

AGENDA

Meeting: Northern Area Licensing Sub Committee
Place: Committee Rooms A, B, C & D, Monkton Park Offices, Station Hill, Chippenham
Date: Monday 22 January 2018
Time: 1.00 pm
Matter: Application for a Premises Licence - Whitehall Garden Centre, Corsham Road, Lacock, Chippenham

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Press enquiries to Communications on direct lines (01225) 713114/713115.

This Agenda and all the documents referred to within it are available on the Council's website at www.wiltshire.gov.uk

Membership:

Cllr Allison Bucknell
Cllr Stewart Palmen

Cllr James Sheppard

Reserve Member:

Cllr Peter Evans

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Public Participation

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

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

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

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

AGENDA

1 **Election of Chairman**

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

2 **Apologies for Absence/Substitutions**

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

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

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

4 **Chairman's Announcements**

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

5 **Declarations of Interest**

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

6 **Licensing Application** (*Pages 13 - 18*)

To consider and determine an Application for a Premises Licence by Whitehall Garden Centre Ltd in respect of Whitehall Garden Centre, Corsham Road, Lacock, Chippenham, Wiltshire, SN15 2LZ. The report of the Licensing Officer is attached.

6a **Appendix 1 - New Premises Licence Application** (*Pages 19 - 40*)

6b **Appendix 2 - Updated Plan** (*Pages 41 - 42*)

6c **Appendix 3 - Additional Conditions** (*Pages 43 - 44*)

6d **Appendix 4 - Current Premises Licence** (*Pages 45 - 54*)

6e **Appendix 5 - Relevant Representations** (*Pages 55 - 74*)

6f **Appendix 6 - Location of Representations** (*Pages 75 - 76*)

6g **Appendix 7 - Map of Area** (*Pages 77 - 78*)

LICENSING COMMITTEE

PROCEDURAL RULES FOR THE HEARING OF LICENSING ACT 2003 APPLICATIONS

1 Purpose

- 1.1 These rules have been prepared to facilitate proper consideration of licence applications, made under the Licensing Act 2003, by the Licensing Committee and its Sub Committees.
- 1.2 The rules set out a framework for how applications are to be heard and explain the role of the participants at the Hearing.

2 Definitions

- 2.1 The following definitions describe the participants at and the subject matter of a Hearing:

“Applicant” means the person who has submitted an Application for consideration by the Committee.

“Applicant’s Premises” means premises subject to the Application.

“Applicant’s Representative” means a person attending a Hearing to assist or represent an Applicant including a lawyer.

“Application” means an application for the Grant/Variation/Transfer/Review and any other decision to be made by the Committee/Sub-Committee in respect of a Licence.

“Chairperson” means the Member who is the Chairperson of the Committee for the particular Hearing.

“Committee” means the Council’s Licensing Committee and includes any Sub Committee of the Licensing Committee.

“Committee Lawyer” means the Council’s Lawyer (including an external Lawyer instructed by the Council’s Legal & Democratic Services Manager) who is present at a Hearing to advise the Chairperson and the Members.

“Committee Manager” means the Council’s Officer who is present at a Hearing to take minutes.

“Committee Report” means the Licensing Officer’s written report to the Committee concerning an Application, a copy of which has been previously made available to the Applicant or their Representative, a Responsible

Authority or their Representative or any person who has made a Relevant Representation or their Representative.

“Hearing” means a meeting of the Committee at which an Application is considered.

“Licence” means a Licence which the Committee has the power or duty inter alia to grant, transfer, suspend or revoke.

“Licensing Officer” means the Council’s Licensing Officer(s) who is/are present at a Hearing to present reports in respect of an Application and to give technical advice in respect of an Application to the Committee when requested.

“Licensing Authority” the Council in whose geographical area the subject matter of the Application relates to, and includes the Council’s Licensing Committee, any Sub Committee of the Licensing Committee and a Licensing Officer.

“Member” means a Member who is a Member of the Committee that is considering an Application.

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

“Responsible Authority” means a person who is present at a Hearing to make representations in respect of an Application in their capacity as Responsible Authority and includes any person who is present to assist or make representations on behalf of the Responsible Authority including a Lawyer.

3 Key Principles

- 3.1 The principles of ‘natural justice’, and Article 6 ‘Right to a Fair Trial’, which is one of the Convention Rights in the Human Rights Act 1998, require that there is a fair Hearing of Applications.
- 3.2 Natural justice is an umbrella term for the legal standards of basic fairness. This will include that:
 - 3.2.1 the Applicant has an opportunity to make representations before a decision is made;
 - 3.2.2 those making representations have an opportunity to voice their representations before a decision is made;
 - 3.2.3 the Applicant has an adequate opportunity to consider and respond to any submissions made by a Responsible Authority/Authorities and/or any person/s who have made a Relevant Representation;

- 3.2.4 the Committee does not exclude an Applicant from a Hearing in order to consider submissions from a Responsible Authority/Authorities and/or any person/s who have made a Relevant Representation.
- 3.3 It is also fundamental that there is an orderly presentation of submissions at a Hearing so that the relevant issues are properly understood, evidence is tested and that oral statements made at the Hearing are accurately recorded.
- 3.4 Ultimately the Chairperson determines the application of these rules, having regard to any submissions being made by those present and in particular the Committee Lawyer.

4 The Hearing

- 4.1 The Hearing shall take place in public.
- 4.1.1 The Committee may exclude the public from all or part of the Hearing where it considers it to be in the public interest to do so and, in accordance with the Local Government (Access to Information) Act 1985, as amended. Public includes a party and any person assisting or representing a party.
- 4.1.2 The Committee may require any person attending the Hearing who, in its opinion, is behaving in a disruptive manner, to leave the Hearing and may:
- A refuse to permit them to return;
 - B permit them to return only on such conditions as the Committee may specify;
 - C in the event that a person is required to leave a Hearing that person may, before the end of the Hearing, submit to the Committee in writing any information which they would have given orally.
- 4.2 Prior to the Hearing commencing, the Chairperson shall advise the parties of the procedure it proposes to follow at the Hearing.
- 4.3 Where a party has previously requested permission for a person(s), other than their representative, to appear at the Hearing then the Committee shall consider whether to permit that request.
- 4.4 The Committee will allow the parties an equal maximum period of time in which to exercise their rights.
- 4.5 This equal maximum time may have been notified in advance of the Hearing;
- 4.6 Where there are a number of people who have attended the Hearing to make the same representation then the Committee would normally require that a spokesperson be appointed by them to make the representations on behalf of all of those who have made Relevant Representations .

5 Presentation of Submissions

- 5.1 The Chairperson will introduce the Application.
- 5.2 In the event that the Licensing Authority has given notice to a party requiring clarification on a point(s) then that party shall respond to the points raised by the Licensing Authority.
- 5.3 Submissions shall be made in the following order unless the Chairperson directs otherwise:
 - 5.3.1 The Licensing Officer will orally present the Committee Report and will in particular advise the Committee as to:
 - A the options available to it;
 - B the considerations that are relevant in reaching its decision.
 - 5.3.2 The Applicant (or the Applicant's Representative) will orally present its submission which may include:
 - A presenting their case in accordance with the papers, which will have been circulated with Agenda papers;
 - B confirming key information and answer pertinent questions; and
 - C calling witnesses in support of the Application (see paragraph 4.3).
 - 5.3.3 A Responsible Authority/Authorities and/or any person/s who have made a Relevant Representation will orally present their representations in turn which shall include:
 - A the grounds of the representation to the Application; and
 - B any condition(s) that the Responsible Authority/Authorities and/or any person/s who have made a Relevant Representation would be happy to have the Application granted subject to which would cause the representation to be withdrawn.

6 Questioning of Submissions

- 6.1 The Chairperson will regulate the order in which questions are asked by Members.
- 6.2 The Chairperson and Members, voiced through the Chairperson, may question any party following the completion of their submission.
- 6.3 The Chairperson will normally permit the Applicant, a Responsible Authority/Authorities or any person/s who have made a Relevant Representation to ask questions through them of the other parties.
- 6.4 The Chairperson may direct that questions which are not relevant to the Application or one of the four Licensing Objectives are not formally put or answered.

7 Documentation

- 7.1 No party shall present new documentation to the Committee at the Hearing other than with the consent of all of the other parties. This does not preclude the Licensing Officer from correcting errors, providing updated information or an extract from a local map showing the Applicant's Premises in the context of the surrounding premises and any person/s who have made a Relevant Representation . If any party is granted permission to present supplementary papers at the Hearing they shall provide at least 10 copies at the start of their submission.

8 Intervention

The Chairperson shall permit the following interventions at any point in the Hearing:

- 8.1 The Committee Lawyer to advise the Committee on issues of law, procedure and relevant considerations on decision making. If necessary, the Chairperson may require the Committee, the Committee Lawyer and the Committee Manager to leave the Hearing so that advice can be given.
- 8.2 The Committee Manager to advise the Committee on procedure generally, or to request that statements made are repeated for reasons of clarity and so that they can be properly recorded.
- 8.3 The Licensing Officer to seek to clarify statements that have been made in light of information held on their file.

9 Failure of Parties to Attend Hearing

- 9.1 If a party has informed the Licensing Authority that it does not intend to attend or be represented at a Hearing, the Hearing may proceed in its absence.
- 9.2 If a party has not indicated that it does not intend to attend or be represented at a Hearing and fails to attend or be represented at the Hearing then the Licensing Authority may:
- 9.2.1 where it considers it be necessary in the public interest, adjourn the Hearing to a specified date; or
- 9.2.2 hold the Hearing in the party's absence.
- 9.3 Where the Licensing Authority holds a Hearing in the absence of a party, it shall consider at the Hearing the application, representations or notice made by that party.

10 Closing Submissions

- 10.1 The Chairperson shall allow first, the Responsible Authority/Authorities and any person/s who have made a Relevant Representation to make a closing oral submission(s) and secondly invite the Applicant or the Applicant's Representative an opportunity to make an oral closing submission in support of the Application.

11 Decision

- 11.1 The Committee, the Committee Lawyer and the Committee Manager, shall retire so that the decision may be considered in private, and to consider any legal issues raised by the Members.
- 11.2 The decision, and reasons for the decision, of the Committee shall be communicated orally by the Chairperson to the parties after the Committee has deliberated in private on the Application.
- 11.3 Written reasons shall be provided soon after the deliberations of the Application and in any event within the statutory time limits.

Hearing Procedure Summary

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

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WILTSHIRE COUNCIL

NORTHERN AREA LICENSING SUB COMMITTEE

22 January 2018

Application for a Premises Licence;
Whitehall Garden Centre, Corsham Road, Lacock, Chippenham, SN15 2LZ

1. Purpose of Report

- 1.1 To outline an application for a Premises Licence in respect of Whitehall Garden Centre, Corsham Road, Lacock, Chippenham, Wiltshire, SN15 2LZ made by Whitehall Garden Centre Ltd.

2. Background Information

- 2.1 An application for a Premises Licence in respect of Whitehall Garden Centre has been made by Whitehall Garden Centre Ltd. for which eight 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 of the 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 22 November 2017 an application for a New Premises Licence was received and accepted as a valid application.

2.6 The application as applied for is as follows:

Licensable Activity	Timings	Days
<u>Provision of regulated entertainment</u>		
Plays	08:00hrs to 23:00hrs	Sunday to Saturday
Films	08:00hrs to 23:00hrs	Sunday to Saturday
Indoor sporting events	08:00hrs to 23:00hrs	Sunday to Saturday
Live music	08:00hrs to 23:00hrs	Sunday to Saturday
Recorded music	08:00hrs to 23:00hrs	Sunday to Saturday
Performance of dance	08:00hrs to 23:00hrs	Sunday to Saturday
Anything of a similar description	08:00hrs to 23:00hrs	Sunday to Saturday
Retail of Alcohol ON and OFF Sales	08:00hrs to 23:00hrs	Sunday to Saturday

A copy of the application form is attached as **Appendix 1**. During the consultation period the following amendments were made to the application by Whitehall Garden Centre Ltd;

- Name of Applicant changed from Peter Self to Whitehall Garden Centre Ltd. – 22 November 2017.
- The removal of Boxing and Wrestling – 15 December 2017.
- Amendment of plan, 15 December 2017 – attached as **Appendix 2**.
- Additional conditions added, 20 December 2017 – attached as **Appendix 3**.

2.6.1 Whitehall Garden Centre has held a Premises Licence under the Licensing Act 2003 since 24 November 2005; this is attached as **Appendix 4**.

Licensable Activity	Timings	Days
<u>Provision of regulated entertainment</u>		
Live music	10:30hrs to 17:00hrs	Sunday
Recorded music	08:30hrs to 21:00hrs	Monday to Saturday
Performance of dance		
Anything of a similar description		

Retail of Alcohol OFF Sales	10:00hrs to 22:30hrs 08:00hrs to 23:00hrs	Sunday Monday to Saturday
Non Standard Timings	08:00hrs to 22:30hrs 12:00hrs to 15:00hrs 19:00hrs to 22:30hrs	Good Friday Christmas Day
Retail of Alcohol ON Sales	12:00hrs to 22:30hrs 11:00hrs to 23:00hrs	Sunday Monday to Saturday
Non Standard Timings	12:00hrs to 22:30hrs 12:00hrs to 15:00hrs 19:00hrs to 22:30hrs	Good Friday Christmas Day

The current Licence permits the Sale of Alcohol for ON Sales in the main restaurant and the Sale of Alcohol for OFF Sales from the Farm Shop.

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 During the consultation period eight relevant representations have been received from six local residents and two Responsible Authorities.

3.3 Representations Received

- Mr Charles Sailes – Notton Fields, Notton, Lacock, SN15 2NF
- Mr and Mrs Barrett – Wickfield, Corsham Road, Lacock, SN15 2LZ.
- Ms Janet Briggs – Axwards Patch, Corsham Road, Lacock, SN15 2LZ.
- Mr and Mrs Newbury – Kent House, Corsham Road, Lacock, SN15 2LZ.
- Mr Ralph Harding – Pitsruan, Corsham Road, Lacock, SN15 2LZ.
- Mr Chris Leslie – Notton Lodge, Notton, Lacock, SN15 2NF.

3.4 Responsible Authorities

- Mrs Linda Holland, Licensing Manager – Wiltshire Council, County Hall, Bythesea Road, BA14 8JN.
- Ms Damaris Broad, Environmental Health Officer – Wiltshire Council, County Hall, Bythesea Road, BA14 8JN.

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

Representation	Licensing Objective
Mr Charles Sailes	Prevention of Public Nuisance
Mr and Mrs Barrett	Prevention of Public Nuisance
Ms Janet Briggs	Prevention of Public Nuisance
Mr and Mrs Newbury	Prevention of Public Nuisance and Public Safety
Mr Ralph Harding	Prevention of Public Nuisance
Mr Chris Leslie	Prevention of Public Nuisance
Mrs Linda Holland	Prevention of Public Nuisance
Ms Damaris Broad	Prevention of Public Nuisance

3.6 The relevant representations are attached as **Appendix 5**. Attached as **Appendix 6** is a plan which shows the locations from where representations have been made. **Appendix 7** shows a detailed plan of the area.

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: Jemma Price

Wiltshire Council Licensing Officer
Monkton Park, Chippenham, SN15 1ER

Date of report: 8 January 2018

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 New Premises Licence Application**
- 2 Updated Plan**
- 3 Additional Conditions**
- 4 Current Premises Licence**
- 5 Relevant Representations**
- 6 Location of Representations**
- 7 Map of Area**

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Wiltshire Council

Where everybody matters

**Application for a premises licence to be granted
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 PETER SELF
(Insert name(s) of applicant)

apply for a premises licence under section 17 of the Licensing Act 2003 for the premises described in Part 1 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

Part 1 – Premises details

Postal address of premises or, if none, ordnance survey map reference or description			
WHITEHALL GARDEN CENTRE CORSHAM ROAD LACOCK WILTSHIRE			
Post town		Postcode	SN15 2LZ
Telephone number at premises (if any)		01249 730204	
Non-domestic rateable value of premises		£	

Part 2 - Applicant details

Please state whether you are applying for a premises licence as Please tick as appropriate

- | | | |
|--|--------------------------|-----------------------------|
| a) an individual or individuals * | <input type="checkbox"/> | please complete section (A) |
| b) a person other than an individual * | | |
| i as a limited company/limited liability partnership | <input type="checkbox"/> | please complete section (B) |
| ii as a partnership (other than limited liability) | <input type="checkbox"/> | please complete section (B) |
| iii as an unincorporated association or | <input type="checkbox"/> | please complete section (B) |
| iv other (for example a statutory corporation) | <input type="checkbox"/> | please complete section (B) |

- c) a recognised club please complete section (B)
- d) a charity please complete section (B)
- e) the proprietor of an educational establishment please complete section (B)
- f) a health service body please complete section (B)
- g) a person who is registered under Part 2 of the Care Standards Act 2000 (c14) in respect of an independent hospital in Wales please complete section (B)
- ga) a person who is registered under Chapter 2 of Part 1 of the Health and Social Care Act 2008 (within the meaning of that Part) in an independent hospital in England please complete section (B)
- h) the chief officer of police of a police force in England and Wales please complete section (B)

* If you are applying as a person described in (a) or (b) please confirm (by ticking yes to one box below):

I am carrying on or proposing to carry on a business which involves the use of the premises for licensable activities; or

I am making the application pursuant to a statutory function or

a function discharged by virtue of Her Majesty's prerogative

(A) INDIVIDUAL APPLICANTS (fill in as applicable)

Mr <input checked="" type="checkbox"/>	Mrs <input type="checkbox"/>	Miss <input type="checkbox"/>	Ms <input type="checkbox"/>	Other Title (for example, Rev)	
Surname <i>SELF</i>			First names <i>PETER</i>		
Date of birth			am 18 years old or over <input checked="" type="checkbox"/> Please tick yes		
Nationality <i>BRITISH</i>					
Current residential address if different from premises address		<i>WHITEHALL FARM LACOCK CHIPPENHAM WILTSHIRE SN15 2JY</i>			
Post town			Postcode		
Daytime contact telephone number			[REDACTED]		
E-mail address (optional)		[REDACTED]			

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

Part 3 Operating Schedule

When do you want the premises licence to start?

DD	MM	YYYY
2	5	12 2017

If you wish the licence to be valid only for a limited period, when do you want it to end?

DD	MM	YYYY

Please give a general description of the premises (please read guidance note 1)

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

What licensable activities do you intend to carry on from the premises?

(please see sections 1 and 14 and Schedules 1 and 2 to the Licensing Act 2003)

Provision of regulated entertainment (please read guidance note 2)

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)			Will the performance of a play take place indoors or outdoors or both – please tick (please read guidance note 4)	Indoors	<input type="checkbox"/>		
Day				Outdoors	<input type="checkbox"/>		
Start	Finish			Both	<input checked="" type="checkbox"/>		
Mon	08.00	23.00	Please give further details here (please read guidance note 5)				
	08.00	23.00					
Tue	08.00	23.00					
	08.00	23.00					
Wed	08.00	23.00		State any seasonal variations for performing plays (please read guidance note 6)			
	08.00	23.00					
Thur	08.00	23.00					
	08.00	23.00					
Fri	08.00	23.00			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 (please read guidance note 7)		
	08.00	23.00					
Sat	08.00	23.00					
	08.00	23.00					
Sun	08.00	23.00					
	08.00	23.00					

B

Films Standard days and timings (please read guidance note 8)			Will the exhibition of films take place indoors or outdoors or both – please tick (please read guidance note 4)	Indoors	<input type="checkbox"/>		
Day	Start	Finish		Outdoors	<input type="checkbox"/>		
Mon	08.00	23.00	Please give further details here (please read guidance note 5)	Both	<input checked="" type="checkbox"/>		
	08.00	23.00					
Tue	08.00	23.00					
	08.00	23.00					
Wed	08.00	23.00		State any seasonal variations for the exhibition of films (please read guidance note 6)			
	08.00	23.00					
Thur	08.00	23.00					
	08.00	23.00					
Fri	08.00	23.00			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 (please read guidance note 7)		
	08.00	23.00					
Sat	08.00	23.00					
	08.00	23.00					
Sun	08.00	23.00					
	08.00	23.00					

C

Indoor sporting events Standard days and timings (please read guidance note 8)			Please give further details (please read guidance note 5)	
Day	Start	Finish		
Mon	08.00	23.00	State any seasonal variations for indoor sporting events (please read guidance note 6)	
	08.00	23.00		
Tue	08.00	23.00		
	08.00	23.00		
Wed	08.00	23.00		
	08.00	23.00		
Thur	08.00	23.00		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 (please read guidance note 7)
	08.00	23.00		
Fri	08.00	23.00		
	08.00	23.00		
Sat	08.00	23.00		
	08.00	23.00		
Sun	08.00	23.00		
	08.00	23.00		

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 (please read guidance note 4)</u> Indoors <input type="checkbox"/> Outdoors <input type="checkbox"/> Both <input checked="" type="checkbox"/>
Day	Start	Finish	
Mon	0800 0800	2300 2300	
			<u>Please give further details here (please read guidance note 5)</u>
Tue	0800 0800	2300 2300	
			<u>State any seasonal variations for boxing or wrestling entertainment (please read guidance note 6)</u>
Wed	0800 0800	2300 2300	
Thur	0800 0800	2300 2300	
Fri	0800 0800	2300 2300	
			<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 (please read guidance note 7)</u>
Sat	0800 0800	2300 2300	
Sun	0800	2300	
	0800	2300	

E

Live music Standard days and timings (please read guidance note 8)			Will the performance of live music take place <u>indoors or outdoors or both</u> – please tick (please read guidance note 4)	Indoors	<input type="checkbox"/>						
				Outdoors	<input type="checkbox"/>						
				Both	<input checked="" type="checkbox"/>						
Day	Start	Finish	Please give further details here (please read guidance note 5)								
Mon	0800	2300									
	0800	2300									
Tue	0800	2300									
	0800	2300									
Wed	0800	2300				State any seasonal variations for the performance of live music (please read guidance note 6)					
	0800	2300									
Thur	0800	2300									
	0800	2300									
Fri	0800	2300							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 (please read guidance note 7)		
	0800	2300									
Sat	0800	2300									
	0800	2300									
Sun	0800	2300									
	0800	2300									

F

Recorded music Standard days and timings (please read guidance note 8)			Will the playing of recorded music take place indoors or outdoors or both – please tick (please read guidance note 4)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input checked="" type="checkbox"/>
Day	Start	Finish	Please give further details here (please read guidance note 5)		
Mon	0800	2300			
	0800	2300			
Tue	0800	2300			
	0800	2300			
Wed	0800	2300			
	0800	2300			
Thur	0800	2300			
	0800	2300			
Fri	0800	2300			
	0800	2300			
Sat	0800	2300			
	0800	2300			
Sun	0800	2300			
	0800	2300			

G

Performances of dance Standard days and timings (please read guidance note 8)			Will the performance of dance take place <u>indoors or outdoors or both – please tick</u> (please read guidance note 4)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input checked="" type="checkbox"/>
Day	Start	Finish	<u>Please give further details here</u> (please read guidance note 5)		
Mon	0800	2300			
	0800	2300			
Tue	0800	2300			
	0800	2300			
Wed	0800	2300			
	0800	2300			
Thur	0800	2300			
	0800	2300			
Fri	0800	2300			
	0800	2300			
Sat	0800	2300			
	0800	2300			
Sun	0800	2300			
	0800	2300			

H

Anything of a similar description to that falling within (e), (f) or (g) 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	Will this entertainment take place indoors or outdoors or both – please tick (please read guidance note 4)	Indoors	<input type="checkbox"/>
Mon	0800	2300		Outdoors	<input type="checkbox"/>
	0800	2300		Both	<input checked="" type="checkbox"/>
Tue	0800	2300	Please give further details here (please read guidance note 5)		
	0800	2300			
Wed	0800	2300			
	0800	2300			
Thur	0800	2300	State any seasonal variations for entertainment of a similar description to that falling within (e), (f) or (g) (please read guidance note 6)		
	0800	2300			
Fri	0800	2300			
	0800	2300			
Sat	0800	2300	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 (please read guidance note 7)		
	0800	2300			
Sun	0800	2300			
	0800	2300			

I

Late night refreshment Standard days and timings (please read guidance note 8)			Will the provision of late night refreshment take place indoors or outdoors or both – please tick (please read guidance note 4)	Indoors	<input type="checkbox"/>			
				Outdoors	<input type="checkbox"/>			
				Both	<input checked="" type="checkbox"/>			
Day	Start	Finish						
Mon	0800	2300	Please give further details here (please read guidance note 5)					
	0800	2300						
Tue	0800	2300						
	0800	2300						
Wed	0800	2300				State any seasonal variations for the provision of late night refreshment (please read guidance note 6)		
	0800	2300						
Thur	0800	2300						
	0800	2300						
Fri	0800	2300	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 (please read guidance note 7)					
	0800	2300						
Sat	0800	2300						
	0800	2300						
Sun	0800	2300						
	0800	2300						

J

Supply of alcohol Standard days and timings (please read guidance note 7)			Will the supply of alcohol be for consumption – please tick (please read guidance note 8)	On the premises	<input type="checkbox"/>
				Off the premises	<input type="checkbox"/>
				Both	<input checked="" type="checkbox"/>
Day	Start	Finish	State any seasonal variations for the supply of alcohol (please read guidance note 5)		
Mon	0800	2300			
	0800	2300			
Tue	0800	2300			
	0800	2300			
Wed	0800	2300			
	0800	2300			
Thur	0800	2300			
	0800	2300			
Fri	0800	2300			
	0800	2300			
Sat	0800	2300			
	0800	2300			
Sun	0800	2300			
	0800	2300			
			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 (please read guidance note 6)		
			To include : Pop-up buildings eg: Ice rink Café Pimms tent Grotto's		

State the name and details of the individual whom you wish to specify on the licence as designated premises supervisor (Please see declaration about the entitlement to work in the checklist at the end of the form):

Name	PETER SELF
Date of birth	
Address	WHITEMALL GARDEN CENTRE CORSHAM ROAD LACOCK WILTSHIRE
Postcode	SN15 2LZ
Personal licence number (if known)	
Issuing licensing authority (if known)	

L

Hours premises are open to the public Standard days and timings (please read guidance note 8)			State any seasonal variations (please read guidance note 6)	
Day	Start	Finish		
Mon	0800	2300		
	0800	2300		
Tue	0800	2300		
	0800	2300		
Wed	0800	2300		
	0800	2300		
Thur	0800	2300		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 (please read guidance note 7)
	0800	2300		
Fri	0800	2300		
	0800	2300		
Sat	0800	2300		
	0800	2300		
Sun	0800	2300		
	0800	2300		

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.

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

a) General – all four licensing objectives (b, c, d and e) (please read guidance note 10)

→ CCTV
→ OUT OF HOURS ALARM & CCTV MONITORING
→ CHALLENGE 25
→ REMOVE INTOXICATED FROM PREMISES

b) The prevention of crime and disorder

c) Public safety

d) The prevention of public nuisance

e) The protection of children from harm

Checklist:

Please tick to indicate agreement

- I have made or enclosed payment of the fee.
- I have enclosed the plan of the premises.
- I have sent copies of this application and the plan to responsible authorities and others where applicable.
- I have enclosed the consent form completed by the individual I wish to be designated premises supervisor, if applicable.
- I understand that I must now advertise my application.
- I understand that if I do not comply with the above requirements my application will be rejected.
- [Applicable to all individual applicants, including those in a partnership which is not a limited liability partnership, but not companies or limited liability partnerships] I have included documents demonstrating my entitlement to work in the United Kingdom (please read note 15).


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.

IT IS AN OFFENCE UNDER SECTION 24B OF THE IMMIGRATION ACT 1971 FOR A PERSON TO WORK WHEN THEY KNOW, OR HAVE REASONABLE CAUSE TO BELIEVE, THAT THEY ARE DISQUALIFIED FROM DOING SO BY REASON OF THEIR IMMIGRATION STATUS. THOSE WHO EMPLOY AN ADULT WITHOUT LEAVE OR WHO IS SUBJECT TO CONDITIONS AS TO EMPLOYMENT WILL BE LIABLE TO A CIVIL PENALTY UNDER SECTION 15 OF THE IMMIGRATION, ASYLUM AND NATIONALITY ACT 2006 AND PURSUANT TO SECTION 21 OF THE SAME ACT, WILL BE COMMITTING AN OFFENCE WHERE THEY DO SO IN THE KNOWLEDGE, OR WITH REASONABLE CAUSE TO BELIEVE, THAT THE EMPLOYEE IS DISQUALIFIED.

Part 4 – Signatures (please read guidance note 11)

Signature of applicant or applicant’s solicitor or other duly authorised agent (see guidance note 12). **If signing on behalf of the applicant, please state in what capacity.**

Declaration	<ul style="list-style-type: none"> • [Applicable to individual applicants only, including those in a partnership which is not a limited liability partnership] I understand I am not entitled to be issued with a licence if I do not have the entitlement to live and work in the UK (or if I am subject to a condition preventing me from doing work relating to the carrying on of a licensable activity) and that my licence will become invalid if I cease to be entitled to live and work in the UK (please read guidance note 15). • The DPS named in this application form is entitled to work in the UK
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	(and is not subject to conditions preventing him or her from doing work relating to a licensable activity) and I have seen a copy of his or her proof of entitlement to work, if appropriate (please see note 15)
Signature	
Date	20/11/2017
Capacity	DIRECTOR

For joint applications, signature of 2nd applicant or 2nd applicant's solicitor or other authorised agent (please read guidance note 13). If signing on behalf of the applicant, please state in what capacity.

Signature	
Date	
Capacity	

Contact name (where not previously given) and postal address for correspondence associated with this application (please read guidance note 14)			
Post town		Postcode	
Telephone number (if any)			
If you would prefer us to correspond with you by e-mail, your e-mail address (optional)			

Notes for Guidance

- 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 for consumption of these off-supplies, you must include a description of where the place will be and its proximity to the premises.
- 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.

Wiltshire Council

Where everybody matters

Consent of individual to being specified as premises supervisor

I PETER SELF

[full name of prospective premises supervisor]

of WHITEHALL FARM
LACOCK
CHIPPENHAM
WILTSHIRE
SN15 2JY

[home address of prospective premises supervisor]

hereby confirm that I give my consent to be specified as the designated premises supervisor in relation to the application for

PREMISES LICENCE

[type of application]

by

PETER SELF

[name of applicant]

relating to a premises licence 4981754

[number of existing licence, if any]

for

WHITEHALL GARDEN CENTRE
CORSHAM ROAD
LACOCK
CHIPPENHAM
WILTSHIRE, SN15 2LZ

[name and address of premises to which the application relates]

and any premises licence to be granted or varied in respect of this application made by

PETER SELF
[name of applicant]

concerning the supply of alcohol at
WHITEHALL GARDEN CENTRE
CORSHAM ROAD
LACOCK
CHIPPENHAM
WILTSHIRE
SN15 2LZ

[name and address of premises to which application relates]

I also confirm that I am entitled to work in the United Kingdom and am applying for, intend to apply for or currently hold a personal licence, details of which I set out below.

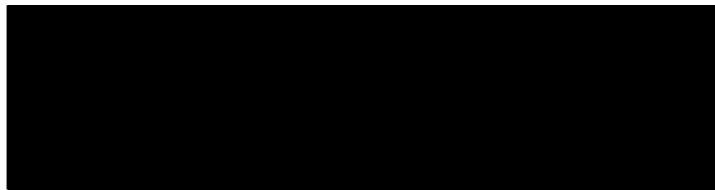
Personal licence number

[insert personal licence number, if any]

Personal licence issuing authority

WILTSHIRE COUNCIL
[insert name and address and telephone number of personal licence issuing authority, if any]

Signed



Name (please print)

PETER SELF

Date

24/11/2017



■ DOORS & FIRE EXITS
— MAIN ALCOHOL SALES

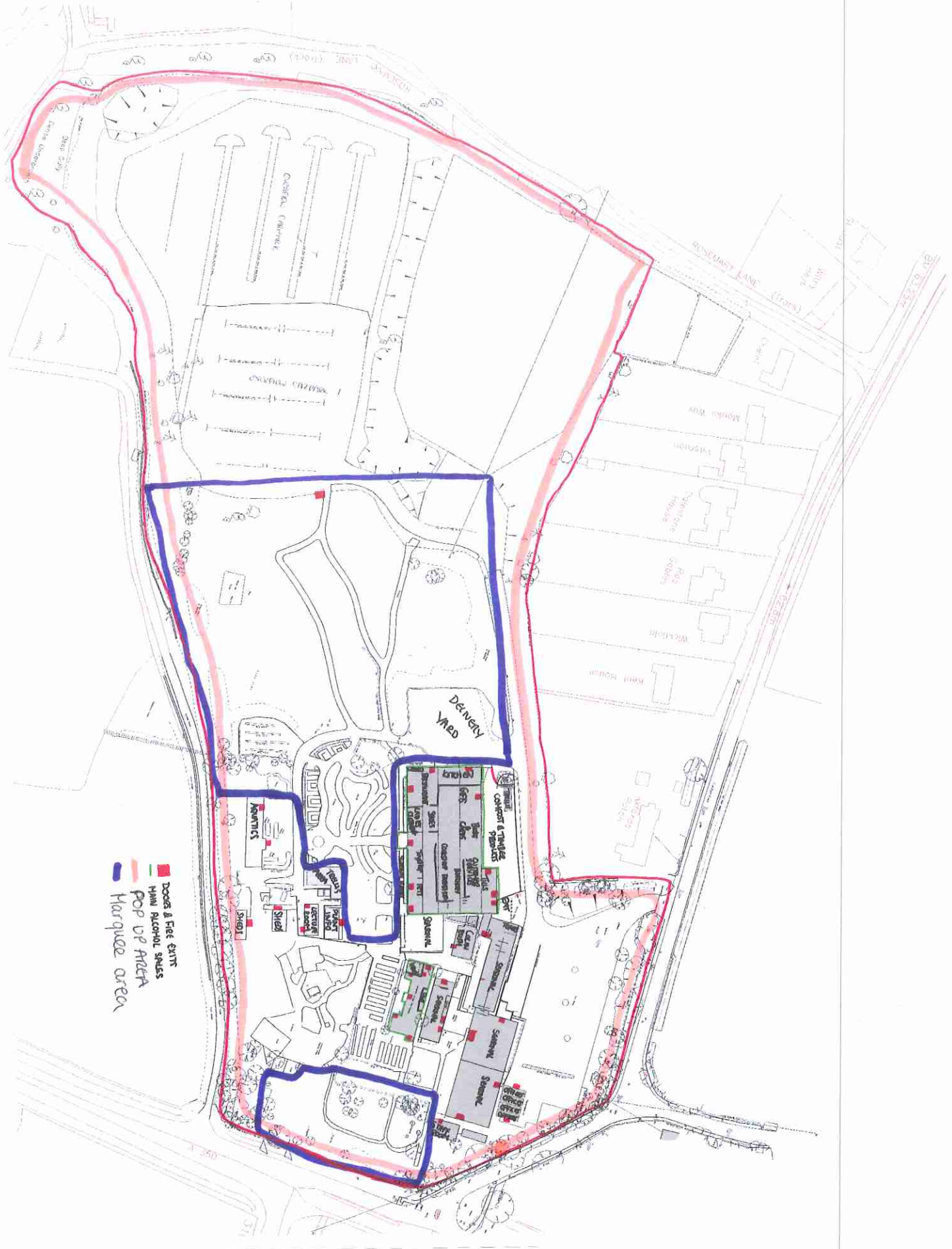
Macmillan
 Macmillan Property Ltd, The Barn, 239 High Street, Aylesbury, Bucks, HP8 4JH
 T: 01295 83333 E: info@macmillan-property.co.uk
 W: www.macmillan-property.co.uk

RIBA #11
 Chartered Practice

Date: 15/03/21 AD
 Project: Whitehall Garden Centre, Lacock
 Drawing Title: Existing Site Layout Plan
 Drawing Number: 1186

Scale: 1:500
 Date: Dec 15
 Author: JAM
 Check: JAM

The drawings are prepared by Macmillan Property Ltd and are for the use of the client only. They are not to be used for any other purpose without the written authority of Macmillan Property Ltd. All dimensions are subject to site conditions and may vary slightly from those shown on the drawings.



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Further amendments have been made to the conditions on the application for Whitehall Garden Centre, please can you consider the below;

General

- General operation of Licensable Activities will cease at 20:00hrs throughout the year.
- Any activities that take place after 20:00hrs until 23:00hrs will be operated under the following conditions;
 - o They will be ticketed – only those with tickets will be permitted to site.
 - o The car park will be manned by parking attendants.
 - o All events will be contained in an enclosed area.
 - o Risk assessments will be carried out prior to any events – these risk assessments will be made available to Licensing Team and Police upon request.
 - o Noise monitoring will take place to ensure no disruption to local residents, records kept.
 - o Number of people permitted to attend the site will be capped to 2500.
 - o SIA will be employed for any event that takes place during these hours.

The Prevention of Crime and Disorder

- A CCTV system shall to be in operation at the premises. The system shall be kept in full working order and be of sufficient quality as to enable identification. Recordings to be kept for 28 days and made available on request to a Wiltshire Council Licensing Officer or the Police.
- Sufficient SIA to be contracted, as appropriate, for all events as determined by Risk Assessment. The Risk assessment will be made available on request. A record of the Company used and Badge Numbers will be recorded and be made available upon request.
- SIA staff and stewards will be fully briefed on all Emergency/Evacuation Procedures.
- An Incident/Refusals log book shall be kept and staff made aware of its existence. Details recorded will include time and date, the location of incident/refusal, the name of the member of staff dealing with the incident/refusal, a brief description of the incident/refusal, and action taken.
- A record of the refusals and incidents shall be kept in a log book, identifying the member of staff who refused the sale and or dealt with incident this shall be made available to officers of any of the responsible authorities upon request.

Public Safety

- All glass drinks containers supplied to customers are to be of plastic or toughened glass.
- Staff to be suitably trained and undertake refresher training in relation to the Licensing Act 2003, records to be kept.

The Protection of Children from Harm

- A Challenge 25 Policy shall be adopted and notices clearly displayed. Those persons who appear under 25 will be asked to provide identification. The types of identification that are acceptable are, Passport, Photo driving licence, PASS accredited identification, EU identification card or Military identification. Records kept of challenges.
- Staff to be trained in the Challenge 25 policy and records of this training will be kept.

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Licensing Act 2003
Premises Licence

LN/000003208

ISSUING LOCAL AUTHORITY



PART 1 – PREMISES & LICENCE HOLDER DETAILS

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

Whitehall Garden Centre Ltd, Corsham Road, Lacock, Chippenham, Wiltshire, SN15 2LZ

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

Whitehall Garden Centres Ltd,
Corsham Road, Lacock, Chippenham, Wiltshire, SN15 2LZ
Tel: 01249 730204

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

4981754

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

Mr Peter Rowland Self
[REDACTED]

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

Wiltshire Council LN/10483

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
Live Music Recorded Music Perform Dance Similar to any Music or Dance	ON the premises	Sunday	10:30	17:00		
		Monday	08:30	21:00		
		Tuesday	08:30	21:00		
		Wednesday	08:30	21:00		
		Thursday	08:30	21:00		
		Friday	08:30	21:00		
		Saturday	08:30	21:00		
Non Standard Timings & Seasonal Variations						
Alcohol Sales	ON Sales	Sunday	12:00	22:30		
		Monday	11:00	23:00		
		Tuesday	11:00	23:00		
		Wednesday	11:00	23:00		
		Thursday	11:00	23:00		
		Friday	11:00	23:00		
		Saturday	11:00	23:00		
Non Standard Timings & Seasonal Variations	a) On Good Friday, 12:00hrs to 22:30hrs. b) On Christmas Day, 12:00hrs to 15:00hrs and 19:00hrs to 22:30hrs. c) On New Year's Eve, (except on a Sunday) 10:00hrs to 23:00hrs. d) On New Year's Eve (on a Sunday) 12:00hrs to 22:00hrs. e) On New Year's Eve from the end of permitted hours on New Year's Eve to the start of permitted hours on the following day.					
Alcohol Sales	OFF Sales	Sunday	10:00	22:30		
		Monday	08:00	23:00		
		Tuesday	08:00	23:00		
		Wednesday	08:00	23:00		
		Thursday	08:00	23:00		
		Friday	08:00	23:00		
		Saturday	08:00	23:00		
Non Standard Timings & Seasonal Variations	Good Friday 08:00hrs to 22:30hrs Christmas Day 12:00hrs to 15:00hrs - 19:00hrs to 22:30hrs					

Hrs premises open to public	Sunday	10:30	17:00		
	Monday	08:30	21:00		
	Tuesday	08:30	21:00		
	Wednesday	08:30	21:00		
	Thursday	08:30	21:00		
	Friday	08:30	21:00		
	Saturday	08:30	21:00		
Non Standard Timings & Seasonal Variations					

Licence Commencement Date

24th November 2005

Licensing Officer

Current Licence Date

23rd September 2015

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.

(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.

1. 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.

2. (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

The restrictions relating to the permitted hours for the sale and supply of alcohol do not prohibit:

- a. Consumption of the alcohol on the premises by, or the taking, sale or supply of alcohol to any person residing in the licensed Premises.
- b. The ordering of alcohol to be consumed off the premises, or the despatch by the vendor of the alcohol so ordered.
- c. The sale of alcohol to a trader or club for the purposes of the trade or club.
- d. The sale or supply of alcohol to any canteen or mess, being a canteen in which the sale or supply of alcohol is carried out under the authority of the Secretary of State or an authorised mess of members of Her Majesty's naval, military or air forces.
- e. The taking of alcohol from the premises by a person residing there.
- f. The supply of alcohol for consumption on the premises to any private friends of a person residing there who are bona fide entertained by him at his own expense, or the consumption of alcohol by persons so supplied.
- g. The supply of alcohol for consumption on the premises to persons employed there for the purposes of the business carried on by the holder of the licence, or the consumption of liquor so supplied, if the liquor is supplied at the expense of their employer or of the person carrying on or in charge of the business on the premises.
- h. Alcohol shall not be sold or supplied for consumption off the premises except in a sealed container.

ANNEX 2B – OPERATING SCHEDULE

PREVENTION OF PUBLIC NUISANCE

- None

PUBLIC SAFETY

- None

PROTECTION OF CHILDREN FROM HARM

- None

PREVENTION OF CRIME AND DISORDER

- None

ANNEX 3 – CONDITIONS ATTACHED AFTER HEARING

- No Live Music is to be amplified through the tannoy system.

ANNEX 4 – PLANS

Attached Separately

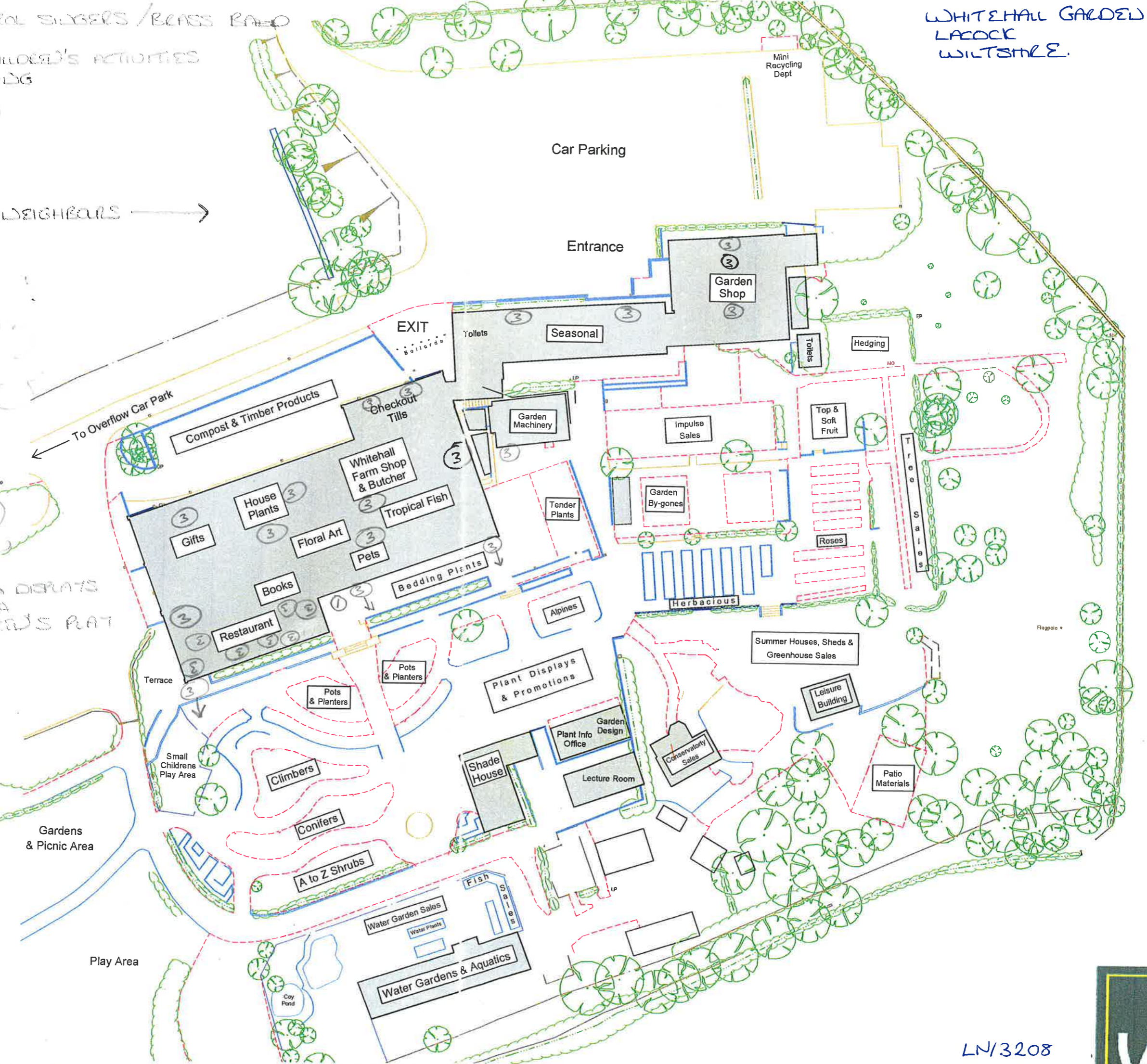
Dated: August 2007

- ① LOCATION FOR CAROL SUGGERS / BESS BARD
- ② MARQUEE FOR CHILDREN'S ACTIVITIES
I.E. LIDE DANCING
- ③ TROOP SPACERS

← NEIGHBOURS →

Page 53

OVERFLOW GARDEN DISPLAYS
→ WOODED AREA
SCHEDULED CHILDREN'S PLAY
AREA.



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REPRESENTATION 1

From: Blair Sailes
Sent: 06 December 2017 18:41
To: PublicprotectionNorth
Subject: Representation re Whitehall garden Centre

Representation made re WHITEHALL GARDEN CENTRE

By : Charles Blair Sailes
Notton Fields,
Notton
Lacock
Wiltshire SN15 2NF

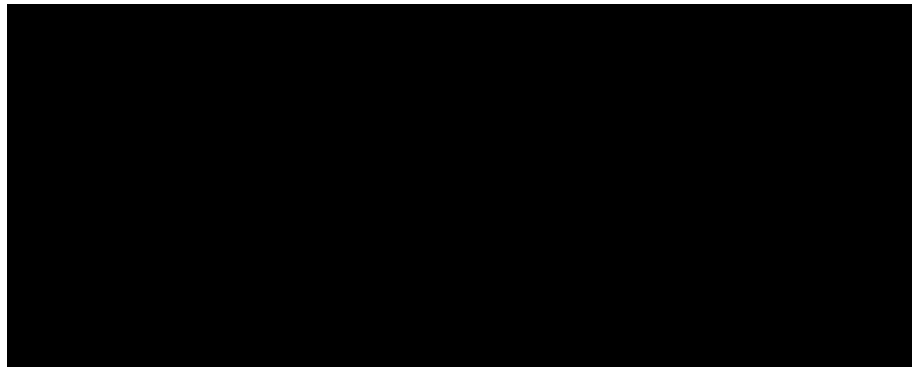
Tel : [REDACTED]

Email : [REDACTED]

The Prevention of Public nuisance

The application to broaden the scope of Whitehall garden centre and to have licensing everyday from 0800- 2300 will put increased pressure on the already inadequate vehicle access. Their current Christmas activities have already led to traffic jams on the A350 and lots of cars being parked along Notton lane. Further extending the opening hours and scope of activities will further exacerbate the situation and will create a public nuisance for all residents in the vicinity. A garden centre is appropriate for a rural setting such as this but expanding it to include evening drinking, concerts, wrestling matches is completely incongruous with this small rural hamlet. I simply cannot believe that passing this application is in the best interests of the community and I am looking to the council to protect the rights of local residents in this matter.

A full blown entertainment venue is not consistent with the concept of a garden centre , nor suitable for a location serviced by narrow B roads .



Signed by :
Sailes
Dated : Dec 6, 2017

Charles Blair

FURTHER INFORMATION FOR REPRESENTATION

From: Blair Sailes

Sent: 30 December 2017 13:01

To: Price, Jemma

Subject: Re: Whitehall Garden Centre Premises Licence Application

Dear Jemma

The amendments that have been proposed are largely cosmetic and I still feel strongly that frequent late night licensed entertainment on a scale proposed by Whitehall Garden Centre is completely inappropriate for a rural hamlet serviced by small country roads. Granting this extension will lead to more traffic congestion on the A350 and lead to more people bypassing it by shortcutting down Notton Lane. I also believe increased entertainment activity beyond 7pm will bring increased noise pollution into the area. I do not object to Whitehall running a successful and growing business but allowing them a free hand to run entertainment 7 days a week until 11 pm at night will unquestionably be a major public nuisance. Some limitations to their scope must be recommended and enforced in my opinion.

Can you add this as a follow up point to my initial representation.

Thanks

Blair

REPRESENTATION 2

From: [REDACTED]

Sent: 10 December 2017 21:14

To: PublicprotectionNorth

Subject: Whitehall Garden Centre, Corsham Road, Lacock - Application WK/2017 28437

Attn The Licensing Officer

We wish to object to the above application on the following grounds:

The Whitehall Garden Centre is an unsuitable location for live entertainment such as boxing, wrestling, live and recorded music, with alcohol on sale up to 11 p.m.

It is on the edge of a National Trust village, with housing adjacent. The noise and activity will be disruptive to a normally quiet rural area.

We feel this application needs to be refused on the grounds of "protection of public nuisance".

C.R. & P. Barrett
Wickfield
Corsham Road
Lacock
Chippenham
SN15 2LZ



REPRESENTATION FORM

This form must be returned within the statutory period, which is 28 days from the date the notice was displayed on the premises or the date specified in the public notice in the newspaper. Please contact the Licensing team to confirm this date.

Any individual, body or business can make a Representation to the Licensing Authority in relation to an application, regardless of their geographic proximity to the premises. Any Representation must be relevant, in that the Representation relates to one or more of the Licensing Objectives.

Premises about which representation is being made	WHITEHALL GARDEN CENTRE
Your Name	M. NEWBURY
Postal Address	KENT HOUSE CORSHAM ROAD LACOCK CHIPPENHAM SN15 2LZ
Contact Telephone Number and Email address	[REDACTED]
Are you (please tick): <ul style="list-style-type: none"> • An individual? <input checked="" type="checkbox"/> • A person who operates a business? • A person representing residents or businesses? • A member of the Relevant Licensing Authority (ie, elected Councillor of the Licensing Authority)? 	
If you are representing residents or businesses who have asked you to represent them?	

Your Representation must relate to one of the four Licensing Objectives, which are detailed below. Please detail the evidence supporting your Representation and the reason for your Representation. If necessary, separate sheets may be used.

LICENSING OBJECTIVES	EVIDENCE
The protection of children from harm	

<p>The prevention of public nuisance</p>	<p>MY OBJECTIONS TO THE PROPOSED REGULATED ENTERTAINMENT LICENCE ARE ATTACHED</p>
<p>The prevention of crime and disorder</p>	
<p>Public safety</p>	<p>MY OBJECTIONS TO THE PROPOSED REGULATED ENTERTAINMENT LICENCE ARE ATTACHED.</p>

Please list below any suggested actions that you feel the applicant could take to address your concerns:

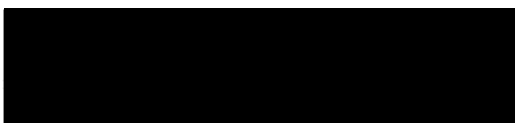
I HAVE NO OBJECTIONS TO THE EXTENTION OF THE EXISTING ALCOHOL LICENCE BUT I HAVE STRONG OBJECTIONS TO ANY TYPE OF REGULATED ENTERTAINMENT LICENCE.

If a hearing needs to be held to determine the Premises Licence Application, the Licensing Sub-committee will generally only be able to consider matters that have previously been disclosed. However, additional information in support of your Representation may be considered if all parties at the Hearing agree. We advise that you detail all matters that you wish to be considered on this initial Representation, attaching additional sheets if necessary.

If you do make a Representation you will be invited to attend the Licensing Sub-Committee Hearings and any subsequent appeal proceedings relevant to your Representation.

All Representations in their entirety, including your name and address, will be disclosed to the Premises Licence applicant. A copy of Representations will be annexed to the Licensing Officer's report, which is a public document published on the Council's website and circulated to the Licensing Sub-Committee and to all those who have made relevant Representations.

Signature.



Date...18-12-2017

Please return this form, along with any additional sheets, to the relevant Wiltshire Council Office listed below or return by email to publicprotectionnorth@wiltshire.gov.uk:

Salisbury Area – (Salisbury, Amesbury, Downton, Mere, Hindon and Tilshead as well as the rest of the old Salisbury District Council Area), please send to:

The Licensing Officer
Wiltshire Council
Public Protection Services and Licensing
Bourne Hill
Salisbury
Wiltshire, SP1 3UZ

All other areas please send to the address below:

The Licensing Officer
Wiltshire Council
Public Protection Services and Licensing
Monkton Park
Chippenham
Wiltshire, SN15 1ER

The prevention of public nuisance

ASSESSMENT OF PROPOSED LICENCE ON THE SURROUNDING ENVIRONMENT

The activities proposed on this site are not compatible with its rural location.

Noise, but particularly late at night noise, would adversely affect the adjacent residential properties both from the venue and from traffic movements within the site.

There have been 2 occasions when this Garden Centre have applied for and had refused applications to install a miniature railway on this site. Both applications were refused and both were taken to Appeal and both were dismissed. Ref: *N92/1086 Refused. Appeal dismissed 24/11/1992. N93/1929 Refused. Appeal dismissed 2/09/1994.* Planning Inspectors looked at how the proposals would adversely affect its environment and concluded that "There are times when the adjoining residents are most likely to be enjoying the use of their rear gardens and when they could reasonably expect some peace and quiet." This Licence Application could potentially create noise day and night.

Objections to the Application for a Regulated Entertainment Licence are made with regard to the above concerns.

Public safety

ASSESSMENT OF PROPOSED LICENCE ON THE CAR PARKING AND LOCAL HIGHWAYS

The current arrangements are clearly unable to cope with the present level of patronage of Garden Centre customers at peak times. Any use which would attract even more visitors and generate additional traffic movements particularly if that be at night, will have a detrimental effect on the adjoining Principal Road A350 and the C150 Corsham Road should be resisted.

It has been proven that by providing "other activities" on site customers are encouraged to stay longer which reduces the capacity of the car parking areas and as a result customers park on the highways which is dangerous to other road users and inconvenient to the adjacent properties. Corsham Road is a two vehicle width road and any on street parking creates one way working. A short strip of Double Yellow lines were laid on 15th December 2017, but the Garden Centre have continued to find it necessary to place traffic cones on both sides of these lines to prevent customers parking on the Corsham Road and Notton Lane.

The largest area of current car parking on site is not all weather surfaces and is not lit for the dark which would be dangerous if the proposed Licence be granted for use to 23.00.

Full Planning Permission was granted on this site with a number of conditions concerning changes to the entrance and other works on the nearby carriageway and to upgrade car parking areas within the site prior to work commencing. (*Application 11/10446/FUL*) To date none of these alterations or car parking upgrading has taken place. In the Notification of Full Planning and at **#38 Information to Applicant** it reads: "The applicant is requested to note the concerns of Committee Members in respect of the lack of a designated secondary/emergency vehicular access to the site within the approved scheme. It is recommended that this is given further consideration with a view to ascertaining whether subsequent improvements could be made in this respect."

Objections to the Application for a Regulated Entertainment Licence are made with regard to all of the above concerns.

FURTHER INFORMATION FOR REPRESENTATION

From: mglnewbury [REDACTED]
Sent: 04 January 2018 11:49
To: Price, Jemma
Subject: Licence Application Whitehall Garden Centre

Dear Ms Price

New Premises Licence Application WK/201728437 Whitehall Garden Centre

I would wish to add further comments to my representations already made.

Prevention of Public Nuisance.

The site is not large enough to accommodate events whether ticketed or not for up to 2500 people. This could potentially require parking for a possible 1250 vehicles not including staff or set up vehicles. From documents compiled by the garden centre to support recent planning applications there is car parking on site for approximately 630 cars.

The amendments do not guarantee that there will be no noise disruption to the nearby residential properties, it only refers to monitoring noise and keeping records. This is not satisfactory.

Footpath number 38 which runs along the full length of the southern Garden Centre boundary will be severely affect by noise pollution.

The application refers to the end time for planned activities. At least an hour and a half can be added to that to allow people and staff to leave. This could potentially lead to there still being people on site until 00.30 hours.

Regards

M. Newbury

19 DEC 2017

PUBLIC PROTECTION

REPRESENTATION 4

Wiltshire Council

Where everybody matters

REPRESENTATION FORM

This form must be returned within the statutory period, which is 28 days from the date the notice was displayed on the premises or the date specified in the public notice in the newspaper. Please contact the Licensing team to confirm this date.

Any individual, body or business can make a Representation to the Licensing Authority in relation to an application, regardless of their geographic proximity to the premises. Any Representation must be relevant, in that the Representation relates to one or more of the Licensing Objectives.

Premises about which representation is being made	WHITEHALL GARDEN CENTRE, LAZOUK WK/201728437
Your Name	JANET MARGARET BRIGGS
Postal Address	AXFORDS PATCH, CORSHAM ROAD, LAZOUK, CUTIPPENHAM WILTS SN15 2LZ
Contact Telephone Number and Email address	
Are you (please tick): <ul style="list-style-type: none"> • <input checked="" type="checkbox"/> An individual? • A person who operates a business? • A person representing residents or businesses? • A member of the Relevant Licensing Authority (ie, elected Councillor of the Licensing Authority)? 	
If you are representing residents or businesses who have asked you to represent them?	No

Your Representation must relate to one of the four Licensing Objectives, which are detailed below. Please detail the evidence supporting your Representation and the reason for your Representation. If necessary, separate sheets may be used.

LICENSING OBJECTIVES	EVIDENCE
The protection of children from harm	

<p>The prevention of public nuisance</p>	<p>THE ENTERTAINMENT ELEMENT OF THE APPLICATION, COMBINED WITH THE EXTENSION OF LICENSING HOURS TO SELL ALCOHOL ON AND OFF-SALE UP TO 23:00 HOURS WILL CAUSE PUBLIC NUISANCE TO ALL RESIDENTS CLOSE TO THE PREMISES.</p>
<p>The prevention of crime and disorder</p>	
<p>Public safety</p>	

Please list below any suggested actions that you feel the applicant could take to address your concerns:

CONTAIN LICENSING HOURS TO THEIR CURRENT LEVEL AND TIME FOR SALES IN THE SHOP.

RESTRICT ENTERTAINMENT LICENCES TO DAYTIME (OR DAYLIGHT HOURS)

IMPROVE ACCESS FOR VEHICLES AND PARKING

If a hearing needs to be held to determine the Premises Licence Application, the Licensing Sub-committee will generally only be able to consider matters that have previously been disclosed. However, additional information in support of your Representation may be considered if all parties at the Hearing agree. We advise that you detail all matters that you wish to be considered on this initial Representation, attaching additional sheets if necessary.

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X Signatur  Date. 15th Jan 2017 X

Please return this form, along with any additional sheets, to the relevant Wiltshire Council Office listed below or return by email to publicprotectionnorth@wiltshire.gov.uk:

Salisbury Area – (Salisbury, Amesbury, Downton, Mere, Hindon and Tilshead as well as the rest of the old Salisbury District Council Area), please send to:

The Licensing Officer
Wiltshire Council
Public Protection Services and Licensing
Bourne Hill
Salisbury
Wiltshire, SP1 3UZ

All other areas please send to the address below:

The Licensing Officer
Wiltshire Council
Public Protection Services and Licensing
Monkton Park
Chippenham
Wiltshire, SN15 1ER

REPRESENTATION 5


Wiltshire Council

 Where everybody matters

REPRESENTATION FORM

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Premises about which representation is being made	Whitehall Garden Centre, Corsham Road, Lacock Chippenham, Wiltshire, SN15 2LZ app. WK/201728437
Your Name	Ralph Harding
Postal Address	Pitstruan, Corsham Road, Lacock, Chippenham, Wiltshire, SN15 2LZ
Contact Telephone Number and Email address	
Are you (please tick): <ul style="list-style-type: none">• An individual? <input checked="" type="checkbox"/>• A person who operates a business?• A person representing residents or businesses?• A member of the Relevant Licensing Authority (ie, elected Councillor of the Licensing Authority)?	
If you are representing residents or businesses who have asked you to represent them?	

Your Representation must relate to one of the four Licensing Objectives, which are detailed below. Please detail the evidence supporting your Representation and the reason for your Representation. If necessary, separate sheets may be used.

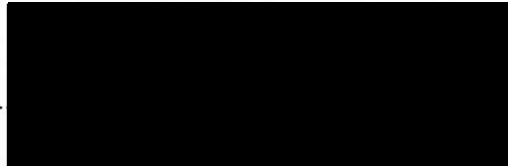
LICENSING OBJECTIVES	EVIDENCE
	PTO

If a hearing needs to be held to determine the Premises Licence Application, the Licensing Sub-committee will generally only be able to consider matters that have previously been disclosed. However, additional information in support of your Representation may be considered if all parties at the Hearing agree. We advise that you detail all matters that you wish to be considered on this initial Representation, attaching additional sheets if necessary.

If you do make a Representation you will be invited to attend the Licensing Sub-Committee Hearings and any subsequent appeal proceedings relevant to your Representation.

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Signature.....



Date...TH 19 DECEMBER 2017

Please return this form, along with any additional sheets, to the relevant Wiltshire Council Office listed below or return by email to publicprotectionnorth@wiltshire.gov.uk:

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Wiltshire, SP1 3UZ

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The Licensing Officer
Wiltshire Council
Public Protection Services and Licensing
Monkton Park
Chippenham
Wiltshire, SN15 1ER

REPRESENTATION 6

From: Holland, Linda
Sent: 20 December 2017 16:56
To: Price, Jemma
Subject: New Premises Application: Whitehall Garden Centre

Good Afternoon Jemma

Further to my email below having considered the late proposed amendments to the application, as the officer delegated on behalf of the Licensing Authority in my opinion although the proposed conditions seek to address some of the concerns however there seem to be a lack of appreciation regarding the applicants responsibilities under the Licensing Act 2003 to promote the Licensing Objectives.

This has been demonstrated by the licence holder failure to comply with the Licensing Act 2003 previously having carried development work at the site without varying the licence to cover the new areas of licensable activities.

The details regarding management of the proposed events so as to promote the Licensing Objectives and reduce the impact on the local community gives rise to concern therefore Licensing Authority objecting to the application.

Regards

Linda

Linda Holland
Licensing Manager
Public Health & Public Protection

From: Holland, Linda
Sent: 08 December 2017 10:46
To: Price, Jemma
Subject: New Premises Application: Whitehall Garden Centre

Hello Jemma

As the officer delegated to respond on behalf of the Licensing Authority, I have considered the application and accompanying plan which in my opinion does not have sufficient information or the clarity of detail required.

The proposed application for a new licence for the garden centre requires sufficient detail as to how the proposed varied licensable activities will be managed whilst promoting the four licensing objectives.

The references to possible control measures e.g.: CCTV, challenge 25 etc. on the operating schedule, require detail as to how these will be implemented, managed and sustained. These do not in my opinion seek to promote:

The prevention of public nuisance, public safety, prevention of crime and disorder or protect children from harm.

Detail is required as to the proposed; locations of the boxing, wrestling and live and recorded music i.e.: where marquees maybe located etc.

In relation to boxing and wrestling there are additional provisions required to comply with statutory needs of recognised control body for each of the sports which relate in essence to suitable medical provision and management of the event, this also needs to be written into the operating schedule and or any event management plan.

As with any application it is for the applicant to be aware of the expectations of the responsible authorities as to which steps are necessary to demonstrate their knowledge of the local area and the impact the proposed activities may have on the community.

Any steps proposed by an applicant as set out in the operating schedule will often translate into conditions unless a hearing is necessary to determine any representations, it is my opinion that the level of detail proposed, does not enable the licensing authority to confirm that the applicant has demonstrated an understanding of the implications of the activities proposed or the requirement on the applicant to demonstrate knowledge of the licensing act and the responsibilities placed on the licence holder if granted.

Licensing Authority as a responsible authority, are minded to object to the application, as I consider the proposed application in its current format, likely to undermine the licensing objectives: Public Safety, The prevention of Crime and Disorder and the Prevention of Public Nuisance, without further attention to the proposed application

Regards

Linda

Linda Holland
Licensing Manager
Public Health & Public Protection

REPRESENTATION 7

From: Broad, Damaris

Sent: 20 December 2017 16:37

To: Price, Jemma

Subject: RE: Further amendment to Whitehall Application - addition of further conditions

Good afternoon Jemma,

I would like to make a representation against this license.

I note that it includes both live and recorded music inside as well as outside until 23:00. Live and recorded music, especially outside obviously has the potential to cause a nuisance to neighbours of the garden centre. At this stage I am unclear of when it is intended such events will be held and the frequency they will occur. I have contacted the applicant for more information on this matter.

Kind regards

Damaris Broad
Environmental Health Officer
Public Protection
Wiltshire Council
Bythesea Road
Trowbridge
Wiltshire
BA14 8JN



REPRESENTATION 8

From: [REDACTED]

Sent: 20 December 2017 16:16

To: Price, Jemma

Subject: Fwd: Re: Representation regarding Application for a Premises Licence - Whitehall Garden Centre, Corsham Road

Thank you for your time this afternoon. See representation below

We live in Notton which is down Notton Lane from Whitehall Garden Centre. As well as myself and my wife, I am representing the views of some other residents of Notton who are listed at the end of this email.

We strongly object to the application by Whitehall Garden Centre for a licence to sell alcohol and to put on entertainment including live music ,particularly outside, until as late as 23.00. We are objecting under one of the licencing objectives "The prevention of public nuisance".

Whitehall Garden Centre is in a residential area including houses along Corsham Road and houses in Notton. If permission is granted to allow Whitehall Garden Centre to stay open until 23.00 in order to sell alcohol and to put on entertainment on the premises including live music, and other forms of entertainment, which is likely to draw large numbers of new visitors to the garden centre specifically for these events, we, as local residents, are going to be blighted by noise throughout the evening, both potential noise from these events and also noise from traffic going to and from Whitehall. On a still evening noise from any music event held outside in the grounds of Whitehall is easily going to reach all the residents in Notton.

As regards noise from traffic, you should be aware that at busy times in the garden centre traffic gets backed up when vehicles exit the garden centre and try to get through the traffic lights and on to the A350. The result is that visitors , almost all of whom visit Whitehall Garden Centre by car , use Notton Lane as a rat run. If live or other entertainment is put on at Whitehall it is likely that everyone attending the event will leave at the same time as opposed to being spread out over a period of time, resulting in the back up of traffic and more cars passing through Notton to access the A350 causing increased noise to residents of Notton at a late hour.

We have no objection to Whitehall having an alcohol licence or putting on entertainment during the day but we feel that to avoid this being a public nuisance locally the licence should end at no later than 19.00. As an alternative can we suggest that Whitehall be allowed ,say, 3-4 days per year to put on entertainment till 22.00, which is currently the latest time allowed by the Wiltshire Planning Authorities for the garden centre to be open to the public.

Christopher and Hilary Leslie

Notton Lodge

Notton,

Lacock

SN15 2NF

ADDITIONAL RESIDENTS OF NOTTON SUPPORTING THIS REPRESENTATION

Ian and Faye Board, Gavel House, Notton

Mike and Sue Chislett, 9, Notton

Rupert and Sara Huber-Dixon, Morse House, 7, Notton

Derek and Sue Fothergill , 6, Notton

Linda Mowday, 13 Notton

Jayne and Ben Goss, The Coach House, Notton

T.Hawkins, 3, Notton

Derek Wilkinson, Home Close, Notton

Leonore Moore and Charlie Moore, Netherwood, Notton

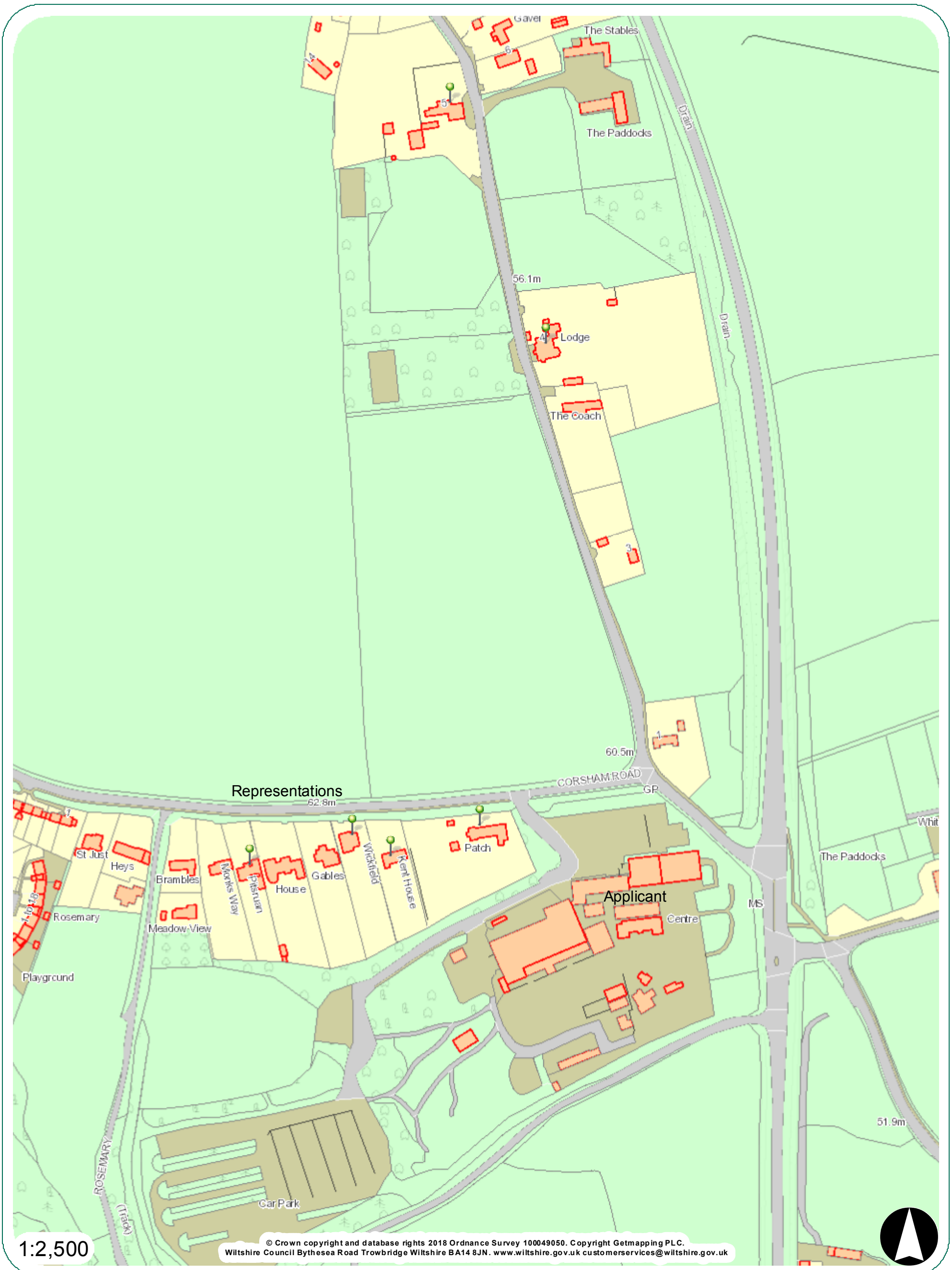
Mark and Julia Allan, Old Orchard, Notton

Peter and Anita Vanstone, Streamside, 15A, Notton

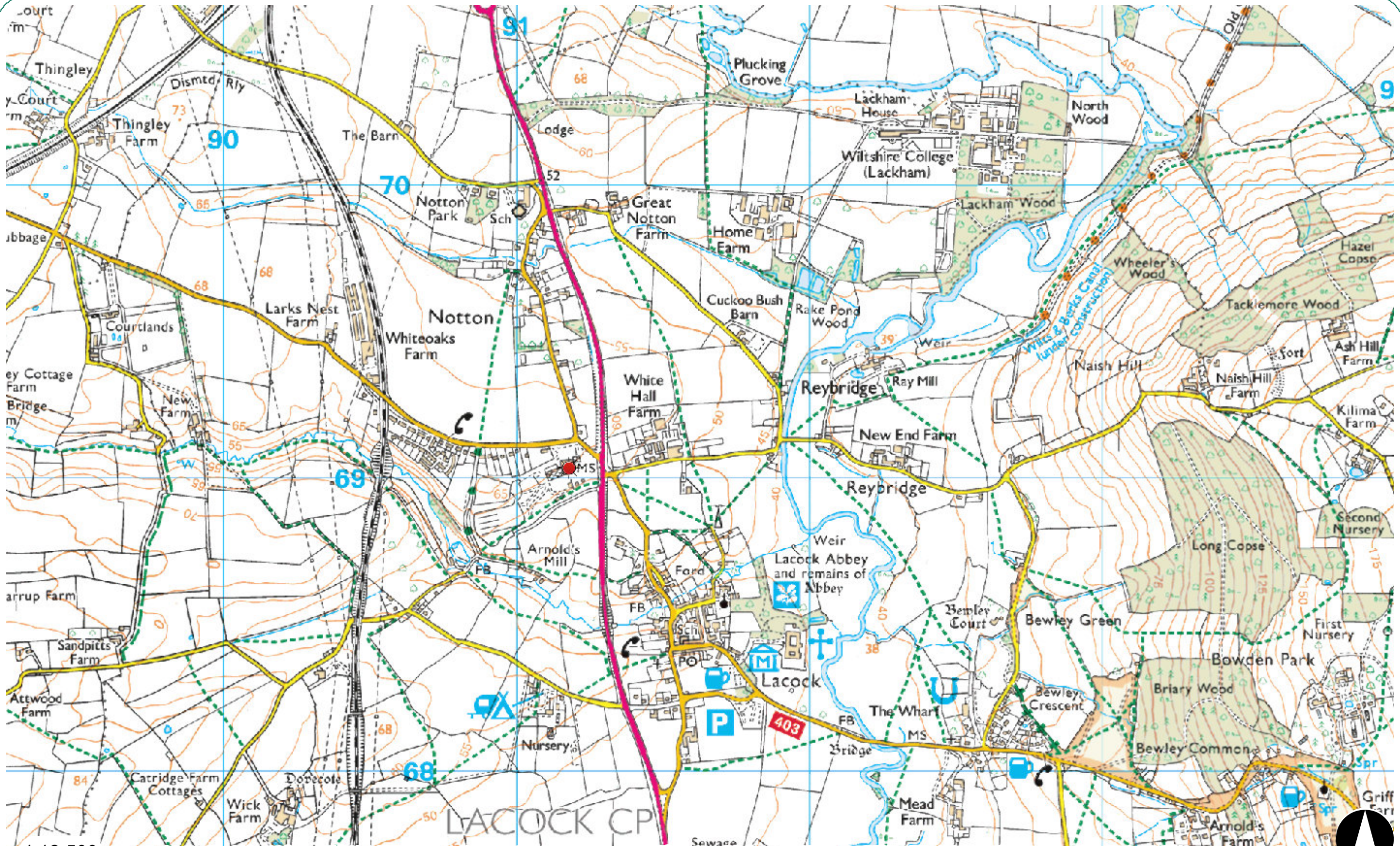
Andrew and Therese Constable, 15, Notton

David and Donna Eades, 12, Notton

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