

AGENDA

Meeting: Northern Area Licensing Sub Committee
Place: Council Chamber - Wiltshire Council Offices, Monkton Park,
Chippenham SN15 1ER
Date: Monday 20 May 2019
Time: 11.15 am
Matter: Application for a Variation of a Premises Licence, The Old Lane,
Lodge Road, Chippenham

Please direct any enquiries on this Agenda to Lisa Pullin, Tel 01225 713015 or email committee@wiltshire.gov.uk, of Democratic Services, County Hall, Bythesea Road, Trowbridge

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

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

Membership:

Cllr Allison Bucknell
Cllr Peter Evans

Cllr Ian Thorn

Substitutes:

Cllr Sue Evans

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Public Participation

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

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

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

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

AGENDA

1 **Election of Chairman**

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

2 **Apologies for Absence/Substitutions**

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

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

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

4 **Chairman's Announcements**

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

5 **Declarations of Interest**

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

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

To consider and determine an Application for a Variation of a Premises Licence by Marstons Plc in respect of The Old Lane, Lodge Road, Chippenham. The report of the Public Protection Officer (Licensing) is attached.

6a **Appendix 1 - Variation Application** (*Pages 19 - 32*)

6b **Appendix 2 - Existing Premises Licence** (*Pages 33 - 42*)

6c **Appendix 3 - Location Map** (*Pages 43 - 44*)

6d **Appendix 4 - Relevant Representations** (*Pages 45 - 50*)

6e **Appendix 5 - Location Map of Representations** (*Pages 51 - 52*)

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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

NORTHERN AREA LICENSING SUB COMMITTEE

20 MAY 2019

Application for a Variation of a Premises Licence; The Old Lane, Lodge Road, Chippenham, Wiltshire, SN15 3SY

1. Purpose of Report

- 1.1 To determine an application for a variation of a Premises Licence in respect of The Old Lane, Lodge Road, Chippenham, Wiltshire, SN15 3SY made by Marston's PLC.

2. Background Information

- 2.1 An application for a variation of a Premises Licence in respect of The Old Lane has been made by Marston's PLC, for which two relevant representations have been received.
- 2.2 Wiltshire Council (as the Licensing Authority) must hold a hearing to consider the application having regard to the representations. In accordance with Section 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 grant the licence as applied for.
 - ii) To modify the conditions of the licence.
 - iii) To reject the whole or part of the application.
- 2.5 On 15 January 2019 Marston's PLC made an application to transfer the premises licence. The application was subsequently granted.
- 2.6 On 19 March 2019 an application for a variation to the premises licence was received and accepted as a valid application.

2.7 The variation applied for is summarised as follows:

Licensable Activity	Proposed Days & Timings	Current Days & Timings
Films (indoors)	Sun to Thurs 10:00 – 00:00 Fri & Sat 10:00 – 01:00	Daily 10:00 – 00:00
Indoor sporting events	Sun to Thurs 10:00 – 00:00 Fri & Sat 10:00 – 01:00	Daily 10:00 – 00:00
Live music (indoors)	Sun to Thurs 10:00 – 00:00 Fri & Sat 10:00 – 01:00	Daily 10:00 – 00:00
Recorded music (indoors)	Sun to Thurs 10:00 – 00:00 Fri & Sat 10:00 – 01:00	None, save for exemptions under the Legislative Reform (Entertainment Licensing) Order 2014, whereby the playing of recorded music between 08:00 and 23:00 before audiences of no more than 500 on premises authorised to be used for the supply of alcohol.
Performance of dance (indoors)	Sun to Thurs 10:00 – 00:00 Fri & Sat 10:00 – 01:00	None, save for exemptions under The Licensing Act 2003 (Descriptions of Entertainment) (Amendment) Order 2013, whereby performances of dance between 08:00 and 23:00 before audiences of no more than 500 are not licensable.
Late Night Refreshment	Sun to Thurs 23:00 – 00:00 Fri & Sat 23:00 – 01:00	Daily 23:00 – 00:00
Sale of Alcohol (ON and OFF Sales)	Sun to Thurs 10:00 – 00:00 Fri & Sat 10:00 – 01:00	Daily 10:00 – 00:00
Hours premises open to the public	Sun to Thurs 07:00 – 00:30 Fri & Sat 07:00 – 01:30	Daily 07:00 – 00:30

The application seeks to add an extension of hours under Non Standard Timings for New Year's Eve. The application includes the deletion and addition of conditions. The application also includes a revised plan with amendments to the layout of the premises. A copy of the application from Marston's PLC is attached as **Appendix 1**.

The existing Premises Licence is attached as **Appendix 2**. A map showing the location of premises is attached as **Appendix 3**.

2.8 There are no recorded complaints concerning the premises since 2013.

3. Consultation and Representations

3.1 The application process requires the application to be advertised, by the Applicant, in a local news publication within 10 working days, starting on the day after the authority receives it and for a public notice (on pale blue paper) to be posted on the premises.

3.2 During consultation it was identified that the blue notices were not on public display during the entire required period, due to refurbishment works on site. The consultation period was therefore extended until 26 April 2019.

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

3.4 The Senior Environmental Health Officer, Richard Francis, raised concerns regarding the potential impact of the variation application without offering any further measures, as conditions, to manage noise. After correspondence, the Applicant offered the following condition to be added to the application:

When live or recorded music is being provided the DPS or Licence Holder is to ensure that noise from the premises is monitored outside the premises on at least three occasions. When noise is found to be at a level likely to cause disturbance to people living in the vicinity, immediate steps are to be taken to reduce the noise level plus when regulated entertainment is undertaken all external doors and windows to be closed save for access and egress.

The above condition satisfied the concerns raised by the Senior Environmental Health Officer, and no representation was submitted.

3.5 Representations Received

1. David Stovell, 12 Sheppard Close, Pewsham, Chippenham, SN15 3FD
2. Philippa Stanley, 20 Sheppard Close, Pewsham, Chippenham, SN15 3FD

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

Representation	Licensing Objective
Increase of music noise due to the proposed extension of the licensed hours.	The Prevention of Public Nuisance
Increase of anti-social behaviour due to the proposed extension of the licensed hours.	The Prevention of Public Nuisance

- 3.6 The relevant representations are attached as **Appendix 4**.
- 3.7 A map showing the location of the persons making representations is attached as **Appendix 5**.

4. Legal Implications

- 4.1 This hearing is governed by the Licensing Act 2003 (Hearings) Regulations. These provide that hearings should be held in public unless the Licensing Authority considers that the public interest in excluding the public outweighs the public interest in the hearing taking place in public.
- 4.2 The Applicant and all persons who have made representations have been informed of the date, time and location of the hearing and their right to attend and be represented.
- 4.3 At the hearing all those who have made representations are entitled to address the Sub Committee and to ask questions of another party, with the consent of the Sub Committee.

5. Officer Recommendations

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

6. Right of Appeal

- 6.1 It should be noted that the Premises Licence Holder, the Responsible Authority(ies) any person who has 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.
-

Report Author: Roy Bahadoor, Public Protection Officer (Licensing)

Date of report: 7th May 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**
- **The Legislative Reform (Entertainment Licensing) Order 2014**
- **The Licensing Act 2003 (Descriptions of Entertainment) (Amendment) Order 2013**

Appendices

- 1 Variation application**
- 2 Existing Premises Licence**
- 3 Location map**
- 4 Representations**
- 5 Location map of representations**

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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.

We Marston's PLC 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.

Premises Licence Number

LN/000003336

Part 1 – Premises details

Postal address of premises or, if none, ordnance survey map reference or description Old Lane, Lodge Road, Chippenham, Wiltshire	
Post town Chippenham	Post code SN15 3SY

Telephone number of premises (if any)

01249 652932

Non-domestic rateable value of premises

£40,500

Part 2 – Applicant Details

Daytime contact telephone number

[REDACTED]

Email address
(optional)

[REDACTED]

Current postal
address if
different from
premises address

Marston's House, Brewery Road, Wolverhampton, WV1 4JT

Post Town

Wolverhampton

Postcode

WV1 4JT

Part 3 – Variation

Do you want the proposed variation to have effect as soon as possible? Please tick yes

If not do you want the variation to take effect from Day Month Year

2	5	0	4	2	0	1	9
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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. N/A

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 read guidance note 2)

Marston's Plc have purchased the Old Lane. The premises has operated for a brief period of time but is to close for refurbishment. As a result of the purchase a full review of the content of the Premises Licence has been undertaken so as to ensure that the premises operates within the Marston's Estates conditions and policies and not those of the previous owners. Furthermore to modernise the Licence which appears to have not been reviewed since conversion in 2005.

Application is made to vary the Premises Licence as follows:-

1. Layout

Amendments to the layout of the premises are proposed and these are identified on drawing JMADA1468/116 and are as follows:-

Internally

- To the main bar area to remove circular fixed seating and partition.
- To add new booth seating for dining purposes.
- To the side bar area to remove curved partition wall and curved seating so as to create open plan environment within which booth seating will be provided.

Externally

- Refurbishment of existing patio areas and provision of terraced area to the front of the property with new garden furniture and landscaping.

Application is made to bring the patio areas and pub garden within the licensed areas to facilitate waitress service and the provision of payment mechanisms such as ApplePay. The external area is limited to retail sale of alcohol and late night refreshment.

2. Hours

- A) Licensing activities – to enhance the hours for licensable activities in respect of Friday and Saturday to 01.00.
- B) Opening hours – to enhance the opening hours in respect of Friday and Saturday until 01:30.
- C) Non-standard timings – on the successful grant of the extension of hours to remove those non-standard timings which operate on Friday and Saturday of Bank Holiday weekends.
- D) To add extension of hours in respect of New Year's Eve so as to permit the premises to operate from opening on 31st December to closure on 1st January.

3. Licensable Activities

To add to the Licence the licensable activities of dancing and recorded music to be undertaken to the same hours as the retail sale of alcohol in particular :
Sunday to Thursday 10:00 to 00:00 hours
Friday and Saturday 10:00 to 01:00 hours.

The current Licence confirms the provision of recorded music as an embedded grant. Formal inclusion upon the Licence provides clarity as to the position.

On those occasions when hours are extended by virtue of non standard timings to those hours permitted for retail sale of alcohol.

4. Conditions

(a) Prevention of Crime and Disorder.

To delete condition relating to irresponsible promotions in view of existence of mandatory condition.

To delete Pubwatch condition and replace with:

"The Designated Premises Supervisor will actively participate and support local Pubwatch Scheme so long as the same exists."

(b) Public Safety

To delete reference to provision of toughened glassware.

(c) Protection of Children from Harm.

To delete conditions regarding age verification and children's attendance in the property and be replaced with:

"Children under the age of 16 are not permitted to enter the premises after 22:00 hours unless attending a pre-booked function or dining."

"The premises to operate Challenge 21."

"Staff to be trained in respect of underage sales on an annual basis such training records to be retained and made available by inspection by the Licensing Authority and Police."

It is considered that the re-writing of the operating schedule will significantly enhance the promotion of the licensing objectives and the proposed conditions provide a more readily understandable framework for compliance by staff going forward particularly removing the references to those conditions which are now covered by the mandatory conditions.

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.

Please tick ✓ yes

Provision of regulated entertainment (Please see guidance note 3)

- 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)

Sale by retail of alcohol (if ticking yes, fill in box J)

In all cases complete boxes K, L and M

A

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

B

Films Standard days and timings (please read guidance note 8)			Will the exhibition of films take place indoors or outdoors or both – please tick {Y} (please read guidance note 4).	Indoors	✓	
Day	Start	Finish		Outdoors		
Mon	10:00	00:00	Please give further details here (please read guidance note 5)	Both		
Tue	10:00	00:00				
Wed	10:00	00:00		State any seasonal variations for the exhibition of films (please read guidance note 6)		
Thur	10:00	00:00				
Fri	10:00	01:00				
Sat	10:00	01:00		Non standard timings. Where you intend to use the premises for the exhibition of films at different times to those listed in the column on the left, please list (please read guidance note 7)		
Sun	10:00	00:00				

No change to non standard timings save for removal in respect of Bank Holiday Friday and Saturday when extended hours are permitted.

To add extension of hours in respect of New Year’s Eve.

C

Indoor sporting events Standard days and timings (please read guidance note 8)			Please give further details (please read guidance note 5)
Day	Start	Finish	
Mon	10:00	00:00	
Tue	10:00	00:00	
Wed	10:00	00:00	
Thur	10:00	00:00	
Fri	10:00	01:00	
Sat	10:00	01:00	
Sun	10:00	00:00	
			State any seasonal variations for indoor sporting events (please read guidance note 6)
			Non standard timings. Where you intend to use the premises for indoor sporting events at different times to those listed in the column on the left, please list (please read guidance note 7)
			No change to non standard timings save for removal in respect of Bank Holiday Friday and Saturday when extended hours are permitted.
			To add extension of hours in respect of New Year's Eve.

D

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

E

Live music Standard days and timings (please read guidance note 8)			Will the performance of live music take place indoors or outdoors or both – please tick {Y} (please read guidance note 4).	Indoors	✓
				Outdoors	
				Both	
Day	Start	Finish			
Mon	10:00	00:00	Please give further details here (please read guidance note 5)		
Tue	10:00	00:00	State any seasonal variations for the performance of live music (please read guidance note 6)		
Wed	10:00	00:00	Non standard timings. Where you intend to use the premises for the performance of live music at different times to those listed in the column on the left, please list (please read guidance note 7)		
Thur	10:00	00:00	No change to non standard timings save for removal in respect of Bank Holiday Friday and Saturday when extended hours are permitted. To add extension of hours in respect of New Year’s Eve.		
Fri	10:00	01:00			
Sat	10:00	01:00			
Sun	10:00	00:00			

F

Recorded music Standard days and timings (please read guidance note 8)			Will the playing of recorded music take place indoors or outdoors or both – please tick {Y} (please read guidance note 4).	Indoors	✓
				Outdoors	
				Both	
Day	Start	Finish			
Mon	10:00	00:00	Please give further details here (please read guidance note 5)		
Tue	10:00	00:00	State any seasonal variations for playing recorded music (please read guidance note 6)		
Wed	10:00	00:00	Non standard timings. Where you intend to use the premises for the playing of recorded music entertainment at different times to those listed in the column on the left, please list (please read guidance note 7)		
Thur	10:00	00:00	No change to non standard timings save for removal in respect of Bank Holiday Friday and Saturday when extended hours are permitted. To add extension of hours in respect of New Year’s Eve.		
Fri	10:00	01:00			
Sat	10:00	01:00			
Sun	10:00	00:00			

G

Performances of dance Standard days and timings (please read guidance note 8)			Will the performance of dance take place indoors or outdoors or both – please tick {Y} (please read guidance note 4).	Indoors	✓
Day	Start	Finish		Outdoors	
Mon	10:00	00:00	Please give further details here (please read guidance note 5)	Both	
Tue	10:00	00:00			
Wed	10:00	00:00	State any seasonal variations for the performance of dance (please read guidance note 6)		
Thur	10:00	00:00			
Fri	10:00	01:00	Non standard timings. Where you intend to use the premises for the performance of dance entertainment at different times to those listed in the column on the left, please list (please read guidance note 7) No change to non standard timings save for removal in respect of Bank Holiday Friday and Saturday when extended hours are permitted. To add extension of hours in respect of New Year's Eve.		
Sat	10:00	01:00			
Sun	10:00	00:00			

H

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

I

Late night refreshment Standard days and timings (please read guidance note 8)			Will the provision of late night refreshment take place indoors or outdoors or both – please tick {Y} (please read guidance note 4).	Indoors		
Day	Start	Finish		Outdoors		
Mon	23:00	00:00		Please give further details here (please read guidance note 5) State any seasonal variations for the provision of late night refreshment (please read guidance note 6) Non standard timings. Where you intend to use the premises for the provision of late night refreshment at different times, to those listed in the column on the left, please list (please read guidance note 7) No change to non standard timings save for removal in respect of Bank Holiday Friday and Saturday when extended hours are permitted. To add extension of hours in respect of New Year’s Eve.	Both	✓
Tue	23:00	00:00				
Wed	23:00	00:00				
Thur	23:00	00:00				
Fri	23:00	01:00				
Sat	23:00	01:00				
Sun	23:00	00:00				

J

Supply of alcohol Standard days and timings (please read guidance note 8)			Will the supply of alcohol be for consumption (Please tick box Y) (please read guidance note 9)	On the premises		
Day	Start	Finish		Off the premises		
Mon	10:00	00:00		State any seasonal variations for the supply of alcohol (please read guidance note 6) Non-standard timings. Where you intend to use the premises for the supply of alcohol at different times to those listed in the column on the left, please list (please read guidance note 7) No change to non standard timings save for removal in respect of Bank Holiday Friday and Saturday when extended hours are permitted. To permit the premises to operate from commencement of licensable hours on 31 st December until cessation of licensable activities on 1 st January.	Both	✓
Tue	10:00	00:00				
Wed	10:00	00:00				
Thur	10:00	00:00				
Fri	10:00	01:00				
Sat	10:00	01:00				
Sun	10:00	00:00				

K

<p>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 (please read guidance note 10)</p> <p>NONE save for the presence of AWP machines the use of which is not permitted by persons under the age of 18</p>
--

L

Hours premises are open to the public Standard days and timings (please read guidance note 8)			State any seasonal variation (please read guidance note 6)
Day	Start	Finish	
Mon	07:00	00:30	
Tue	07:00	00:30	
Wed	07:00	00:30	
Thur	07:00	00:30	
Fri	07:00	01:30	
Sat	07:00	01:30	
Sun	07:00	00:30	

Non standard timings. Where you intend to use the premises to be open to the public at different times from those listed in the column on the left, please list
(please read guidance note 7)

The premises will close 30 minutes after the end of the non-standard timings identified in box J above.

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

Annex 2 To remove references in respect of public safety, modify conditions in respect of children from harm and those conditions which are now covered by mandatory conditions.

Please tick ✓ yes

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 failed to enclose the premises licence or relevant part of premises licence

The current Licence is with you for a DPS variation

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,e) (please read guidance note 11)

The premises are to have a significant refurbishment following on from its purchase by Marston's Plc and an assessment as to the content of the operating schedule has been undertaken. It is proposed to bring in the external areas which have in part of the premises for a considerable period of time and to enhance those areas so as to make them suitable for families and customers to dine. The conditions endorsed upon the Licence have been reviewed and those covered by mandatory conditions or which can be upgraded being proposed to be removed and replaced.

The above is provided by way of explanation and is not intended to be converted to conditions.

b) The prevention of crime and disorder

The following condition is proposed:

1. The Designated Premises Supervisor will actively participate and support local Pubwatch Scheme so long as the same exists.

c) Public safety

No further risks have been identified which need to be addressed.

d) The prevention of public nuisance

No further risks have been identified which need to be addressed.

e) The protection of children from harm

No further risks have been identified which need to be addressed, save as below:

1. Children under the age of 16 are not permitted to enter the premises after 22:00 hours unless attending a pre-booked function or dining."
2. The premises to operate Challenge 21.
3. Staff to be trained in respect of underage sales on an annual basis such training records to be retained and made available by inspection by the Licensing Authority and Police.

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

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

Part 5 – Signatures (please read guidance note 12)

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

Signature: John Gaunt & Partners

Date: 18th March 2019

Capacity: Solicitors.....

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: John Gaunt & Partners [redacted]

Date:

Capacity: Solicitors.....

Contact name (where not previously given) and address for correspondence associated with this application (please read guidance note 15)	
John Gaunt & Partners Omega Court 372 Cemetery Road	
Post town Sheffield	Post code S11 8FT
Telephone number (if any) [redacted]	
If you would prefer us to correspond with you by email your email address (optional) [redacted]	
















Notes for Guidance

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

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

- any playing of recorded music between 08.00 and 23.00 on any day, in a church hall, village hall, community hall, or other similar community premises, that is not licensed by a premises licence to sell alcohol, provided that (a) the audience does not exceed 500, and (b) the organiser gets consent for the performance from a person who is responsible for the premises.
 - any playing of recorded music between 08.00 and 23.00 on any day, at the non-residential premises of (i) a local authority, or (ii) a school, or (iii) a hospital, provided that (a) the audience does not exceed 500, and (b) the organiser gets consent for the performance on the relevant premises from: (i) the local authority concerned, or (ii) the school proprietor or (iii) the health care provider for the hospital.
 - Dance: no licence is required for performances between 08.00 and 23.00 on any day, provided that the audience does not exceed 500. However, a performance which amounts to adult entertainment remains licensable.
 - Cross activity exemptions: no licence is required between 08.00 and 23.00 on any day, with no limit on audience size for:
 - any entertainment taking place on the premises of the local authority where the entertainment is provided by or on behalf of the local authority;
 - any entertainment taking place on the hospital premises of the health care provider where the entertainment is provided by or on behalf of the health care provider;
 - any entertainment taking place on the premises of the school where the entertainment is provided by or on behalf of the school proprietor; and
 - any entertainment (excluding films and a boxing or wrestling entertainment) taking place at a travelling circus, provided that (a) it takes place within a moveable structure that accommodates the audience, and (b) that the travelling circus has not been located on the same site for more than 28 consecutive days.
4. Where taking place in a building or other structure please tick as appropriate (indoors may include a tent).
 5. For example state type of activity to be authorised, if not already stated, and give relevant further details, for example (but not exclusively) whether or not music will be amplified or unamplified.
 6. For example (but not exclusively), where the activity will occur on additional days during the summer months.
 7. For example (but not exclusively), where you wish the activity to go on longer on a particular day e.g. Christmas Eve.
 8. Please give timings in 24 hour clock (e.g. 16.00) and only give details for the days of the week when you intend the premises to be used for the activity.
 9. If you wish people to be able to consume alcohol on the premises, please tick 'on the premises'. If you wish people to be able to purchase alcohol to consume away from the premises, please tick 'off the premises'. If you wish people to be able to do both, please tick 'both'.
 10. Please give information about anything intended to occur at the premises or ancillary to the use of the premises which may give rise to concern in respect of children regardless of whether you intend children to have access to the premises, for example (but not exclusively) nudity or semi-nudity, films for restricted age groups or the presence of gaming machines.
 11. Please list here steps you will take to promote all four licensing objectives together.
 12. The application form must be signed.
 13. An applicant's agent (for example solicitor) may sign the form on their behalf provided that they have actual authority to do so.
 14. Where there is more than one applicant, each of the applicants or their respective agents must sign the application form.
 15. This is the address which we shall use to correspond with you about this application.

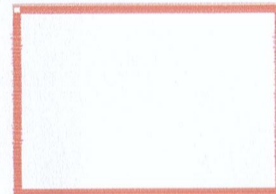
FIRE FIGHTING EQUIP & EMERGENCY LIGHTING.

-  MULTI USE FOAM EXTINGUISHER (13A 144B RATING)
-  CO2 EXTINGUISHER (34B ELECTRICAL)
-  WET CHEMICAL EXTINGUISHER (13A 75F RATING)
-  APPROPRIATE EXTINGUISHER SIGNS TO BE INSTALLED
-  DRY POWDER FIRE EXTINGUISHER
-  FIRE BLANKET
-  GENERAL EMERGENCY LIGHT
-  XENON FLASHER UNIT FOR DDA REQUIREMENTS, WITH SOUNDER
-  ALARM SOUNDER
-  COMBINED SMOKE / HEAT DETECTOR (AS APPROPRIATE FOR AREA) & SOUNDER.
-  MAINTAINED EXIT BOX WITH DIRECTION ARROW WHERE NOTED.
-  MANUAL CALL POINT (STAFF FIRE SAFETY NOTICES TO B.O.H. LOCATIONS)
-  PUSH BAR IRONMONGERY
-  CCTV CAMERA
-  SECURITY SENSOR

Items shown on this plan which are not required by the Plans Regulations are for illustrative purposes only and do not form part of the License. These items may be moved at the discretion of the License Holder.

EMERGENCY LIGHTING & DETECTOR SYMBOLS ARE SHOWN TO INDICATE THAT AREA / ROOM SHOULD BE PROVIDED WITH THIS FACILITY AND DO NOT NECESSARILY REPRESENT ACTUAL POSITIONS.

M&B RESERVE THE RIGHT TO AMEND THE LOCATION OF FIRE SAFETY EQUIPMENT SHOWN ON PLAN. EQUIPMENT MAY BE MOVED WITH THE AGREEMENT OF THE FIRE OFFICER OR AFTER FIRE RISK ASSESSMENTS.



AREA FOR LICENSABLE ACTIVITIES

DO NOT SCALE. WRITTEN DIMENSIONS TO BE USED IN PREFERENCE TO SCALED DIMENSIONS. ALL DIMENSIONS TO BE CHECKED ON SITE BY CONTRACTOR & ALL DISCREPANCIES TO BE REPORTED TO JMDA

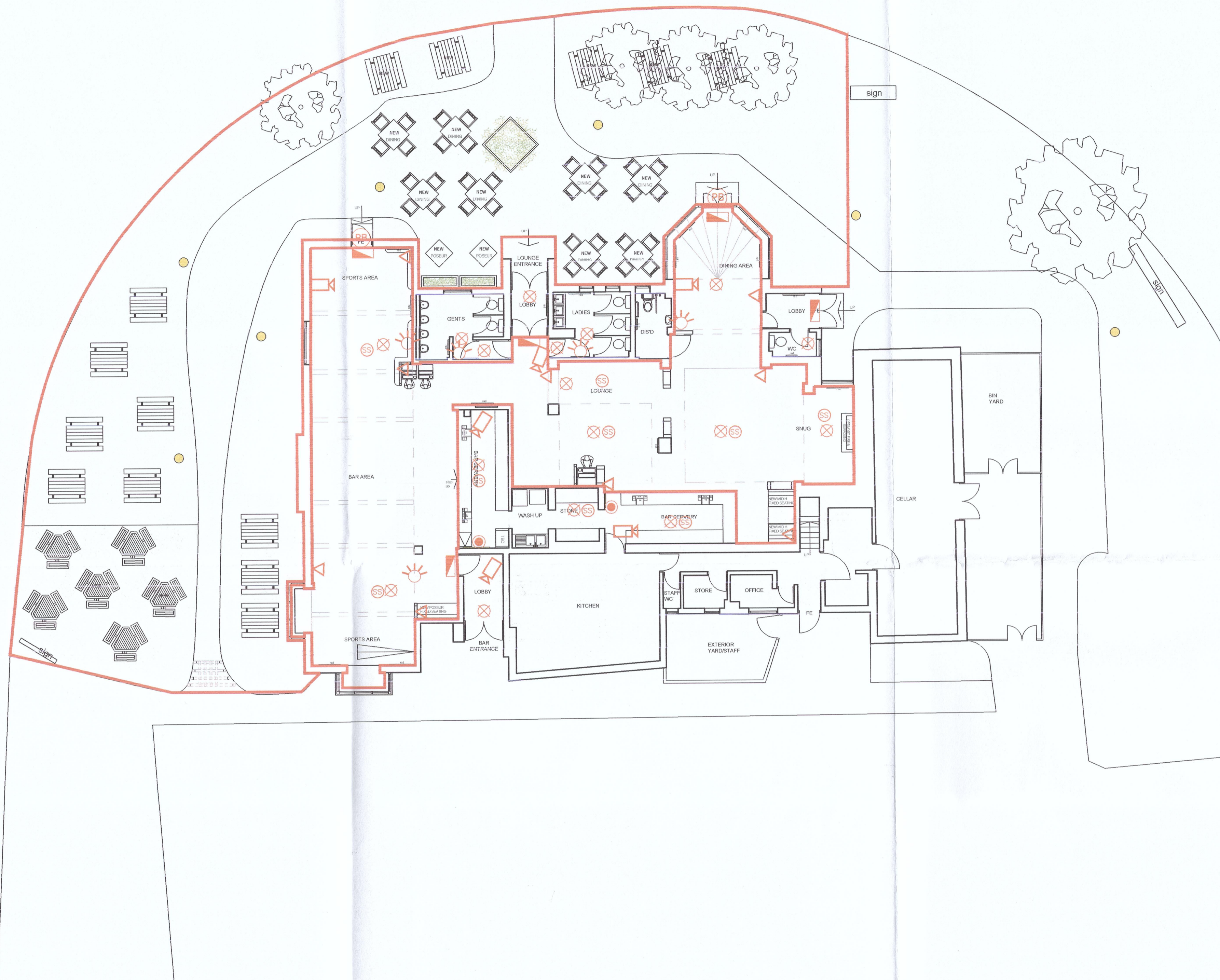
JOB TITLE
THE OLD LANE
 LODGE RD W
 CHIPPENHAM
 SN15 3SY

DRAWING TITLE
LICENSING PLAN

SCALE 1:100 @ A1	DRAWING No JMDA 1468/116
DATE FEBRUARY 2019	
DRAWN BY KK	



JMDA LTD
 2 The Holmes Skipwith,
 York, YO8 5SL
 T: 01757 288 399
 info@jmdald.co.uk
 www.jmdald.co.uk



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Licensing Act 2003
Premises Licence

LN/000003336

ISSUING LOCAL AUTHORITY



PART 1 – PREMISES & LICENCE HOLDER DETAILS

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

The Old Lane, Lodge Road, Chippenham, Wiltshire, SN15 3SY

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

Marstons PLC
Marston's House, Brewery Road, Wolverhampton, WV14 4JT
Tel: 01283 507537

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

31461

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

Robert Clive Morton

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

Dudley Metropolitan Borough Council DY/50/004

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
Exhibit Film Indoor Sports Event	Indoors	Sunday	10:00	00:00		
		Monday	10:00	00:00		
		Tuesday	10:00	00:00		
		Wednesday	10:00	00:00		
		Thursday	10:00	00:00		
		Friday	10:00	00:00		
		Saturday	10:00	00:00		
Non Standard Timings & Seasonal Variations						
Live Music	Indoors	Sunday	10:00	00:00		
		Monday	10:00	00:00		
		Tuesday	10:00	00:00		
		Wednesday	10:00	00:00		
		Thursday	10:00	00:00		
		Friday	10:00	00:00		
		Saturday	10:00	00:00		
Non Standard Timings & Seasonal Variations	10:00 hrs to 01:00 hrs on 1st January, 25th January, 14th February, 1st March, 17th March, Friday to Monday Bank Holiday Weekends, 31st October, 26th to 30th December inclusive. 10:00 hrs to 02:00 hrs on 24th December.					
Late Night Refresh	ON and OFF	Sunday	23:00	00:00		
		Monday	23:00	00:00		
		Tuesday	23:00	00:00		
		Wednesday	23:00	00:00		
		Thursday	23:00	00:00		
		Friday	23:00	00:00		
		Saturday	23:00	00:00		
Non Standard Timings & Seasonal Variations	10:00 hrs to 01:00 hrs on 1st January, 25th January, 14th February, 1st March, 17th March, Friday to Monday Bank Holiday Weekends, 31st October, 26th to 30th December inclusive. 10:00 hrs to 02:00 hrs on 24th December. On days of recognised International events Sale of Alcohol and provision of Late Night Refreshment permitted from 1 hour prior to commencement of event to 1 hour after the end of the event, in addition to standard hours where applicable.					

Alcohol Sales	ON and OFF Sales	Sunday	10:00	00:00		
		Monday	10:00	00:00		
		Tuesday	10:00	00:00		
		Wednesday	10:00	00:00		
		Thursday	10:00	00:00		
		Friday	10:00	00:00		
		Saturday	10:00	00:00		
Non Standard Timings & Seasonal Variations	<p>10:00 hrs to 01:00 hrs on 1st January, 25th January, 14th February, 1st March, 17th March, Friday to Monday Bank Holiday Weekends, 31st October, 26th to 30th December inclusive. 10:00 hrs to 02:00 hrs on 24th December.</p> <p>On days of recognised International events Sale of Alcohol and provision of Late Night Refreshment permitted from 1 hour prior to commencement of event to 1 hour after the end of the event, in addition to standard hours where applicable.</p>					
Hrs premises open to public		Sunday	07:00	00:30		
		Monday	07:00	00:30		
		Tuesday	07:00	00:30		
		Wednesday	07:00	00:30		
		Thursday	07:00	00:30		
		Friday	07:00	00:30		
		Saturday	07:00	00:30		
Non Standard Timings & Seasonal Variations	<p>07:00 hrs to 01:00 hrs on 1st January, 25th January, 14th February, 1st March, 17th March, Friday to Monday Bank Holiday Weekends, 31st October, 26th to 30th December inclusive. 07:00 hrs to 02:00 hrs on 24th December.</p> <p>On days of recognised International events Sale of Alcohol and provision of Late Night Refreshment permitted from 1 hour prior to commencement of event to 1 hour after the end of the event, in addition to standard hours where applicable.</p>					

Licence Commencement Date

24th November 2005

Licensing Officer

Current Licence Date

22nd March 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

- Notices are to be prominently displayed at all exits from the premises requesting that patrons respect the needs of people living in the area and to leave the area quietly.

PUBLIC SAFETY

- All glass drinks containers supplied to customers are to be of toughened glass.

PROTECTION OF CHILDREN FROM HARM

- A recognised proof of age, which includes a photograph, is to be required for anyone who appears to be under the age of 18 and who wishes to purchase or consume alcohol.
- No adult entertainment is permitted at these premises.
- No children under the age of 16 are allowed on the premises unless accompanied by a responsible adult.

PREVENTION OF CRIME AND DISORDER

- Sufficient door staff as determined by a Risk Assessment of the premises will be employed.
- The Premises shall register as a member of the Pubwatch Scheme in the locality and a representative of the Management Team shall attend all meeting.
- A Closed Circuit Television recording system shall be installed at the premises. The number and position of cameras should be determined by a risk assessment of the premises.
- The CCTV shall be maintained in full working order and used at all times when any licensable activity is taking place.
- Recordings taken from the CCTV system are to be kept for a minimum of 28 days and are to be made available to any authorised officer of the Licensing Authority, Police or Weights and Measure Authority upon request.
- No promotion of alcoholic drinks designed to encourage excessive consumption may take place.

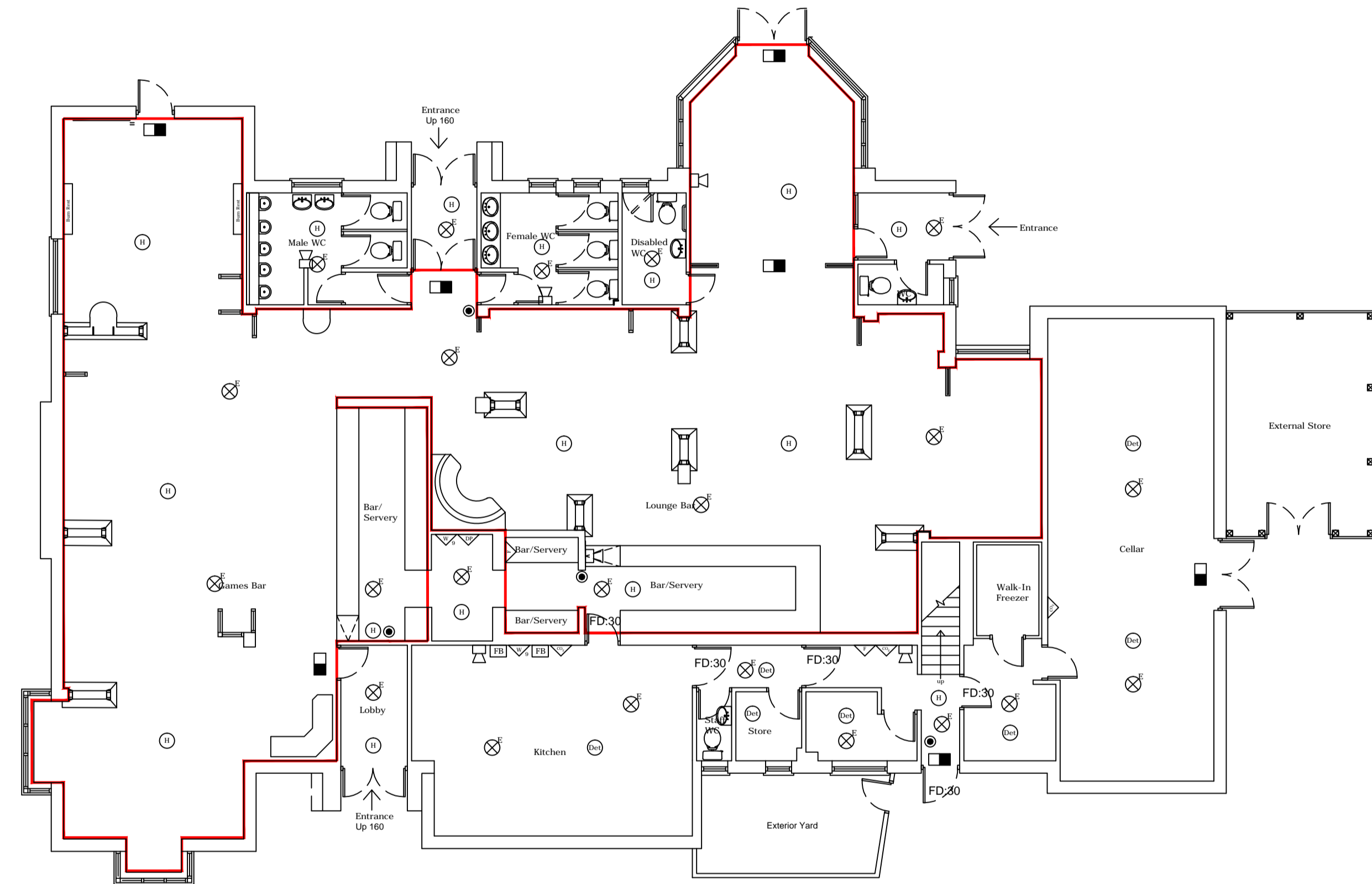
ANNEX 3 – CONDITIONS ATTACHED AFTER HEARING

None

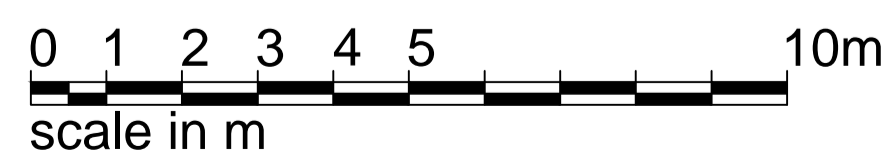
ANNEX 4 – PLANS

Attached Separately

Dated: July 2017



GROUND FLOOR PLAN



FIRE REQUIREMENTS

- Doors and partitions required to be fire resisting are to be in accordance with British Standard 476, 1972, as required for Item 2 amended.
- Fire resisting doors required to resist the passage of smoke at ambient temperature conditions should, unless tested in accordance with BS476, Section 31.1, 1983 be fitted with a smoke seal.
- The fire alarm system where installed is to comply with British Standard 5820, Part 1, 2002. The attention of the Design / Installing Engineer should be drawn to paragraph 3.1 (consultation and records) of British Standard 5820, Part 1, 1988.
- The emergency lighting installation is to comply with British Standard 5266, Part 1, 1999. The attention of the Design / Installing Engineer should be drawn to paragraph 3.1 (consultation and records) of British Standard 5266, Part 1, 1999.
- Fire safety related signs and notices are to conform to British Standard 5499, Part 1, 1990.
- Illuminated "EXIT" signs are to conform to British Standard 5499 part 3.
- Firefighting equipment is to comply with British Standards 5423:1987, 5306 part 3:2000, EN5, 7863:1996 and 5306:8:2000.
- Upholstered seating furniture must satisfy, as a minimum standard, Ignition Source 0 (cigarette and match ignition test) and C01 Ignition Source 5 as specified in British Standard 5852, 1990 (1998), Methods of Test for Assessment of the Ignitability of Upholstered Seating by Smoking with Flaming Ignition Sources, BS EN 1021-1: 1994 Furniture-Assessment of the Ignitability of upholstered furniture. Part 1 Ignition source: smouldering cigarette, BS EN 1021-2: 1994 Furniture-Assessment of the Ignitability of upholstered furniture. Part 1 Ignition source: match flame equivalent. If in order to secure compliance with the above standards the fabric submitted for test has been tested beforehand with a fire retardant product, the testing laboratory must be instructed to subject the samples so treated to a water soak test, in accordance with British Standard 5651, 1980, paragraph 3, before the BS5832 tests are carried out. A copy of the laboratory test report from an accredited testing laboratory identifying compliance of the furnishing composite with the above mentioned British Standards must be forwarded to this Authority before installation and confirmation that the furnishings specified in this certificate have been installed in the premises.
- Curtains and other textile hangings must be inherently flame retardant or be treated with a durable flame retardant. They must be capable of complying with the BS EN 1101: 1996 Textiles and Textile products - Burning behaviour - curtains and drapes - detailed procedure to determine the flame spread of vertically oriented specimens (small flame) BS EN 1102: 1996 Textiles and Textile products - burning behaviour - curtains and drapes - detailed procedure to determine the flame spread of vertically oriented specimens, BS5438: 1989 Methods of test for flammability of textile fabrics when subjected to a small igniting flame applied to the face of vertically oriented specimens.
- Artificial foliage and other decorative effects are to be fire retardant to the satisfaction of the Fire Authority. Linings and surface finishes of walls and ceilings should have a surface spread of flame rating as defined in the Building Regulations 2000.
- Items shown on this plan which are not required by the Plans Regulations are for illustrative purposes only, and do not form part of the license. These items may be moved at the discretion of the License Holder. The current location of the fire safety equipment and other equipment is as shown. These items may be moved where necessary and applicable in liaison with the Fire Officer.

FIRE LEGEND

- Fire Alarm Panel
- Heat detector
- Smoke detector
- Manual Call Point
- Sounder
- Sounder Beacon
- Emergency light-fitting (Fluorescent Downlight or luminaire)
- Emergency Exit Light c/w legend (directional)
- 9-litre water fire extinguisher
- Dry powder fire extinguisher
- Carbon Dioxide fire extinguisher
- Foam fire extinguisher
- Fire Blanket

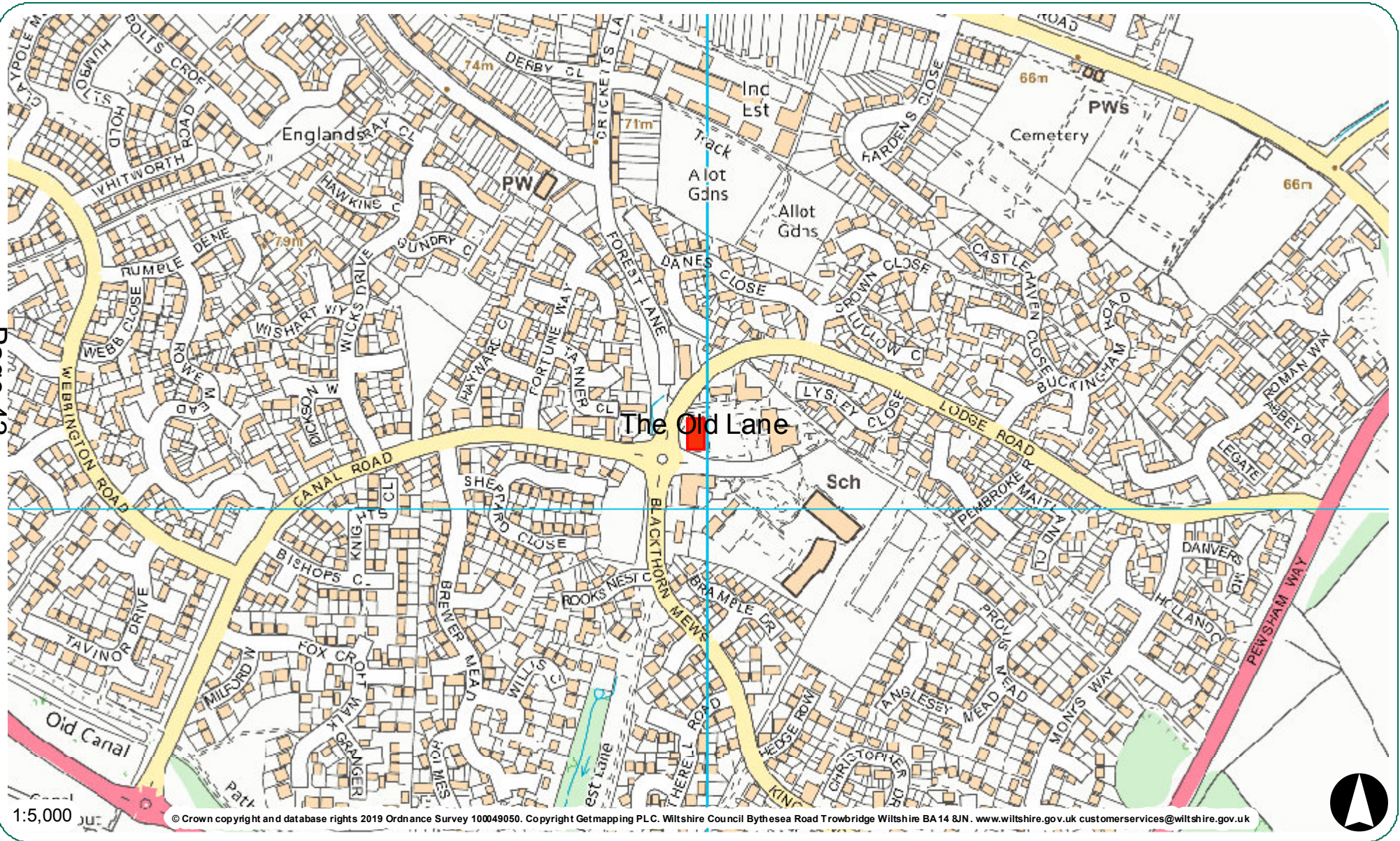
LICENSING KEY

- LICENSABLE ACTIVITIES

Rev.	Revision Details	Date
 newmangaugedesign associates 12-14 Regents Place Birmingham B1 3NJ Tel: 0121 212 9800 Fax: 0121 212 9801 design@newmangaugedesign.com		
 Mitchells & Butlers		
Client OLD LANE CHIPPENHAM		
Project OLD LANE CHIPPENHAM		
Drawing Title GROUND FLOOR PLAN LICENSING DRAWING		
Date	Scale	Drawn By
July '17	1:100 @ A1	SH
Project No.	Drawing No.	Revision
2581	208	

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From: David Stovell [REDACTED]
Sent: 16 April 2019 20:48
To: PublicprotectionNorth
Subject: Old Lan Licensing WK/201906528

To whom it may concern

I would like to object to the extension of hours and the adding of recorded music for the old lane

I am living on 12 Sheppard Close, Chippenham SN15 3FD. Our back garden is on the roundabout which old lane is on we have had no notification about these changes until a note was posted through our letter box on 16/04 at 17:30. We have seen no notice on the street even though we regularly walk over the roundabout.

The neighbourhood is quiet, the previous owners of the pub occasionally had live bands which would thud in our lounge and back bedrooms, this was bearable due to the restricted hours. But the new extension advances this to atleast midnight everyday of the week.

The extension to Dance and recorded music implies this music will be atleast on a regular basis if not constant.

The area we are in is currently quiet my family and I see no improvement to our lives by having a thud of music whilst we are enjoying our back garden, in watching TV or attempting to sleep

--

Dave Stovell

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	The Old Lane Public House, Pewsham, Chippenham
Your Name	Philippa Stanley
Postal Address	20 Sheppard Close Pewsham Chippenham SN153FD
Contact Telephone Number and Email address	[REDACTED]
Are you (please tick): <ul style="list-style-type: none"> • An individual? <input checked="" type="checkbox"/> • A person who operates a business? • A person representing residents or businesses? • A member of the Relevant Licensing Authority (ie, elected Councillor of the Licensing Authority)? 	
If you are representing residents or businesses who have asked you to represent them?	

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

LICENSING OBJECTIVES	EVIDENCE
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<p>The protection of children from harm</p>	
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<p>The prevention of public nuisance</p>	<p>On the following dates: 02/06/2018, 07/06/2018, 18/06/2018, 24/06/2018, 03/07/2018, 11/07/2018: Disturbed by unreasonably loud singing, shouting and swearing coming from large numbers of individuals at the Old Lane Public House watching Football matches.</p> <p>Beyond 23:00 on the same evenings (above), disturbed again by unreasonably loud singing, shouting and swearing coming from numbers of individuals leaving the Old Lane and walking up Canal Road. Our grandchild, who was staying with us, was awoken and was scared and fearful of what was happening. Clearly many other households will have experienced the same drunken and anti-social behaviour from individuals leaving the Old Lane in these late hours.</p> <p>This is a serious problem with the current license hours of the Old Lane Public House. The main purpose of the Old Lane Public House is to sell its products to the public. The main product is alcohol. The sale of alcohol in the late evening hours is a problem with the current license hours at the Old Lane. This will be exasperated by any lengthening of the license hours.</p> <p>Regarding the update to the application to include the following condition:</p> <p>“When live or recorded music is being provided the DPS or Licence Holder is to ensure that noise from the premises is monitored outside the premises on at least three occasions. When noise is found to be at a level likely to cause disturbance to people living in the vicinity, immediate steps are to be taken to reduce the noise level plus when regulated entertainment is undertaken all external doors and windows to be closed save for access and egress.”</p> <p>This will prove ineffective as the Designated Premises Supervisor or the License Holder will be a member of the Public House staff (either directly or through an agency). There will therefore be a conflict of employment and financial interest as the Designated Premises Supervisor or the License Holder will wish to continue their own employment and improve profits for the owner wherever possible.</p>
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The prevention of crime and disorder	
Public safety	

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

- **Keep the license hours exactly as they were (are now) with the previous owner so that the public nuisance caused by services provided at the Old Lane, and individuals that consume these services do not adversely affect an area that is predominantly residential.**
- **Monitor noise levels by using an external body (Environmental Health?), not a staff member or agent of the owner. Using a Designated Premises Supervisor or the License Holder to monitor noise levels is basically – marking your own homework, and will be ineffective.**

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...25/04/2019.....

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:

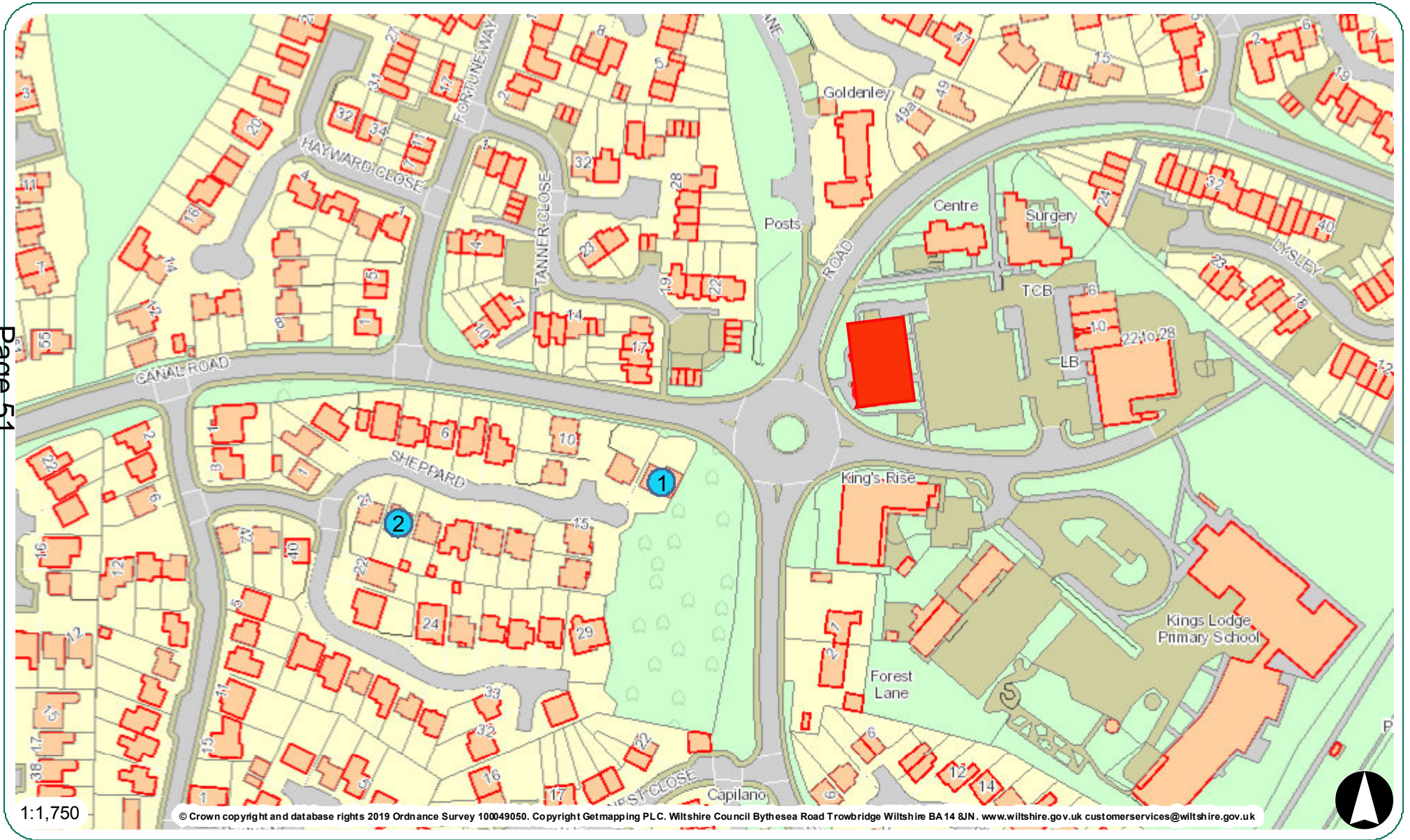
Salisbury Area – (Salisbury, Amesbury, Downton, Mere, Hindon and Tilshead as well as the rest of the old Salisbury District Council Area), please send to:

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

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