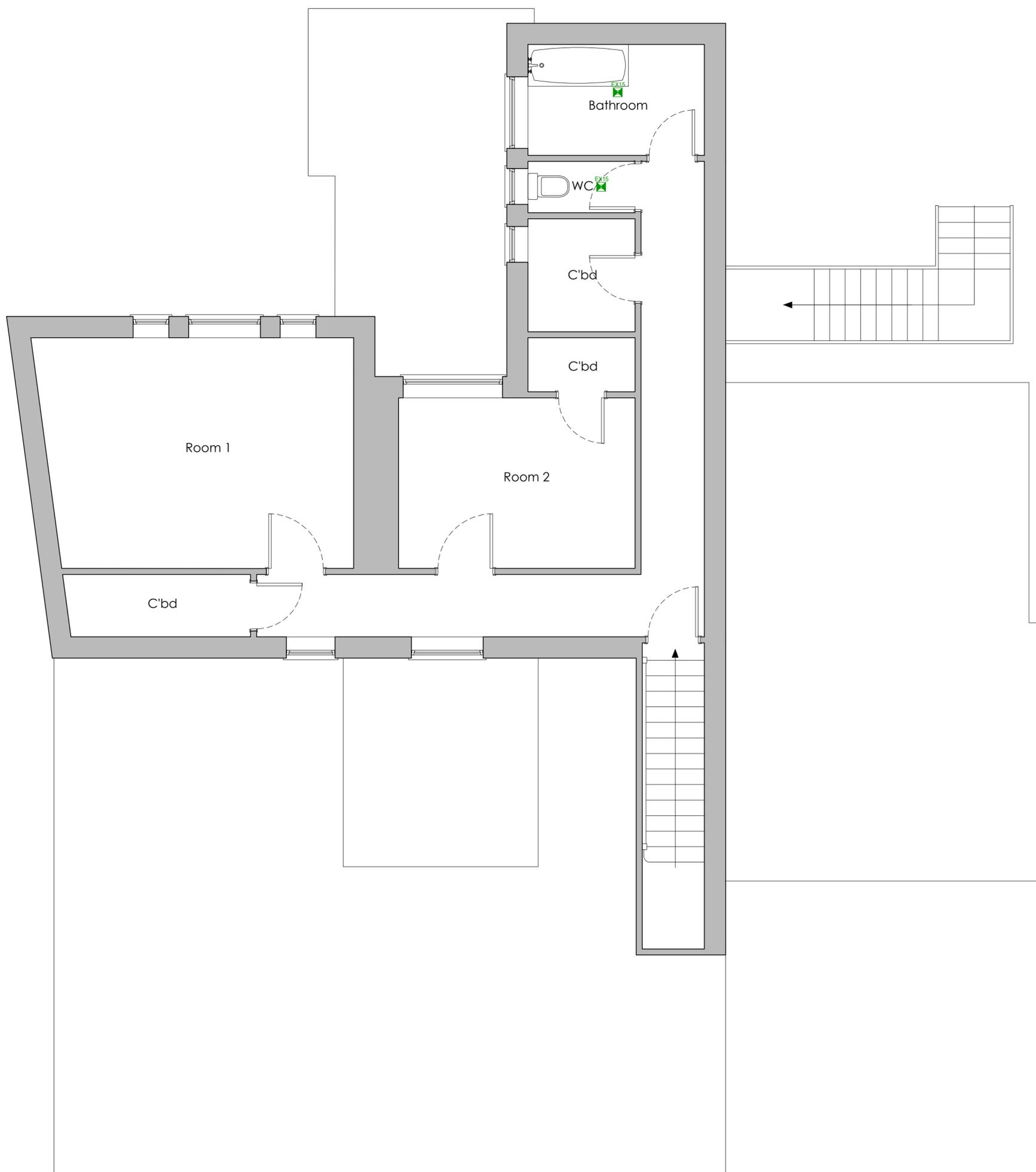
Basement plan



Ground floor plan



First floor plan

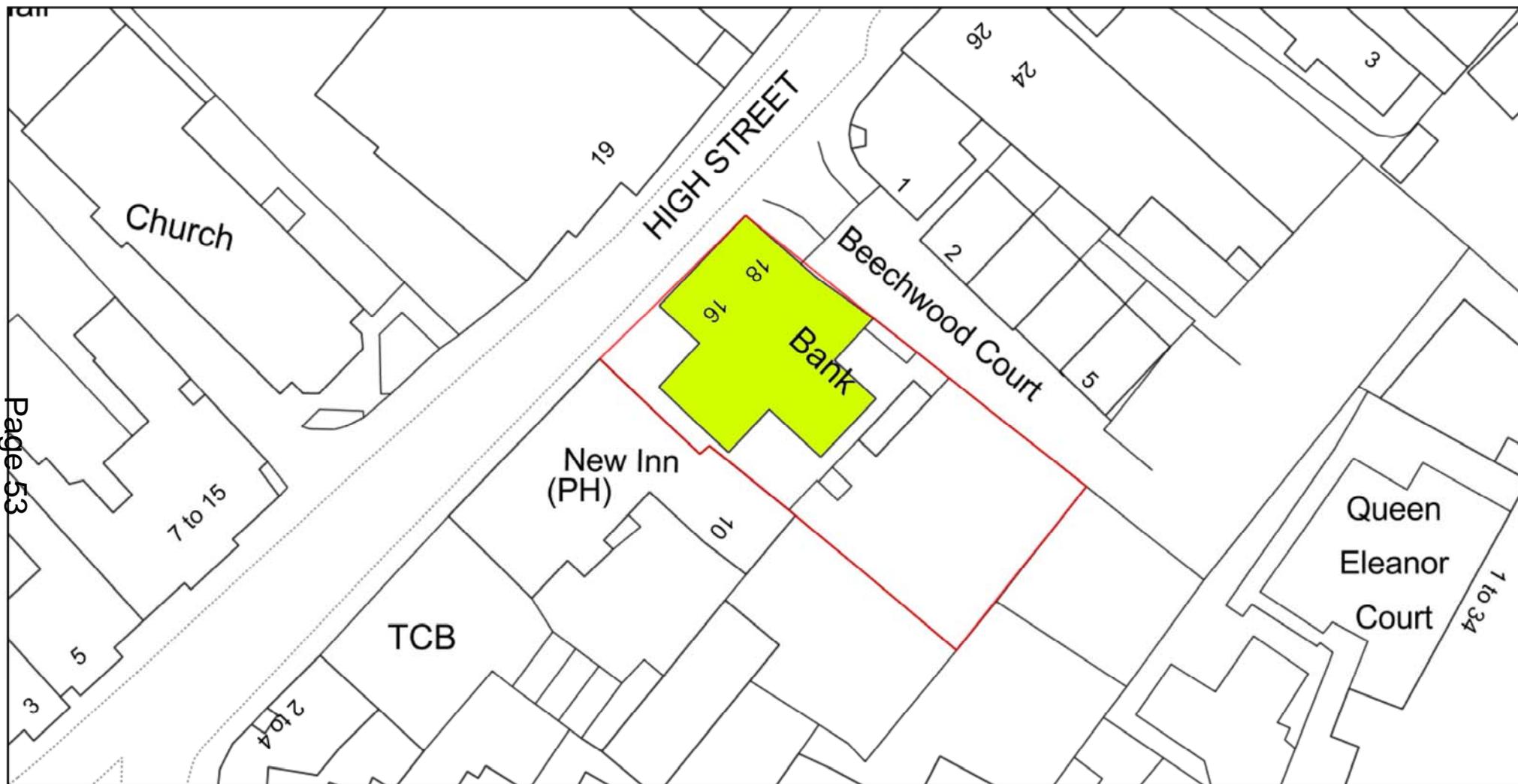


Second floor plan



Highlighted area indicates proposed licensed area

18 High Street, SP4 7DN



Page 53



Plan Produced for: Nathan Muirhead  
 Date Produced: 13 Nov 2017  
 Plan Reference Number: TQRQM17317214604032  
 Scale: 1:500 @ A4

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**Location plan of premises –**

**The Bank Cocktail Lounge & Events, 18 High Street, Amesbury, SP4 7DN**



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## Map of The Bank Cocktail Lounge & Events in relation to other licensed premises in Amesbury



The Bank Cocktail Lounge and Events



1. Fairlawn Hotel
2. The George Hotel
3. The New Inn
4. The Bell
5. The Kings Arms (Lounge and Nightclub)
6. The Antrobus Arms Hotel

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# Agenda Item 7e

Attn. Carla.adkins@ Wiltshire.gov.uk

Ref:- Amesbury Bank Cocktail Bar License Variation. LN 000114244 ( WK 201927323 )

Dear Carla,

Please see my comments regarding the above application for a license variation. I am concerned for the following reasons.

1. The doorway in question was originally designated by WCC as a fire escape only, with a crash bar exit, opening outwards onto the pavement. Why does this need to change?
2. The existing entrance was designated as the **main doorway** for very good reasons. It is adjacent to the New Inn which has a record of being noisy at various times during the year and it also has space for some of the customers of the bank to congregate prior to leaving the premises. These customers are noisy outside, throughout the late evening, which has been raised as a nuisance, on numerous occasions by local residents.
3. If the front doors are now to become an entrance/exit I am sure there will be a number of customers congregating there smoking, depositing their cigarette butts on the surrounding ground and causing a noise. This is directly next to the entrance to Beechwood Court a residential area. **Is this reasonable?** I don't think so.
4. I understand the new doorway will only be used when there is NO music being played in the ground floor venue. In other words, the existing doorway adjacent to the New Inn, is used by the upstairs cocktail bar at the moment, when there is a function on the ground floor. So why are they requesting a change of use, to the emergency exit? They already have a perfectly suitable access.
5. To finalize, I can only say the use of this doorway will only make it more difficult for the local residents to have a quiet nights sleep as exit time is well after midnight.

Kind regards,

Graham Aymes.

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Reference: LN/000014244 (WK201927323) - The Bank, High Street, Amesbury

License Change Objectives

1. To remove the condition that states that the entrance shall be relocated to the side door.
  - 1a. **I wish this condition to remain as there is an area for customers to queue at the side door away from the pavement and passing pedestrians. There is also a lobby area within to “buffer” customers for security checks and searches.**
  2. Include a condition that the front entrance (*currently a Fire Escape*) can be used when there is no *recorded music or live music performed* on the ground. Otherwise the side door must be used.
    - 2a. **I disagree with this proposal. No mention is made of the front entrance currently being a designated Fire Escape. What alternative arrangements have been made regarding evacuation of the building if this exit is now to become a general entrance?**
    - 2b. **I disagree with this. This is an Events Venue; other acts/events/stage shows take place e.g. cinema, bingo, comedy nights etc where, it is assumed, a host will use an amplified sound system and an will be audience present. Any “noise” from these events will be able to escape through the open front doors into the High Street. I suggest that if this License change *is* passed that this section, includes the phrase “any amplified event” – **not** just music.**
    - 2c. **The front doors open outwards over the pathway as they are currently a Fire Escape with a crash bar exit mechanism. With queuing customers being checked and searched and the likelihood of people congregating at this proposed entrance chatting and smoking, the pathway could be blocked make passing difficult for pedestrians and wheelchair users and necessitate them moving into the road to pass. (This has already been a problem at the existing main entrance side door where there *is* more room).**
    - 2d. **I already have to put up with the noise from the current side door entrance as customers arrive and depart and are allowed to congregate here to smoke even when there is a dedicated smoking area to the rear of the venue. Using the front doors as entrance will now put customers nearer to my property (around 20 metres), especially Beechwood Court residents and hotel guests opposite. We all suffer with the noise from the *existing* entrance until around at least 02:30 hrs so we certainly do not want them any closer.**
3. To include a condition that the first floor be limited to background music only.
  - 3a. **This would *appear* to be beneficial to myself and other residents and would seem more in keeping with a Cocktail Bar i.e. no drum and bass / dance music. However, no definition is given of what constitutes “background music” i.e. maximum DB levels. Will the volume limiters remain installed and ensure a “background level? Surely there will be no need for a DJ Booth and powerful sound system or a dance floor if “piped” background music is being played.**
  - 3b. **I can only assume opening and closing times for the proposed first floor bar will remain the same as they are currently for The Bank.**

4. To update the floor plans.
  - 4a. It is difficult to see what updates or changes are proposed on the supplied plans without a comparison of with the previous plans. Also, are the plans only being “updated” or is the building being changed to reflect the change of use? See 3a above - no need for a DJ Booth and sound system or dance floor, perhaps just rearrangement of furniture and fittings?
  
5. The current License states that 5 Security Staff should be present when the venue is open.
  - 5a. I assume this will still apply if only the first floor open for business. Also, no mention has been made of how I.D. checks and searches will be made at this entrance. I can only assume, again, that similar equipment will also be used at the front entrance.

~ ~ ~

Following advice on making my Representation, my objections above are based concerns by me and others that using the front doors for an entrance/exit would create problems in the High Street and likely more disturbances (statutory noise nuisance) for local residents especially related to statements 1, 2, and 3 below.

1. Prevention of crime and disorder
2. Public safety
3. Prevention of Public Nuisance
4. The Protection of Children from Harm Based on Evidence

Wiltshire Council, with input from the Wiltshire Police stated previously “The entrance of the building will be relocated to the side doors at all times”. (Refer to Southern Area Licensing Sub Committee Meeting 10<sup>th</sup> September 2018 Para 2.9.2.). There must have been a good reason for this and my concern is that Licensing may now overrule this decision. The front doors of The Bank are designated as a Fire Escape only, it was soundproofed and should remain closed except in an emergency; I imagine that Wiltshire Council Planning and Emergency Services risk assessments also contributed to this. (The overlap between Licensing and Planning decisions does seem rather vague at times).

I believe Amesbury Town Council (Amenities Meeting) made a recent decision to pass this Licensing Variation. Unfortunately, I was unable to attend and make my objections to them.

For once, I appeal to Wiltshire Council to actually overrule the Town Council’s decision and not pass this Application.

I have no concerns with making our Town Centre quieter and introducing a true “cocktail bar environment” with a lounge area and background music; my concerns are primarily with the use of the front doors for the reasons stated above. The side door (current entrance) has been used since the venue opened yet no reason has been put forward as to why this entrance is *still not suitable* even if changes are made in the use of first floor.

Regards,

Mr. S.D. Hedge

Member of Amesbury Residents Committee (ARC)

**Adkins, Carla**

---

**From:** Jonathan Smith <J.Smith@popall.co.uk>  
**Sent:** 24 December 2019 11:54  
**To:** Adkins, Carla; licensing@wiltshire.gov.uk  
**Subject:** The Bank Cocktail Lounge - Application for a Variation to a Premises Licence by Keystone Entertainment  
**Attachments:** received\_555822128307471.mp4; received\_520639832131395.mp4; received\_438636957024192.mp4; received\_519571798643983.mp4; received\_839595703147519.mp4; received\_585600862203205.mp4; Site Plan.pdf; Photo of open front doors at Bank Cocktail Lounge.doc

Dear Sirs,

We act on behalf of Dominion Pubs and Bars Limited, the Premises Licence Holder of the George Hotel, High Street, Amesbury, Salisbury, SP4 7ET.

As can be seen from the attached street plan, our client's premises at 19 High Street are directly opposite premises which currently trade as The Bank Cocktail Lounge.

We are instructed to make an objection to the application to vary the Premises Licence by Keystone Entertainment, to:

1. Remove the condition that states the entrance shall be relocated to the side door;
2. To include a condition that the front entrance can be used when there is no recorded music or live music performed on the ground floor, otherwise the side entrance must be used;
3. To include a condition that the first floor be limited to background music only;
4. To update the floor plans.

Our client only objects to the removal of the condition that the entrance has to be relocated to the side door, and then the associated condition that the front entrance can then be used when there is no recorded music or live music performed on the ground floor, otherwise the side entrance must be used (1 and 2 above).

Our client's premises are a hotel, and have been a hotel for many years, long before The Bank Cocktail Lounge opened.

Being a hotel, customers book rooms and expect to enjoy a good night's sleep.

However, with the existence of The Bank Cocktail Lounge directly opposite to it, on a very narrow street, our client has experienced complaints from customers who have not been able to sleep due to the noise from the nightclub directly opposite the road.

That is the situation as it is now, when The Bank Cocktail Lounge must use the side door as the entrance to the building, a condition which was imposed on the Premises Licence on 10<sup>th</sup> September 2018.

Should customers of The Bank Cocktail Lounge be able to use the front doors directly opposite our client's hotel, then this will cause more disturbance to the hotel and its residents, not only from people coming and going using this entrance, but also from people queueing.

We are attaching to this email copies of videos showing the situation as it is now on the High Street on occasions, and the levels of disturbance when the entrance to The Bank Cocktail Lounge is at the side entrance as opposed to the main entrance itself. **Could the video footage not be made public, since we believe it should only be shown in private at a hearing where the public should not be admitted.**

We would also like the Committee to note that the premises has, in any event, been breaching its Premises Licence now, and it has been using the main entrance on the High Street to allow customers into the premises despite the condition on the Premises Licence which states: *"The entrance to the building will be relocated to the side door at all times (amended 10/09/2018)"*. We attach a photograph showing the entrance being used. It calls into question if the Premises Licence Holder does not observe this condition now, what other conditions is it breaching or will it breach in the future. Should the variation be granted, our client therefore has little faith that there will be no recorded or live music allowed on the Ground Floor. In any event, that condition will have no effect up until 23:00 under the provisions of the Live Music Act 2012, which would suspend such a condition until that time, and so there will be music breakout when the door is opened and closed.

Please keep us advised of the date of the hearing, so that we can attend in support of this representation.

We look forward to hearing from you.

Yours faithfully

**Jonathan Smith**

Jonathan Smith | Partner

**Poppleston Allen**

E:J.Smith@popall.co.uk | T:0115 9487 404 | M:07768 845 695 | W:www.popall.co.uk

Nottingham Office: 37 Stoney Street, The Lace Market, Nottingham, NG1 1LS

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## Adkins, Carla

---

**From:** Jonathan Smith <J.Smith@popall.co.uk>  
**Sent:** 30 December 2019 09:09  
**To:** Adkins, Carla; licensing@wiltshire.gov.uk  
**Subject:** The Bank Cocktail Lounge - Application for a Variation to a Premises Licence by Keystone Entertainment

Dear Carla,

In addition to the representations which we made last week, we also wish to highlight the fact that with the entrance being moved directly opposite the hotel and in closer proximity to the bedrooms, there will be additional noise coming from those people who are coming out of the premises to smoke. There is no indication nor conditions as far as we can see on the Premises Licence which requires anybody to use an enclosed smoking area whereby access is confined to those people who have entered the premises, rather than a general smoking area outside on the street.

Yours sincerely

**Jonathan**

Jonathan Smith | Partner

**Poppleston Allen**

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**APPENDIX 5D – VIDEO FOOTAGE FOR CLOSED  
SESSION**

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**APPENDIX 5F – PHOTOGRAPH FOR CLOSED SESSION**

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## Adkins, Carla

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**From:** Steven Kelly  
**Sent:** 29 December 2019 22:15  
**To:** Adkins, Carla  
**Subject:** THE BANK

I am most likely the nearest resident to the proposed change of use to the existing Fire Escape Door to an Entrance Door.

This would be intolerable and needs to remain as a Fire Exit only.

There have been occasions when this door has been used to allow performers to enter or exit the premises and the noise level during this time has been intolerable.

This door cannot be used for anything other than an emergency exit.

Steve Kelly.

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## Adkins, Carla

**From:** mariah anne |  
**Sent:** 20 December 2019 22:51  
**To:** Adkins, Carla  
**Cc:** asb; Coles, Elizabeth  
**Subject:** OBJECTION/REPRESENTATION to The Banks application for new license

Dear WCC licensing,

My name is Mariah, I live at \_\_\_\_\_ in Amesbury town centre with my husband and my 10 month old baby. We have recently been made aware of the applications that have been applied for by The Bank Cocktail Bar, and I am writing to you to object to the application.

I think it is absolutely absurd that it was allowed for a 'cocktail bar' to open in the first place, considering it's more of a nightclub than a cocktail bar. We feel there was never, and still isn't, any consideration for us residents living nearby. The noise from 'The Bank' is unbearable most nights and I can only expect it to get worse with a front entrance which will almost be right outside our house.

The disturbance we experience is already frustrating and shouldn't have to be tolerated. To give you a little insight to what we go through every weekend, and some mid week nights, here are a few points to the disturbance we experience.

1. The noise and the bass from The Bank can be heard and felt over our television and through closed windows right through till gone 2am. We have complained to the council however I still feel that they don't take us residents at beechwood court into consideration when planning events or issuing licenses.
2. The loud music wakes my baby up several times a night when they're open and we struggle to settle him back down because it goes on till 2/3am. They just don't have any respect for residents, despite our complaints. Given that we pay private rent for our property, and should not have to live under these circumstances.
3. The antisocial behaviour after closing is appalling. I am constantly on edge wondering what's happening outside our gates. I hear fights, scrapping and arguments all the time, swearing and screaming at one another and punching things from what I can hear. And I again can hear all this through closed windows and it's like they're right outside my window. And this is baring in mind the 'Banks' entrance and exit is on the opposite side of the building. This disturbance can get quite alarming sometimes, especially when police vans pull up outside. To hear this commotion outside gives me major anxiety, especially when my husband has to work away and I am caring for my baby alone. I get quite scared on my own when all the screaming is going on and this will only get louder and worse if the entrance is on the street. This is no way to live. I imagine there will be queues to get in, much like the chapel nightclub in Salisbury, and this will only add to the disturbance.

4. To add to the antisocial behaviour, the state of the street the morning after is disgusting. The amount of food and sick all over our paths and our driveway is appalling also, this in turn will make Amesbury unappealing.

We have complained to the council about the noise from The Bank before but not much got done about it. We were not made aware, moving in to this property, that the noise would be this bad because if we did, we wouldn't have moved here. We are currently seeking elsewhere to live because although it's a lovely property, for the amount of rent and council tax we have to pay, it's not worth the hassle and the disturbance especially when there is such disregard from Amesbury town council, as well as Wiltshire county council. It's quite frankly an awful area to live. The disruption really spoils the area and gives Amesbury a bad name, which in turn ruins the appeal.

I don't enjoy complaining or getting involved in things like this and I'm sorry I'm having to write this but this has gone on far too long now and I hope now something will be done and you will reconsider the licensing arrangements with The Bank.

I look forward to hearing a response.

Regards,

Mariah Hanson

Amesbury

**Adkins, Carla**

**From:** Frances Madeley  
**Sent:** 22 December 2019 18:10  
**To:** Adkins, Carla  
**Cc:** Town Clerk  
**Subject:** The Bank, High Street, Amesbury

Amesbury, Wilts

22nd December, 2019

Wiltshire County Council,

Carla Adkins

Dear Carla,

**Re. The Change of Use, The Bank, High Street, Amesbury. License Variation LN000114244 (WK201927323)**

**After the original application was (disappointingly for me) approved, the amendments made by The Wiltshire Council were very sensible, the ruling was to keep the main front doors of The Bank closed at all times. They must have had discussions about this ruling to come to this conclusion on grounds of safety and sound insulation. It should remain.**

Keystone Enterprises first applied for Planning Permission to run a **cocktail** bar on the premises.

The cocktail bar did not materialise but a very noisy antisocial night club did. Now it seems they want both, one on each floor with separate access. **This really isn't a very suitable location.** No transport facilities have been considered in this alteration. There are no facilities now to aid customers find taxis home, no space for a taxi rank, or for taxis to wait. The full complement of 5 Security Staff was part of the agreement, to be present at all the opening the times. This doesn't happen! How many security staff will be required for the two venues, and two exits. What has been applied for?

Residents of Amesbury have had no end of trouble since July 2018 when The Bank opened.

**Two** access points to the one building in a short distance is not practical. The proposal puts one entrance immediately by Beechwood Close. As it is, their entrance is frequently blocked by waiting cars, taxis and commercial vehicles unloading goods. People queuing block the pavement and litter the pavement with cigarette ends and make so much noise thereby disturbing residents of Beechwood Close, High street and guests at The George Hotel and The Fairlawn Hotel.

**The main FRONT doors have been used even though they are supposed to remain closed at all times.**

When deliveries are made through the main front doors, the trucks not only block Beechwood Close entrance but the delivery men unloaded the crates to the pavement before taking them indoors thereby blocking pedestrians walking along the High Street.

**The Main doors are meant to remain closed to prevent public nuisance.**

Public nuisance being :

Noise: as people come and go in and out of the Bank building

Noise: from venues inside when the doors are opened

Noise: when people congregate outside smoking and leaving their litter,

Noise: when people are queuing or hanging around outside thus being intimidating to pedestrians who want to use the pavement.

Noise: from people waiting for taxis

Access via the original HSBC Bank main front doors is not user friendly as there is no forecourt unlike the side entrance. There are steps and **outward** opening doors and **no ramp**, which makes access for people with disabilities difficult. In an emergency people would tip straight into the street traffic, as again, there is no forecourt .

These front doors are currently designated for Fire Exits, emergencies only. How will two separate venues in the building evacuate in an emergency?

It is not an appropriate site for two separate clubs, especially as a third, The New Inn, is next door (also I believe Keystone enterprises management) and also generates lots of noise and street antisocial behaviour.

If any changes are to be introduced then, I think the Licensing Department should review the hours of opening at The Bank and reduce them to midnight. 2.00 am is quite out of keeping with this otherwise quiet corner, the old village part of Amesbury!

Regards,

Frances Madeley

## Adkins, Carla

---

**From:** Brown, Vicky  
**Sent:** 30 December 2019 13:09  
**To:** Adkins, Carla  
**Cc:** Henry, Sarah  
**Subject:** The Bank variation application

Dear Carla,

I am sending this on behalf of Sarah Henry who has had trouble connecting to the system today.

I write following the receipt of a licence variation for The Bank, Amesbury.

At times over the last couple of years we have been required to investigate complaints about music noise emanating from the premises following complaints from local residents. Therefore we would not support any variations that could alter the acoustic integrity of the premises. Having given the application due consideration we object to the variation because we do not consider the changes support the preventing a public nuisance licencing objective.

1. We object to the removal of the condition that states that the entrance shall be relocated to the side door, the use of the front door is a weak point in terms of noise transmission, particularly affecting residents of nearby Beechwood Court. It also remains a condition of The Bank's Planning permission that the front door should remain locked at all times
2. We have objections to the proposed use of the front door. The application states that, "The front door will remain closed when not in use on Friday and Saturday, An intercom entry system will be installed for use on these days". This seems to be contradictory, as the door will be open and closed, via an intercom, therefore compromising the structure that controls the noise transmission when it is opened.
3. We agree with the inclusion of a condition that the 1<sup>st</sup> floor is limited to background music only.
4. We object to removal of the stud wall because in the noise assessments submitted with the change of use planning application this separate room was considered an acoustic buffer of noise from the main dance floor to the dwellings on this side of the building.

Please contact Sarah Henry or myself if you wish to discuss these points.

Kind regards

Vicky

**Vicky Brown**  
**Senior Environmental Health Officer**  
Environmental Control and Protection

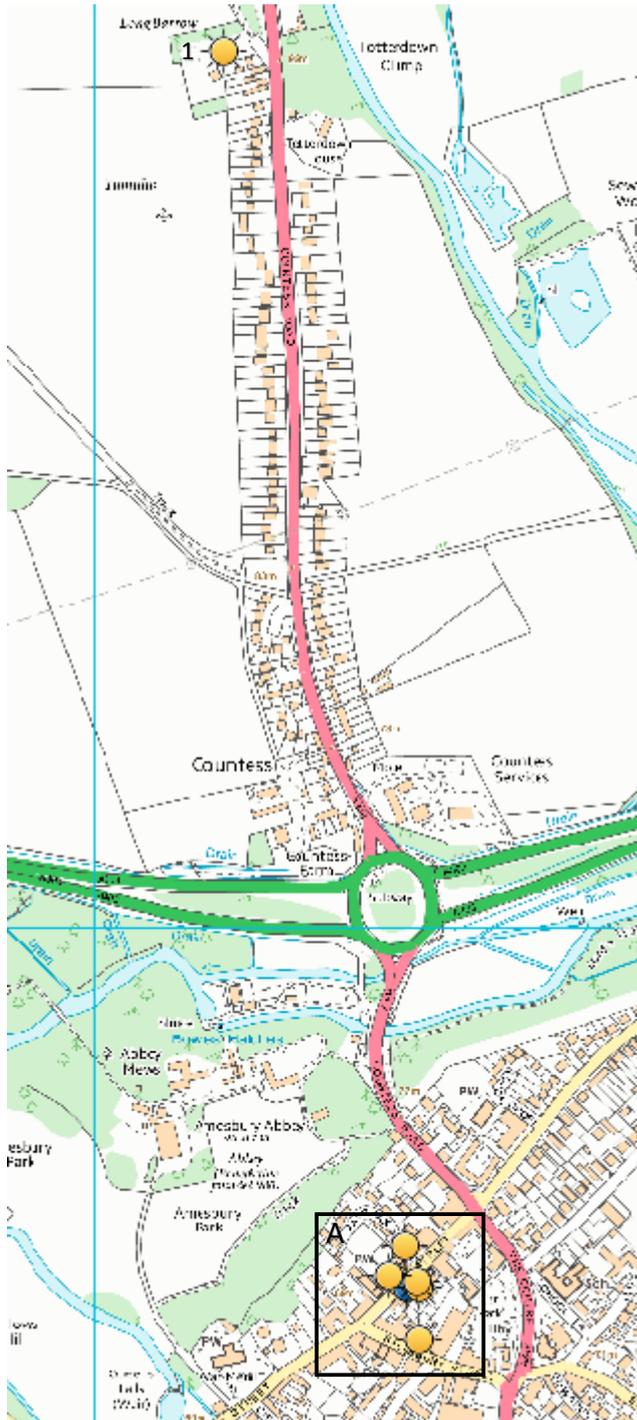
**Wiltshire Council**

Tel: 01380 826322  
Email: [vicky.brown@wiltshire.gov.uk](mailto:vicky.brown@wiltshire.gov.uk)  
Web: [www.wiltshire.gov.uk](http://www.wiltshire.gov.uk)  
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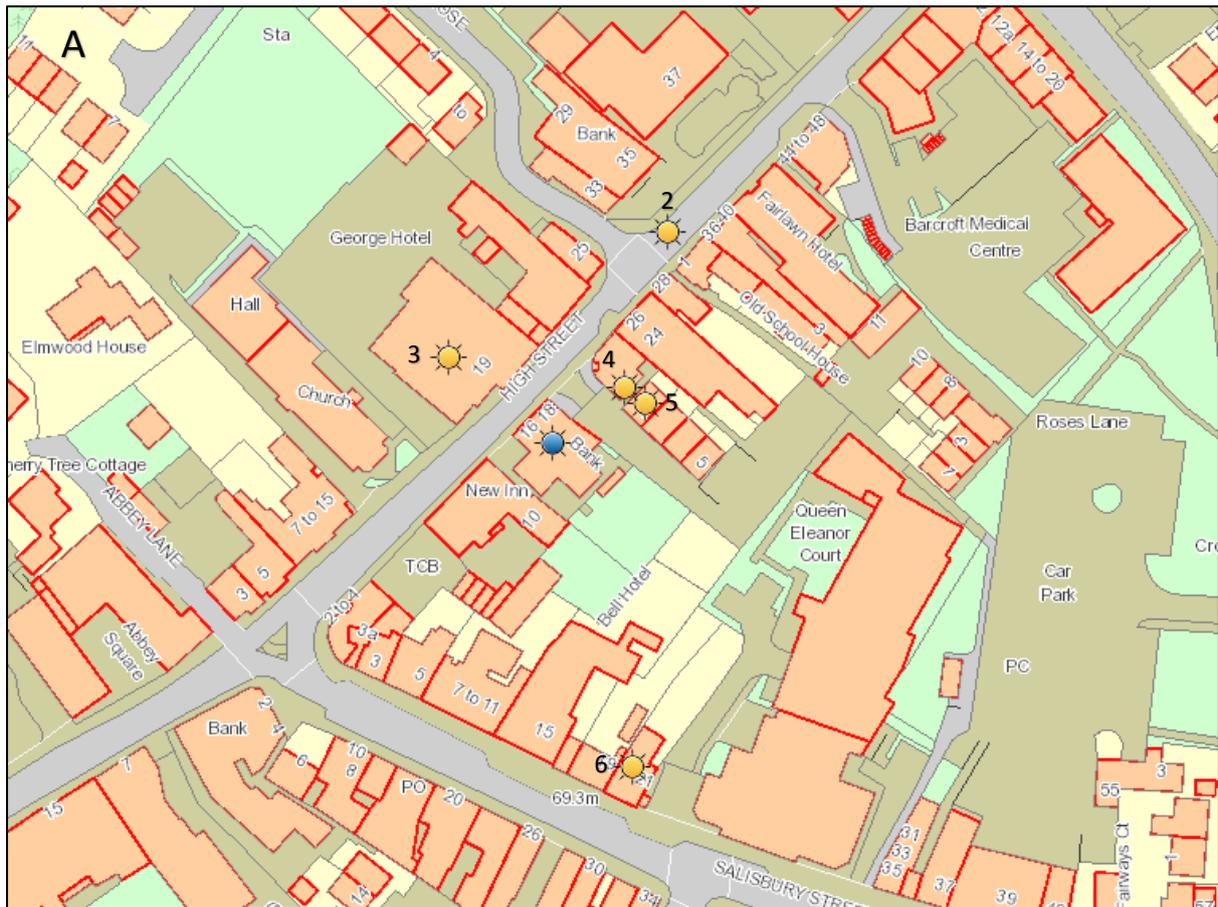


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**Map of Representations**



Zoomed in map of representations to show those who live closest to the premises.



The Bank Cocktail Lounge & Events



1. Mr G Aymes
2. Mr S Hedge
3. Dominion Pubs and Bars Ltd
4. Mr S Kelly
5. Mrs M Hanson
6. Mrs F Madeley