

AGENDA

Meeting: Eastern Area Licensing Sub Committee

Place: Salisbury Room - County Hall, Bythesea Road, Trowbridge, BA14 8JN

Date: Tuesday 19 March 2024

Time: 9.45 am

Please direct any enquiries on this Agenda to Max Hirst - Email committee@wiltshire.gov.uk or tel 01225 718215 of Democratic Services, County Hall, Bythesea Road, Trowbridge, direct line or email

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

Voting Membership:

Cllr Trevor Carbin

Cllr Andrew Davis

Cllr Peter Hutton

Substitutes:

Cllr Stewart Palmen

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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 - 10*)

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** (*Pages 11 - 16*)

To consider and determine an Application for a Premises Licence made by Hamish Quigley in respect of Bishops Cannings Cricket Club, Coate, Devizes. The report of the Public Protection Officer (Licensing) is attached.

6a **Appendix 1 - Application Form** (*Pages 17 - 26*)

6b **Appendix 2 - Location map of licensed premises in the vicinity**
(*Pages 27 - 28*)

6c **Appendix 3 - Relevant representations** (*Pages 29 - 32*)

6d **Appendix 4 - Location map of relevant representations** (*Pages 33 - 34*)

6e **Appendix 5 - Confirmation of modifications made to the application** (*Pages 35 - 36*)

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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 brief 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).

WILTSHIRE COUNCIL

EASTERN AREA LICENSING SUB COMMITTEE

19 MARCH 2024

Application for a Premises Licence; Bishops Cannings Cricket Club, Coate, Wiltshire

1. Purpose of Report

- 1.1 To determine an application for a Premises Licence in respect of Bishops Cannings Cricket Club, Coate, Wiltshire made by Mr Hamish Quigley.

2. Background Information

- 2.1 An application for a Premises Licence in respect of Bishops Cannings Cricket Club, Coate, Wiltshire, has been made by Mr Hamish Quigley, 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 18 (3) of The Licensing Act 2003, the Licensing Sub Committee is required to take such steps listed in 2.4 below as it considers appropriate 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 subject to such conditions as are consistent with those included in the operating schedule submitted with the application, modified to such extent as the Sub Committee considers appropriate for the promotion of the licensing objectives, together with any mandatory conditions required by the Licensing Act.
- ii) To exclude from the scope of the application any licensable activity.
- iii) To refuse to specify a person as the designated premises supervisor.
- iv) To reject the application.

- 2.5 On 13 April 2023 an application for a New Premises Licence was received and accepted as a valid application.

- 2.6 The application was sent out to consultation at that time. However, after it transpired that the application was not correctly advertised the application process and consultation was placed on hold and the application was officially rejected by the Licensing Authority on 17 July 2023.
- 2.7 On 29 January 2024 the applicant resubmitted the application. The application was accepted as a valid application.
- 2.8 The application as applied for is as follows:

Licensable Activity	Timings	Days
Sale by retail of alcohol (ON sales only)	Midday – 22:00	Everyday
Hours open to the public	Midday – 22:30	Everyday

- 2.9 A copy of the application form is attached as **Appendix 1**.
- 2.10 Premises that have sale by retail of alcohol sales on their premises licence within the vicinity are:

Premises	Licensable Activity	Days and Timings
The New Inn, Coate, Devizes, Wiltshire, SN10 3LB	Sale by retail of alcohol (On & Off Sales)	Sun, Mon, Tues, Thurs 10:00 – 23:59 Wed, Fri & Sat 10:00 – 01:00
	Performance of plays (indoors and outdoors)	10:00 – 23:00 Everyday
	Live & Recorded Music (indoors)	10:00 – 23:00 Everyday
	Late Night Refreshment (Indoors)	23:00 – 23:59 Everyday

- 2.11 A map showing the proximity of the two premises is attached as **Appendix 2**.

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 pale 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.
- 3.2 The applicant advertised the application by way of a blue notice displayed on the premises and by hand delivering a circular to all properties in the village.

3.3 During the consultation period two relevant representations have been received from two local residents. No representations were received from any Responsible Authorities.

3.4 Representations Received

- Representation 1 – Spaniels Bridge Road, Coate
- Representation 2 – Spaniels Bridge Road, Coate

3.5 Responsible Authorities

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

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

Representation	Licensing Objective
Representation 1	Prevention of Public Nuisance
Representation 2	Prevention of Public Nuisance

3.7 The relevant representations are attached as **Appendix 3**. Attached as **Appendix 4** is a plan which shows the locations from where representations have been made.

3.8 Following receipt of the representations the applicant modified the times of the application to the following:

Licensable Activity	Timings	Days
Sale by retail of alcohol (ON sales only)	Midday – 20:00	Everyday
Hours open to the public	Midday – 20:30	Everyday

3.9 The applicant also offered the following condition to be added to the licence:

- The premises licence shall only be in use from 1 May to 30 September yearly.

3.10 The email confirmation detailing the modifications made to the applicant is attached as **Appendix 5**.

3.11 Following the consultation process, 3 representations were originally received and accepted as valid representations. However, following a meeting in which the applicant and the chairman of the cricket club arranged (taking place on Tuesday 27 February 2024) for all residents of the village of Coate; to personally address any concerns that the residents may have; one of the residents withdrew their representation.

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 persons 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 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 Applicant and those persons 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 any person 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 a person other than a Responsible Authority it will not normally be granted within the first 12 months except for the most compelling circumstances.

Report Author: Teresa Isaacson

Public Protection Officer – Licensing, County Hall, Bythesea Road, County Way,
Trowbridge, Wiltshire, BA14 8JN

8th March 2024

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 Location map of licensed premises in the vicinity**
- 3 Relevant representations**
- 4 Location map of relevant representations**
- 5 Confirmation of modifications made to the application**

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* required information

Section 1 of 21

You can save the form at any time and resume it later. You do not need to be logged in when you resume.

System reference This is the unique reference for this application generated by the system.

Your reference You can put what you want here to help you track applications if you make lots of them. It is passed to the authority.

Are you an agent acting on behalf of the applicant?

- Yes No

Put "no" if you are applying on your own behalf or on behalf of a business you own or work for.

Applicant Details

First name

Family name

E-mail address

Main telephone number

Include country code.

Other telephone number

- Indicate here if you would prefer not to be contacted by telephone

Are you:

- Applying as a business or organisation, including as a sole trader
 Applying as an individual

A sole trader is a business owned by one person without any special legal structure. Applying as an individual means you are applying so you can be employed, or for some other personal reason, such as following a hobby.

Continued from previous page...

Your Address

Address official correspondence should be sent to.

Building number or name	<input type="text"/>
Street	<input type="text"/>
District	<input type="text"/>
City or town	<input type="text"/>
County or administrative area	<input type="text"/>
Postcode	<input type="text"/>
Country	<input type="text" value="United Kingdom"/>

Section 2 of 21

PREMISES DETAILS

I/we, as named in section 1, apply for a premises licence under section 17 of the Licensing Act 2003 for the premises described in section 2 below (the premises) and I/we are making this application to you as the relevant licensing authority in accordance with section 12 of the Licensing Act 2003.

Premises Address

Are you able to provide a postal address, OS map reference or description of the premises?

- Address OS map reference Description

Postal Address Of Premises

Building number or name	<input type="text" value="Bishops Cannings Cricket Club"/>
Street	<input type="text" value="Spaniels Bridge"/>
District	<input type="text" value="Coate"/>
City or town	<input type="text" value="Devizes"/>
County or administrative area	<input type="text" value="Wiltshire"/>
Postcode	<input type="text" value="SN10 3LQ"/>
Country	<input type="text" value="United Kingdom"/>

Further Details

Telephone number	<input type="text"/>
Non-domestic rateable value of premises (£)	<input type="text"/>

Section 3 of 21

APPLICATION DETAILS

In what capacity are you applying for the premises licence?

- An individual or individuals
- A limited company / limited liability partnership
- A partnership (other than limited liability)
- An unincorporated association
- Other (for example a statutory corporation)
- A recognised club
- A charity
- The proprietor of an educational establishment
- A health service body
- A person who is registered under part 2 of the Care Standards Act 2000 (c14) in respect of an independent hospital in Wales
- A person who is registered under Chapter 2 of Part 1 of the Health and Social Care Act 2008 in respect of the carrying on of a regulated activity (within the meaning of that Part) in an independent hospital in England
- The chief officer of police of a police force in England and Wales

Confirm The Following

- I am carrying on or proposing to carry on a business which involves the use of the premises for licensable activities
- I am making the application pursuant to a statutory function
- I am making the application pursuant to a function discharged by virtue of Her Majesty's prerogative

Section 4 of 21

INDIVIDUAL APPLICANT DETAILS

Applicant Name

Is the name the same as (or similar to) the details given in section one?

- Yes
- No

If "Yes" is selected you can re-use the details from section one, or amend them as required. Select "No" to enter a completely new set of details.

First name

Family name

Is the applicant 18 years of age or older?

- Yes
- No

Continued from previous page...

Current Residential Address

Is the address the same as (or similar to) the address given in section one?

- Yes No

If "Yes" is selected you can re-use the details from section one, or amend them as required. Select "No" to enter a completely new set of details.

Building number or name

Street

District

City or town

County or administrative area

Postcode

Country

Applicant Contact Details

Are the contact details the same as (or similar to) those given in section one?

- Yes No

If "Yes" is selected you can re-use the details from section one, or amend them as required. Select "No" to enter a completely new set of details.

E-mail

Telephone number

Other telephone number

/ /
dd mm yyyy

Nationality [Documents that demonstrate entitlement to work in the UK](#)

Right to work share code [Right to work share code if not submitting scanned documents](#)

Section 5 of 21

OPERATING SCHEDULE

When do you want the premises licence to start? / /
dd mm yyyy

If you wish the licence to be valid only for a limited period, when do you want it to end / /
dd mm yyyy

Provide a general description of the premises

Local community Cricket Club hosting a variety of Mens, Juniors, Womens & Wiltshire County cricket matches. Hoping to gain the License to be able to sell soft & alcoholic refreshments to spectators & players during and after the games hosted at the club. 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 for consumption of these off-supplies you must include a description of where the place will be and its proximity to the premises.

If 5,000 or more people are expected to attend the premises at any one time, state the number expected to attend

Section 6 of 21

PROVISION OF PLAYS

[See guidance on regulated entertainment](#)

Will you be providing plays?

- Yes No

Section 7 of 21

PROVISION OF FILMS

[See guidance on regulated entertainment](#)

Will you be providing films?

- Yes No

Section 8 of 21

PROVISION OF INDOOR SPORTING EVENTS

[See guidance on regulated entertainment](#)

Will you be providing indoor sporting events?

- Yes No

Section 9 of 21

PROVISION OF BOXING OR WRESTLING ENTERTAINMENTS

[See guidance on regulated entertainment](#)

Will you be providing boxing or wrestling entertainments?

- Yes No

Section 10 of 21

PROVISION OF LIVE MUSIC

[See guidance on regulated entertainment](#)

Will you be providing live music?

- Yes No

Section 11 of 21

PROVISION OF RECORDED MUSIC

[See guidance on regulated entertainment](#)

Continued from previous page...

Will you be providing recorded music?

Yes No

Section 12 of 21

PROVISION OF PERFORMANCES OF DANCE

[See guidance on regulated entertainment](#)

Will you be providing performances of dance?

Yes No

Section 13 of 21

PROVISION OF ANYTHING OF A SIMILAR DESCRIPTION TO LIVE MUSIC, RECORDED MUSIC OR PERFORMANCES OF DANCE

[See guidance on regulated entertainment](#)

Will you be providing anything similar to live music, recorded music or performances of dance?

Yes No

Section 14 of 21

LATE NIGHT REFRESHMENT

Will you be providing late night refreshment?

Yes No

Section 15 of 21

SUPPLY OF ALCOHOL

Will you be selling or supplying alcohol?

Yes No

Standard Days And Timings

MONDAY

Start

End

Start

End

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.

TUESDAY

Start

End

Start

End

WEDNESDAY

Start

End

Start

End

THURSDAY

Start

End

Start

End

Continued from previous page...

FRIDAY

Start End

Start End

Continued from previous page...

SATURDAY

Start End

Start End

SUNDAY

Start End

Start End

Will the sale of alcohol be for consumption:

- On the premises Off the premises Both

If the sale of alcohol is for consumption on the premises select on, if the sale of alcohol is for consumption away from the premises select off. If the sale of alcohol is for consumption on the premises and away from the premises select both.

State any seasonal variations

For example (but not exclusively) where the activity will occur on additional days during the summer months.

Club will not also be open during the week but will host occasional day games mid-week during the school holidays for juniors and bank holidays

Non-standard timings. Where the premises will be used for the supply of alcohol at different times from those listed in the column on the left, list below

For example (but not exclusively), where you wish the activity to go on longer on a particular day e.g. Christmas Eve.

State the name and details of the individual whom you wish to specify on the licence as premises supervisor

Name

First name

Family name

Date of birth / /
dd mm yyyy

Continued from previous page...

Enter the contact's address

Building number or name

Street

District

City or town

County or administrative area

Postcode

Country

Personal Licence number (if known)

Issuing licensing authority (if known)

PROPOSED DESIGNATED PREMISES SUPERVISOR CONSENT

How will the consent form of the proposed designated premises supervisor be supplied to the authority?

- Electronically, by the proposed designated premises supervisor
- As an attachment to this application

Reference number for consent form (if known)

If the consent form is already submitted, ask the proposed designated premises supervisor for its 'system reference' or 'your reference'.

Section 16 of 21

ADULT ENTERTAINMENT

Highlight any adult entertainment or services, activities, or other entertainment or matters ancillary to the use of the premises that may give rise to concern in respect of children

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 etc gambling machines etc.

None

Section 17 of 21

HOURS PREMISES ARE OPEN TO THE PUBLIC

Standard Days And Timings

MONDAY

Start

End

Start

End

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.

Continued from previous page...

TUESDAY

Start

End

Start

End

WEDNESDAY

Start

End

Start

End

THURSDAY

Start

End

Start

End

FRIDAY

Start

End

Start

End

SATURDAY

Start

End

Start

End

SUNDAY

Start

End

Start

End

State any seasonal variations

For example (but not exclusively) where the activity will occur on additional days during the summer months.

None

Non standard timings. Where you intend to use the premises to be open to the members and guests at different times from those listed in the column on the left, list below

For example (but not exclusively), where you wish the activity to go on longer on a particular day e.g. Christmas Eve.

None

Section 18 of 21

LICENSING OBJECTIVES

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

a) General – all four licensing objectives (b,c,d,e)

Continued from previous page...

Only have the sales of Alcohol prohibited during licensable times and with designated sellers of alcohol on site at the premises, that being the DPS or allocated persons as stated on the License. To refuse the sale of alcohol to anyone under the age of 18 and to anyone who is too intoxicated and at risk of causing any harm to others.

b) The prevention of crime and disorder

No sales to anyone under the age of 18 & will follow the challenge 21 rule. Refuse the sales to anyone too drunk and be alert to prevent any situations between customers who might cause any issues. Alert the police as soon as possible of any scenario that is needed. Keep bar fridges locked overnight and only have someone who is registered alcohol seller use them. Signs to state no use of drugs on the premises and alert police if anyone is found doing so. Encourage moderate social drinking.

c) Public safety

Bins provided to clear all mess and prevent littering.
Have license provided visibly on the wall of club house.
Publish application for License visibly in the premises for 28 days during application process.
Provide plastic cups and washing facilities.
Always have access to free water.
Small measures available if we do sell spirits but it will most likely just be bottled beer.

d) The prevention of public nuisance

No music at the venue & as it will mostly be used for during the game there will usually be no one on site after 9pm apart from occasional days where players might stay slightly longer.
Not promote any irresponsible deals on alcohol to sell cheaper than cost to buy.
Signs in clubhouse to promote good behavior and to leave the premises quietly.

e) The protection of children from harm

Locked fridges and risk assessments to be taken place of the venue for any possible issues for children.

Section 19 of 21

NOTES ON DEMONSTRATING ENTITLEMENT TO WORK IN THE UK



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16 February 2024

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FAO – Licensing /New Applications

Ref Application: WK/202307800

I want to make a 'representation' to the Wiltshire licensing authority within 28 days of 29th January 2024, regarding a new premises licence that is under consultation for Mr Hamish Quigley at/for Bishops Cannings Cricket Club.

Section 5 – NB. Appears an error on date 01/04/2023

I am objecting to the license application for the following reasons:

Having a license will encourage even more people to attend and stay longer at the cricket club as the alcohol will be for public sale. The cost of alcohol at club rates will further encourage this, and in greater volumes.

The application is not clear about what 'on the premises' means? It has submitted an outline of just the club pavilion and has referenced 'benches'. Those attending the cricket club, do not remain in the club house to drink, so is it not 'on and off' the premises? The majority of people attending will be sitting outside on chairs that they bring themselves and position all around the grounds.

Also, will a license mean that no other alcohol can be brought to the 'premises', to be consumed? Once again raising the grey area question of what the term 'on the premises' will cover, and what control the person who has the license has over the other alcohol brought onto the cricket grounds and consumed. If this is not the case it will create a greater risk of increased noise and public order, as adding to the availability of extra alcohol once any brought to the grounds has been consumed. How would that be controlled and policed? Many people promenade around the cricket pitch, and have been observed doing so drinking.

Music does get heard coming from the cricket ground/clubhouse. On more than one occasion, it has been loud, accompanied by shouts and loud voices, swearing, and singing, inside and outside the clubhouse and on the club grounds into the evening. It causes disturbances to a quiet area especially in the early/late evening. Noise travels far in this little area, and there is nothing between it and the properties around it to reduce or buffer its affect. It can be heard in the back garden and also inside the house. There is also a large amount of noise when people are leaving the grounds, especially when they have stayed into the evening. Moving the noise into the car parking area and beyond.

These occasions happen with no license, and as a license is being applied for from Monday to Sunday 12 noon to 10pm every day of the year, it leaves it open to escalation of these issues for the residents who actually live next to the club and are made to suffer it. Because there has been no license over previous years, during the season players have gone to the local pub after the matches. If a license is granted then this will then likely revert to the cricket grounds, especially with club rates for alcohol.

A larger volume of people, cricketers and supporters now visit the club, so nearly every day during the season there is activity, and the majority of the evenings now during the season, a lot more noise and shouting is heard.

The club has also now partnered with Potterne cricket club, and seen an increase in many visiting clubs, which has escalated the noise heard coming from the grounds and increases the likelihood of even more noise disturbances than we see now, and also with a license much later into the evening. The level of noise has continued to increase since the clubs joining with Potterne, inviting further clubs to play, and competing in further leagues.

There are a majority of older people that live next to the cricket grounds, and they tend to retire quite early.

We've been told before when we have fed back to the club about noise or verbal abuse, comments like: it's visiting club members or supporters, and we can't do anything about it.

If a license is permitted it will result in increased noise disturbances and subsequent likelihood of public disorder, and then it will be down to us as the residents to report it to environmental protection and the onus is on us to evidence and deal with it by completing a public protection noise nuisance diary each time. Residents have already suffered hurled abuse from players.

It is a very small community and a quiet area. [REDACTED] the occasions of noise disturbances have increased since the club has got bigger, and it is detrimental to the wellbeing of some of those people who live next to it.

As players/supporters do not live next to the grounds in Coate, they may leave when they have had enough of being there, as residents living next to its ground we are unable to leave when we are at home and there is a lot of noise and disturbance coming from the grounds, and we should not be expected to vacate our homes at those times in order to avoid it. We already accommodate a large amount of daily local noise disturbance through the club's normal day to day maintenance routines.

Days of the week – Monday to Sunday 12 noon to 10.00pm (10.30pm)

Seasonal variations: - Club will not also be open during the week but will host occasional day games mid-week during the school holidays for juniors and bank holidays

Why is a license being applied for for every day of the year and with a request for a very wide window of times – it is disproportionate to what they have sited will likely happen at the club. The cricket season does not last for 12 months.

They have indicated on the license application that alcohol will only be sold there during and after games, but they have not confirmed it is just during the cricket season. Also noted club opening hours' states 12 noon to **10.30pm** open to the public every day. So increasing the probability of noise continuing even later.

Obtaining a license for the days and times they have applied for, will allow the license holder to apply for variations which would mean the option to hire out the cricket club venue for parties, weddings etc., throughout the whole year. This is a small clubhouse. This would mean an even greater noise and public order/safety problem for those living next to the grounds.

Dear Public Protection

I would like to submit a representation against WK/202307800

I object because I have concerns regarding the sale of alcohol at the Bishops Cannings Cricket Club in Coate because of the probable impact this will have on noise nuisance and disturbance to me as an elderly resident [REDACTED] who experiences a high amount of this already, causing me a lot of distress.

I experience a lot of noise from the cricket club anyway, but having a license to sell alcohol most of the day and into the evening will encourage more people to stay later, and especially in summer when my windows are open, you cannot get away from the noise, lots of shouting. If there is alcohol on sale the noise will be increased as more people will want to attend and enjoy club rate drink prices.

I have lived here for 27 years and chose this village because of its quiet location. The last thing I want is for a lot of noise every night and, it would appear, this is going to be all year round? Why do they need a twelve month licence when the cricket finishes in September? Also why do they need a licence from mid day until ten o'clock at night?

Regards



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Hi Teresa,

Yeah of course I am happy with the changes made by Ed, not a problem at all

Thanks

Hamish

On Mon, 19 Feb 2024 at 16:07, Isaacson, Teresa <Teresa.Isaacson@wiltshire.gov.uk> wrote:
Good Afternoon Hamish

I have just had a conversation with the chairman of the Cricket Club, Ed and informed him of the representations received.

He stated that as a result of the reps received you would be happy to modify the application as follows:

Sale of Alcohol (ON Sales only) Midday – 20:00 hrs, everyday

Hours open to the public Midday – 20:30 hrs everyday

And to add a condition onto the licence to state that it will only be used yearly from 1st May – 30th September.

Please can you respond to this email to state if you are happy and agree with these modifications? I will then inform the people who have submitted representations. If they then choose to continue with the representations the application will go to a hearing.

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