

AGENDA

Meeting: Eastern Area Licensing Sub Committee
Place: Council Chamber - County Hall, Trowbridge BA14 8JN
Date: Wednesday 22 June 2016
Time: 1.00 pm
Matter: Application for a Variation of a Premises Licence - Hillworth Park,
Hillworth Road, Devizes

Please direct any enquiries on this Agenda to Lisa Pullin, Tel 01225 713015 or email lisa.pullin@wiltshire.gov.uk, of Democratic Services, County Hall, Bythesea Road, Trowbridge, BA14 8JN.

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 Desna Allen
Cllr Nick Blakemore

Cllr James Sheppard

Reserve Member

To be confirmed

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AGENDA

1. **Election of Chairman**

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

2. **Apologies for Absence/Substitutions**

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

3. **Procedure for the Meeting** (*Pages 5 - 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 consider and determine an application for a variation of a Premises Licence in respect of Hillworth Park, Hillworth Road, Devizes, Wiltshire, SN10 1BN made by Devizes Town Council. The report of the Licensing Officer is attached.

6.1. **Appendix 1 - Application Form** (*Pages 17 - 40*)

6.2. **Appendix 1a - Current Premises Licence** (*Pages 41 - 48*)

6.3. **Appendix 1b - Plan of other Licensed Premises** (*Pages 49 - 50*)

6.4. **Appendix 2 - Relevant Representation** *(Pages 51 - 52)*

6.5. **Appendix 3 - Additional wording agreed by Applicant** *(Pages 53 - 54)*

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

EASTERN AREA LICENSING SUB COMMITTEE

22 JUNE 2016

Application for a Variation of a Premises Licence

1. Purpose of Report

- 1.1 To determine an application for a variation of a Premises Licence in respect of Hillworth Park, Hillworth Road, Devizes, Wiltshire, SN10 1BN made by Devizes Town Council.

2. Background Information

- 2.1 An application for a variation of a Premises Licence in respect of Hillworth Park has been made by Devizes Town Council for which one relevant representation has 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 necessary 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 9 May 2016 an application for a variation to the premises licence was received and accepted as a valid application.
- 2.6 The variation applied for is summarised as follows:
- The Sale of Alcohol ON and OFF Sales – Monday to Sunday 10:00hrs to 22:00hrs.

A copy of the application form and plan is attached as **Appendix 1**.

2.7 They current have a licence for the following activities;

- Performance of a Play / Exhibition of Film / Live Music / Recorded Music / Performance of Dance / Anything of a similar description – Monday to Sunday 10:00hrs to 23:00hrs.
- Late Night Refreshment – New Years Eve 23:00hrs to 00:30hrs.
- The park is open 24hrs a day, seven days a week.

Consumption of alcohol is permitted throughout the park and not a licensable activity.

A copy of the current licence is attached as **Appendix 1a**.

2.8 There are three other premises in the vicinity of Hillworth Park that sell alcohol OFF Sales;

- Central Stores – Hillworth Park Monday to Sunday 05:30 – 23:00
- The Southgate Inn, Potterne Road, Devizes, - Sunday to Wednesday 10:00 – 23:59 Thursday to Saturday 10:00 – 03:00
- Devizes and District Conservative Club, - Monday to Thursday 11:00 – 23:00 Friday to Saturday 11:00 – 23:59 Sunday 12:00 – 23:00

A plan to show where they are located is attached as **Appendix 1b**.

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 to be posted on the premises. In addition the Licensing Authority advertises the application on its website, for a period of 28 consecutive days, starting the day after the authority receives the application.

3.2 During the consultation period one relevant representation against the application has been received.

3.3 Representation received

- Nigel Britton, 45 Downlands Road, Devizes, SN10 5EF.

3.4 The representation alluded to Public Nuisance / Crime and Disorder.

The relevant representation is attached as **Appendix 2**.

3.5 During the consultation period Wiltshire Police Licensing addressed some concerns related to Crime and Disorder and Protection of Children from Harm with the applicant. Additional conditions were agreed by the applicant and added to the application. A copy of the additional wording is attached as **Appendix 3**.

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 the person who has made a representation 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 persons 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) and any persons who have made representations may appeal the decision made by the Licensing Sub Committee to the Magistrates Court. The appeal must be lodged with the Magistrates Court within 21 days of the notification of the decision.
- 6.2 In the event of an appeal being lodged, the decision made by the Licensing Sub Committee remains valid until any appeal is heard and any decision made by the Magistrates Court.
- 6.3 A Responsible Authority or any other 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 someone other than a Responsible Authority will not normally be granted within the first 12 months except for the most compelling circumstances.

Report Author: Jemma Price, Public Protection Officer - Licensing

Date of report: 10 June 2016

Background Papers Used in the Preparation of this Report

- **The Licensing Act 2003**
- **The Licensing Act (Hearings) Regulations 2005**

- **Guidance issued under Section 182 of the Licensing Act 2003**
- **Wiltshire Council Licensing Policy**

Appendices

- 1 Application Form**
- 1a Current Premises Licence**
- 1b Plan of other licensed premises**
- 2 Relevant Representation**
- 3 Additional wording agreed by applicant**



Please Ask for: Simon Fisher

Direct Line: 01380 722346

Email: SimonFisher@devizes-tc.gov.uk

SDF/L4167

6 May 2016

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

Dear Jemma

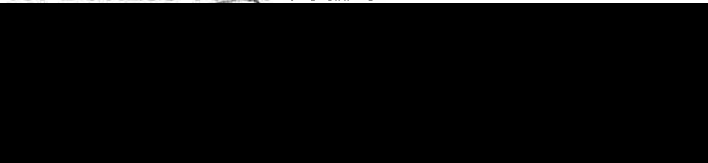
Application for a Variation of Premises Licence – Hillworth Park, Devizes

Further to our conversation later in the week, please find enclosed our application for variation to the Hillworth Park, Devizes premises licences.

A variation is being sort to allow the sale of alcohol from the Park Centre, which can be enjoyed either inside the Park Centre or in the park.

If you have any questions relating to the application please do not hesitate to contact me. Please can you email me to confirm you have received this application.

Yours sincerely
for Devizes Town Council



Simon Fisher
Deputy Town Clerk

Enc.

RECEIVED

9 MAY 2016

CHEQUE RECEIVED

£ 100

PUBLIC PROTECTION Application to vary premises licensing 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 **Devizes Town Council**

(Insert name(s) of applicant)

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

Part 1 – Premises Details

Postal address of premises or, if none, ordnance survey map reference or description Hillworth Park Queens Road			
Post town	Devizes	Post code	SN10 5HR

Telephone number at premises (if any)	None
Non-domestic rateable value of premises	£1325

Current postal address if different from premises address	Town Hall St John's Street		
Post Town	Devizes	Postcode	SN10 1BN
Daytime contact telephone number	01380 722160		
E-mail address (optional)	simonfisher@devizes-tc.gov.uk		

Part 3 - Variation

Please tick as appropriate

Do you want the variation to have affect as soon as possible **YES**

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

Day	Month	Year
<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? **NO**

Please describe briefly the nature of the proposed variation

To enable the retail sale of alcohol on and off the premises

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

N / A

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

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

Provision of regulated entertainment

Please tick yes

- 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 entertainment facilities:

- i) making music (if ticking yes, fill in box I)
- j) dancing (if ticking yes, fill in box J)
- k) entertainment of a similar description to that falling within (i) or (j) (if ticking yes, fill in box K)

Provision of late night refreshment (if ticking yes, fill in box L)

Supply of alcohol (if ticking yes, fill in box M)

In all cases complete boxes N, O and P

A

Plays Standard days and timings (please read guidance note 6)			<u>Will the performance of a play take place indoors or outdoors or both – please tick</u> (please read guidance note 2)	Indoors	<input type="checkbox"/>
Day	Start	Finish		Outdoors	<input type="checkbox"/>
Mon	10:00	23:00	<u>Please give further details here</u> (please read guidance note 3) The Moving Arts	Both	<input checked="" type="checkbox"/>
Tue	10:00	23:00			
Wed	10:00	23:00	<u>State any seasonal variations for performing plays</u> (please read guidance note 4) Street Theatre & Reenactments		
Thur	10:00	23:00			
Fri	10:00	23:00	<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 5) New Years eve to 0:30am		
Sat	10:00	23:00			
Sun	10:00	23:00			

B

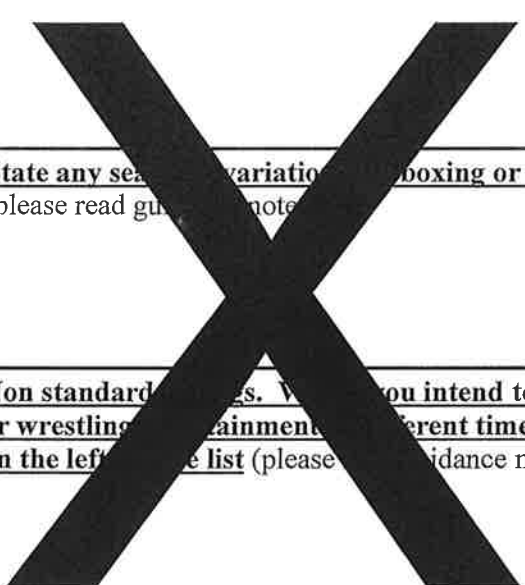
Films Standard days and timings (please read guidance note 6)			<u>Will the exhibition of films take place indoors or outdoors or both – please tick</u> (please read guidance note 2)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input checked="" type="checkbox"/>
Day	Start	Finish	<u>Please give further details here</u> (please read guidance note 3) All Types of Film		
Mon	10:00	23:00			
Tue	10:00	23:00	<u>State any seasonal variations for the exhibition of films</u> (please read guidance note 4)		
Wed	10:00	23:00			
Thur	10:00	23:00	<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 5) New Years eve to 0:30am		
Fri	10:00	23:00			
Sat	10:00	23:00			
Sun	10:00	23:00			

C

Indoor sporting events Standard days and timings (please read guidance note 6)			<u>Please give further details</u> (please read guidance note 3)
Day	Start	Finish	
Mon			<u>Standard seasonal variations to indoor sporting events</u> (please read guidance note 4)
Tue			
Wed			
Thur			<u>Non standard times</u> <u>Where you intend to use the premises for indoor sporting events at times to those listed in the column on the left, please read guidance note 5)</u>
Fri			
Sat			
Sun			



D

Boxing or wrestling entertainments Standard days and timings (please read guidance note 6)			<u>Will the boxing or wrestling entertainment take place indoors or outdoors or both – please tick</u> (please read guidance note 2)	Indoors	<input type="checkbox"/>
Day	Start	Finish		Outdoors	<input type="checkbox"/>
Mon				Both	<input type="checkbox"/>
				<u>Please give further details here</u> (please read guidance note 3)	
Tue					
Wed				<u>State any seasonal variations for boxing or wrestling entertainment</u> (please read guidance note 4)	
Thur					
Fri				<u>Non standard times. Will you intend to use the premises for boxing or wrestling entertainments at different times to those listed in the column on the left of the list</u> (please read guidance note 5)	
Sat					
Sun					

E

Live music Standard days and timings (please read guidance note 6)			Will the performance of live music take place indoors or outdoors or both – please tick (please read guidance note 2)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input checked="" type="checkbox"/>
Day	Start	Finish	Please give further details here (please read guidance note 3) All Styles of Live Music with some amplification		
Mon	10:00	23:00			
Tue	10:00	23:00	State any seasonal variations for the performance of live music (please read guidance note 4)		
Wed	10:00	23:00			
Thur	10:00	23:00	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 5)		
Fri	10:00	23:00			
Sat	10:00	23:00	New Years eve to 0:30am		
Sun	10:00	23:00			

F

Recorded music Standard days and timings (please read guidance note 6)			Will the playing of recorded music take place indoors or outdoors or both – please tick (please read guidance note 2)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input checked="" type="checkbox"/>
Day	Start	Finish	Please give further details here (please read guidance note 3) All Styles of music with amplicification		
Mon	10:00	23:00			
Tue	10:00	23:00	State any seasonal variations for the playing of recorded music (please read guidance note 4)		
Wed	10:00	23:00			
Thur	10:00	23:00	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 (please read guidance note 5) New Years eve to 0:30am		
Fri	10:00	23:00			
Sat	10:00	23:00			
Sun	10:00	23:00			

G

Performances of dance Standard days and timings (please read guidance note 6)			<u>Will the performance of dance take place indoors or outdoors or both – please tick</u> (please read guidance note 2)	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 3) All Styles of Dance		
Mon	10:00	23:00			
Tue	10:00	23:00	<u>State any seasonal variations for the performance of dance</u> (please read guidance note 4)		
Wed	10:00	23:00			
Thur	10:00	23:00	<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> (please read guidance note 5) New Years eve to 0:30am		
Fri	10:00	23:00			
Sat	10:00	23:00			
Sun	10:00	23:00			

H

<p>Anything of a similar description to that falling within (e), (f) or (g) Standard days and timings (please read guidance note 6)</p>			<p><u>Please give a description of the type of entertainment you will be providing</u></p> <p>Being a public open space we will want the flexibility to hold a range of community events</p>		
Day	Start	Finish	<p><u>Will this entertainment take place indoors or outdoors or both – please tick</u> (please read guidance note 2)</p>	Indoors	<input type="checkbox"/>
Mon	10:00	23:00		Outdoors	<input type="checkbox"/>
				Both	<input checked="" type="checkbox"/>
Tue	10:00	23:00	<p><u>Please give further details here</u> (please read guidance note 3)</p> <p>A wide range of community events</p>		
Wed	10:00	23:00			
Thur	10:00	23:00	<p><u>State any seasonal variations for entertainment of a similar description to that falling within (e), (f) or (g)</u> (please read guidance note 4)</p>		
Fri	10:00	23:00			
Sat	10:00	23:00	<p><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> (please read guidance note 5) New Years eve to 0:30am</p>		
Sun	10:00	23:00			

I

Provision of facilities for making music Standard days and timings (please read guidance note 6)			<u>Please give a description of the facilities for making music you will be providing</u> Being a public open space, we will want to have the flexibility hold a range of community music events.		
			<u>Will the facilities for making music be indoors or outdoors or both – please tick</u> (please read guidance note 2)		Indoors <input type="checkbox"/> Outdoors <input type="checkbox"/> Both <input checked="" type="checkbox"/>
Day	Start	Finish			
Mon	10:00	23:00	<u>Please give further details here</u> (please read guidance note 3) A range of community music events		
Tue	10:00	23:00			
Wed	10:00	23:00	<u>State any seasonal variations for the provision of facilities for making music</u> (please read guidance note 4)		
Thur	10:00	23:00			
Fri	10:00	23:00	<u>Non standard timings. Where you intend to use the premises for provision of facilities for making music at different times to those listed in the column on the left, please list</u> (please read guidance note 5) New Years eve to 0:30am		
Sat	10:00	23:00			
Sun	10:00	23:00			

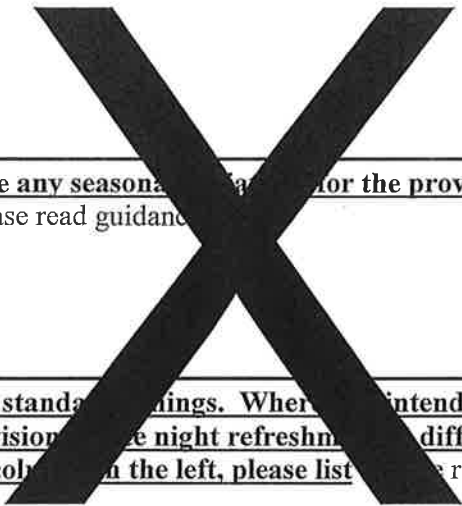
J

Provision of facilities for dancing Standard days and timings (please read guidance note 6)			<u>Will the facilities for dancing be indoors or outdoors or both – please tick</u> (see guidance note 2) Being a public open space, we will want to have the flexibility to hold a range of community dance events	Indoors <input type="checkbox"/> Outdoors <input type="checkbox"/> Both <input checked="" type="checkbox"/>
Day	Start	Finish	<u>Please give a description of the facilities for dancing you will be providing</u>	
Mon	10:00	23:00	<u>Please give further details here</u> (please read guidance note 3) All genres of Dance	
Tue	10:00	23:00		
Wed	10:00	23:00	<u>State any seasonal variations for providing dancing facilities</u> (please read guidance note 4)	
Thur	10:00	23:00		
Fri	10:00	23:00	<u>Non standard timings. Where you intend to use the premises for the provision of facilities for dancing entertainment at different times to those listed in the column on the left, please list</u> (please read guidance note 5) New Years eve to 0:30am	
Sat	10:00	23:00		
Sun	10:00	23:00		

K

Provision of facilities for entertainment of a similar description to that falling within i or j Standard days and timings (please read guidance note 6)			<u>Please give a description of the type of entertainment facility you will be providing</u> Being a public open space, we will want to have the flexibility to hold a range of community learning opportunities.		
Day	Start	Finish	<u>Will the entertainment facility be indoors or outdoors or both – please tick</u> (please read guidance note 2)	Indoors	<input type="checkbox"/>
Mon	10:00	23:00		Outdoors	<input type="checkbox"/>
				Both	<input checked="" type="checkbox"/>
Tue	10:00	23:00	<u>Please give further details here</u> (please read guidance note 3)		
			To allow community lead activities		
Wed	10:00	23:00			
Thur	10:00	23:00	<u>State any seasonal variations for the provision of facilities for entertainment of a similar description to that falling within i or j</u> (please read guidance note 4)		
Fri	10:00	23:00			
Sat	10:00	23:00	<u>Non standard timings. Where you intend to use the premises for the provision of facilities for entertainment of a similar description to that falling within i or j at different times to those listed in the column on the left, please list</u> (please read guidance note 5)		
Sun	10:00	23:00	New Years eve to 0:30am		

L

Late night refreshment Standard days and timings (please read guidance note 6)			Will the provision of late night refreshment take place indoors or outdoors or both – please tick (please read guidance note 2)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
Day	Start	Finish	Both		
Mon			Please give further details here (please read guidance note 3)		
Tue					
Wed					
Thur					
Fri					
Sat					
Sun					

M

Supply of alcohol Standard days and timings (please read guidance note 6)			Will the supply of alcohol be for consumption (Please tick box) (please read guidance note 7)	On the premises	<input type="checkbox"/>			
				Off the premises	<input type="checkbox"/>			
				Both	<input checked="" type="checkbox"/>			
Day	Start	Finish	State any seasonal variations for the supply of alcohol (please read guidance note 4) No Seasonal Variation					
Mon	10:00	22:00						
Tue	10:00	22:00						
Wed	10:00	22:00						
Thur	10:00	22:00				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 5)		
Fri	10:00	22:00						
Sat	10:00	22:00						
Sun								

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

Name.		Simon Fisher
Address C/O Devizes Town Council St Johns Street Devizes		
Postcode	SN10 1BN	
Personal Licence number (if known) KK/PA0140		
Issuing licensing authority (if known) Kennet District Council		

N

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 8)

NONE

O

Hours premises are open to the public (please read guidance note 6)	State any seasonal variations (please read guidance note 4)
Day	<p style="text-align: center;">Hillworth Park is a public park therefore does not close</p>
Mon	
Tue	
Wed	
Thur	
Fri	
Sat	
Sun	

to the
, please

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

a) **General – all four licensing objectives (b,c,d,e)** (please read guidance note 9)

Only events which are pre-booked will be permitted in the park

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

Each event will be subject to its own risk assessment

c) **Public safety**

Each event will be subject to its own risk assessment

d) **The prevention of public nuisance**

The Town Council will need to be satisfied that proper consideration is given to the organisation of events before it permits them to go ahead.

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

The Town Council will not permit Adult Only entertainment in the Park

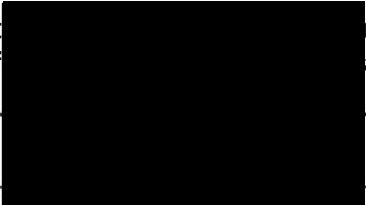
Please tick yes

- I have made or enclosed payment of the fee
- I have enclosed two plans for the premises
- I have sent copies of this application and the plan to responsible authorities and others where applicable
- I have enclosed the consent form completed by the individual I wish to be premises supervisor, if applicable
- I understand that I must now advertise my application
- I understand that if I do not comply with the above requirements my application will be rejected

IT IS AN OFFENCE, LIABLE ON CONVICTION TO A FINE UP TO LEVEL 5 ON THE STANDARD SCALE, UNDER SECTION 158 OF THE LICENSING ACT 2003 TO MAKE A FALSE STATEMENT IN OR IN CONNECTION WITH THIS APPLICATION

Part 4 – Signatures (please read guidance note 10)

Signature of applicant or applicant's duly authorised agent (See guidance note 11). **If signing on behalf of the applicant state in what capacity.**

Signature	
Date	6 May 2016
Capacity	Simon Fisher -- Deputy Town Clerk

For joint applications signature of 2nd applicant or 2nd applicant's solicitor or other authorised agent. (please read guidance note 12). **If signing on behalf of the applicant please state in what capacity.**

Signature	
Date	
Capacity	

Contact name (where not previously given) and postal address for correspondence associated with this application (please read guidance note 13)

**Simon Fisher
Devizes Town Council
Town Hall
St John's**

Post town	Devizes	Post code	SN10 1BN
------------------	----------------	------------------	-----------------

Telephone number (if any)	01380 722160
----------------------------------	---------------------

If you would prefer us to correspond with you by e-mail your e-mail address (optional)

Notes for Guidance

1. Describe the premises. For example the type of premises, its general situation and layout and any other information which could be relevant to the licensing objectives. Where your application includes off-supplies of alcohol and you intend to provide a place for consumption of these off-supplies you must include a description of where the place will be and its proximity to the premises.
2. Where taking place in a building or other structure please tick as appropriate. Indoors may include a tent.
3. For example the 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.
4. For example (but not exclusively), where the activity will occur on additional days during the summer months.
5. For example (but not exclusively), where you wish the activity to go on longer on a particular day e.g. Christmas Eve.
6. 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.
7. If you wish people to be able to consume alcohol on the premises please tick on, if you wish people to be able to purchase alcohol to consume away from the premises please tick off. If you wish people to be able to do both please tick both.
8. 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, the presence of gaming machines.
9. Please list here steps you will take to promote all four licensing objectives together.
10. The application form must be signed.
11. An applicant's agent (for example solicitor) may sign the form on their behalf provided that they have actual authority to do so.
12. Where there is more than one applicant, both applicants or their respective agents must sign the application form.
13. This is the address which we shall use to correspond with you about this application.

Consent of individual to being specified as premises supervisor

I SIMON FISHER
[full name of prospective premises supervisor]

of
26 The BREACH
DEVIZES
SN10 5 55

[home address of prospective premises supervisor]

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

VARIATION OF HILLWORTH PARK'S LICENCE
[type of application]

by
DEVIZES TOWN COUNCIL
[name of applicant]

relating to a premises licence KK/P20385
[number of existing licence, if any]

for
HILLWORTH PARK
QUEENS RD
DEVIZES SN10 5HR

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



Stone Locations

KEY

- EXISTING: Yellow line
- NEW: Red line
- EXISTING: Blue line
- NEW: Green line
- EXISTING: Orange line
- NEW: Purple line
- EXISTING: Brown line
- NEW: Grey line
- EXISTING: Black line
- NEW: White line

PLANTING

- 385: Small deciduous tree
- 386: Small evergreen
- 387: Medium deciduous tree
- 388: Medium evergreen
- 389: Large deciduous tree
- 390: Large evergreen
- 391: Shrub
- 392: Climber
- 393: Grass
- 394: Flowering plant
- 395: Ground cover
- 396: Mulch
- 397: Path
- 398: Wall
- 399: Gate
- 400: Bench
- 401: Bin
- 402: Light
- 403: Sign
- 404: Fountain
- 405: Water feature
- 406: Sculpture
- 407: Statue
- 408: Monument
- 409: Obelisk
- 410: Pillar
- 411: Column
- 412: Archway
- 413: Bridge
- 414: Tunnel
- 415: Viaduct
- 416: Overpass
- 417: Underpass
- 418: Road
- 419: Path
- 420: Cycleway
- 421: Footway
- 422: Drainage
- 423: Gully
- 424: Pond
- 425: Lake
- 426: Stream
- 427: River
- 428: Canal
- 429: Embankment
- 430: Trench
- 431: Wall
- 432: Fence
- 433: Gate
- 434: Sign
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- 596: Stream
- 597: River
- 598: Canal
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- 601: Wall
- 602: Fence
- 603: Gate
- 604: Sign
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- 618: Tunnel
- 619: Viaduct
- 620: Overpass
- 621: Underpass
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- 631: River
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- 665: River
- 666: Canal
- 667: Embankment
- 668: Trench
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- 670: Fence
- 671: Gate
- 672: Sign
- 673: Light
- 674: Bin
- 675: Bench
- 676: Fountain
- 677: Water feature
- 678: Sculpture
- 679: Statue
- 680: Monument
- 681: Obelisk
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- 690: Road
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- 692: Cycleway
- 693: Footway
- 694: Drainage
- 695: Gully
- 696: Pond
- 697: Lake
- 698: Stream
- 699: River
- 700: Canal

FOR TENDER

1. Park Centre

2. Hillside

3. Hillside

4. Hillside

5. Hillside

RPS

1. Hillside

2. Hillside

3. Hillside

4. Hillside

5. Hillside

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Licensing Act 2003

Premises Licence

KK/PL0385

LOCAL AUTHORITY



**Wiltshire Council
Licensing East
Browfort
Bath Road
DEVIZES
WILTSHIRE
SN10 2AT**

Part 1 - Premises Details

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

Hillworth Park

Queens Road, Devizes, Wiltshire, SN10 5HR.

WHERE THE LICENCE IS TIME LIMITED THE DATES

Not applicable

LICENSABLE ACTIVITIES AUTHORISED BY THE LICENCE

- a performance of a play
- an exhibition of a film
- a performance of live music
- any playing of recorded music
- a performance of dance
- entertainment of a similar description to that falling within a performance of live music, any playing of recorded music or a performance of dance
- entertainment facilities for making music
- entertainment facilities for dancing
- entertainment of a similar description to that falling within entertainment facilities for making music or dancing
- provision of late night refreshment

THE TIMES THE LICENCE AUTHORISES THE CARRYING OUT OF LICENSABLE ACTIVITIES

Activity (and Area if applicable)	Description	Time From	Time To
A. Performance of a play (Indoors & Outdoors)	Monday - Sunday New Years Eve to 00:30 am (next day)	10:00am	11:00pm
B. Exhibition of films (Indoors & Outdoors)	Monday - Sunday New Years Eve to 00:30 am (next day)	10:00am	11:00pm
E. Performance of live music (Indoors & Outdoors)	Monday - Sunday New Years Eve to 00:30 am (next day)	10:00am	11:00pm
F. Playing of recorded music (Indoors & Outdoors)	Monday - Sunday New Years Eve to 00:30 am (next day)	10:00am	11:00pm
G. Performance of dance (Indoors & Outdoors)	Monday - Sunday New Years Eve to 00:30 am (next day)	10:00am	11:00pm



THE TIMES THE LICENCE AUTHORISES THE CARRYING OUT OF LICENSABLE ACTIVITIES continued ...

Activity (and Area if applicable)	Description	Time From	Time To
H. Entertainment of a similar description to that falling within E, F, or G (Indoors & Outdoors)	Monday - Sunday New Years Eve to 00:30 am (next day)	10:00am	11:00pm
I. Provision of facilities for making music (Indoors & Outdoors)	Monday - Sunday New Years Eve to 00:30 am (next day)	10:00am	11:00pm
J. Provision of facilities for dancing (Indoors & Outdoors)	Monday - Sunday New Years Eve to 00:30 am (next day)	10:00am	11:00pm
K. Provision of facilities for entertainment of a similar description to that falling within I or J (Indoors & Outdoors)	Monday - Sunday New Years Eve to 00:30 am (next day)	10:00am	11:00pm
L. Late night refreshment (Indoors & Outdoors)	New Years Eve	11:00pm	12:30am Next Day

THE OPENING HOURS OF THE PREMISES

Description	Time From	Time To
Monday - Sunday	Midnight	Midnight
Public Park - Open to public at all times		

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

Part 2

NAME, (REGISTERED) ADDRESS, TELEPHONE NUMBER AND EMAIL (WHERE RELEVANT) OF HOLDER OF PREMISES LICENCE

Devizes Town Council simonfisher@devizes-tc.gov.uk	Town Hall, St John's Street, Devizes, Wiltshire, SN10 1BN. Telephone 01380 722160
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REGISTERED NUMBER OF HOLDER, FOR EXAMPLE COMPANY NUMBER, CHARITY NUMBER (WHERE APPLICABLE)

Premises Licence

ANNEXES

ANNEX 1 - MANDATORY CONDITIONS

Licence granted subject to the following Mandatory Conditions:-

Where a Premises Licence authorises the supply of alcohol

1. That no supply of alcohol may be made under the Premises Licence:-

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

2. That every supply of alcohol under the Premises Licence must be made or authorised by a person who holds a Personal Licence.

3. - (1) The responsible person shall take all reasonable steps to 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 in a manner which carries a significant risk of leading or contributing to crime and disorder, prejudice to public safety, public nuisance, or harm to children -

(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 (other than any promotion or discount available to an individual in respect of alcohol for consumption at a table meal, as defined in section 159 of the Act);

(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;

(d) provision of free or discounted alcohol in relation to the viewing on the premises of a sporting event, where that provision is dependent on -

(i) the outcome of a race, competition or other event or process, or

(ii) the likelihood of anything occurring or not occurring;

(e) 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.

4. - The responsible person shall ensure that no alcohol is dispensed directly by one person into the mouth of another (other than where that other person is unable to drink without assistance by reason of a disability).

5. - The responsible person shall ensure that free tap water is provided on request to customers where it is reasonably available.

6. - (1) The premises licence holder or club premises certificate holder shall ensure that an age verification policy applies to the premises in relation to the sale or supply of alcohol.

(2) 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 a holographic mark.

Premises Licence

ANNEXES continued ...

7. - 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 whiskey: 25ml or 35ml; and
 - (iii) still wine in a glass: 125ml; and
- (b) customers are made aware of the availability of these measures.

Exhibition of Films

1. Where a Premises Licence authorises the exhibition of films, the admission of children under the age of 18 to film exhibitions permitted under the terms of this licence shall be restricted in accordance with any recommendations made:

By the British Board of Film Classification (BBFC,) where the film has been classified by that Board
 By the Licensing Authority where no classification certificate has been granted by the BBFC or, where the Licensing Authority has notified the licence holder that section 20 (3) (b) (74 (3) (b) for clubs) of the Licensing Act 2003 applies to the film.

Door Supervision

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, those individuals who are present to guard against:

- a) Unauthorised access or occupation (e.g. through door supervision);
- b) Outbreaks of disorder; or
- c) Damage

must be licensed by the Security Industry Authority.

You are required to notify the Licensing Authority of any change in:

- 1) Name of the premises;
- 2) Alterations to premises;
- 3) A change of Designated Premises Supervisor;
- 4) A Designated Premises Supervisor not holding a valid Personal Licence;
- 5) Loss or theft of your licence (a fee will be required to cover the cost of issuing a replacement);
- 6) Any change to the hours or activities granted under this licence may require a Variation application. You are advised to discuss with the Licensing Authority;
- 7) The holder of the premises licence must ensure that the licence or a certified copy is kept at the premises in the custody or under the control of either the holder of the licence or a person who works at the premises and has been nominated in writing by the licence holder for this purpose;
- 8) The holder of the Premises Licence must ensure that the Summary of the licence or a certified copy of that Summary, and a Notice specifying the position held at the premises by any person nominated for the purposes of (7) above are displayed prominently at the premises.

ANNEX 2 - CONDITIONS CONSISTENT WITH THE OPERATING SCHEDULE

1. All events to be pre-booked, and individual risk assessments will be required.
2. Events that involve amplified live or acoustic music will be limited to 10 in any one calendar year and each event

Premises Licence

ANNEXES continued ...

will not last for more than 6 hours.

3. All events will adhere to the Noise Management plan below:

Hillworth Park, Noise Management Plan.

1. Stage areas to be only places in positions 1, 2 or 3 as shown on the attached map and facing to the centre of the park.
2. Events that involve amplified live or acoustic music must be booked at least 2 weeks prior to the event.
3. A member of the Town Council staff will be on site during events.
4. The Town Council will ensure that during events with amplified music sound levels outside of the park will be monitored on a frequent basis.
 - a. The monitoring will take place at or near a selection of nearest residential (noise sensitive) premises around the park.
 - b. Should the monitoring find that the sound level is excessively loud then action will be taken to reduce the volume or redirect the sound.
 - c. The results of monitoring and remedial action will be recorded for evidence in case complaints are made at a later date.
5. Nearby residents will advise in advance of events.
 - a. A notice will be posted through the door of all properties which border the park as well as those which are immediately adjacent (as shown the plan).
 - b. These notices will be disrupted between 7 and 14 days before the event.
 - c. Each notice will give information on the date and time of an event its nature and contact details of both the organiser and the Town Council's duty member of staff.
6. To reduce the likelihood of complaints from nearby residents regarding loud music the Town Council will give due consideration to the following matters when planning events:
 - a. The type of event, day of the week and time of day.
 - b. Position and orientation of stage and equipment.
 - c. The power of any amplification equipment.
 - d. Whether the amplification equipment is appropriate for the type of event.

ANNEX 3 - CONDITIONS ATTACHED AFTER A HEARING BY THE LICENSING AUTHORITY

No. applicable.

ANNEX 4 - PLANS

Attached separately.

Public Protection Officer

LOCAL AUTHORITY



Wiltshire Council
Licensing East
Browfort
Bath Road
DEVIZES
WILTSHIRE
SN10 2AT

Premises Details

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

Hillworth Park

Queens Road, Devizes, Wiltshire, SN10 5HR.

WHERE THE LICENCE IS TIME LIMITED THE DATES

Not applicable

LICENSABLE ACTIVITIES AUTHORISED BY THE LICENCE

- a performance of a play
- an exhibition of a film
- a performance of live music
- any playing of recorded music
- a performance of dance
- entertainment of a similar description to that falling within a performance of live music, any playing of recorded music or a performance of dance
- entertainment facilities for making music
- entertainment facilities for dancing
- entertainment of a similar description to that falling within entertainment facilities for making music or dancing
- provision of late night refreshment

THE TIMES THE LICENCE AUTHORISES THE CARRYING OUT OF LICENSABLE ACTIVITIES

Activity (and Area if applicable)	Description	Time From	Time To
A. Performance of a play (Indoors & Outdoors)	Monday - Sunday New Years Eve to 00:30 am (next day)	10:00am	11:00pm
B. Exhibition of films (Indoors & Outdoors)	Monday - Sunday New Years Eve to 00:30 am (next day)	10:00am	11:00pm
E. Performance of live music (Indoors & Outdoors)	Monday - Sunday New Years Eve to 00:30 am (next day)	10:00am	11:00pm
F. Playing of recorded music (Indoors & Outdoors)	Monday - Sunday New Years Eve to 00:30 am (next day)	10:00am	11:00pm
G. Performance of dance (Indoors & Outdoors)	Monday - Sunday New Years Eve to 00:30 am (next day)	10:00am	11:00pm

THE TIMES THE LICENCE AUTHORISES THE CARRYING OUT OF LICENSABLE ACTIVITIES continued ...

Activity (and Area if applicable)	Description	Time From	Time To
H. Entertainment of a similar description to that falling within E, F, or G (Indoors & Outdoors)	Monday - Sunday New Years Eve to 00:30 am (next day)	10:00am	11:00pm
I. Provision of facilities for making music (Indoors & Outdoors)	Monday - Sunday New Years Eve to 00:30 am (next day)	10:00am	11:00pm
J. Provision of facilities for dancing (Indoors & Outdoors)	Monday - Sunday New Years Eve to 00:30 am (next day)	10:00am	11:00pm
K. Provision of facilities for entertainment of a similar description to that falling within I or J (Indoors & Outdoors)	Monday - Sunday New Years Eve to 00:30 am (next day)	10:00am	11:00pm
L. Late night refreshment (Indoors & Outdoors)	New Years Eve	11:00pm	12:30am Next Day

THE OPENING HOURS OF THE PREMISES

Description	Time From	Time To
Monday - Sunday	Midnight	Midnight
Public Park - Open to public at all times		

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

--

NAME, (REGISTERED) ADDRESS OF HOLDER OF PREMISES LICENCE

Devizes Town Council	Town Hall, St John's Street, Devizes, Wiltshire, SN10 1BN.
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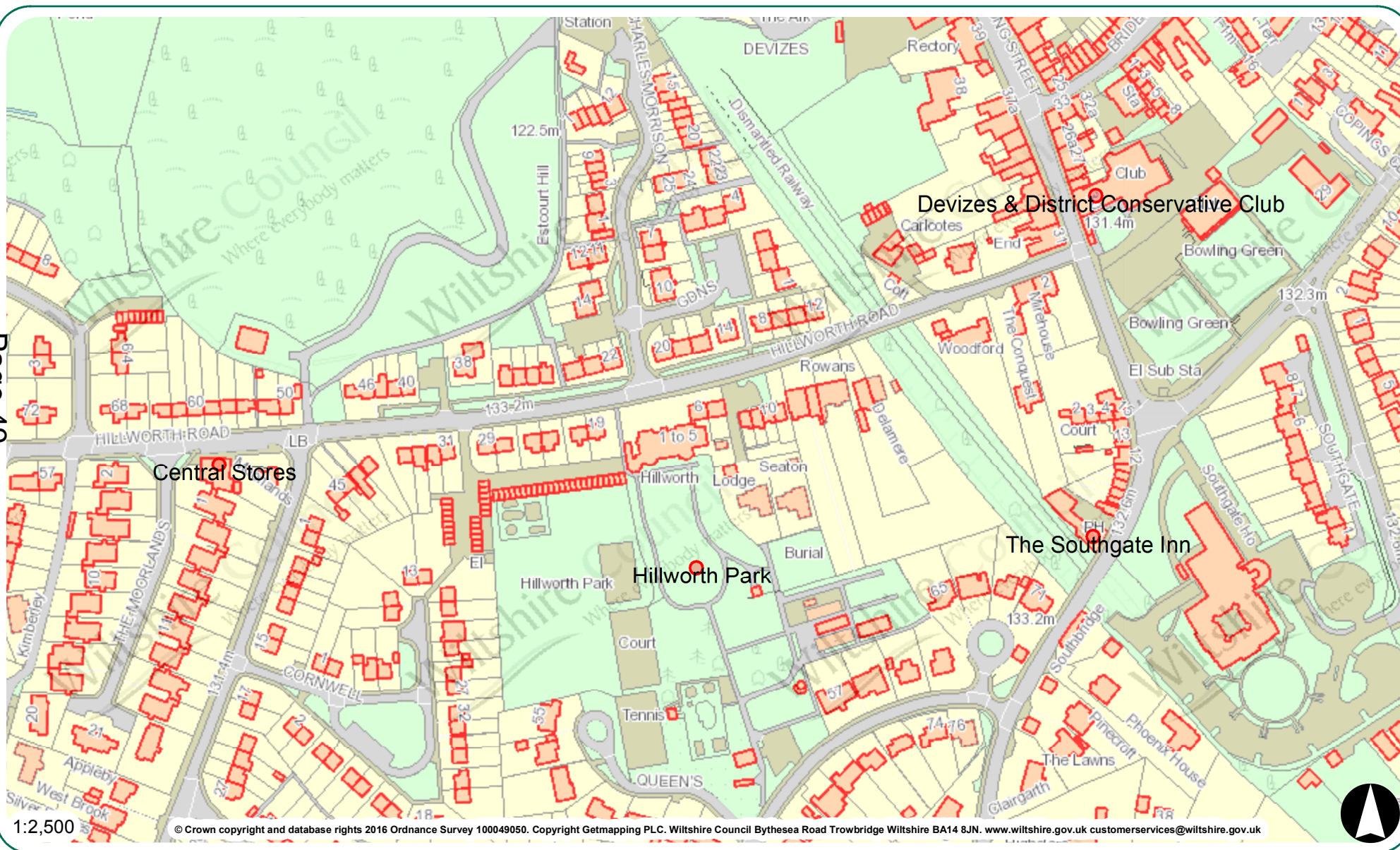
REGISTERED NUMBER OF HOLDER, FOR EXAMPLE COMPANY NUMBER, CHARITY NUMBER (WHERE APPLICABLE)

--

STATE WHETHER ACCESS TO THE PREMISES BY CHILDREN IS RESTRICTED OR PROHIBITED

--

 Public Protection Officer



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RECEIVED

23 MAY 2016

PUBLIC PROTECTION

45 Downlands Road
Devizes
Wiltshire
SN10 5EF

19th May 2016

Wiltshire Council Licensing Section
Monkton Park
Chippenham
SN15 1ER

Dear Sirs,

Hillworth Park, Devizes

I refer to the application by Devizes Town Council to vary the existing licence for the Park building to enable alcohol to be served from 10.00 to 22.00 every day of the week.

Please note that there is no address for Wiltshire Council on the site notice. I got the above address from Simon Fisher at the Town Hall.

Mr Fisher explained that the Town Council's intention is for alcohol to be served only during organised events in accordance with the Public Entertainment Licence. As a regular attender of such events I would have no objection to this.

I would however object to the general sale of alcohol from the Park during the very extensive hours applied for. This could generate anti-social behaviour in a space that has been outstandingly designed over the past few years for use by everybody, including children and families.

Cannot the licence be varied only to allow the consumption of alcohol during the events mentioned and perhaps 30 minutes after they finish ?

Yours faithfully,



Nigel Britton.

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Appendix 3 – Additional wording agreed by Applicant.

Dear Jemma

I have read through and in principle have no objection with the request; I have made small changes which I hope will be ok.

Regards
Simon

From: Price, Jemma
Sent: 31 May 2016 13:06
To: Simon Fisher
Subject: FW: Hillworth Park, Devizes.
Importance: High

Dear Simon,

Please see below the wording that the Police Licensing have agreed in relation to your application. Please can you read through and let me know if you are happy to amend your application to include this wording or just some of it or none at all.

- An event risk assessment will be completed prior to each event and the need for the use of plastic/polycarbonate glasses will be assessed.
- A Challenge 25 policy will be implemented; a recognised proof of age, which includes a photograph, is to be required for any person who appears to be under the age of 25 and who wishes to purchase or consume alcohol purchased from the premises. Notices will be prominently displayed.
- A record of refusals and incidents shall be kept in a bound log book, identifying the member of staff who refused the sale and/or dealt with the incident. It shall be kept up to date, on the premises, and made available to officers of any of the responsible authorities upon request.
- Staff shall be fully trained in their responsibilities in relation to the Licensing Act 2003, staff shall receive refresher training on the relevant subjects at no greater than six month intervals. Records of this training shall be kept on the premises and shall be made available to officers of any of the responsible authorities upon request.

Kind Regards
Jemma

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