

REPRESENTATION 1:

From: [REDACTED]
[REDACTED]

Dear Sirs,

In Respect of Application by Red Oak Taverns Limited in respect of The Crown Inn, Chandlers Lane, Bishops Cannings, Devizes, SN10 2LZ

I am sure that many Bishops Cannings residents like myself are delighted that the Crown Inn has been taken on by entrepreneurial landlords who are doing their very best to create a thriving local pub and we support them in that. However the hours that they are requesting through their application are excessive and inappropriate for the location of the pub which is in the middle of a small village, surrounded entirely by a residential area and right alongside the parish church. The key representations revolve around the carte blanche permission to play amplified music outside.

- the prevention of crime and disorder

Where alcohol is involved, the possibility for inappropriate behaviour is increased. It should be remembered that the police had to be called to a Euro live football event at the pub, during the day, where children were living close by, run by the current licensees, where a crowd of customers were shouting obscene language and contravening the Covid Regulations, which were in place at that time, while watching football. The noise that they made and bad language could be heard in Bourton (700m as the crow flies) and West End (500m also crow flying).

I am very concerned at the potential for disorderly behaviour if large numbers of people are encouraged to congregate outside The Crown Inn from as early as 8am in the morning until 1 o'clock in the morning. The late opening hours are likely to attract people from Devizes in search of late night drinking and the early hours promote early morning drinking.

- the prevention of public nuisance

The location is extremely close to quiet residential housing. A business whose hours are extended into late at night is not compatible with this location. Generally any activity involving increased numbers of people, vehicles, music and alcohol is not appropriate for a residential area and it increases the possibility of becoming a public nuisance.

The pub garden faces directly towards family houses in Long Clays and Oak Close and borders sheltered housing. There must be a real concern that residents will be caused a serious noise nuisance from music outside until such a late hour as 11pm. Under the requested licence terms this could happen 7 days a week, every day of the year. No-one minds the occasional event but if this was limited to a certain number of events it would be more acceptable.

The music, when played outside, can be heard in Bourton and West End and not just in the vicinity of the pub. No-one would mind if the music was inside and therefore muffled.

For those that own their homes, such unreasonable hours and levels of noise from music outside at all times of the day will seriously reduce the value of their properties.

It seems inappropriate to have live music outside alongside a parish church from 8am until 1am on a Sunday, the day that has for centuries been associated with religious observance and services

uninterrupted by live (or at any case amplified) music from a matter of metres away. Surely a congregation that has worshipped in the church for hundreds of years deserve to continue to pray, worship and visit family graves without being drowned out by amplified music outside?

What safeguards would there be for the observance of solemn occasions? The extended hours enable loud music outside in the garden of the pub to interfere with funerals, weddings, christenings and commemorative occasions such as Remembrance Sunday.

- the protection of children from harm

Regarding the protection of children from harm, this is a particular concern in a family area. Families for all ages live here and many have young children who need to have established sleep patterns, uninterrupted by noise in the small hours, regardless of days of the week, not just school days. Having amplified music playing outside until 11pm will mean loud noise throughout the village and where children are trying to sleep.

Having the pub open until 1am will mean noise and traffic noise into the small hours. Local residents are already plagued by noise from the camp site run by the pub and with campers inebriated after drinking at the pub using foul language. Residents in Oak Close have raised these issues on social media and the disturbance that it causes.

The school's walking bus uses the pub's car park a daily basis and with the opening hours extended to encompass the hours that this is in operation means there could be a potential safeguarding issue with regard to increased traffic, the proximity of inebriated people and giving the impression that drinking from 8am throughout the day is appropriate .

Conclusion

From this position I am sure you will understand that I view with trepidation the licensing application which, according to the Public Notice, gives permission to play amplified music outside 13 hours a day for 7 days a week right in the middle of what is a small, quiet, residential village.

Yours faithfully

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REPRESENTATION 2:

We have a number of clear objections to this proposal namely:-

- 1)The Prevention of public nuisance

- The Crown, is situated in the centre of a quiet rural village and is surrounded by housing including accommodation for the elderly. The influx of people using the pub would lead to the potential for anti-social behaviour, noise and increased traffic late into the night.
- The above is evidenced by personal experience of having been brought up in a popular seaside resort, where late night drinking provision led to loud voices, shouting, singing, arguing, fights and general anti-social behaviour.
- The pub's permeant marquee with a large TV screen was used during Euro 21. This created an increased in noise including cheering, singing and shouting that could be heard throughout the village and by the people living in Bourton Road.

2) The Prevention of Crime & Disorder

- As the pub is away from centre of the town, Devizes, policing will be difficult and stretch limed police resources.
- The extension of the licensing hours will have the potential to lead to an increased in alcohol consumption resulting in fighting and disruptive behaviour which would be detrimental to the tranquility of this rural location.

3) Public Safety

Increased footfall and motor vehicles

- The pub is situated on Chandlers Lane, next to the village church. There is no footpath outside the pub or along the length of this road which is used as a rat-run for drivers between the A361 London Road and Horton Road.
- Chandlers Lane is not straight and passes through the centre of the village and the pub, in a series of tight bends with cars parked down one side. This results in drivers being pushed into the centre of the road towards oncoming traffic.
- Any extension to the Pub's licensing hours and increasing their provision of live entertainment would exacerbate the risk to the public in an already dangerous bottle neck in the village.

With regards,

[REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]

Sent from my iPad

REPRESENTATION 3:

I should like to oppose this application on the grounds that, if granted, it would lead to public nuisance.

I am pleased that our local pub is now thriving. But I am deeply concerned that granting this licence application, which would give permission for outdoor drinking and loud music on an almost unrestricted basis, would cause significant public nuisance in what, up until now, has been a quiet, residential village with the pub at its centre. As someone who lives 200 m from the Crown I would certainly be significantly affected by such events and I know that there are many neighbours who would be subject to greater public nuisance than me.

Of course it is not certain that my fears will be realised if the application is granted. But there is a good chance that, as a profit maximising enterprise, the licensee will substantially increase the number of outdoor events if this application is granted. I would therefore strongly urge the Council to reject it and to ask the licensee to continue to make applications for temporary licences for each event. I believe this mechanism works well and provides a better balance between the desire of the publican to make money, and the rights of the residents to enjoy a quiet rural life.

Yours faithfully

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REPRESENTATION 4:

FAO Licensing Officer

Dear Sir/Madam,

My name is ██████████ and I live at ██████████
██████████████████

Please accept this email as my representation on the matter of a Variation to a Premises Licence for the Crown Inn, Chandlers Lane, Bishops Cannings, Devizes SN10 2LZ. My concerns and representation revolve primarily around the licence to play amplified music outside from 1000 to 2300 Monday to Sunday.

My husband and I both work. ██████████ my husband starts at 4.15am (getting up at 3.30am) and I start at 7am (getting up at 6am). I also have stage 5 renal failure and I am on dialysis three times a week and have to be up at 5am to drive myself to Somerset for my treatment. This is very tiring and I often feel unwell.

We were already disturbed by the outdoor music last year. We live at ██████████ and our home overlooks the field. The campers at the camp site run by the pub, within the grounds, playing music and making noise late into the night also disturb us. Our bedroom is on the front of the house. My son who is of school age also can hear the music from his room on the rear of our house.

I imagine it's lovely for those people who don't work or are here on holiday but not if

you live right opposite the pub. 11pm is bad enough when you have to be up early for work but moving the opening hours to midnight or 1am fills me with woe. Not all of us have lovely 9 to 5 Monday to Friday jobs.

As a life long member of the parish I do understand that the pub has to make a living but I worry it's at the detriment of those living close who work and those of us who work unsociable hours and need to have a regular sleep pattern. Even with our windows closed we are disturbed by the noise, music and bad language, yelling and shouting.

Prevention Of Crime And Disorder

Where alcohol is involved the possibility of inappropriate behaviour is definitely increased, which we saw last year when the police were called to an outside Euro live football event. Children, including my own live very close and crowds of customers were shouting obscene language and also contravening covid regulations. Extremely upsetting when I spent 2 months in a coma with covid. The noise could be heard at the furthest away points in the village and was unbearable at my home.

The draw of being able to drink from 8am until 1 in the morning will certainly draw and attract people from Devizes. Such early and long hours to promote drinking fills us with dread.

Public Nuisance And Protection Of Children From Harm.

The garden and field are extremely close to my home on [REDACTED] and also the homes on [REDACTED] where my elderly parents reside, also the bungalows next to the garages adjacent to the field. It is a massive concern to residents (bar one on Long Clays who's son works at the pub) that music can be played late into the night. We were disturbed many times last year. If the music was played inside the pub, as many landlords have done previously this has not impacted on our quality of life and sleeping patterns quite as much.

It is not unreasonable in my own home to expect a level of quiet so that we, including my children can sleep and to be able to have our windows open on hot days and nights.

We all need a good night sleep to be able to work and attend school. I personally need to sleep well to cope with my constant treatment. I will be on dialysis probably until the day I die. I have been since I was 48 and I am now 50 and since having covid probably will not be well enough to ever transplant, yet I still work three days a week and dialyse three days a week. We have found already the increased noise from, music, campers and traffic have blighted our life in the village. Bad language, loud music all contributed from drinking and longer hours will only exacerbate this.

We are very worried already about the extension of the plans submitted and have even talked about moving. Which is something I never thought I would do. I was born here in 1971 and lived here either with my parents or after we got married, all my life.

We want the pub to prosper BUT not to the detriment of villagers, some who have lived here all our lives. Our village is a quiet and beautiful one.

Finally I'd like to add, no one likes to be kept awake when they need to sleep, but knowing I have to get up very early to endure treatment week in week out is just draining and can make me very sick.

From our position at [REDACTED] I am sure you will understand that I view with much trepidation the licensing application which, according to the Public Notice gives permission to play amplified music outside 13 hours a day for 7 days a week right in the middle of our village where residential homes are so very close.

Please could you keep me informed of any decisions made on this matter.

Thank you so much,
Kind regards,

[REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]

REPRESENTATION 5:

Dear Wiltshire Council

Comments on the Licence Application by Red Oak Taverns Ltd for The Crown Inn, Bishops Cannings, SN10 2LZ

I should like to object to the extension of the alcohol licence and the application for extended outdoor entertainment licence on the grounds of **preventing public nuisance**.

Bishops Cannings is a small quiet village just outside Devizes. The Crown Inn is in the centre of the village right next to the church. I am concerned that allowing an all day, every day licence for loud music or screened sporting events will cause a terrible nuisance to most of the local residents.

Church services, particularly weekend weddings, will be affected. The majority of the local residents who will not be attending the entertainments will have to put up with the loud music and noise from the crowds attending. We have already experienced events which took place last summer so we are aware of the noise levels.

The late night alcohol licence will bring customers into the pub from outside the village and the quiet evenings will be lost and people leaving the pub after 1am will certainly be a nuisance. I also cannot see any benefit for the village for the pub to have an alcohol licence from 8am.

If these entertainments were on an occasional basis, and the licences were applied for on a one-off basis for each event, then at least we had have some control.

Yours faithfully

[REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]

[REDACTED]

REPRESENTATION 6:

I believe it would cause a public nuisance due to noise levels and with 7 days a week, I find this unacceptable in a village setting, by the local church and could also cause a nuisance to people holding weddings, funeral or christenings. Outdoor events 7 days a week until 2300hrs too is unacceptable the noise would also cause a public nuisance and with people having to get up early for work and children I feel this would disturb they sleep. We live 1.5 miles from the venue and we can hear all outside events up here too. So again this would be a public nuisance. I hope this explains our objection. This is a village not a town and a nightclub type venue would not suit this at all.

[REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]

REPRESENTATION 7:

[REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]

Dear Sirs,

**In Respect of Application by Red Oak Taverns Limited in respect of
The Crown Inn, Chandlers Lane, Bishops Cannings, Devizes, SN10 2LZ**

I am sure that many Bishops Cannings residents like myself are delighted that the Crown Inn has been taken on by entrepreneurial landlords who are doing their very best to create a thriving local pub and we support them in that. However the hours that they are requesting through their application are excessive and inappropriate for the location of the pub which is in the middle of a small village, surrounded entirely by a residential area and right alongside the parish church. The key representations revolve around the carte blanche permission to play amplified music outside.

- the prevention of crime and disorder

Where alcohol is involved, the possibility for inappropriate behaviour is increased. It should be remembered that the police had to be called to a Euro live football event at the pub, during the day, where children were living close by, run by the current licensees, where a crowd of customers were shouting obscene language and contravening the Covid Regulations, which were in place at that

time, while watching football. The noise that they made and bad language could be heard in Bourton (700m as the crow flies) and West End (500m also crow flying).

I am very concerned at the potential for disorderly behaviour if large numbers of people are encouraged to congregate outside The Crown Inn from as early as 8am in the morning until 1 o'clock in the morning. The late opening hours are likely to attract people from Devizes in search of late night drinking and the early hours promote early morning drinking.

- the prevention of public nuisance

The location is extremely close to quiet residential housing. A business whose hours are extended into late at night is not compatible with this location. Generally any activity involving increased numbers of people, vehicles, music and alcohol is not appropriate for a residential area and it increases the possibility of becoming a public nuisance.

The pub garden faces directly towards family houses in Long Clays and Oak Close and borders sheltered housing. There must be a real concern that residents will be caused a serious noise nuisance from music outside until such a late hour as 11pm. Under the requested licence terms this could happen 7 days a week, every day of the year. No-one minds the occasional event but if this was limited to a certain number of events it would be more acceptable. My family suffered last summer as a direct result of the campers that were staying on the pub grounds, the noise was so bad my baby couldn't sleep therefore none of the family could sleep as he was so upset, I had school runs to do and then on top of that both myself and partner had to go to work on barely any sleep, I can tell you as a mother recovering from postnatal depression and making great strides in my recovery the stress of this noise nuisance almost set me back, I couldn't wait for the summer to end to get some peace and normality back, I fear with the changes being proposed and the earlier serving of alcohol this summer it is going to be a whole lot worse, I shouldn't have to be filled with dread at the thought of what's to come this summer.

The music, when played outside, can be heard in Bourton and West End and not just in the vicinity of the pub. No-one would mind if the music was inside and therefore muffled.

For those that own their homes, such unreasonable hours and levels of noise from music outside at all times of the day will seriously reduce the value of their properties.

It seems inappropriate to have live music outside alongside a parish church from 8am until 1am on a Sunday, the day that has for centuries been associated with religious observance and services uninterrupted by live (or at any case amplified) music from a matter of metres away. Surely a congregation that has worshipped in the church for hundreds of years deserve to continue to pray, worship and visit family graves without being drowned out by amplified music outside?

What safeguards would there be for the observance of solemn occasions? The extended hours enable loud music outside in the garden of the pub to interfere with funerals, weddings, christenings and commemorative occasions such as Remembrance Sunday.

- the protection of children from harm

Regarding the protection of children from harm, this is a particular concern in a family area. Families for all ages live here and many have young children who need to have established sleep patterns, uninterrupted by noise in the small hours, regardless of days of the week, not just school days. Having amplified music playing outside until 11pm will mean loud noise throughout the village and where children

are trying to sleep.

Having the pub open until 1am will mean noise and traffic noise into the small hours. Local residents are already plagued by noise from the camp site run by the pub and with campers inebriated after drinking at the pub using foul language. Both I and other residents in Oak Close have raised these issues on social media and the disturbance that it causes.

The school's walking bus uses the pub's car park a daily basis and with the opening hours extended to encompass the hours that this is in operation means there could be a potential safeguarding issue with regard to increased traffic, the proximity of inebriated people and giving the impression that drinking from 8am throughout the day is appropriate. It has also been suggested that the earlier serving of alcohol is to accommodate members of hunting parties should they wish to consume alcohol before going on their shoots, it's a serious concern that my children should be walking to school with people under the influence of alcohol in charge of firearms.

Conclusion

From this position I am sure you will understand that I view with trepidation the licensing application which, according to the Public Notice, gives permission to play amplified music outside 13 hours a day for 7 days a week right in the middle of what is a small, quiet, residential village.

Yours faithfully

[REDACTED]

REPRESENTATION 8:

From [REDACTED]

Dear Sirs,

**In respect of Application by Red Oak Taverns Ltd in respect of
The Crown Inn, Chandlers Lane, Bishops Cannings, Devizes, SN10 2LZ**

While we are delighted to have a Landlords who are keen to run a thriving pub we do have concerns about this application.

1. The prevention of crime and disorder

Unfortunately the extended opening hours will encourage people to congregate at the pub from Devizes to take advantage of the extended opening hours which will encourage disorderly behaviour, which usually goes with late night drinking as well as the risk driving after drinking.

2. The prevention of public nuisance

The pub is in the centre of a small residential village. 11pm is too late for outside music potentially every night of the week. Most of the houses in the village are very near the pub, children need to sleep and indeed most residents will have retired for the night. Cars coming and going late at night is also very disruptive.

3. The protection of children from harm

The pub is opposite a large housing estate with many children of all ages. To have regular music, dancing and drinking until this late hour will be very disruptive to their sleep and will not be a good example to set. It will also encourage under age teenagers to try to join the 'fun'.

The road here is very twisty and narrow causing a danger in the day time let alone at night. It will also cause unacceptable traffic noise late at night.

It is not appropriate for young children to think it is normal to be drinking at 8.00am when they are waiting here for the school bus

4. public safety.

Large numbers of people congregating here will cause severe parking and road safety problems. There is a constantly used footpath through the churchyard where villagers could feel threatened from people who have been drinking too much.

Unfortunately all day and late night drinking often leads to acts of vandalism, verbal abuse and petty theft.

Conclusion

Any extended hours should be severely restricted bearing in mind that this is a quiet, small residential village.

Outside music events should be severely restricted in number, there is no mention of an upper limit on attendance especially at events with music and dancing where numbers could become completely unmanageable and extremely disruptive.

REPRESENTATION 9:

Dear Sir/Madam

**In Respect of Application by Red Oak Taverns Limited in respect of
The Crown Inn, Chandlers Lane, Bishops Cannings, Devizes, SN10 2LZ**

We are writing to raise our concerns with regard to the application by Red Oak Taverns to alter the licensing conditions for the Crown Inn, Bishops Cannings.

We are pleased that the management of the Crown Inn is working hard to grow its business and maintain the village pub, however we are concerned that the current application would create a public nuisance and cause potential harm to children in the village.

The pleasant setting of the pub in the centre of the village, adjacent to the ancient Parish Church, is very much part of its attraction and it has seemed sensible that better use has been made of the outdoor space, especially during the time of covid. However, as a resident of the village we have already been impacted by noise and disturbance from the pub. We live at [REDACTED] a distance of 530m as the crow flies from The Crown, during the summer the noise from the pub garden of music and vehicles was quite considerable even at this distance. For the residents that live in the housing that surrounds the pub in the village centre it must have been very disturbing, for the elderly and children in particular. I don't think amplified music should be played outside in this rural, residential setting especially next to the church and churchyard where there are regular services, wedding and funerals. Surely a feature of a rural village that is desirable to be preserved as far as possible is its peacefulness.

With loud music, drinking and dancing outside there is inevitable spill over into the surrounds of the pub causing public nuisance and disorder. We are farmers and often have livestock in the fields opposite the pub and on several occasions in 2021 we have had to clear up broken beer glasses and bottles strewn across the Estate Yard lane and by the stile leading into our field along a public footpath. This is not something that has happened in the past and we have to conclude it was caused by the large crowds of youngsters congregating in the vicinity of the pub.

We have particular concern for the impact on children, from the noise at night as already stated, but also from the application to serve alcohol from 8am. There are significant numbers of children that live in Oak Close and walk past the Crown to get to School as well as a 'walking bus' for children living outside the village. I think it would be inappropriate for children to see people drinking alcohol from so early in the morning, 10am seems plenty early enough.

As we stated at the beginning, we wish the managers of The Crown the very best but we don't think this application is suitable for a pub in such a rural and residential setting.

Kind regards

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

REPRESENTATION 10:

Dear Sir,

As a resident of the village I do have concerns about the application for extension of licensing hours and also of music / entertainment / dancing both indoors and outside at The Crown Inn , Bishop's Cannings.

We have no idea what actual plans the Pub has for music and dancing, and how many people they would want to cater for, either short term or long term and this is of major importance.

If the license is for every day, all year round (with longer hours over New Year), the concern is that what is currently a country pub in a quiet residential village could become a music /dance venue that could frequently cause a public nuisance if there is noise, music and drinking etc frequently each week, especially in the summer with outdoor events.

This could cause a huge negative impact on the village, which is currently quiet and peaceful.

There are residential family homes and if people come to the pub from Devizes and beyond, possibly in large numbers in expectation of some sort of "festival " experience, there might well be "crime and disorder".

Somehow, given the current character of the village, the application implies a possible complete change of function of what is currently a small country pub, with summer camping. Camping sites are normally quiet , noise levels down after 10pm. The impact could be immense and completely unfavourable.

So in absence of information and detail about plans, and numbers of people expected etc I can only repeat my concern and raise an objection.

Thank you ,
Yours Faithfully,

[Redacted signature block]

[Redacted signature block]

REPRESENTATION 11:

From [Redacted]
[Redacted]

In Respect of Application by Red Oak Taverns Ltd., in Respect of The Crown Inn , Chandler's Lane, Bishop's Cannings, Devizes, SN10 2JT.

We wish to register our concerns about the application for extending the licence for opening times by Red Oak Taverns Ltd., and the playing of live and recorded music outside at The Crown Inn. It

would have been courteous and good public relations had The Crown Inn canvassed thoughts and views from residents in the village.

This is a village public house in a conservation village in an area described as an Area of Outstanding Natural Beauty. And within an Area of Outstanding Natural Beauty it increases the obligation of residents when it comes to environmental impact. A traditional village pub that meets the needs and wants of Bishop's Cannings residents and visitors. However, to develop it into an entertainment venue with constant events for music, sports tv., etc., whether held inside or out, and hours from 10am to midnight or later, seems excessive.

The close proximity of the church of St. Mary the Virgin which is an historic listed building, would be vulnerable to the sight and sound of pub activities. Consequently church occasions could be negatively affected, especially since the natural tree lined boundary between the pub and church grounds has been reduced.

Should permission be granted for The Crown Inn's licence extension it could create an impact on many residents, not only those in close proximity, but those further afield within earshot of outside music events.

Whilst we are mindful of the fact that The Crown Inn must make a living, it behoves them also be mindful of those whose peace and quality of life would be affected negatively. Red Oak Tavern seem to be showing little regard for those of us who chose to live here in a peaceful rural environment.

Our concerns are as follows:-

THE PREVENTION OF PUBLIC NUISANCE.

1. The music held outside until midnight or possibly later affecting residents in the immediate vicinity and further afield.

The Crown Inn sits within a large open area with little or nothing to baffle the sound since the removal of parts of the trees along the church side boundary.

2. The noise of people leaving and the slamming of car doors and the sound of engines at midnight or later.

PUBLIC SAFETY.

1. The arrival and exiting on one or all three roads through Bishop's Cannings, none of which have pavements, and the speed of the traffic arriving and leaving The Crown Inn's carpark could prove to present some danger.

2. Would The Crown Inn carpark be sufficient for an anticipated attendance of up to 500 people?

There is the chance that people parking on the surrounding roads would create considerable problems for farm traffic, buses and large vehicles.

THE PREVENTION OF CRIME AND DISORDER.

1. Some events could create an atmosphere of general antisocial behaviour.

In 2021 when football matches were screened on tv. outside, the poor behaviour of some customers necessitated the presence of the police. This is proof, if proof were needed, that it is difficult to control inappropriate behaviour.

2. What security measures would be in place especially if numbers of attendees reached 500? Would The Crown Inn staff be sufficient or would professional crowd control measures be required?

Many in Bishop's Cannings, not least the properties in the immediate vicinity of The Crown Inn, would feel the brunt of the sounds and disturbance should a license be granted to enable The Crown Inn to extend their licence hours.

We understand that an 8 am. opening may well be to facilitate camper's breakfasts. We understand that facilitating some annual events can benefit all, but should The Crown Inn be given carte blanche to develop an entertainment venue with such long hours , it could prove intolerable to live with.

We sincerely hope that Wiltshire Council will take our concerns seriously and recognise that whilst we acknowledge The Crown Inn is a business and all that that entails both economically and socially, the people who live here in Bishop's Cannings should also be accorded the same respect.

Yours sincerely, [REDACTED]

REPRESENTATION 12:

I refer to the application by Red Oak Taverns Ltd for a variation of the Premises Licence for The Crown, Bishops Cannings.

The proposed changes in hours for the supply of alcohol would, in my view, have little impact in themselves on the licensing objectives, neither would the proposed increase in opening hours.

However, the proposed extension of the area covered by the premises licence could have significant implications, particularly on the prevention of public nuisance. The applicant is asking for the sale of alcohol and regulated entertainment to be permitted anywhere within the red line area shown on the application plan. As well as the existing pub garden, this includes the large field to the rear of the pub building, which extends to the garages at Chandler's Close and to the farm buildings at Court Farm.

As you will be aware, if this area becomes licensed for the sale of alcohol, then the licence holder will be able to benefit from the exemption in paragraph 12A to Schedule 1 of the Licensing Act 2003. This would allow them to have amplified live or recorded music, with an audience of up to 500 persons, any time between the hours of 8.00 a.m. and 11.00 p.m. As this would not constitute regulated entertainment, it would not be possible for any restrictions to be placed on such performances, including any limitation on the number of times such performance were held. In addition, any existing (or new) licence conditions relating to live or recorded music would not have effect, by virtue of s.177A of the Act. In principle, therefore, if this variation were approved, the Licence Holder would be able to have as many music events as they wanted, between 8.00 am and 11.00 pm anywhere within the red line area on the plan. This has the potential to cause a public nuisance, particularly to persons living in Long Clays (on the other side of Chandlers Lane), Church Walk and in Chandlers Close. It should be noted that Chandlers Close comprises bungalows that are occupied by elderly persons. Depending on the location of any music source and its volume, it could also cause a nuisance to persons living further away, including in The Street, which lies beyond Court Farm. As mentioned above, such music would not be able to be subject to any licence conditions to limit any nuisance that it might cause.

There appears to be no reason why such a large area needs to be licensed for the sale of alcohol. At present, all alcohol sales take place in the pub building. Drinks can then be consumed anywhere in the pub garden or in the extended field area. If the Licence Holder now wants also to be able to sell alcohol from an outside bar (as shown on the application plan) then it should be possible to extend the existing licenced area just to include that outside bar area. If that were to happen, then the exemption in Schedule 1 would not apply to the wider area and the concerns about unregulated music events in the field, as set out above, would be mitigated. In that case, if the Applicant wished

to have music event on the field area, they would need to do so by Temporary Event Notices, which would be limited in number, although still not conditioned.

The alternative would be to consider whether the wider area could be licensed solely for live/recorded music, without the sale of alcohol, so that it can be conditioned.

It is appreciated that the Applicant needs to diversify in order to make the premises viable and that holding music events is one such way of achieving this. I am sure that most local residents would be happy with a limited number of such events during the year. The problem is that, as applied for, the proposed variation would not place any such limits. As well as the potential for noise nuisance, larger events could cause other nuisances, such as parking, even with a limit of 500 attendees. Even if the Applicant were to give assurances that they would only wish to make limited use of the opportunities available to them by this variation, there is no knowing what any future owners may want to do at the premises.

I hope that the Licensing Committee will be able to find a form of variation to the Licence which will allow the Applicant to improve the viability of the premises, without the risk of unacceptable levels of nuisance being caused to local residents.

Thanks

[REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]

REPRESENTATION 13:

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Licence application WK/202201145

Licence application from Red Oak Taverns Ltd regarding The Crown Inn, Bishop's Cannings, Devizes, SN10 2LZ

I am concerned that the licence application from the Crown Inn, Bishop's Cannings may result in noise that is a public nuisance.

I have the following comments on the application.

The application seems to have two substantive elements: firstly, an extension to the hours for the existing licence; and secondly, extension of regulated entertainment and late-night refreshment to include outdoors for the hours Monday to Sunday 1000 to 2300. This will allow the Crown Inn to have amplified music outside for more than 500 people, 365 days a year, up to 11pm.

The Crown Inn is in the middle of a rural village, adjacent to houses, and shares a boundary with the village church. Currently the Crown Inn is allowed to have a moderate amount of entertainment

under the TENs provisions and live music in the beer garden throughout the year. I am unsure whether the live music must be complementary to customers' drinking or dining.

The licence variation, with no conditions attached, will allow the pub to have outside entertainment for more than 500 people until 11pm 365 days a year. This would introduce into the village what is essentially a club that might be common in a city centre but seems unsuitable in the midst of a rural village.

I understand that the applicant has said there is no intention to make full use of the regulated permissions being sought. If that is the case I feel that it would be appropriate to attach conditions to any permission to hold regulated entertainment. Whether the regulated entertainment causes a public nuisance because of noise depends, I suggest, not just on the volume of the music but also on its frequency.

An employee told me last year that the tenants proposed to build a stage. The plan in the application shows a rectangle around the words "beer garden" by the north boundary. Work is underway in roughly that area. Building a stage and extending the area covered by the licence to include the field suggests considerable ambition for the scale of the regulated entertainment. This in turn suggests that unless conditions are attached to the application the scale of entertainment could well result in a public nuisance.

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Bishop's Cannings Parish Council

Representation regarding the proposed variation in licensing conditions for the Crown Inn

In considering its response to this application, the parish council has recognised the efforts of the applicant to develop a thriving local hospitality business, making a significant contribution to the social wellbeing of the community. Furthermore, the parish council accepts the need, in a post-covid environment, for the hospitality sector to make greater use of outdoor facilities with improved ventilation.

Nevertheless, these premises are situated within a residential area and immediately adjacent to the local church. The character of the area is one of rural tranquillity. The parish council has specific reservations concerning the licensing objective relating to the prevention of public nuisance, in the form of noise from entertainment activity and disturbance from customers.

The application seeks to considerably extend the area within the scope of the premises license, increasing its proximity to neighbouring housing, in particular the elderly sheltered accommodation at Chandlers Close. The larger area will also have a greater impact on the adjacent church and churchyard. The Bishop's Cannings Conservation Area Statement asserts "the open space of the churchyard is a significant feature of the Conservation Area ... this space has a quiet quality with little visual overlooking from neighbouring buildings".

The effect of this application if approved, would be for amplified live and recorded music events to be permitted to take place every day between 08.00 and 23.00 together with the sale of alcohol until 24.00.

The parish council request that:

- The licensed area should not be extended but confined to the existing premises. To minimise the impact on surrounding residents.
- The playing of recorded music between 10.00 and 23.00 should be confined to indoor only. To minimise the impact on surrounding residents.
- The sale of alcohol for consumption on and off the premises on a Sunday should be confined to 10.00 to 24.00. To minimise the impact on church ceremonies.
- No event with an audience greater than 500 should be permitted within the terms of the licence. A larger limit would exceed the capacity of local infrastructure and thereby cause a nuisance to nearby residents and the wider local community.

The parish council remain concerned that amplified live music can be played in the beer garden (defined as a workplace) without limitation other than a start time of 08.00.

In reaching its conclusion the parish council obtained evidence from a neighbourhood consultation, with the result that 80% of respondents objected to the terms of the variation, in line with the limitations described above.