

# AGENDA

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**Meeting:** Southern Area Licensing Sub Committee  
**Place:** The Enterprise Network (Old Fire Station), Salt Lane, Salisbury, SP1  
**Date:** Wednesday 3 July 2019  
**Time:** 10.00 am  
**Matter:** Variation Hearing - Cholderton

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Please direct any enquiries on this Agenda to Lisa Moore 01722434560, of Democratic Services, County Hall, Bythesea Road, Trowbridge, direct line 01722 434560 or email [lisa.moore@wiltshire.gov.uk](mailto:lisa.moore@wiltshire.gov.uk)

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

This Agenda and all the documents referred to within it are available on the Council's website at [www.wiltshire.gov.uk](http://www.wiltshire.gov.uk)

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## Membership:

Cllr Trevor Carbin  
Cllr Mike Hewitt

Cllr Leo Randall

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## Substitutes:

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## **Recording and Broadcasting Information**

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**County Hall, Trowbridge**  
**Bourne Hill, Salisbury**  
**Monkton Park, Chippenham**

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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 - 16*)

To determine an application for a variation of a Premises Licence in respect of Cholderton Rare Breeds Farm, Beacon House, Amesbury Road, Cholderton, Wiltshire, SP4 0EW made by Miss Sophie McConnell.

6a        **Appendix 1 - Variation application form** (*Pages 17 - 36*)

6b        **Appendix 1a - Noise Management Plan** (*Pages 37 - 54*)

6c        **Appendix 2 - Current premises license and plans** (*Pages 55 - 68*)

6d        **Appendix 3 - Local Plan** (*Pages 69 - 70*)

6e        **Appendix 4 - Relevant Representations** (*Pages 71 - 88*)

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## LICENSING COMMITTEE

### PROCEDURAL RULES FOR THE HEARING OF LICENSING ACT 2003 APPLICATIONS

#### 1 Purpose

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

#### 2 Definitions

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

### **3 Key Principles**

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

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

## **4 The Hearing**

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

## **5 Presentation of Submissions**

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

## **6 Questioning of Submissions**

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

## **7 Documentation**

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

## **8 Intervention**

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

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

## **9 Failure of Parties to Attend Hearing**

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

## **10 Closing Submissions**

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

## **11 Decision**

- 11.1 The Committee, the Committee Lawyer and the Committee Manager, shall retire so that the decision may be considered in private, and to consider any legal issues raised by the Members.
- 11.2 The decision, and 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

### SOUTHERN AREA LICENSING SUB COMMITTEE

3<sup>rd</sup> JULY 2019

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**Application for a Variation of a Premises Licence; Cholderton Rare Breeds Farm, Beacon House, Amesbury Road, Cholderton, Wiltshire, SP4 0EW**

**1. Purpose of Report**

- 1.1 To determine an application for a variation of a Premises Licence in respect of Cholderton Rare Breeds Farm, Beacon House, Amesbury Road, Cholderton, Wiltshire, SP4 0EW made by Miss Sophie McConnell.

**2. Background Information**

- 2.1 An application for a variation of a Premises Licence in respect of Cholderton Rare Breeds Farm has been made by Miss Sophie McConnell for which five 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 35(3) of The Licensing Act 2003 the Licensing Sub Committee is required to take such of the steps listed in 2.4 below as it considers 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 modify the conditions of the licence.
  - ii) To reject the whole or part of the application.
  - iii) To grant the application as applied for.
- 2.5 On 8<sup>th</sup> June 2019 an application for a variation of the existing premises licence, was received and accepted as a valid application.

2.6 The details of the variation applied for, are as follows:

1. To vary the plans attached to the premises licence so as to extend the licensed area to cover the farm and vineyards in its entirety and to include a storage area; where alcohol will be appropriated to the contract in the case of internet sales.
2. To allow live music, recorded music and performance of dance to be held outdoors up to 15 times a year, as per the hours currently on the licence for indoor regulated entertainment. The licensing authority will be notified in writing 14 days prior to the event. Neighbours who reside on Amesbury Road will be notified in writing 14 days prior to the event.
3. To include additional conditions on the premises licence.

2.7 A copy of the application form with the accompanying plans is attached as **Appendix 1**. The applicant has also submitted a noise management plan; this is attached as **Appendix 1(a)**.

2.8 Since 3<sup>rd</sup> November 2009, the premise has benefited from a Premises Licence issued under the Licensing Act 2003. The current licence holder has held this position since 15<sup>th</sup> April 2014.

2.9 The premises licence was subsequently varied in March 2019 to include OFF sales for alcohol; this application was granted on the 4<sup>th</sup> April 2019.

2.10 The current premises licence authorises the following:

Licensable Activity	Location	Hours
Perform Play Exhibit Film	Indoors & Outdoors	Monday-Sunday: 10:00hrs-23:00hrs The showing of films to cease at 18:00hrs when outdoors.
Live music	Indoors	Monday-Sunday: 12:00hrs-23:00hrs
Recorded music	Indoors	Monday-Sunday: 10:00hrs-23:00hrs
Perform dance	Indoors	Monday-Sunday: 10:00hrs-23:00hrs Our special Christmas dance during the festive season to cease at midnight.
Sale of alcohol	(ON and OFF Sales)	Monday-Sunday: 12:00hrs-00:00hrs
Opening hours	-	Monday-Sunday: 08:00hrs-00:30hrs

- 2.11 The current Premises Licence, with the accompanying conditions and plans is attached as **Appendix 2**.
- 2.12 A noise complaint was received in July 2017; the event in question was authorised by means of a Temporary Events Notice. Environmental Health wrote to the licence holder and advice was given.
- 2.13 Attached as **Appendix 3** is a location plan of the premises.

### **3. Consultation and Representations**

3.1 The application process requires a public notice (on pale blue paper) to be posted on the premises for a period of 28 days together with a publication of notice in a local newspaper within 10 working days, starting on the day the authority receives the application. During the consultation period five relevant representations have been received from five Interested Parties

#### 3.2 Responsible Authorities

- None

#### 3.3 Interested Parties

- Mr & Mrs Richard & Kathryn Shipway, Charnwood, Amesbury Road, Cholderton, Salisbury, Wiltshire, SP4 0ER.
- Mrs Anne Midgley, 1 Ann's Farm Cottages, Amesbury Road, Cholderton, Salisbury, Wiltshire, SP4 0EN.
- Mrs Christine Randall, 3 Ann's Farm Cottages, Amesbury Road, Cholderton, Salisbury, Wiltshire, SP4 0EN.
- Mr David Randall, 3 Ann's Farm Cottages, Amesbury Road, Cholderton, Salisbury, Wiltshire, SP4 0EN.
- Mr & Mrs John & Catherine McGuire, Beacon Way, Amesbury Road, Cholderton, Salisbury, Wiltshire, SP4 0ER.

3.4 The relevant representations are attached as **Appendix 4**.

### **4. Legal Implications**

4.1 This hearing is governed by the Licensing Act 2003 (Hearings) Regulations. These provide that hearings should be held in public unless the Licensing Authority considers that the public interest in excluding the public outweighs the public interest in the hearing taking place in public.

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

4.3 At the hearing the Applicant, Responsible Authorities and Interested Parties who have made representations are entitled to address the Sub Committee

and to ask questions of the other party, with the consent of the Sub Committee.

## **5. Officer Recommendations**

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

## **6. Right of Appeal**

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

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Report Author: Hannah Hould  
Public Protection Officer (Licensing)

Date of report: 20<sup>th</sup> June 2019

### **Background Papers Used in the Preparation of this Report**

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

### **Appendices**

- 1 Variation application form**
- 1(a) Noise management plan**
- 2 Current premises licence & plans**
- 3 Location plan**
- 4 Relevant representations**

# Wiltshire Council

Where everybody matters

## Application to vary a premises licence under the Licensing Act 2003

### PLEASE READ THE FOLLOWING INSTRUCTIONS FIRST

Before completing this form please read the guidance notes at the end of the form. If you are completing this form by hand please write legibly in block capitals. In all cases ensure that your answers are inside the boxes and written in black ink. Use additional sheets if necessary.

You may wish to keep a copy of the completed form for your records.

**I/We: SOPHIE CLARE MCCONNELL**

*(Insert name(s) of applicant)*

**being the premises licence holder, apply to vary a premises licence under section 34 of the Licensing Act 2003 for the premises described in Part 1 below**

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### Part 1 – Premises Details

Postal address of premises or, if none, ordnance survey map reference or description: Beacon House, Amesbury Road, Cholderton,			
Post town	Salisbury	Postcode	SP4 0EW

Telephone number at premises (if any)	(01980) 629 438
Non-domestic rateable value of premises	£24,000

### Part 2 – Applicant details

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

**Part 3 - Variation**

Please tick as appropriate

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

YES

If not, from what date do you want the variation to take effect?

DD	MM	YYYY
<input type="text"/>	<input type="text"/>	<input type="text"/>

Do you want the proposed variation to have effect in relation to the introduction of the late night levy? (Please see guidance note 1)  Yes  **NO**

**Please describe briefly the nature of the proposed variation**

(Please see guidance note 2)

**• TO VARY OUR CURRENT LICENCE PLANS OF OUTDOOR AREA – WISH TO EXTEND CURRENT LICENCE PLANS TO COVER THE FARM AND VINEYARDS IN ITS ENTIRETY.**

THIS IS IN ORDER TO ACCOMMODATE POP UP LOCAL WINE TASTING AND OTHER FAMILY FOCUSED EVENTS.

ATTACHED ARE THE EXISTING / CURRENT (1) AND DESIRED (2) PLANS FOR THE OUTDOOR LICENSED AREAS.

**• TO VARY OUR CURRENT LICENCE TO ALLOW LIVE AND RECORDED MUSIC TO BE PLAYED BOTH IN AND OUTDOORS (at specific events which the neighbours will be notified of)**

**• TO ALLOW THE SALE OF ALCOHOL VIA ONLINE SALES**

IDEALLY THESE CHANGES WILL BE EFFECTIVE AS SOON AS POSSIBLE.

If your proposed variation would mean that 5,000 or more people are expected to attend the premises at any one time, please state the number expected to attend: **NOT APPLICABLE**

#### 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. **NOT APPLICABLE**

**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) **NOT APPLICABLE**

**Supply of alcohol** (if ticking yes, fill in box J) **YES**

**In all cases complete boxes K, L and M**

**A NOT APPLICABLE**

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

**B NOT APPLICABLE**

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

**C NOT APPLICABLE**

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

**D NOT APPLICABLE**

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

## E

Live music Standard days and timings (please read guidance note 8)			<u>Will the performance of live music take place indoors or outdoors or both – please tick</u> (please read guidance note 4)  To allow the performance of live music both in and outdoors for specific events	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				<b><u>BOTH</u></b>	<input checked="" type="checkbox"/>
Day	Start	Finish	<u>Please give further details here</u> (please read guidance note 5)  Outdoor regulated entertainment will only take place a maximum of 15 times in a calendar year. The licensing authority will be notified in writing 14 days prior to the event. Neighbours who reside on Amesbury Road will be notified in writing 14 days prior to the event.  <u>State any seasonal variations for the performance of live music</u> (please read guidance note 6)  <u>Non standard timings. Where you intend to use the premises for the performance of live music at different times to those listed in the column on the left, please list</u> (please read guidance note 7)		
Mon	12:00	23:00			
Tue	12:00	23:00			
Wed	12:00	23:00			
Thur	12:00	23:00			
Fri	12:00	23:00			
Sat	12:00	23:00			
Sun	12:00	23:00			

F

Recorded music Standard days and timings (please read guidance note 8)			<u>Will the playing of recorded music take place indoors or outdoors or both – please tick</u> (please read guidance note 4)  To allow the performance of recorded both in and outdoors for specific events	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)  Outdoor regulated entertainment will only take place a maximum of 15 times in a calendar year. The licensing authority will be notified in writing 14 days prior to the event. Neighbours who reside on Amesbury Road will be notified in writing 14 days prior to the event.		
Mon	10:00	23:00			
Tue	10:00	23:00			
Wed	10:00	23:00	<u>State any seasonal variations for the playing of recorded music</u> (please read guidance note 6)		
Thur	10:00	23:00			
Fri	10:00	23:00	<u>Non standard timings. Where you intend to use the premises for the playing of recorded music at different times to those listed in the column on the left, please list</u> (please read guidance note 7)		
Sat	10:00	23:00			
Sun	10:00	23:00			

G

<b>Performances of dance</b> Standard days and timings (please read guidance note 8)			<p><b><u>Will the performance of dance take place indoors or outdoors or both – please tick</u></b> (please read guidance note 4)</p> <p>To allow the performance of dance both in and outdoors for specific events</p>	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input checked="" type="checkbox"/>
Day	Start	Finish	<p><b><u>Please give further details here</u></b> (please read guidance note 5)</p> <p>Outdoor regulated entertainment will only take place a maximum of 15 times in a calendar year. The licensing authority will be notified in writing 14 days prior to the event. Neighbours who reside on Amesbury Road will be notified in writing 14 days prior to the event.</p>		
Mon	10:00	23:00	<p><b><u>State any seasonal variations for the performance of dance</u></b> (please read guidance note 6)</p> <p><b><u>Non standard timings. Where you intend to use the premises for the performance of dance at different times to those listed in the column on the left, please list</u></b> (please read guidance note 7)</p>		
Tue	10:00	23:00			
Wed	10:00	23:00			
Thur	10:00	23:00			
Fri	10:00	23:00			
Sat	10:00	23:00			
Sun	10:00	23:00			

**H NOT APPLICABLE**

<p><b>Anything of a similar description to that falling within (e), (f) or (g)</b> Standard days and timings (please read guidance note 8)</p>			<p>Please give a description of the type of entertainment you will be providing</p>		
Day	Start	Finish	<p><b><u>Will this entertainment take place indoors or outdoors or both – please tick</u></b> (please read guidance note 4)</p>	Indoors	<input type="checkbox"/>
Mon				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Tue			<p><b><u>Please give further details here</u></b> (please read guidance note 5)</p>		
Wed					
Thur			<p><b><u>State any seasonal variations for entertainment of a similar description to that falling within (e), (f) or (g)</u></b> (please read guidance note 6)</p>		
Fri					
Sat			<p><b><u>Non standard timings. Where you intend to use the premises for the entertainment of a similar description to that falling within (e), (f) or (g) at different times to those listed in the column on the left, please list</u></b> (please read guidance note 7)</p>		
Sun					

**I NOT APPLICABLE**

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

**J NOT APPLICABLE**

<b>Supply of alcohol</b> Standard days and timings (please read guidance note 8)			<b>Will the supply of alcohol be for consumption – please tick</b> (please read guidance note 9)	On the premises	<input type="checkbox"/>
				Off the premises	<input type="checkbox"/>
				Both	
Day	Start	Finish	<p><b><u>State any seasonal variations for the supply of alcohol</u></b> (please read guidance note 6)</p> <p><b><u>NOT APPLICABLE</u></b></p> <p><b><u>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</u></b> (please read guidance note 7)</p> <p><b><u>NOT APPLICABLE</u></b></p>		
Mon	12:00	00:00			
Tue	12:00	00:00			
Wed	12:00	00:00			
Thur	12:00	00:00			
Fri	12:00	00:00			
Sat	12:00	00:00			
Sun	12:00	00:00			

**K**

<p><b>Please highlight any adult entertainment or services, activities, other entertainment or matters ancillary to the use of the premises that may give rise to concern in respect of children</b> (please read guidance note 10).</p> <p><b><u>NOT APPLICABLE</u></b></p>
--

L

<b>Hours premises are open to the public</b> Standard days and timings (please read guidance note 8)			<b><u>State any seasonal variations</u></b> (please read guidance note 6)	
Day	Start	Finish	<b><u>NOT APPLICABLE</u></b>	
Mon	08:00	00:30		
Tue	08:00	00:30		
Wed	08:00	00:30		
Thur	08:00	00:30		<b><u>Non standard timings. Where you intend the premises to be open to the public at different times from those listed in the column on the left, please list</u></b> (please read guidance note 7)
Fri	08:00	00:30		
Sat	08:00	00:30		
Sun	08:00	00:30		
			<b><u>NOT APPLICABLE</u></b>	

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.

**NONE**

Please tick as appropriate

- I have enclosed the premises licence ✓
- I have enclosed the relevant part of the premises licence ✓

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

Reasons why I have not enclosed the premises licence or relevant part of premises licence.

**NOT APPLICABLE**

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

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

- Outdoor regulated entertainment will only take place a maximum of 15 times in a calendar year.
- The licensing authority will be notified in writing 14 days prior to the event.
- Neighbours who reside on Amesbury Road will be notified in writing 14 days prior to the event.

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

Online/Internet Sales:

- Full name and address to be provided at point of ordering alcohol online
- Drivers will not deliver to anywhere or anyone apart from the person at the address given
- Driver will refuse deliver if he considers person already under the influence of alcohol or drugs
- Before alcohol is delivered, the proof of ID produced will be recorded on the driver's record of delivery/copy of order form.
- Customer to sign the driver's record of delivery/copy of order form.
- All deliveries and refusals to be kept in the refusals book.
- Staff training – instruction training and supervision of the licensing act 2003 and related best practice will be provided to all staff in induction and on an ongoing basis. Records of which will be maintained and made available to police or other authorised local authority officers upon request.
- Right to refuse to be clearly incorporated into the website and delivery documents terms and conditions.

**c) Public safety**

**d) The prevention of public nuisance**

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

Online/Internet Sales:

- Declaration from all online purchasers that they are over 18 and will produce ID upon delivery to be incorporated into online ordering process.
- Customer to be informed that proof of a photographic ID will be required (Passport, Driving licence or PASS card) upon delivery of any alcoholic product by the driver – no ID = NO DELIVERY.
- Challenge 25 policy shall be enforced – all customers purchasing alcohol will be required to produce a valid ID upon delivery.
- Any refusals shall be kept in the refusals book, with all details including details of the member of staff who refused the sale and reasons why. These details shall be kept for a minimum of 12 months.
- If there is any suspicion that an adult is purchasing alcohol on behalf of anyone underage, the sale will be refused and recorded in the refusals book.

Checklist:

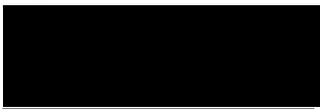
Please tick to indicate agreement

- I have made or enclosed payment of the fee ✓
- I have not made or enclosed payment of the fee because this application has been made in relation to the introduction of the late night levy.
- I have sent copies of this application and the plan to responsible authorities and others where applicable ✓
- I understand that I must now advertise my application ✓
- I have enclosed the premises licence or relevant part of it or explanation ✓
- I understand that if I do not comply with the above requirements my application will be rejected ✓

**IT IS AN OFFENCE, UNDER SECTION 158 OF THE LICENSING ACT 2003, TO MAKE A FALSE STATEMENT IN OR IN CONNECTION WITH THIS APPLICATION. THOSE WHO MAKE A FALSE STATEMENT MAY BE LIABLE ON SUMMARY CONVICTION TO A FINE OF ANY AMOUNT.**

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

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

Signature	
Date	5 <sup>th</sup> May 2019
Capacity	PREMISES LICENCE HOLDER & MANAGER

**Where the premises licence is jointly held, signature of 2nd applicant (the current premises licence holder) or 2nd applicant’s solicitor or other authorised agent** (please read guidance note 14). **If signing on behalf of the applicant, please state in what capacity.**

Signature	<u>NOT APPLICABLE</u>
Date	<u>NOT APPLICABLE</u>
Capacity	<u>NOT APPLICABLE</u>

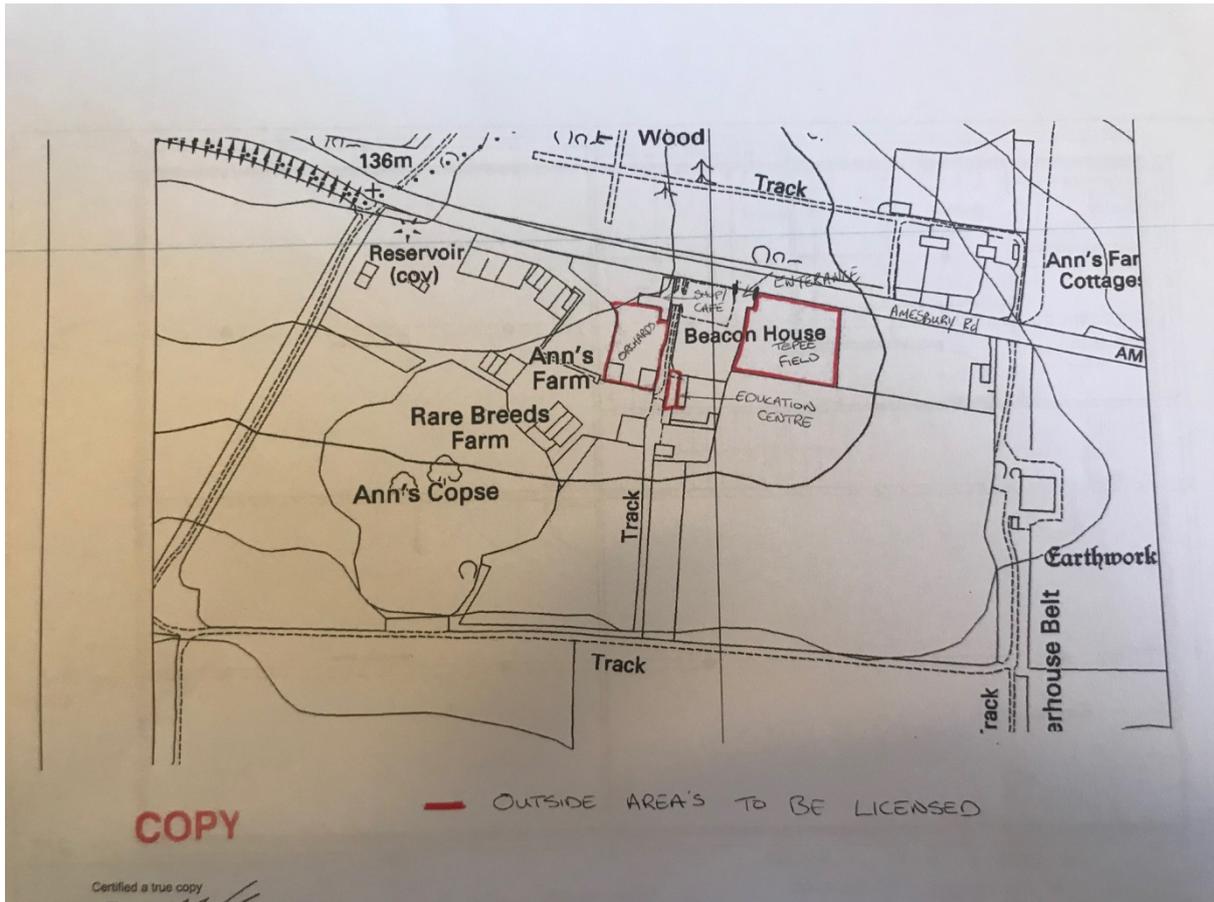
**Contact name (where not previously given) and address for correspondence associated with this application** (please read guidance note 15)

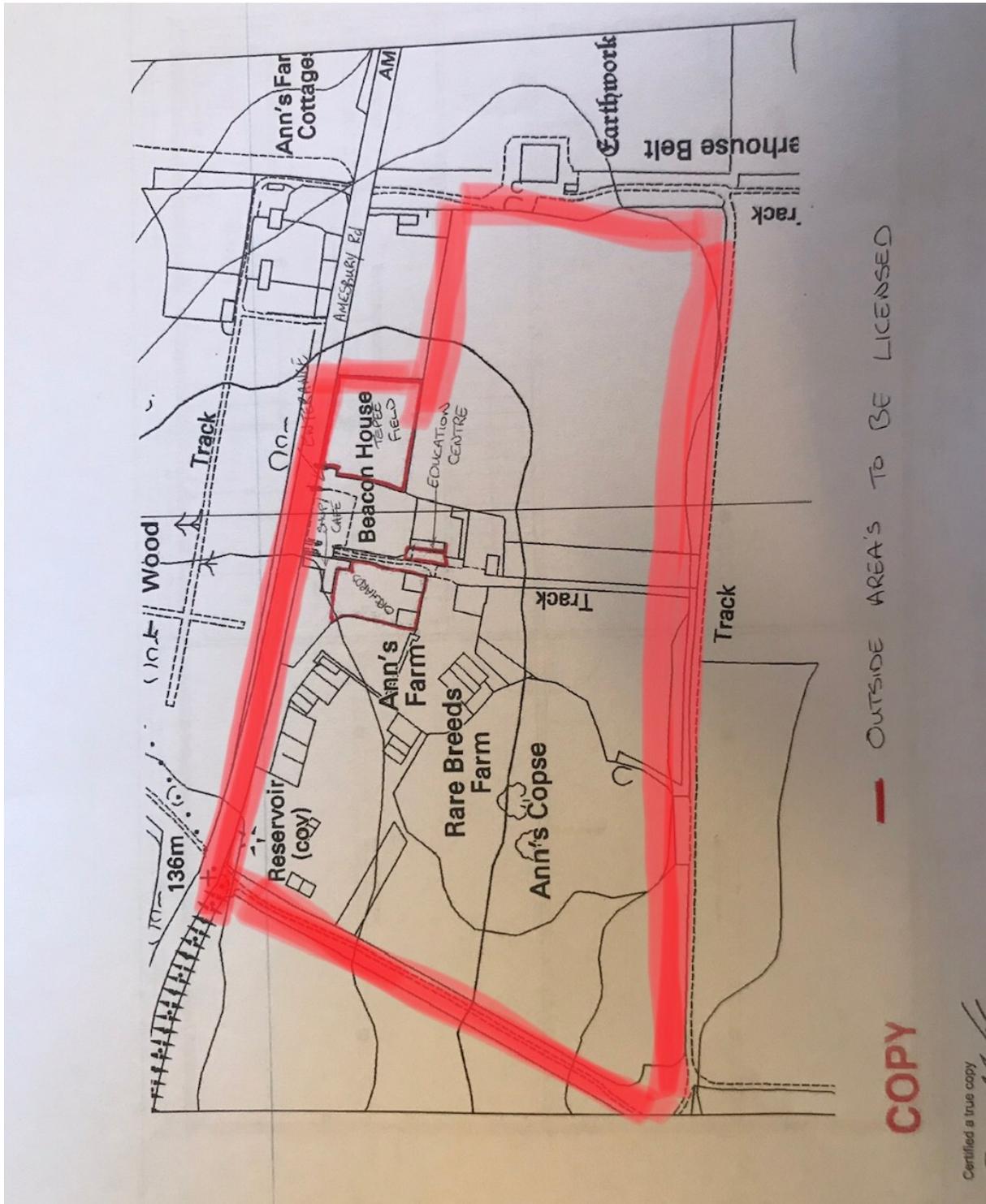
SOPHIE MCCONNELL



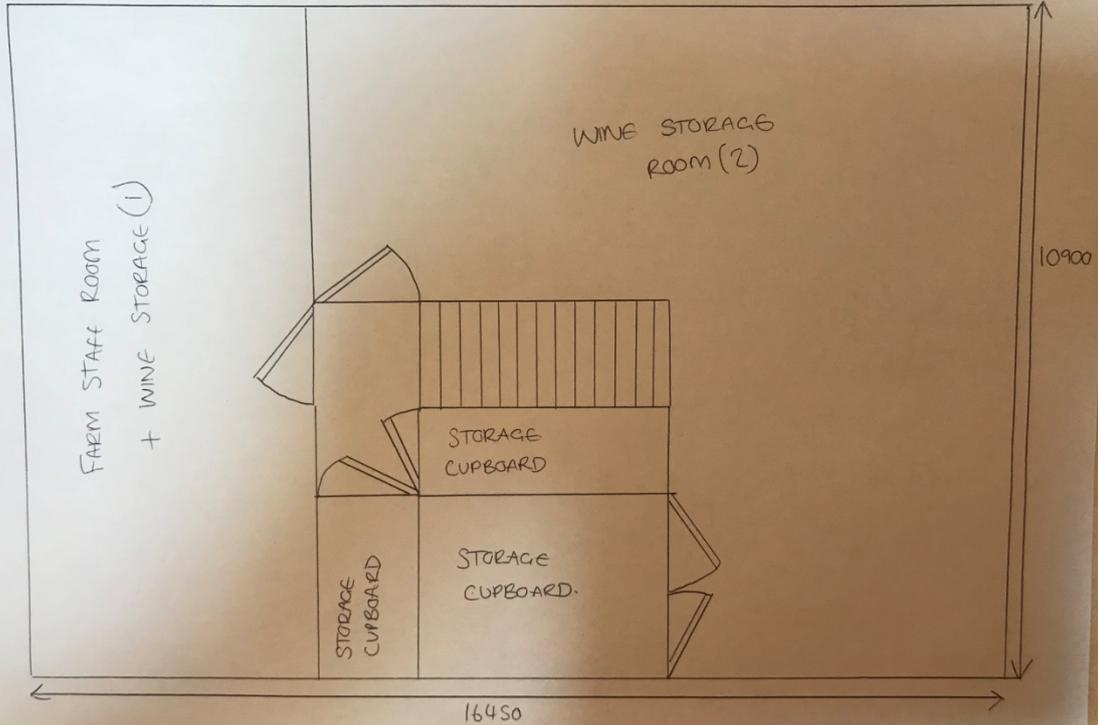
Post town  Post code 

Telephone number (if any) 

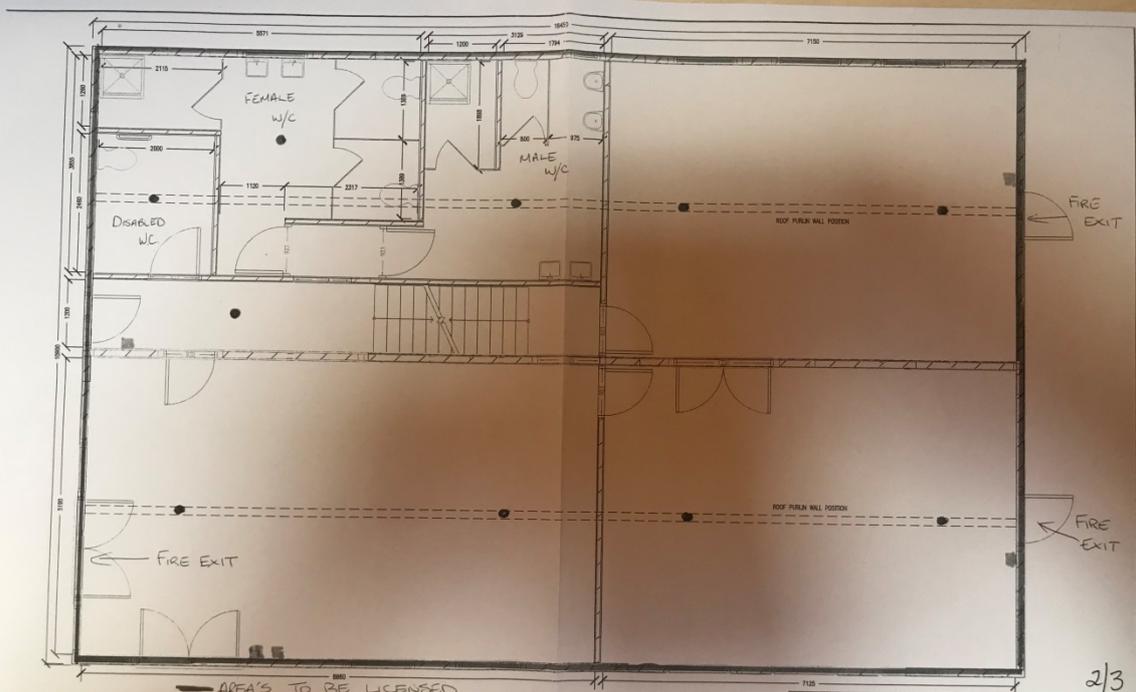




upstairs (1st floor) Education Centre - Cholderton Charlie's farm.



CHOLDERTON CHARLIE'S FARM & YOUTH HOSTEL



**COPY**

NOTE:  
DIMENSIONS ARE FINISHED ROOM SIZES

- AREA'S TO BE LICENSED
- FIRE SMOKE DETECTORS
- FIRE BREAK POINTS
- FIRE EXTINGUISHER

Certified a true copy  
 D Mulvey Date: 09/09/2005  
 Licensing Officer

SIP home Ltd	
PROJECT NAME: CHOLDERTON EDUCATION CENTRE	DATE: 21-MAR-2005
DRAWING TITLE: GROUND FLOOR LAYOUT (AS BUILT)	CHECKED BY:
SCALE: 1:50	DRAWN BY: RB
CONTRACT No: C0018	DRAWING No: CH-004

# Noise Management Plan

## Cholderton Rare Breeds Farm

Completed By: Sophie McConnell

Reviewed: May 2019

## Contents:

Statement of Intent	Pages 3-4
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## Statement of Intent

The purpose of this noise management plan (NMP) is to ensure that we, the Licensed Premises are always able to live in harmony with the local neighbours and community. The Licensed Premises may, at times cause some disturbance to the people living nearby.

The aim of the Noise Management Plan is to put in place reasonable measures to reduce the noise impact of sources associated with the premises.

Since People are generally less tolerant of avoidable noise, particular attention must be paid to reducing or eliminating this.

The following table lists some of the issues which have been considered when preparing the NMP for the premises license:

Source	Possible effects on impact	Mitigation to consider
Inside recorded and live music	Hours and number of events	From 12pm – 11pm
	Volume	Monitor and record noise levels with the sound level meter at various locations on and off the premises
	Doors and Windows	To be kept closed at all times
	Location of speakers	Away from doors/windows, avoid party walls
	Bass control	Limit as it can travel long distances
	Hours	12pm – 11pm

Outside recorded and live music	Volume	Monitor and record noise levels with the sound level meter at various locations on and off the premises
	Direction of speakers	To be as far away from residents as possible
	Location of speakers	As far away from residents as possible
Deliveries	Times of day	Between 08:00 – 18:00
	Days of week	Monday - Saturday and not on Public Holidays
Gardens and play areas	Music (see above)	Usual opening hours 10:00-18:00 (unless a specific event).
	Children and customer noise	Use signage.
Customers and Car Parks	Misuse	Staff training on controlling guest's behaviour Signage at premises exit advising guests of CCTV and to be quiet and respectful of neighbours.
	Leaving customers	Staff to remind patrons upon leaving to be quiet and respectful. Only use responsible taxi companies.
Refuse & bottle bins	General noise	Follow good working practices. If noisy do in morning not late evening. Site refuse stores away from residents.
Complaints	Response and attitude	Policy including the recording date, time, name cause and action taken.

# Introduction

What its proposed and what noise criteria are to be achieved:

## 1. Inside Music Noise

Often the bass elements are noticeable outside, close to the premises and inside nearby premises especially if they are attached. Ensure good management control to keep doors and windows closed and control hours and volumes. Live music can be more difficult to manage, since many musicians bring their own equipment and it cannot always be effectively controlled by the supervisor unless there is a good working relationship. It may be prudent to look to favouring events which minimise impact and the premises must warn neighbours in advance of special events which might have a greater impact.

Regular checking at the boundary of the nearest noise sensitive properties is important but if you have been in the noise for an hour or so your hearing will not be as good, and the effects can be easily under estimated when you go outside to assess.

## 2. Outside Music Noise

The first thing to consider is whether it is necessary, attracts customers or adds to the atmosphere. Outside music can very easily cause a nuisance to nearby neighbours. The nuisance potential is closely linked to volume, hours of use and number of times a year. Special events such as wedding receptions need careful planning and thought, including liaising with nearby occupiers.

## 3. Deliveries and stores

Deliveries by their very nature are noisy e.g. the refrigeration units on delivery vehicles and the clanging of barrels and bottles. The most effective way is to ensure that they take place at reasonable hours of the weekday.

## 4. Gardens and play areas

Gardens are an important feature of many premises and their use difficult to control but sensible precautions like location, signs and restricting the hours of use of play areas help. No unsupervised children at any time.

## 5. Customers and Car Parks

Customer noise is a difficult matter, people leaving a noisy venue often carry on talking outside at the same volume, and this can be disturbing. Particularly disruptive customers should be warned, and an exclusion policy introduced. Car parks are another area where occasional supervision or checking especially late at night may help to prevent loitering and chatting or bad and noisy driving. Signs which emphasise the need to refrain from shouting, slamming car doors, sounding horns and loud use of vehicle stereos and anti-social behaviour should be considered. A good relationship should be fostered with responsible taxi operators and customers encouraged to contact these operators whilst within the premises and encouraging drivers to come to the door to collect passengers.

## 6. Complaints

The importance of a sympathetic and polite response to complaints cannot be over emphasised. Many problems can be defused by the right attitude and response. Letting neighbours know that you are willing to meet with them to discuss issues can help maintain relations and assist with neighbour tolerance.

## Potential noise sources and proposed controls

- outdoor stages – monitor sound levels throughout the event
- marquees and tents – ensure these are erected during social daytime hours
- fairground rides and similar entertainment – not applicable
- sound checks – ensure these are done during social daytime hours and noise levels are monitored and recorded at various locations on and off the premises
- generators – turned off when not in use
- tower lights – turned off when not in use
- fireworks – not applicable
- impromptu parties – not applicable
- car parking and camping – car park attendant and security at busy events (such as weddings)
- departing patron noise – staff trained to ensure noise levels are kept to a minimum and security utilised as a backup where needed
- the build and break down – only during social daytime hours

## Public Relations

Local residents, parish and town councils to be informed any public events by notice on the local noticeboard on Amesbury Road.

A telephone hotline to be provided and maintained throughout the event hours so that members of the public can contact the organisers.

Sophie McConnell [REDACTED]

Dan McSorley [REDACTED]

Sue Gibbins [REDACTED]

Toby McConnell [REDACTED]

Nathaniel McConnell [REDACTED]

A note off all telephone calls made should be made using the attached log sheet.

Also, attendees to the event should be clearly communicated in advance about the expectations of the event organiser.

## Noise monitoring of the event

All noise sources will be monitored and controlled on the night, and at any given sound checks during the day. A chain of command should be established to say who has the authority to reduce noise levels throughout the hours of the regulated entertainment taking place.

Nominate a chosen noise consultant who will be present on site throughout the duration of any given event.

Regular checks using the sound level meter should be done during the event, both on and off the premises.

A note of all monitoring details should be made using the attached log sheet.

## Commination

Ensuring that there are adequate communications both on the site and in the surrounding area so that relevant persons can contact one another. There will be staff with their mobile phones to ensure they can be contacted, even once there is music playing when it becomes difficult to have telephone conversations or even to hear the phone ringing.

A telephone hotline to be provided and maintained throughout the event hours so that members of the public can contact the organisers.

Sophie McConnell ( [REDACTED] )

Dan McSorley [REDACTED]

Sue Gibbins [REDACTED]

Toby McConnell [REDACTED]

Nathaniel McConnell ( [REDACTED] )

## *Follow up report*

Within 21 days of the event finishing the nominated noise consultant will produce a report detailing any impact on the local residents, results of all monitoring, compliance with conditions and recommendations for the improvements if events are to be held at this site in the future.

Review of the NMP if required.

## Review

The NMP will be regularly reviewed and updated where necessary. This may be for one or more of the following reasons:

- Following a complaint
- When monitoring procedures which identify that particular controls are inadequate
- New events added to the annual schedule
- Changes to any existing events
- Introduction of any new equipment or activities which may cause disturbance
- Substantial increase in scales of events

Log sheet of telephone complaints:

<b>Time</b>	<b>Name and Address of Caller</b>	<b>Telephone Number</b>	<b>Nature of Call</b>	<b>Action Taken</b>

Log sheet – noise assessment:

<b>Date</b>	<b>Time</b>	<b>Location</b>	<b>Assessment of Noise Levels</b>	<b>Action Taken</b>	<b>Weather Conditions</b>	<b>Name</b>

Log sheet of telephone complaints:

<b>Time</b>	<b>Name and Address of Caller</b>	<b>Telephone Number</b>	<b>Nature of Call</b>	<b>Action Taken</b>



Log sheet of telephone complaints:

<b>Time</b>	<b>Name and Address of Caller</b>	<b>Telephone Number</b>	<b>Nature of Call</b>	<b>Action Taken</b>

Log sheet – noise assessment:

<b>Date</b>	<b>Time</b>	<b>Location</b>	<b>Assessment of Noise Levels</b>	<b>Action Taken</b>	<b>Weather Conditions</b>	<b>Name</b>

Licensing Act 2003  
Premises Licence Summary

LN/000043209

ISSUING LOCAL AUTHORITY



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

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

Cholderton Charlie's Rare Breeds Farm, Beacon House, Amesbury Road, Cholderton, SP4 0EW

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

Miss Sophie Clare McConnell  
81 Hamilton Road, Salisbury, Wiltshire, SP1 3TQ

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

Not Applicable

**NAME OF DESIGNATED PREMISES SUPERVISOR WHERE THE PREMISES LICENCE AUTHORISES THE SUPPLY OF ALCOHOL**

Miss Sophie Clare McConnell

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

Wiltshire Council LN/8359

**WHERE THE LICENCE IS TIME LIMITED - THE DATES AND TIMES**

Not Applicable

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

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
Hrs premises open to public	Whole Premises	Sunday	08:00	00:30		
		Monday	08:00	00:30		
		Tuesday	08:00	00:30		
		Wednesday	08:00	00:30		
		Thursday	08:00	00:30		
		Friday	08:00	00:30		
		Saturday	08:00	00:30		
Non Standard Timings & Seasonal Variations						
Perform Play	Indoors & Outdoors	Sunday	10:00	23:00		
		Monday	10:00	23:00		
		Tuesday	10:00	23:00		
		Wednesday	10:00	23:00		
		Thursday	10:00	23:00		
		Friday	10:00	23:00		
		Saturday	10:00	23:00		
Non Standard Timings & Seasonal Variations						
Exhibit Film	Indoors & Outdoors	Sunday	10:00	23:00		
		Monday	10:00	23:00		
		Tuesday	10:00	23:00		
		Wednesday	10:00	23:00		
		Thursday	10:00	23:00		
		Friday	10:00	23:00		
		Saturday	10:00	23:00		
Non Standard Timings & Seasonal Variations	The showing of films to cease at 18:00hrs when outdoors.					

Live Music	Indoors	Sunday	12:00	23:00		
		Monday	12:00	23:00		
		Tuesday	12:00	23:00		
		Wednesday	12:00	23:00		
		Thursday	12:00	23:00		
		Friday	12:00	23:00		
		Saturday	12:00	23:00		
Non Standard Timings & Seasonal Variations						
Recorded Music	Indoors	Sunday	10:00	23:00		
		Monday	10:00	23:00		
		Tuesday	10:00	23:00		
		Wednesday	10:00	23:00		
		Thursday	10:00	23:00		
		Friday	10:00	23:00		
		Saturday	10:00	23:00		
Non Standard Timings & Seasonal Variations						
Perform Dance	Indoors	Sunday	10:00	23:00		
		Monday	10:00	23:00		
		Tuesday	10:00	23:00		
		Wednesday	10:00	23:00		
		Thursday	10:00	23:00		
		Friday	10:00	23:00		
		Saturday	10:00	23:00		
Non Standard Timings & Seasonal Variations	Our special Christmas dance during the festive season to cease at midnight.					

Alcohol Sales	ON and OFF Sales	Sunday	12:00	00:00		
		Monday	12:00	00:00		
		Tuesday	12:00	00:00		
		Wednesday	12:00	00:00		
		Thursday	12:00	00:00		
		Friday	12:00	00:00		
		Saturday	12:00	00:00		
Non Standard Timings & Seasonal Variations						

**Licence Commencement Date**

3<sup>rd</sup> November 2009

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

**Current Licence Date**

4<sup>th</sup> April 2019

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

**ANNEX 1 - MANDATORY CONDITIONS**

**Supply of Alcohol**

1. Where this Licence authorises the supply of alcohol:

No supply of alcohol may be made under this licence:

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

Every retail sale or supply of alcohol made under this licence must be made or authorised by a person who holds a Personal Licence.

**Exhibition of Films**

1. Where a premises licence authorises the exhibition of films, the licence must include a condition requiring the admission of children to the exhibition of any film to be restricted in accordance with this section.
2. Where the film classification body is specified in the licence, unless subsection (3)(b) applies, admission of children must be restricted in accordance with any recommendation by that body.
3. Where:-
- (a) The film classification body is not specified in the licence, or
  - (b) The relevant licensing authority has notified the holder of the licence that this subsection applies to the film in question,

admission of children must be restricted in accordance with any recommendation made by that licensing authority.

4. In this section “children” means any person aged under 18; and

“film classification body” means the person or persons designated as the authority under Section 4 of the Video Recordings Act 1984(c39) (authority to determine suitability of video works for classification).

**Irresponsible Promotions**

1. The responsible person must ensure that staff on relevant premises do not carry out, arrange or participate in any irresponsible promotions in relation to the premises.
2. In this paragraph, an irresponsible promotion means any one or more of the following activities, or substantially similar activities, carried on for the purpose of encouraging the sale or supply of alcohol for consumption on the premises—
- (a) games or other activities which require or encourage, or are designed to require or encourage, individuals to—
    - i. drink a quantity of alcohol within a time limit (other than to drink alcohol sold or supplied on the premises before the cessation of the period in which the responsible person is authorised to sell or supply alcohol), or
    - ii. drink as much alcohol as possible (whether within a time limit or otherwise);

- (b) provision of unlimited or unspecified quantities of alcohol free or for a fixed or discounted fee to the public or to a group defined by a particular characteristic in a manner which carries a significant risk of undermining a licensing objective;
- (c) provision of free or discounted alcohol or any other thing as a prize to encourage or reward the purchase and consumption of alcohol over a period of 24 hours or less in a manner which carries a significant risk of undermining a licensing objective;
- (d) selling or supplying alcohol in association with promotional posters or flyers on, or in the vicinity of, the premises which can reasonably be considered to condone, encourage or glamorise anti-social behaviour or to refer to the effects of drunkenness in any favourable manner;
- (e) dispensing alcohol directly by one person into the mouth of another (other than where that other person is unable to drink without assistance by reason of disability)

### **Free Tap Water**

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

### **Age Verification Policy**

1.
  - (a) The premises licence holder or club premises certificate holder must ensure that an age verification policy is adopted in respect of the premises in relation to the sale or supply of alcohol.
  - (b) The designated premises supervisor in relation to the premises licence must ensure that the supply of alcohol at the premises is carried on in accordance with the age verification policy.
  - (c) The policy must require individuals who appear to the responsible person to be under 18 years of age (or such older age as may be specified in the policy) to produce on request, before being served alcohol, identification bearing their photograph, date of birth and either—
    - i. a holographic mark, or.
    - ii. an ultraviolet feature.

### **Drink Volume Measures**

1. The responsible person shall ensure that:
  - (a) where any of the following alcoholic drinks is sold or supplied for consumption on the premises (other than alcoholic drinks sold or supplied having been made up in advance ready for sale or supply in a securely closed container) it is available to customers in the following measures:
    - i. beer or cider: ½ pint;
    - ii. gin, rum, vodka or whisky: 25 ml or 35 ml; and
    - iii. still wine in a glass: 125 ml; and
2. these measures are displayed in a menu, price list or other printed material which is available to customers on the premises; and.
3. where a customer does not in relation to a sale of alcohol specify the quantity of alcohol to be sold, the customer is made aware that these measures are available.

## **Permitted Price**

1.
  - (a) A relevant person shall ensure that no alcohol is sold or supplied for consumption on or off the premises for a price which is less than the permitted price.
  - (b) For the purposes of the condition set out in paragraph 1—
    - A. “duty” is to be construed in accordance with the Alcoholic Liquor Duties Act 1979;
    - B. “permitted price” is the price found by applying the formula—
$$P = D + (D \times V)$$
where—
      - i. P is the permitted price,
      - ii. D is the amount of duty chargeable in relation to the alcohol as if the duty were charged on the date of the sale or supply of the alcohol, and
      - iii. V is the rate of value added tax chargeable in relation to the alcohol as if the value added tax were charged on the date of the sale or supply of the alcohol;
    - C. “relevant person” means, in relation to premises in respect of which there is in force a premises licence—
      - i. the holder of the premises licence,
      - ii. the designated premises supervisor (if any) in respect of such a licence, or
      - iii. the personal licence holder who makes or authorises a supply of alcohol under such a licence;
    - D. “relevant person” means, in relation to premises in respect of which there is in force a club premises certificate, any member or officer of the club present on the premises in a capacity which enables the member or officer to prevent the supply in question; and
    - E. “value added tax” means value added tax charged in accordance with the Value Added Tax Act 1994.
2. Where the permitted price given by Paragraph B of paragraph 2 would (apart from this paragraph) not be a whole number of pennies, the price given by that sub-paragraph shall be taken to be the price actually given by that sub-paragraph rounded up to the nearest penny.
3. (1) Sub-paragraph (2) applies where the permitted price given by Paragraph B of paragraph 2 on a day (“the first day”) would be different from the permitted price on the next day (“the second day”) as a result of a change to the rate of duty or value added tax.  
(2) The permitted price which would apply on the first day applies to sales or supplies of alcohol which take place before the expiry of the period of 14 days beginning on the second day.

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

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

(b) in respect of premises in relation to:

- i. any occasion mentioned in paragraph 8(3)(b) or (c) of that Schedule (premises being used exclusively by club with club premises certificate, under a temporary event notice authorising plays or films or under a gaming licence), or
- ii. any occasion within paragraph 8(3)(d) of that Schedule (occasions prescribed by regulations under that Act).

3. For the purposes of this section:

- (a) “security activity” means an activity to which paragraph 2(1)(a) of that Schedule applies, and, which is licensable conduct for the purposes of that Act, (see Section 3(2) of that Act) and
- (b) paragraph 8(5) of that Schedule (interpretation of references to an occasion) applies as it applies in relation to paragraph 8 of that Schedule.

#### **ANNEX 2A – CONVERTED CONDITIONS**

None

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

##### PREVENTION OF PUBLIC NUISANCE

- Prominent, clear and legible notices will be displayed at the exit requesting the public to respect the needs of nearby residents and to leave the premises and the area quietly.
- Deliveries of goods necessary for the operation of the business will be carried out at such a time or in such a manner as to prevent nuisance and disturbance to nearby residents.
- The Licensee will ensure that staff who arrive early morning or depart late at night (ex. for unpacking, pricing newly delivered goods) when the business has ceased trading conduct themselves in such a manner to avoid causing disturbance to nearby residents. Customers will be asked not to stand around loudly talking in the street outside the premises.
- The movement of bins and rubbish outside the premises will be kept to a minimum after 11.00pm. This will help to reduce the levels of noise produced by the premises.
- Adequate waste receptacles for use by customers will be provided in the local vicinity.

##### PUBLIC SAFETY

- Internal and external lighting fixed to promote the public safety objective.

##### PROTECTION OF CHILDREN FROM HARM

- Approved photographic proof of age will be required to be shown by anyone seeking to purchase alcohol who appears to be under 25 years of age.

##### PREVENTION OF CRIME AND DISORDER

- Induction, training and supervision on the Licensing Act 2003 and related best practice will be provided to all staff during induction and on an ongoing basis. Records of which will be maintained. All the details provided in Training Record Book will be available in the retail unit.
- CCTV system installed to monitor entrances, exits and other parts of the premises with recording option available.

- A refusal book and an incident book will be used as a recording system which will be kept upon the premises in which shall be entered particulars of inspections made; those required to be made by statute, and information compiled to comply with any public safety condition attached to the premises licence that requires the recording of such information. The log books shall be kept available for inspection when required by persons authorised by the Licensing Act 2003 or associated legislation.

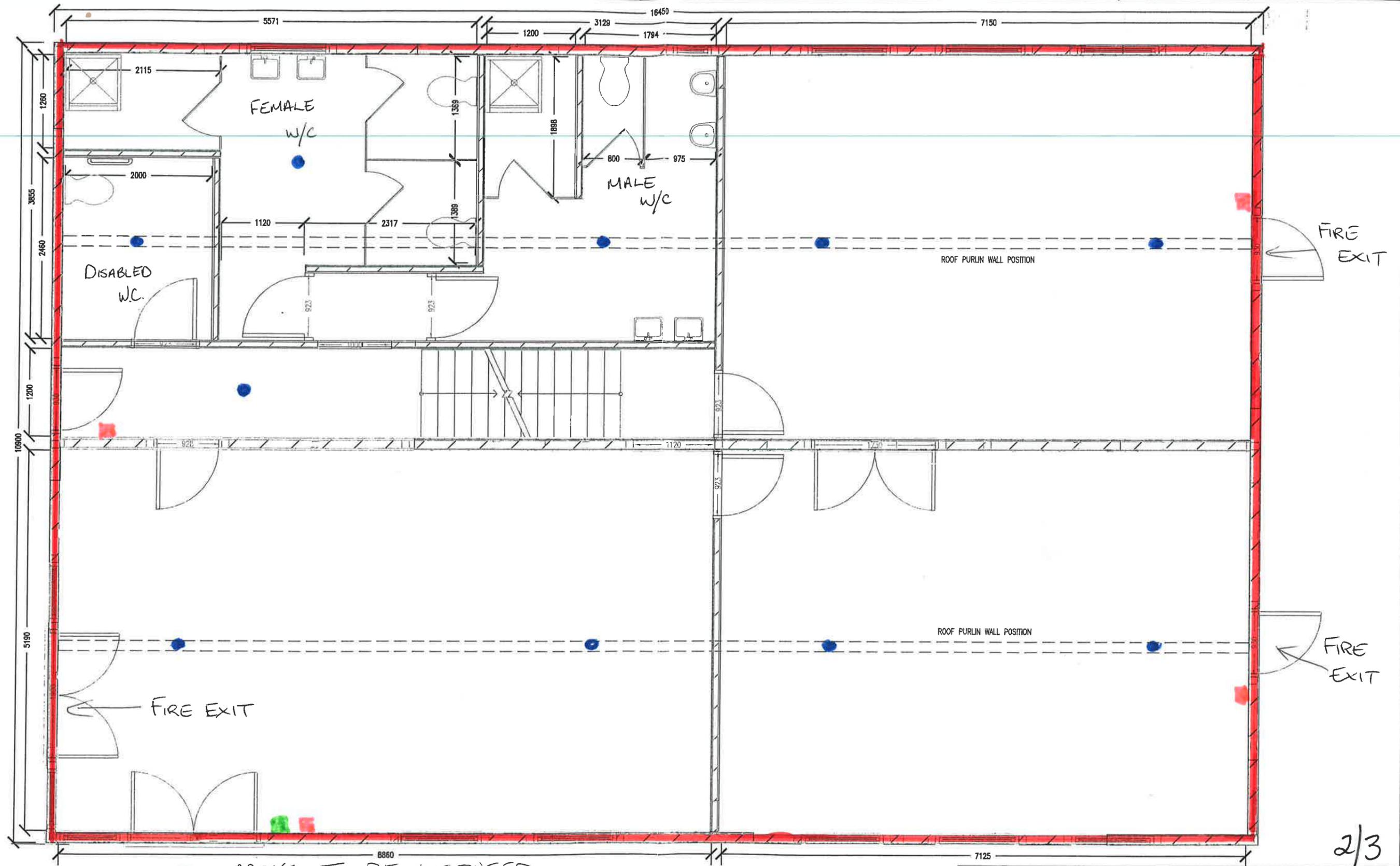
### **ANNEX 3 – CONDITIONS ATTACHED AFTER HEARING**

- The showing of films to cease at 18:00hrs when outdoors.
- Live music to take place indoors only and to cease at 23:00hrs.
- Recorded music to be permitted indoors only and to cease at 23:00hrs.
- Performance of dance to be permitted indoors only and permitting one special Christmas dance during the festive season.
- The provision of facilities for dancing to be permitted indoors only.
- Provision for entertainment limited to 18:00hrs outside.
- Late night refreshment from 23:00hrs to midnight is refused.
- A prominent notice to be displayed at the premises, containing the name and contact number of a suitable individual who can be contacted in the event of problems whilst licensable activities are taking place.
- All doors and windows to be closed after 22:00hrs during the performance of any music live or recorded.

### **ANNEX 4 – PLANS**

Attached Separately

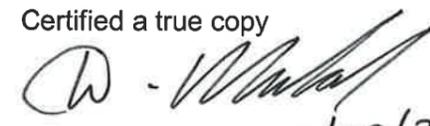
1. Cholderton Education Centre 09/09/2009
2. Cholderton Charlie's Farm & Youth Hostel Shop 09/09/2009
3. Overview plan showing outside areas to be licensed 09/09/2009
4. Events Barn 14/07/2017



- AREA'S TO BE LICENSED
- FIRE SMOKE DETECTORS
- FIRE BREAK POINTS
- FIRE EXTINGUISHER

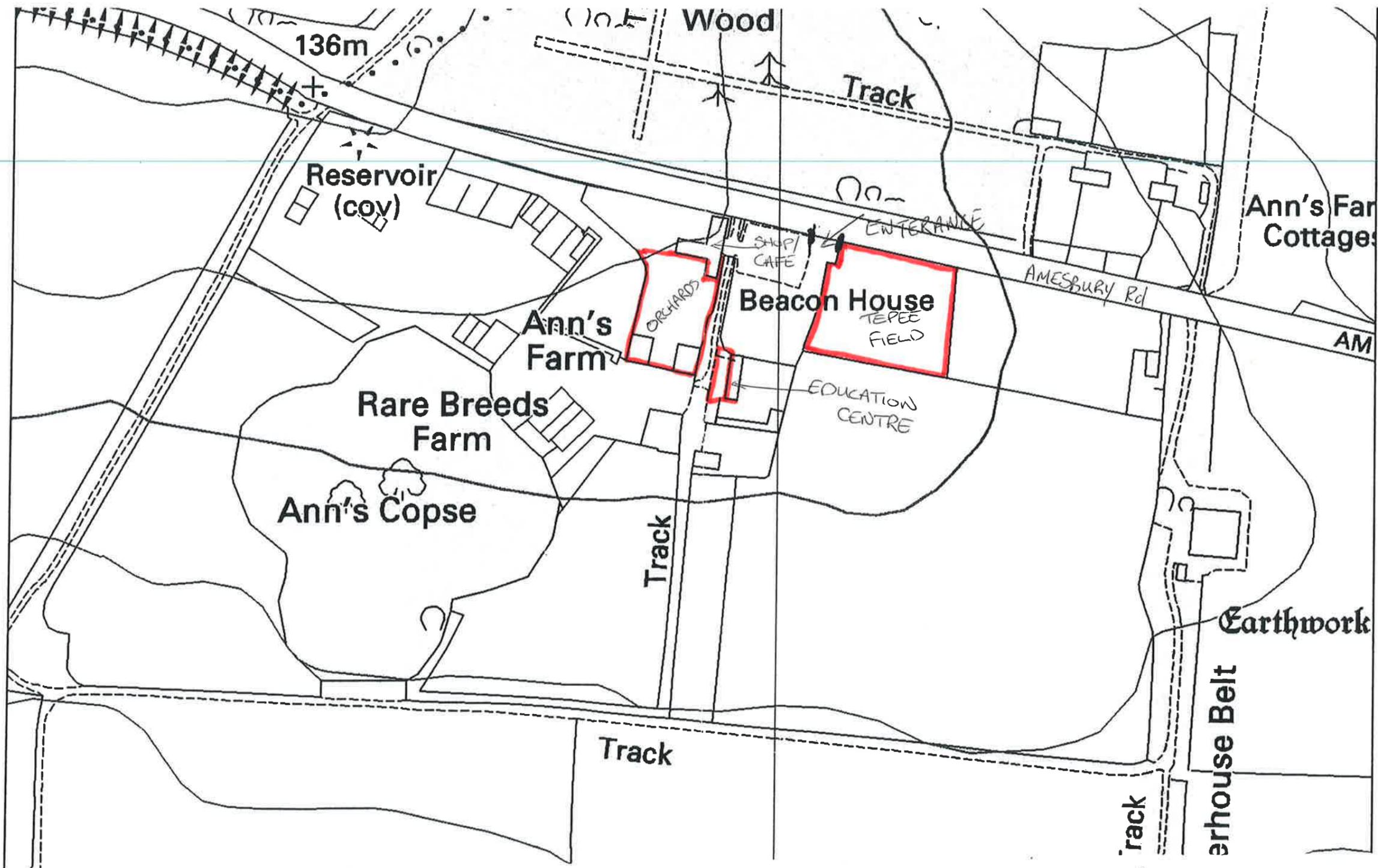
**COPY**

NOTE:  
DIMENSIONS ARE FINISHED ROOM SIZES

Certified a true copy  
  
 D Mulvey Date: 09/09/2009  
 Licensing Officer

SIP home Ltd

PROJECT NAME: CHOLDERTON EDUCATION CENTRE	DATE: 21-MAR-2005
DRAWING TITLE: GROUND FLOOR LAYOUT (AS BUILT)	CHECKED BY:
SCALE: 1:50	DRAWING No: CH-004
DRAWN BY: RB	
CONTRACT No: C0018	



**COPY**

— OUTSIDE AREA'S TO BE LICENSED

Certified a true copy

*D. Mulvey*

D Mulvey Date: 09/09/2009  
Licensing Officer

CHOLDERTON CHARLIE'S FARM + YOUTH HOSTEL

# CHOLBERTON CHARLISBEE FARM & YOUTH HOSTEL

Shop

**COPY**

DEMARKS AREA TO BE LICENSED



SMOKE DETECTORS



HEAT DETECTORS



FIRE EXTINGUISHERS



FIRE BREAK POINTS

Certified a true copy

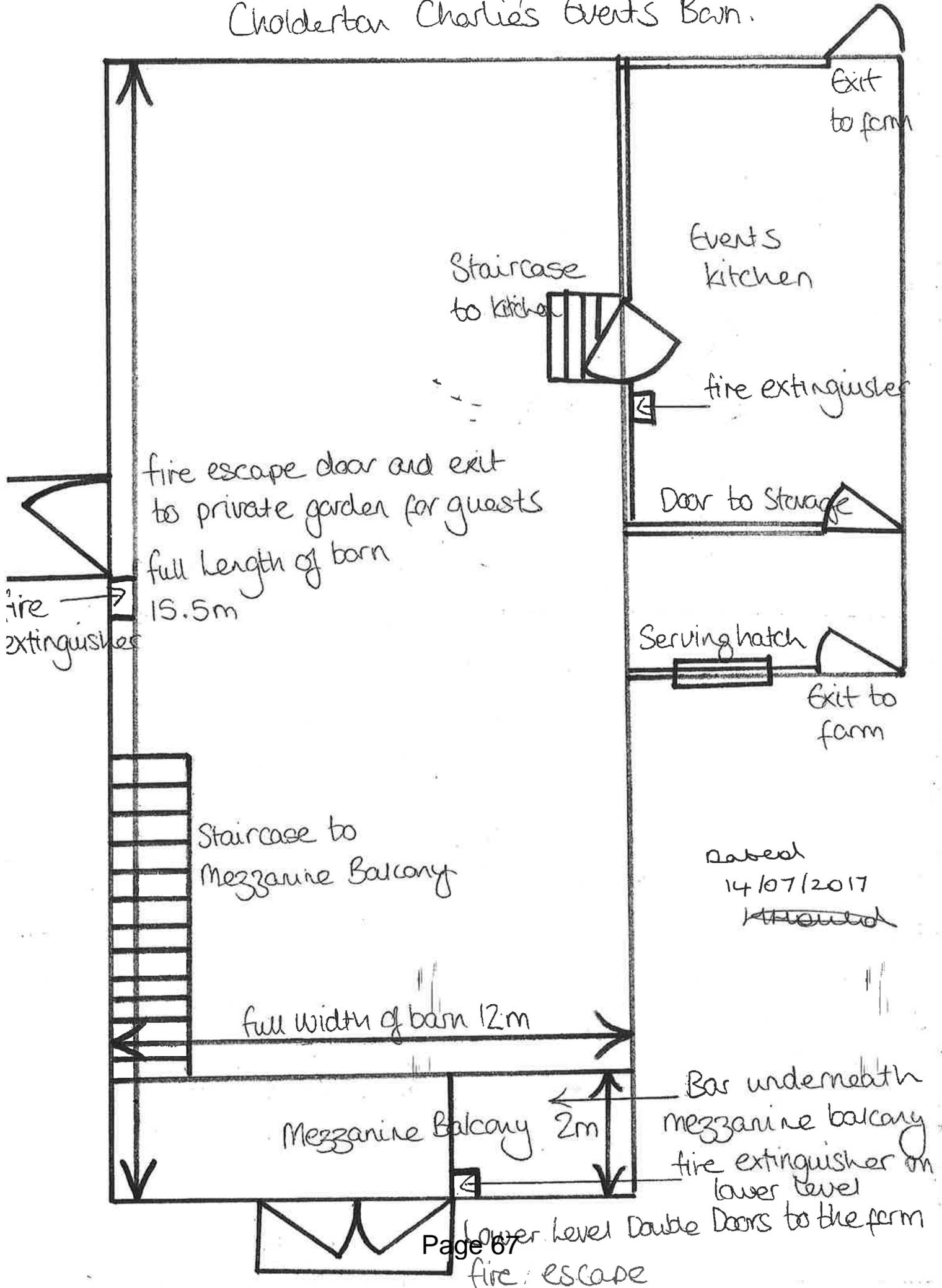
*D. Mulvey*

D Mulvey Date: 09/09/2009  
Licensing Officer

SZ 34 =



# Cholderton Charlie's Events Barn.



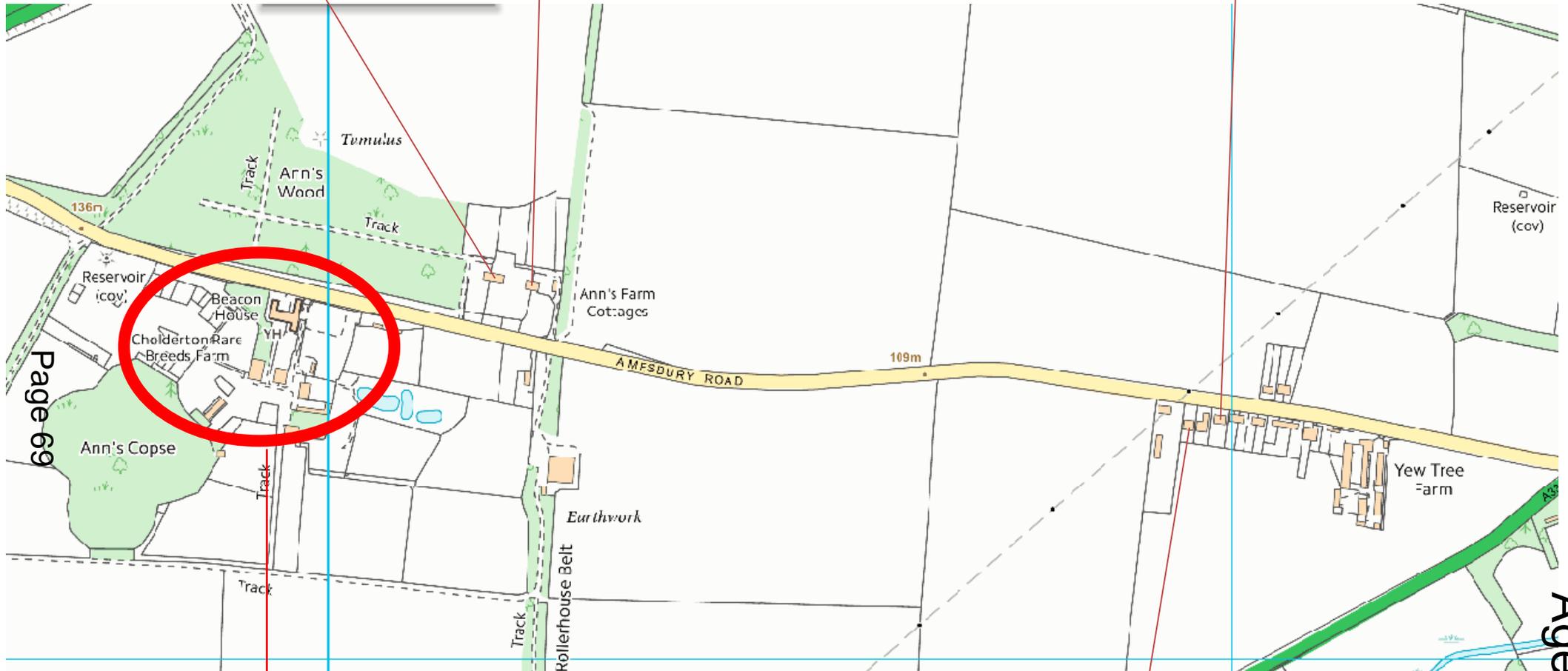
Dated  
14/07/2017  
~~Approved~~

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3 Ann's Farm Cottages, Amesbury Road, Cholderton, Salisbury, SP4 0EN

Beacon Way, Amesbury Road, Cholderton, Salisbury, SP4 0ER

1 Ann's Farm Cottages, Amesbury Road, Cholderton, Salisbury, SP4 0EN



Premises to which this application relates:  
Cholderton Rare Breeds Farm, Beacon House, Amesbury Road, Cholderton, SP4 0EW

Charnwood, Amesbury Road, Cholderton. SP4 0ER

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# Agenda Item 6e

**From:** [Richard Shipway](#)  
**Sent:** 29 May 2019 23:42  
**To:** [parishchair](#)  
**Cc:** [Richard and Kathryn Shipway](#)  
**Subject:** RE: Variation of licence - Cholderton Charlies

Hi Myra

Thank you for informing Kathryn and I of the proposed amendments to the conditions of entertainment 'up the road'.

I have given this matter some thought as we do like to support local business and would not want to make unreasonable objections. We have fully considered the implications and do take issue with proposed outdoor entertainment

Outdoor entertainment with music/live music for 15 nights in what will clearly be summer weeks will remove our ability for quiet enjoyment of our property. 15 nights represents each weekend for 3 months of the summer - June/July/August. This is too frequent when considering the level of noise that these events will represent. We had recent experience of some event occurring in that direction where the noise carried was incredibly clear (we only have one house between us and Cholderton Charlie's and it wasn't next door's music!). The topography, prevailing wind direction and very essence of outdoor music -loud- would deliver an exceptionally intrusive nuisance to our home, frequently.

As a venue Cholderton Charlie's has the ability to operate entertainment indoors thereby ensuring suitable regard for neighbours whilst ensuring trade. This we do not object to.

Out of reason I would not object to a small number of outdoor events at the venue between the hours outlined. Four is acceptable on the understanding that we are given prior notification. Beyond that level is not acceptable and will be subject to our strong objection.

Apologies for the delay in responding.

Regards

Richard

# 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	CHOLDERTON RARE BREEDS FARM BEACON HOUSE, AMESBURY ROAD, CHOLDERTON SP4 0EW
Your Name	MRS ANNE MIDGLEY
Postal Address	1 ANN'S FARM COTTAGES AMESBURY ROAD CHOLDERTON SP4 0EW
Contact Telephone Number and Email address	
Are you (please tick): <input checked="" type="checkbox"/> An individual? <input type="checkbox"/> A person who operates a business? <input type="checkbox"/> A person representing residents or businesses? <input type="checkbox"/> 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	PREMISES ARE A CHILDREN'S FARM WITH A BLOWN SALES ON SAME SITE. EVENTS UNTIL VERY LATE IN LARGE OPEN AREA. WOULD NEED VERY MANY STAFF TO POLICE.

<p><b>The prevention of public nuisance</b></p>	<p>HIGH VOLUME OF NOISE. EVENTS GO ON A LONG TIME. ADD ON SET UP AND BREAK DOWN WHICH CAN TAKE 2-3 DAYS. PEOPLE LEAVING VERY LATE / EARLY MORNING FROM EVENTS. MORE EVENTS = EVEN MORE NOISE. HAVE HAD RUBBISH THROWN IN GARDEN AND ABUSIVE LANGUAGE FROM GUESTS.</p>
<p><b>The prevention of crime and disorder</b></p>	<p>PEOPLE COULD EASILY ACCESS OUR HOME AS ONLY FARM FENCING BETWEEN. LATE EVENTS WOULD BE IN THE DARK.</p>
<p><b>Public safety</b></p>	<p>PEOPLE ARRIVING AND LEAVING WALKING UP NARROW LANE WITH NO FOOTPATH. BUS STOP, INFREQUENT, ABOUT 1 MILE AWAY. POSSIBLE DRINK DRIVING OTHERWISE. LANE USED BY RIDERS, WALKERS, CYCLISTS. ACCIDENTS HAVE HAPPENED BEFORE.</p>

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

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 28-5-19 .

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](mailto: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

**3 Ann's Farm Cottages  
Amesbury Road  
Cholderton  
Wiltshire  
SP4 0EN**

27<sup>th</sup> May, 2019

Wiltshire Council  
Licensing Department  
Monkton Park  
Chippenham  
Wiltshire  
SN15 1ER

Dear Sir,

**Cholderton Charlie's Farm, Amesbury Road, Cholderton, SP4 0EW  
Premises Licence PRE0603 Variation Application**

We are writing to register our objection to the application to vary the premises license at the above. We believe that granting the variation will not promote the licensing objectives, in particular the prevention of public nuisance, but also potentially the prevention of children from harm.

My family have lived opposite the farm, keeping our livestock in quiet countryside, for many years (see map). Since the development of the youth hostel, we have been subjected to noise disturbance on many occasions. Representations were made at the original premises licence hearing in 2009, from several householders, relating to this noise nuisance from the youth hostel. The Licensing Committee upheld the objections and rejected the application for outdoor regulated entertainment in the form of live and recorded music and dance.

However, from that time the noise has increased. The circumstances at the youth hostel have not improved and from 2009 we have also had to suffer very loud licensed activities from within the premises. In addition, from our home we have experienced music (both live and recorded), singing with the words clearly discernible, people shouting over loudspeaker systems, karaoke in the "tepee" field nearest our home, generalised screaming and shouting, and also fireworks displays. We have even been able to feel the vibrations through our furniture. This originates from events staged outdoors. It is particularly prevalent during the summer months at weekends when there can be festivals consisting of loud music, drums and vocals lasting all day. The set up and sound checks before the event, plus the dispersal of visitors and the dismantling of equipment afterwards add to the overall nuisance.

Cont'd ...

Every event organised means we have to stay in the house with the windows shut (not pleasant on a hot summer's day). Our gardens are effectively out of bounds. Turning the radio or television up does not help. We have even had to change our plans and leave the house for the rest of the day just to escape the noise.

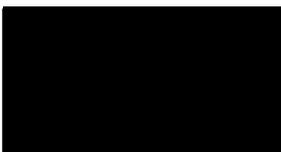
On many occasions over the years we have tried to get the situation sorted out by telephoning, writing and visiting the site. Reports have also been sent to various departments at the Council. We have even observed music and amplified entertainment (not permitted outdoors) set up outside the licensed outdoor areas.

We are now very apprehensive that the current application will make the situation even worse than it has ever been. If the whole site and 15 events per year are permitted it would mean noisy outdoor events very close to our home, again most likely over consecutive summer weekends. As the map attached to the application is now out of date, and much of the site is covered with vineyard and some livestock paddocks, the open areas left focus mainly by the entrance, youth hostel and the "tepee field" nearest to our home. This is creating a public nuisance, not preventing it. It must be noted that even this year's events have been planned and publicised as before, without regard to the conditions attached to the licence. The current application has been sought in hindsight.

We also have serious concerns regarding these events as they mix children's activities with the sale of alcohol at the same time, until late at night (see publicity attached). The public are then encouraged to stay on site after hours with their personal camping equipment, potentially continuing their own consumption. Providing alcohol on the same site as a children's farm cannot promote the safety of young people.

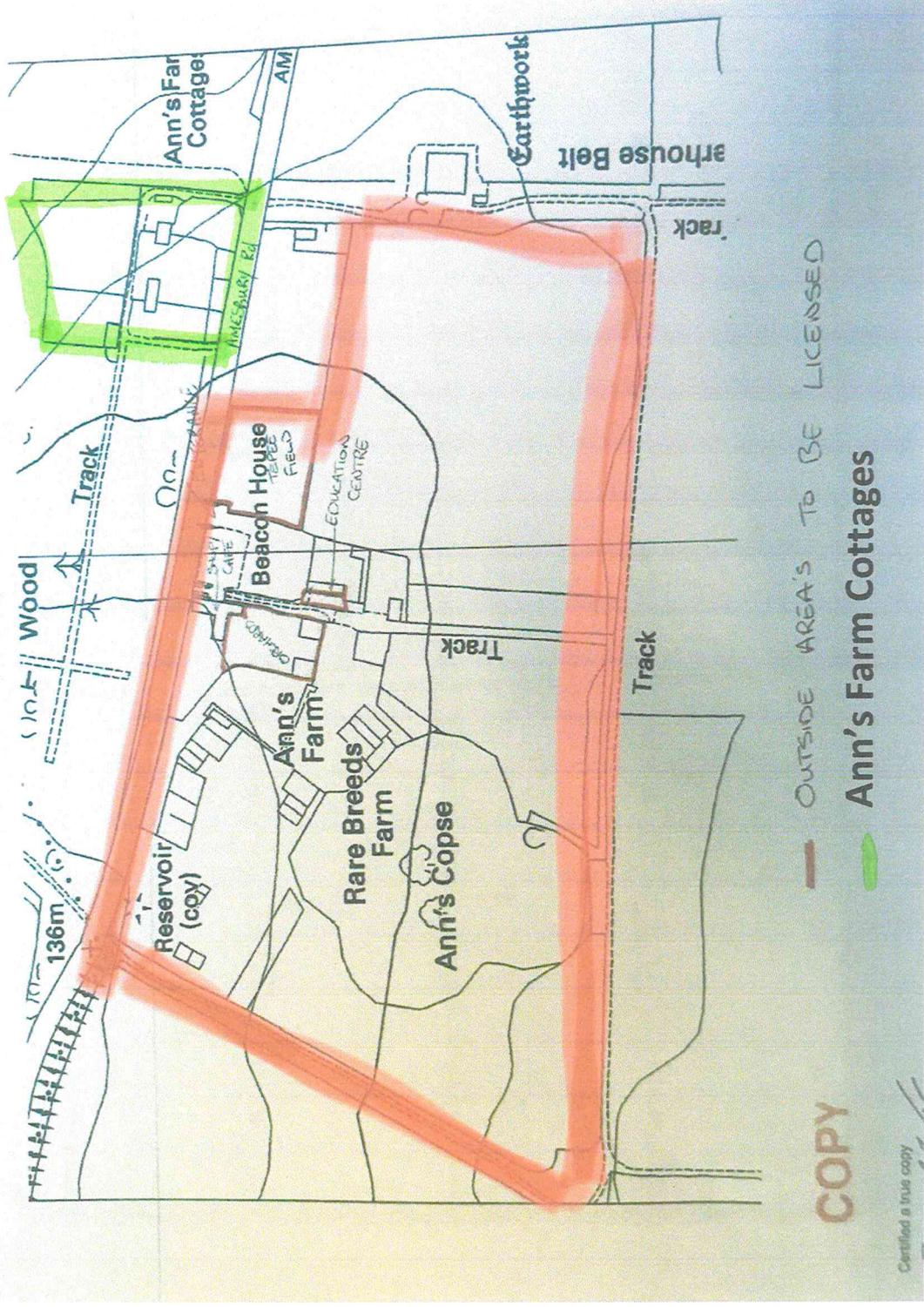
We trust that our objections to this application will be taken into consideration and we may be allowed the peaceful enjoyment of our property to which we are entitled.

Yours faithfully,

A solid black rectangular box used to redact the signature of Mrs C Randall.

Mrs C Randall

Encs



# FAMILY FESTIVAL

6PM-11PM | 21/6/19 | £5

BRAND NEW EVENT DATE for the diary Cholderton Solstice Family Festival!

LOTS more details being released very soon! Early bird tickets NOW ON SALE.....click the link below to purchase tickets today!

Come along with your friends and family to celebrate the evening of the Summer Solstice with us in style, on Friday the 21st of June 2019! Head to The Stones at Stonehenge after the event, or stay overnight with us in your tent, campervan or in our on-site 70 bed hostel!

Early Bird tickets now on sale, just £5 per person or £18 for a family ticket, click the link below to purchase tickets today!

If you fancy having a gazebo and stall at this event, get in touch with Sue on [events@choldertoncharliesfarm.com](mailto:events@choldertoncharliesfarm.com) or [\(01980\)629438](tel:01980629438)

At the event will find: lots of Live music, Children's Entertainment, our Indoor Playbarn, Charity Stalls, Craft Stallholders, Facepainting, Body Painting, Dancers, Hog Roast, BBQ, Bars, camping available and much much more!

Please note: CHOLDERTON RESIDENTS COME IN FREE OF CHARGE, max 2 people per household (online booking essential) just bring a letter with home address on, on the night!



Headlining we have the amazing  
Chasing Deer PLUS other local artists!

Schedule:

6pm – 7pm Entertainment begins....

7pm – 7:45pm Chasing Deer \*first set\*

7:45pm – 8:15pm Local Artist

8:15pm – 9pm Chasing Deer \*second  
set\*

9pm – 11pm DJ

Deep in the heart of the Wiltshire village of Cholderton, near to the city of Salisbury, is Cholderton Charlie's- a rare breeds farm full of your favourite furry friends. Complete with indoor and outdoor play areas, accomodation, gift-shop and a vineyard, it's perfect for a family day out, and is an ideal location for events, festivals and parties, not far from the infamous English heritage site of Stonehenge. There is also the on-site Kitchen, Café & Bar, which serves seasonal hot & cold food, using the finest local ingredients. Whether you visit the farm regularly, or have never seen all the cuddly animals for yourself, why not treat the family to a day out, or book tickets for the Cholderton Solstice Family Festival and experience the farm in a whole new way!



## TESTIMONIALS

Page 79

# Wiltshire Council

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Premises about which representation is being made	COULDERTON POPE BROS FARM BEACON HOUSE SP4 0EW
Your Name	DAVID RANDALL
Postal Address	3 ANNS FARM COTTAGES ANESBURY ROAD COULDERTON SALISBURY SP4 0EN
Contact Telephone Number and Email address	[REDACTED]
Are you (please tick):	<ul style="list-style-type: none"> <li>• An individual? <input checked="" type="checkbox"/></li> <li>• A person who operates a business?</li> <li>• A person representing residents or businesses?</li> <li>• A member of the Relevant Licensing Authority (ie, elected Councillor of the Licensing Authority)?</li> </ul>
If you are representing residents or businesses who have asked you to represent them?	<input checked="" type="checkbox"/>

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	SALE AND CONSUMPTION OF ALCOHOL INTO THE LATE HOURS <del>IS NOT</del> IS NOT COMPATIBLE WITH THE SITE'S MAIN USE AS A CHILDREN'S PLAYING PARK

<p><b>The prevention of public nuisance</b></p>	<p>THERE ARE 4 HOUSES DIRECTLY OPPOSITE THE FARM. AMPLIFIED MUSIC PLAYED OUTDOORS DURING THE DAY AND UNTIL LATE AT NIGHT CANNOT FAIL TO BE ANNOYING OTHER THAN A SERIOUS NOISE NUISANCE TO LOCAL RESIDENTS. THIS IS WHY THIS PERMISSION WAS PREVIOUSLY DENIED. THE CIRCUMSTANCES HAVE NOT CHANGED.</p>
<p><b>The prevention of crime and disorder</b></p>	<p>THERE IS NO PUBLIC TRANSPORT LINK TO THE FARM. CONSUMPTION OF ALCOHOL UNTIL LATE AT NIGHT WITH NO PUBLIC TRANSPORT MAY GIVE RISE TO DRUNK DRIVING.</p>
<p><b>Public safety</b></p>	<p>—</p>

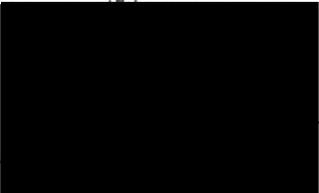
**Please list below any suggested actions that you feel the applicant could take to address your concerns:**

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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... 27/5/19.....

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](mailto: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

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

# Wiltshire Council

Where everybody matters

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<b>Premises about which representation is being made</b>	Cholderton Rare Breeds Farm, Beacon House, Amesbury Road, Cholderton
<b>Your Name</b>	Mr John McGuire and Mrs Catherine McGuire
<b>Postal Address</b>	Beaconway, Amesbury Road, Cholderton, SP4 0ER
<b>Contact Telephone Number and Email address</b>	[REDACTED]
<b>Are you (please tick):</b> <ul style="list-style-type: none"> <li>• An individual? <input checked="" type="checkbox"/></li> <li>• <del>A person who operates a business?</del></li> <li>• <del>A person representing residents or businesses?</del></li> <li>• <del>A member of the Relevant Licensing Authority (ie, elected Councillor of the Licensing Authority)?</del></li> </ul>	
<b>If you are representing residents or businesses who have asked you to represent them?</b>	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	n/a

<b>The prevention of public nuisance</b>	Please refer to appended letter dated 3rd June 2019.
<b>The prevention of crime and disorder</b>	n/a
<b>Public safety</b>	Please refer to appended letter dated 3rd June 2019.

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

1. Draw up and consult on an appropriate noise assessment and management plan which sets out the noise level at which action will be taken, and the measures that will be taken to bring noise back to appropriate levels in a timely fashion.
2. Draw up and consult on a traffic management plan. This should include measures to ensure the number of attendees at events will never exceed the capacity of the car park, such that there will not be any instances of overspill parking outside of the boundary of the Farm. For example, all events should be ticketed, with the maximum number of tickets sold not exceeding the capacity of the car park.
3. Revise the requested days of the week for holding events to be limited to Friday and Saturday nights only, with no more than 1 (one) event to be held per calendar month, with a maximum of 12 events per calendar year.
4. A full list of all events should be circulated to all Amesbury Road residents at the start of each year, with further confirmation notification of each individual event no less than 14 days prior to the event.

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... [REDACTED] ..... Date...03 Jun 2019.....

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](mailto: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 Licensing Officer  
Licensing Department  
Wiltshire Council

Mr & Mrs McGuire  
Beaconway  
Amesbury Road  
Cholderton  
Wiltshire  
SP4 0ER

By email only:

[Hannah.Hould@wiltshire.gov.uk](mailto:Hannah.Hould@wiltshire.gov.uk)

cc [publicprotectionnorth@wiltshire.gov.uk](mailto:publicprotectionnorth@wiltshire.gov.uk)

3<sup>rd</sup> June 2019

Dear Ms Hould

**Ref: WK/201910845 Variation of a Premises Licence Application  
Cholderton Rare Breeds Farm, Amesbury Road, Cholderton**

This document is an addendum to our completed Representation Form and sets out our representation in respect of the Licensing Objectives for the above application. The associated Representation Form contains our suggested actions to address the concerns raised below.

**The application**

Our understanding of the application is that it is to allow the applicant to hold outdoor and indoor music events, for which they state it may be difficult to control the volume of noise, to be held on any day of the week, for which the music of an unknown volume would be permitted to go on from 10:00 through to 23:00 (patrons leaving by 00:30), with up to 15 events taking place at undisclosed times, each year. There is no indication of whether any of the events will be multi-day events, or the distribution of events over the course of a year.

Our representation relates to the following Licensing Objectives:

1. The prevention of public nuisance
2. Public safety

**1. The prevention of public nuisance**

We have a number of concerns with the application itself, in respect of this Objective. There appears to be no appropriate noise survey to assess the potential effects; no indication of the potential volume of noise (decibels) nor at what level it would be capped; no indication of what mitigation would be put in place; and, the management plan appears to only contain measures for the monitoring of noise and effects rather than the actual management of such. To state that the measure for the proposed control of live music is to monitor sound levels throughout the event is not a control, it is monitoring. We would have expected to see the noise level at which an alert would be raised with management, and the measures they would take to swiftly bring it back below an appropriate and reasonable level.

If such events were held on a week night for the duration applied for, this would be unacceptably and unreasonably late noise nuisance for local residents, particularly for those of us that have to rise early for work.

The application does not give clarity on the distribution of events over the course of a year, but given the nature of the proposed events it is not unreasonable to assume the majority of them are most likely to be in the summer months. To compress 15 events into the short British summer would mean a lot of noisy events in a short period of time, which would cause a high level of public nuisance in the form of noise disturbance in this peaceful, rural location. This is particularly so, given the duration of playing of loud music at each event could be 13 hours, followed by traffic and people leaving the event over the next 1.5 hours.

Continues on page 2...

Music and speakers from the recent Dog's Trust Fun Day event were clearly audible on Amesbury Road during the day on Sunday 2<sup>nd</sup> June, which is approximately 1.7km away. The underlying geology here is an excellent sound transmitter, too, particularly for deeper bass sounds – live firing on the Plain being a case in point, most of which is in excess of 10km away. The Rare Breeds Farm is approximately 700m from our property. Without a proper assessment of noise transmission it is not possible to conclude that music events at the Rare Breeds Farm will not cause a public nuisance to residents on Amesbury Road, but it is reasonable to assume it is highly likely to do so.

## **2. Public safety**

Also of concern is the management of road safety during events. At the last big event at the Farm that we witnessed, the car park was completely overwhelmed with overspill parking not just all along both sides of the road by the Park – and, alarmingly, up to the A303 – but overspill cars were parked outside our home, almost obstructing our driveway. Some of the parking was extremely dangerous and the parking down here was hugely inconsiderate. It was very fortunate that no emergency services were required on Amesbury Road that day. The impression was that the Park had lost control of the event, which raises serious concerns for future events.

Our proposed actions for addressing these concerns are listed on the Representation Form.

It is a pity the Farm were not able to present their proposal at the last Parish meeting and hold a consultation with residents prior to submitting the licence application. We hope that our representation provides constructive comment to enable an improved application that will address these concerns.

Yours sincerely



John McGuire



Catherine McGuire

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