

# AGENDA

---

**Meeting:** Western Area Licensing Sub-Committee  
**Place:** Committee Room III - County Hall, Trowbridge  
**Date:** Thursday 6 January 2011  
**Time:** **10.00 am** (Sub-Committee briefing to be held at **9:30 am** in the Governance Meeting Room)  
**Matter:** **Application for a Premises Licence in respect of Trowbridge Cricket Club, The County Ground, Lower Court, Trowbridge**

---

Please direct any enquiries on this Agenda to Chris Marsh, of Democratic and Members' Services, County Hall, Bythesea Road, Trowbridge, direct line 01225 713058 or email [chris.marsh@wiltshire.gov.uk](mailto:chris.marsh@wiltshire.gov.uk)

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

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

---

## Membership:

Cllr Desna Allen  
Cllr Trevor Carbin

Cllr Mark Griffiths

---

# AGENDA

1. **Election of Chairman**

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

2. **Procedure for the Meeting** *(Pages 1 - 6)*

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

3. **Chairman's Announcements**

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

4. **Declarations of Interest**

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

5. **Licensing Application** *(Pages 7 - 12)*

To consider and determine an application for a Premises Licence in respect of Trowbridge Cricket Club, The County Ground, Lower Court, Trowbridge, Wiltshire BA14 8PX. Report of the Policy and Licensing Officer attached.

5.1. **Appendix 1 - Application for a Premises License Under the Licensing Act 2003** *(Pages 13 - 36)*

5.2. **Appendix 2 - Copies of Relevant Representations** *(Pages 37 - 64)*

5.3. **Appendix 3 - Applicants' Supporting Statement** *(Pages 65 - 86)*

5.4. **Appendix 4 - Current Club Premises Certificate** *(Pages 87 - 90)*

5.5. **Appendix 5 - Location Map** *(Pages 91 - 92)*

5.6. **Additional Information from Trowbridge Cricket Club** *(Pages 93 - 100)*

- Trowbridge Cricket Club response to letter of Martin Aldam
- Trowbridge Cricket Club alcohol sales authorisation
- License Holder's Certificate for Christine Davis



## 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 an Interested Party 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.

“**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.

“**Interested Party**” means a person who is present at a Hearing to make representations in respect of an Application in their capacity as an Interested Party, and includes any person who is present to assist or make representations on behalf of the Interested Party 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 an Interested Party/Parties;
  - 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 an Interested Party/Parties.
- 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 is a multiple of Interested Parties 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 Interested Parties.

## **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) may 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).

A Responsible Authority/Authorities and/or an Interested Party/Parties 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 an Interested Party/Parties 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 an Interested Party/Parties 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 Interested Party's premises. 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 the Interested Party/Parties 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 Chairperson welcomes all those present and introduces the Application.
2. The Chairperson introduces the Applicant, Responsible Authority/Authorities and/or Interested Party/Parties.
3. The Chairperson outlines the Hearing Procedure.
4. The Licensing Officer presents the Committee Report.
5. The Applicant addresses the Committee.
6. Questions to the Applicant by Responsible Authority/Authorities and/or Interested Party/Parties.
7. Questions to the Applicant by Members of the Committee.
8. Comments by Responsible Authority/Authorities and/or Interested Party/Parties.
9. Questions by Applicant.
10. Questions to Responsible Authority/Authorities and/or Interested Party/Parties by Members of the Committee.
11. Summing up by Parties who have made representations.
12. Summing up by Applicant.
13. Committee retires with the Committee Lawyer and Committee Manager to consider its decision.
14. Committee returns and the Lawyer gives a summary of any legal advice that may have been given to the Committee, and invites the parties present to make any comments on that advice.
15. The Chairperson either gives the decision with reasons, or advises that it will be released in writing with reasons within the statutory time limits.



**REPORT TO THE LICENSING SUB COMMITTEE (HEARING)**

Report No.

|                              |   |
|------------------------------|---|
| <b>Date of Hearing</b>       | <b>6 January 2011</b>   |
| <b>Title of Report</b>       | <b>Application for a Premises Licence, Trowbridge Cricket Club Lower Court Trowbridge BA14 8PX</b>  |
| Link to Corporate Priorities | None - this is a statutory requirement  |
| Public Report                | Yes – This matter 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. |

**Summary of Report**

An application for a Premises Licence has been made for which there are relevant representations.

Wiltshire Council (as the Licensing Authority) must hold a hearing to consider the application having regard to the representations.

In accordance with Section 18 (3) the Licensing Sub Committee is required to take such steps as it considers necessary to promote the licensing objectives.

The licensing objectives are: - The Prevention of Crime and Disorder, Public Safety, The Prevention of Public Nuisance and the Protection of Children from Harm.

Such steps are: -

- To modify the conditions of the licence
- To reject the whole or part of the application
- Not take any further action.

**Officer Recommendations**

**None. Officers are not permitted to make a recommendation – the decision is to be reached by members of the Licensing Sub Committee.**

**There is no other background information from any other departments of the Wiltshire Council**

Other than those implications agreed with the relevant Officers and referred to below, there are no other implications associated with this report.

| Financial Implications | Legal Implications | Community & Environmental Implications | Human Resources Implications | Equality & Diversity Implications |
|------------------------|--------------------|--|------------------------------|-----------------------------------|
| None                   | Yes                | None                                   | None                         | None                              |

**Contact Officer**

Mrs Maggie Jones Policy & Licensing 0300 4560100 ext 5536  
 Maggie.Jones@wiltshire.gov.uk

**1. Introduction**

An application for a premises licence by Brian Scrine and Christine Davis has been made for which there are relevant representations.

Wiltshire Council (as the Licensing Authority) must hold a Hearing to consider the application having regard to these representations.

In accordance with Section 18 (3) the Licensing Sub Committee is required to take such steps as it considers necessary to promote the licensing objectives.

**2. Options and Options Appraisal**

In accordance with Section 18 (3) the Licensing Sub Committee is required to take such steps as it considers necessary.

**3. Background Information**

On the 8 November 2010, an application for a Premises Licence was received and accepted as a valid application. This application, if granted, is to license:

- The supply of alcohol.
- Plays, live music, recorded music, anything of a similar description, provision of facilities for making music and dancing
- Provision of late night refreshment.

The application as applied for, is as follows:

|                 |   |          |
|-----------------|---|----------|
| Sale of Alcohol | 1100 to 2300<br>Monday to Thursday<br>0900 to 0100<br>Friday<br>0900 – 0130<br>Saturday<br>1100 – 2400<br>Sunday          | On sales |
| Live Music      | 2000 to 2330<br>Sunday - Thursday<br>2000 to 0130<br>Saturday<br>Special Events inc<br>New years Eve (time not specified) | Indoors  |
| Recorded Music  | 1000 to 2300<br>Sunday to Thursday<br>1930 to 0130<br>Friday<br>1930 to 0200<br>Saturday<br>Special Occasions/events      | Indoors  |

Inc New Years Eve (time not specified)

Anything of a similar  
Description/Provision of  
facilities for making  
music & dancing

Times not specified

Late Night Refreshment

2300 – 0100  
Friday  
2300 – 0130  
Saturday  
2300 – 2400  
Sunday

#### 4. Representations

During the consultation period representations have been received from the following:

(a) Interested Parties:

**Mr M Aldam 23 Downhayes Road Trowbridge**  
**Gary & Lena Wayman 3 Lower Court Trowbridge – also representing**  
**Mr Stevens of 1 Lower Court**  
**Miss Gale 16 Lower Court Trowbridge**  
**Miss P Billing 22 Lower Court Trowbridge**  
**Mr & Mrs A W Morgan 20 Lower Court Trowbridge**  
**Jacqui & Mark Shroll 13 Palmer Road Trowbridge**  
**Mrs J & Mr D Connor 25 Palmer Road Trowbridge**  
**Mrs V Perry 39 Palmer Road Trowbridge**

| <u>Representation</u>                     | <u>Licensing Objective</u> | <u>Accepted</u> | <u>Comments</u> |
|---|----------------------------|-----------------|-----------------|
| Noise from premises                       | Public Nuisance            | Y               |                 |
| Noise from customers leaving the premises | Public Nuisance            | Y               |                 |
| Antisocial Behaviour                      | Crime & Disorder           | Y               |                 |
| Vehicle Access                            | Public Safety              | Y               |                 |

Copies of all representations are attached to this report as Appendix 2

The plan attached to this report as Appendix 4, includes the plotting of the locations where representations have been made.

#### 5. Background information from other Departments of the Council

Following complaints from one local resident concerning noise disturbance from performances of live music at Trowbridge Cricket Club, the Wiltshire Council's Pollution

Team carried out an investigation and subsequently on the 13 May 2010, served a Noise Abatement Notice on the Club.

**6. Conditions to be added to the Operating Schedule**

Prior to the end of the 28 days consultation period and following discussions between the Applicants and Environmental Health Officer, Guy Sharp, from the Wiltshire Council's Pollution Team (a Responsible Authority named under the Licensing Act 2003), the following are to be added as conditions to the premises licence, should the application be granted by the Committee:

- A noise limiting device shall be fitted on the first floor and all live music provided on this floor shall be played through this device. The noise limiter shall be connected to the mains supply and prior to any live music being provided, the limiter shall be set at a level agreed with officers from the Environmental Protection Department of Wiltshire Council. This level shall not be altered and once agreed, access to the limiter shall be restricted to senior members of staff only for resetting purposes.
- The applicant shall submit a noise management plan. The plan shall include a suitable monitoring regime when live music is being provided on the first floor, including exact locations, frequency and documentary evidence that monitoring is being carried out. The plan shall be agreed by the Council's Environmental Protection Department in writing before any regulated entertainment takes place at the premises. Any minor alterations to the noise management plan shall be submitted to and agreed in writing, by the Council.
- Live music on the first floor shall be limited to two events per calendar month.
- Live music on the first floor shall cease at 2330 hours.

**7. Legal Implications**

It should be noted that both the Applicant and the Interested Parties may appeal the decision made by the Licensing Sub Committee. The decision made by the Licensing Sub Committee, however, takes immediate effect.

The Applicant and all Interested Parties have been informed of the date, time and location of the Hearing and their right to be represented.

**8. Risk Analysis**

Not applicable.

|                    |  |
|--------------------|--|
| <b>Appendices:</b> | <ul style="list-style-type: none"><li>• <b>1. Application for a premises licence under the Licensing Act 2003</b></li><li>• <b>2. Copies of relevant representations</b></li><li>• <b>3. Applicants' supporting statement</b></li><li>• <b>4. Current Club Premises Certificate</b></li><li>• <b>5. Location map</b></li></ul> |
|--------------------|--|

**Previous Decisions Connected with this Report**

| <b>Report</b> | <b>Committee &amp; Date</b> | <b>Minute Reference</b> |
|---------------|-----------------------------|-------------------------|
| <b>None</b>   |                             |                         |

Report prepared by Maggie Jones, Policy & Licensing Officer – Licensing Team, West Hub

This page is intentionally left blank

Application for a premises licence to be granted  
under the Licensing Act 2003

**PLEASE READ THE FOLLOWING INSTRUCTIONS FIRST**

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

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

I/W BRIAN SCRINZ  
e

(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 |                   |           |                 |
| <u>TROWBRIDGE CRICKET CLUB.</u><br><u>LOWER COURT</u>                                |                   |           |                 |
| Post town  | <u>TROWBRIDGE</u> | Post code | <u>BA14 8PX</u> |

|   |                      |
|---|----------------------|
| Telephone number at premises (if any)   | <u>01225 752538.</u> |
| Non-domestic rateable value of premises | <u>£ 2,862.00</u>    |

**Part 2 - Applicant Details**

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

- a) an individual or individuals \*  please complete section (A)
- b) a person other than an individual \*
  - i. as a limited company  please complete section (B)
  - ii. as a partnership  please complete section (B)
  - iii. as an unincorporated association or  please complete section (B)
  - iv. other (for example a statutory corporation)  please complete section (B)
- c) a recognised club  please complete section (B)
- d) a charity  please complete section (B)

- e) the proprietor of an educational establishment  please complete section (B)
- f) a health service body  please complete section (B)
- g) a person who is registered under Part 2 of the Care Standards Act 2000 (c14) in respect of an independent hospital  please complete section (B)
- h) the chief officer of police of a police force in England and Wales  please complete section (B)

\* If you are applying as a person described in (a) or (b) please confirm:

Please tick yes

- I am carrying on or proposing to carry on a business which involves the use of the premises for licensable activities; or
- I am making the application pursuant to a
  - o statutory function or
  - o a function discharged by virtue of Her Majesty's prerogative

**(A) INDIVIDUAL APPLICANTS (fill in as applicable)**

|  |  |   |                                       |   |  |
|--|--|---|---------------------------------------|---|--|
| <b>Mr</b><br><input checked="" type="checkbox"/>                 | <b>Mrs</b><br><input type="checkbox"/> | <b>Miss</b><br><input type="checkbox"/> | <b>Ms</b><br><input type="checkbox"/> | <b>Other Title (for example, Rev)</b>               |  |
| <b>Surname</b> SCRINZ  |  |   | <b>First names</b> BRIAN              |   |  |
| <b>I am 18 years old or over</b>                                 |  |   |                                       | <input checked="" type="checkbox"/> Please tick yes |  |
| <b>Current postal address if different from premises address</b> |  |   |                                       |   |  |
| <b>Post Town</b>   |  |   |                                       | <b>Postcode</b>                                     |  |
| <b>Daytime contact telephone number</b>                          |  |   |                                       |   |  |
| <b>E-mail address (optional)</b>                                 |  |   |                                       |   |  |

**SECOND INDIVIDUAL APPLICANT (if applicable)**

|  |  |  |                                       |   |  |
|--|--|--|---------------------------------------|---|--|
| <b>Mr</b><br><input type="checkbox"/>                            | <b>Mrs</b><br><input type="checkbox"/> | <b>Miss</b><br><input checked="" type="checkbox"/> | <b>Ms</b><br><input type="checkbox"/> | <b>Other Title (for example, Rev)</b>               |  |
| <b>Surname</b> DAVIES  |  |  | <b>First names</b> CHRISTINE          |   |  |
| <b>I am 18 years old or over</b>                                 |  |  |                                       | <input checked="" type="checkbox"/> Please tick yes |  |
| <b>Current postal address if different from premises address</b> |  |  |                                       |   |  |



|                                  |                   |          |  |
|----------------------------------|-------------------|----------|--|
| Post Town                        | <i>Trowbridge</i> | Postcode |  |
| Daytime contact telephone number |                   |          |  |
| E-mail address (optional)        |                   |          |  |

**(B) OTHER APPLICANTS**

Please provide name and registered address of applicant in full. Where appropriate please give any registered number. In the case of a partnership or other joint venture (other than a body corporate), please give the name and address of each party concerned.

|   |
|---|
| Name  |
| Address   |
| Registered number (where applicable)  |
| Description of applicant (for example, partnership, company, unincorporated association etc.) |
| Telephone number (if any)   |
| E-mail address (optional)   |

**Part 3 Operating Schedule**

Month                      Day  
Year

When do you want the premises licence to start?

Month                      Day  
Year

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

Please give a general description of the premises (please read guidance note1)

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

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

(Please see sections 1 and 14 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)  | <input checked="" type="checkbox"/> |
| b) films (if ticking yes, fill in box B)  | <input type="checkbox"/>            |
| c) indoor sporting events (if ticking yes, fill in box C)   | <input type="checkbox"/>            |
| d) boxing or wrestling entertainment (if ticking yes, fill in box D)  | <input type="checkbox"/>            |
| e) live music (if ticking yes, fill in box E)   | <input checked="" type="checkbox"/> |
| f) recorded music (if ticking yes, fill in box F)   | <input checked="" type="checkbox"/> |
| g) performances of dance (if ticking yes, fill in box G)  | <input type="checkbox"/>            |
| h) anything of a similar description to that falling within (e), (f) or (g) (if ticking yes, fill in box H) | <input checked="" type="checkbox"/> |

**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<br>Standard days and<br>timings (please read<br>guidance note 6) |        |         | Will the performance of a play take place<br>indoors or outdoors or both – please tick<br>(please read guidance note 2)  | Indoors  | <input checked="" type="checkbox"/> |
|--|--------|---------|--|----------|-------------------------------------|
| Day  | Start  | Finish  |  | Outdoors | <input type="checkbox"/>            |
| Mon  | 7.30pm | 11.00pm | Please give further details here (please read guidance note 3)<br>LOCAL DRAMA CLUB - POSSIBLE<br>"MURDER MYSTERY" NEW-<br>CHILDREN'S NATIVITY PLAY - ALLENBURY.  | Both     | <input type="checkbox"/>            |
| Tue  | 7.30pm | 11.00pm |  |          |                                     |
| Wed  | 7.30pm | 11.00pm | State any seasonal variations for performing plays (please read<br>guidance note 4)  |          |                                     |
| Thur   | 7.30pm | 11.30pm |  |          |                                     |
| Fri  | 7.30pm | 11.30pm | Non standard timings. Where you intend to use the premises<br>for the performance of plays at different times to those listed in<br>the column on the left, please list (please read guidance note 5)<br><br>NIC |          |                                     |
| Sat  | 7.30pm | 11.30pm |  |          |                                     |
| Sun  | 7.30   | 11.30pm |  |          |                                     |
|  |        |         |  |          |                                     |

**B**

|   |       |        |  |          |                          |
|---|-------|--------|--|----------|--------------------------|
| <b>Films</b><br>Standard days and timings (please read guidance note 6) |       |        | <b><u>Will the exhibition of films take place indoors or outdoors or both – please tick</u></b> (please read guidance note 2)  | Indoors  | <input type="checkbox"/> |
|   |       |        |  | Outdoors | <input type="checkbox"/> |
|   |       |        |  | Both     | <input type="checkbox"/> |
| Day   | Start | Finish | <b><u>Please give further details here</u></b> (please read guidance note 3)   |          |                          |
| Mon   |       |        |  |          |                          |
| Tue   |       |        | <b><u>State any seasonal variations for the exhibition of films</u></b> (please read guidance note 4)  |          |                          |
| Wed   |       |        |  |          |                          |
| Thur  |       |        | <b><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></b> (please read guidance note 5) |          |                          |
| Fri   |       |        |  |          |                          |
| Sat   |       |        |  |          |                          |
| Sun   |       |        |  |          |                          |

**C**

|  |       |        |  |
|--|-------|--------|--|
| <b>Indoor sporting events</b><br>Standard days and timings (please read guidance note 6) |       |        | <b>Please give further details</b> (please read guidance note 3)   |
| Day  | Start | Finish |  |
| Mon  |       |        | <b>State any seasonal variations for indoor sporting events</b> (please read guidance note 4)  |
| Tue  |       |        |  |
| Wed  |       |        |  |
| Thur   |       |        | <b>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</b> (please read guidance note 5) |
| Fri  |       |        |  |
| Sat  |       |        |  |
| Sun  |       |        |  |
|  |       |        |  |

D

|  |       |        |  |  |          |                          |   |  |  |  |
|--|-------|--------|--|--|----------|--------------------------|---|--|--|--|
| <b>Boxing or wrestling entertainments</b><br>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"/> |   |  |  |  |
|  |       |        |  |  | Outdoors | <input type="checkbox"/> |   |  |  |  |
|  |       |        |  |  | Both     | <input type="checkbox"/> |   |  |  |  |
| Day  | Start | Finish | <u>Please give further details here</u> (please read guidance note 3)  |  |          |                          |   |  |  |  |
| Mon  |       |        |  |  |          |                          |   |  |  |  |
| Tue  |       |        |  |  |          |                          |   |  |  |  |
| Wed  |       |        |  |  |          |                          | <u>State any seasonal variations for boxing or wrestling entertainment</u> (please read guidance note 4)  |  |  |  |
| Thur   |       |        |  |  |          |                          |   |  |  |  |
| Fri  |       |        |  |  |          |                          | <u>Non standard timings. Where you intend to use the premises for boxing or wrestling entertainment at different times to those listed in the column on the left, please list</u> (please read guidance note 5) |  |  |  |
| Sat  |       |        |  |  |          |                          |   |  |  |  |
| Sun  |       |        |  |  |          |                          |   |  |  |  |

E

| Live music<br>Standard days and<br>timings (please read<br>guidance note 6) |       |         | Will the performance of live music take place<br><u>indoors or outdoors or both</u> – please tick<br>(please read guidance note 2)  | Indoors  | <input checked="" type="checkbox"/> |
|---|-------|---------|---|----------|-------------------------------------|
| Day   | Start | Finish  |   | Outdoors | <input type="checkbox"/>            |
| Mon   | 20.00 | 23.00   | Please give further details here (please read guidance note 3)  | Both     | <input type="checkbox"/>            |
| Tue   | 20.00 | 23.00   |   |          |                                     |
| Wed   | 20.00 | 23.00   | State any seasonal variations for the performance of live music<br>(please read guidance note 4)  |          |                                     |
| Thur  | 20.00 | 23.00   |   |          |                                     |
| Fri   | 20.00 | 01.30   | Non standard timings. Where you intend to use the premises<br>for the performance of live music at different times to those<br>listed in the column on the left, please list (please read guidance<br>note 5)<br><br>occasional events New Year's<br>Eve<br>ects. |          |                                     |
| Sat   | 20.00 | 0.20.00 |   |          |                                     |
| Sun   | 20.00 | 23.00   |   |          |                                     |
|   |       |         |   |          |                                     |



F

| Recorded music<br>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 checked="" type="checkbox"/> |
|---|-------|--------|--|----------|-------------------------------------|
| Day   | Start | Finish |  | Outdoors | <input type="checkbox"/>            |
| Mon   | 10am  | 23.00  | <u>Please give further details here</u> (please read guidance note 3)  | Both     | <input type="checkbox"/>            |
|   | "     | "      |  |          |                                     |
| Tue   | 10am  | 23.00  |  |          |                                     |
| Wed   | 10am  | 23.00  | <u>State any seasonal variations for the playing of recorded music</u> (please read guidance note 4)<br><br>New Year Eve special occasions   |          |                                     |
| Thur  | 10am  | 23.00  |  |          |                                     |
| Fri   | 19.30 |        | <u>Non standard timings. Where you intend to use the premises for the playing of recorded music at different times to those listed in the column on the left, please list</u> (please read guidance note 5)<br><br>occasional events |          |                                     |
|   |       | 01.30  |  |          |                                     |
| Sat   | 19.30 |        |  |          |                                     |
|   |       | 02.00  |  |          |                                     |
| Sun   | 10am  | 23.00  |  |          |                                     |

G

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

H

|   |       |        |  |          |                          |
|---|-------|--------|--|----------|--------------------------|
| Anything of a similar description to that falling within (e), (f) or (g)<br>Standard days and timings (please read guidance note 6) |       |        | Please give a description of the type of entertainment you will be providing   |          |                          |
| Day   | Start | Finish | Will this entertainment take place indoors or outdoors or both – please tick (please read guidance note 2)   | Indoors  | <input type="checkbox"/> |
| Mon   |       |        |  | Outdoors | <input type="checkbox"/> |
|   |       |        |  | Both     | <input type="checkbox"/> |
| Tue   |       |        | Please give further details here (please read guidance note 3)   |          |                          |
| Wed   |       |        |  |          |                          |
| Thur  |       |        | State any seasonal variations for entertainment of a similar description to that falling within (e), (f) or (g) (please read guidance note 4)  |          |                          |
| Fri   |       |        |  |          |                          |
| Sat   |       |        | Non standard timings. Where you intend to use the premises for the entertainment of a similar description to that falling within (e), (f) or (g) at different times to those listed in the column on the left, please list (please read guidance note 5) |          |                          |
| Sun   |       |        |  |          |                          |

|  |       |        |   |                          |
|--|-------|--------|---|--------------------------|
| <b>Provision of facilities for making music</b><br>Standard days and timings (please read guidance note 6) |       |        | <b><u>Please give a description of the facilities for making music you will be providing</u></b>  |                          |
|  |       |        | <b><u>Will the facilities for making music be indoors or outdoors or both – please tick</u></b><br>(please read guidance note 2)  |                          |
| Day  | Start | Finish | Indoors   | <input type="checkbox"/> |
|  |       |        | Outdoors  | <input type="checkbox"/> |
|  |       |        | Both  | <input type="checkbox"/> |
| Mon  |       |        | <b><u>Please give further details here</u></b> (please read guidance note 3)  |                          |
| Tue  |       |        |   |                          |
| Wed  |       |        | <b><u>State any seasonal variations for the provision of facilities for making music</u></b> (please read guidance note 4)  |                          |
| Thur   |       |        |   |                          |
| Fri  |       |        | <b><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></b> (please read guidance note 5) |                          |
| Sat  |       |        |   |                          |
| Sun  |       |        |   |                          |

J

|   |       |        |  |                                   |  |
|---|-------|--------|--|-----------------------------------|--|
| <b>Provision of facilities for dancing</b><br>Standard days and timings (please read guidance note 6) |       |        | <b>Will the facilities for dancing be indoors or outdoors or both – please tick</b> (see guidance note 2)  | Indoors <input type="checkbox"/>  |  |
|   |       |        |  | Outdoors <input type="checkbox"/> |  |
|   |       |        |  | Both <input type="checkbox"/>     |  |
|   |       |        | <b><u>Please give a description of the facilities for dancing you will be providing</u></b>  |                                   |  |
| Day   | Start | Finish |  |                                   |  |
| Mon   |       |        | <b><u>Please give further details here</u></b> (please read guidance note 3)   |                                   |  |
| Tue   |       |        |  |                                   |  |
| Wed   |       |        | <b><u>State any seasonal variations for providing dancing facilities</u></b><br>(please read guidance note 4)  |                                   |  |
| Thur  |       |        |  |                                   |  |
| Fri   |       |        | <b><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></b> (please read guidance note 5) |                                   |  |
| Sat   |       |        |  |                                   |  |
| Sun   |       |        |  |                                   |  |

K

|  |       |        |  |          |                          |
|--|-------|--------|--|----------|--------------------------|
| <b>Provision of facilities for entertainment of a similar description to that falling within i or j</b><br>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>   |          |                          |
| 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  |       |        |  | Outdoors | <input type="checkbox"/> |
|  |       |        |  | Both     | <input type="checkbox"/> |
| Tue  |       |        | <u>Please give further details here</u> (please read guidance note 3)  |          |                          |
| Wed  |       |        |  |          |                          |
| Thur   |       |        | <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  |       |        |  |          |                          |
| Sat  |       |        | <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  |       |        |  |          |                          |

L

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

M

|  |       |        |   |                     |                                     |
|--|-------|--------|---|---------------------|-------------------------------------|
| Supply of alcohol<br>Standard days and<br>timings (please read<br>guidance note 6) |       |        | Will the supply of alcohol be for<br><u>consumption (Please tick box)</u> (please read<br>guidance note 7)  | On the<br>premises  | <input checked="" type="checkbox"/> |
|  |       |        |   | Off the<br>premises | <input type="checkbox"/>            |
| Day  | Start | Finish | Both  |                     |                                     |
| Mon  | 1100  | 2300   | <u>State any seasonal variations for the supply of alcohol</u> (please<br>read guidance note 4)<br>End of Permitted hours<br>New Years Eve to the start of<br>permitted hours New Years Day                 |                     |                                     |
| Tue  | 1100  | 2300   |   |                     |                                     |
| Wed  | 1100  | 2300   |   |                     |                                     |
| Thur   | 1100  | 2300   |   |                     |                                     |
| Fri  | 0900  | 0100   |   |                     |                                     |
| Sat  | 0900  | 0130   |   |                     |                                     |
| Sun  | 1100  | 2300   |   |                     |                                     |
|  |       |        | <u>Non standard timings. Where you intend to use the premises<br/>for the supply of alcohol at different times to those listed in the<br/>column on the left, please list</u> (please read guidance note 5) |                     |                                     |

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

|  |                         |
|--|-------------------------|
| Name                                   | CHRISTINE DAVIES        |
| Address                                |                         |
| Postcode                               |                         |
| Personal Licence number (if known)     | 1003057235 / 100/4866/2 |
| Issuing licensing authority (if known) | BIIAB                   |

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<br>Standard days and timings (please read guidance note 6) |       |        | State any seasonal variations (please read guidance note 4)   |
|--|-------|--------|---|
| Day  | Start | Finish | See section 'm'   |
| Mon  | 0900  | 2330   |   |
| Tue  | 0900  | 2330   |   |
| Wed  | 0900  | 2330   |   |
| Thur   | 0900  | 2330   |   |
| Fri  | 0900  | 0130   |   |
| Sat  | 0900  | 0200   |   |
| Sun  | 0900  | 2330   |   |
|  |       |        | <u>Non standard timings. Where you intend the premises to be open to the public at different times from those listed in the column on the left, please list</u> (please read guidance note 5) |

**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)

b) The prevention of crime and disorder

CCTV system maintained by Alert system every 3 months, see att: joining Pub Watch, lighting in car park and all outside doors with ALL CAMERAS ACTIVE RECORDS STORED FOR 30 DAYS FOR POLICE & TROUBLED CITIZEN CLUB USE. DOORS MONITORED ON SPECIAL EVENTS WITH SECURITY STAFF E.G. NEW YEARS EVE ETC.

c) Public safety

External lighting in Car Park and on all doors outside Fire Protection with Complete Fire Security every 6 months. ALL Electrical Fire Regulatory Risk also Site Risk assessments done every week DAILY.

d) The prevention of public nuisance

Please see enclosed form.

All staff train in the four objectives' also we have a personal licence holder in house who has train other staff. - SOUND SYSTEMS MONITORED, ATTENTION PAID TO NOISE LEVELS FROM - MUSIC - CAC PHASE & PEOPLE GO PHONES A PUBLIC NUISANCE. Please see enclosed notes.

e) The protection of children from harm

Who have done time to listen courses.

from the ECB Club mark confirms your ongoing commitment to being a safe, effective and child friendly cricket club, with 2 child welfare officers. Also formal training given on this topic. Touch 210 is also in place. first aid post and 2 first aider on site. I have enclosed from which staff have been train in. All staff are CRB check we have also adopted

challenge 25 system

- I have made or enclosed payment of the fee
- I have enclosed the plan of the premises
- I have sent copies of this application and the plan to responsible authorities and

Please tick yes

- 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 solicitor or other duly authorised agent** (See guidance note 11). **If signing on behalf of the applicant please state in what capacity.**

|           |                             |
|-----------|-----------------------------|
| Signature |                             |
| Date      | 05.05.2010                  |
| Capacity  | SOLICITOR FOR THE APPLICANT |

**For joint applications signature of 2<sup>nd</sup> applicant or 2<sup>nd</sup> 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)

|  |  |           |  |
|--|--|-----------|--|
|  |  |           |  |
| Post town  |  | Post code |  |
| Telephone number (if any)  |  |           |  |
| 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

CHRISTINE DAVIES

[full name of prospective premises supervisor]

of

[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

TROWBRIDGE CRICKET CLUB

[type of application]

by

BRIAN SCRINE

[name of applicant]

relating to a premises licence

[number of existing licence, if any]

for

TROWBRIDGE Cricket Club  
Lower Court  
TROWBRIDGE  
BA14 8PX.

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

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

.....  
*[name of applicant]*

concerning the supply of alcohol at

TROWBRIDGE CRICKET CLUB  
Lower Court  
TROWBRIDGE  
WILTS  
BA14 7NT

.....  
*[name and address of premises to which application relates]*

I also confirm that I am applying for, intend to apply for or currently hold a personal licence, details of which I set out below.

Personal licence number

100/4866/2

.....  
*[insert personal licence number, if any]*

Personal licence issuing authority

BIAB

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

Signed

Name (please print)

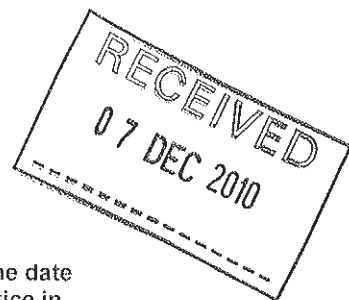
Christine JAVIES

Date

6<sup>th</sup> May 2010

# 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 Section to confirm this date.

In the Licensing Act 2003, the term 'vicinity' is used with particular reference to those 'interested parties' who may lodge Representations to applications for Premises Licences and who may make Representations concerning existing Premises Licences. Although the Act does not define the term 'vicinity' it does define the term an 'interested party' as 'a person living in the vicinity, a body representing persons living in the vicinity, a person involved in a business in the vicinity, a body representing those persons' or a member of the relevant Licensing Authority (ie, elected Councillor).

|  |                                     |                          |  |
|--|-------------------------------------|--------------------------|--|
| Premises about which Representation is being made  | TROWBRIDGE CRICKET CLUB             |                          |  |
| Your Name  | MISS GALE                           |                          |  |
| Postal Address   |                                     |                          |  |
| Contact Telephone Number   |                                     |                          |  |
| Are you:   | Yes                                 | No                       |  |
| • A person who lives in the vicinity?  | <input checked="" type="checkbox"/> | <input type="checkbox"/> |  |
| • A person who operates a business in the vicinity?  | <input type="checkbox"/>            | <input type="checkbox"/> |  |
| • A person representing residents or businesses in the vicinity?   | <input type="checkbox"/>            | <input type="checkbox"/> |  |
| • A member of the Relevant Licensing Authority (ie, elected Councillor of the Licensing Authority in which the premises is situated)?          | <input type="checkbox"/>            | <input type="checkbox"/> |  |
| If you are representing residents or businesses in the vicinity please list those 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.

| OBJECTIVES                               | EVIDENCE   |
|--|--|
| 1.<br>The prevention of harm to children |  |
| 2.<br>To prevent public nuisance         | Whilst I understand that Trowbridge Cricket club have a business to run, and I am not objecting to the present |

| OBJECTIVES                          | EVIDENCE |
|-------------------------------------|----------|
| 3.<br>To prevent crime and disorder |          |
| 4.<br>Public Safety                 |          |

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

Do not allow terms and conditions of present licence to change.

If a hearing needs to be held to determine the Premises Licence Application, the Councillors 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.

Signature ...

Date 2 December 2010

Please return this form, along with any additional sheets, to the Licensing Officer at the Wiltshire Council Office covering the area in which the licensed premises are situated (see below):

**Chippenham:** Wiltshire Council, Monkton Park, Chippenham, Wiltshire, SN15 1ER  
**Devizes:** Wiltshire Council, Browfort, Bath Road, Devizes, Wiltshire, SN10 2AT  
**Salisbury:** Wiltshire Council, 27/29 Milford Street, Salisbury, SP1 2AP  
**Trowbridge:** Wiltshire Council, Bradley Road, Trowbridge, Wiltshire, BA14 0RD



license, I do however believe the extension and change to the current licence will have a detrimental effect to -

## 1. Noise

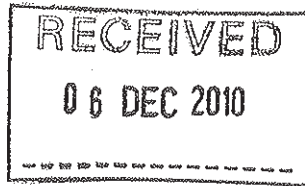
In my view it is extremely likely to increase with no doubt more functions being held (why else ask for a change in the licence). Cars and people traveling to and from the venue and leaving in the early hours.

I have found it difficult to go to sleep and also been woken up from the noise at the cricket club even with my windows shut.

## 2. Access

The ~~road~~ road leading to Lower Court is often busy with cars parked on the side making visibility an issue upon leaving, and entering the road with more people travelling by car and parking ~~when~~ where there is a space this will become more of a problem. Also access is needed for emergency service when the police helicopter is used.

Miss P. Billing



2nd December 2010

Dear Sir

re Trowbridge Cricket Club

I see with dismay that the Cricket Club has applied for an extension to their licensing times on Friday & Saturday nights to 1.30 am & 2 am respectively. Also they wish to serve non-members, which means more people leaving later.

My house is next door to the club & I have already had my wheelie bin overturned several times as youngsters gather outside my house yelling to their friends some distance away. This is disturbing enough at 11.30 pm but at 1.30 & 2 o'clock in the morning it will be a real public nuisance. In addition to this, when cars are leaving they hoot each other & race round the corner into Lower Court.

There is also the noise level of the music which we have suffered over the summer. I

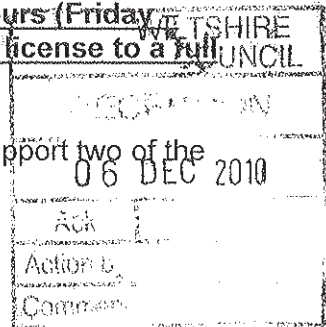
understand that the club has been served with  
an Abatement Notice by the Council but it doesn't  
seem to have made any difference & they have  
ignored it with impunity.

I shall, therefore, be grateful if you will take  
notice of my objections & refuse the application.

Yours sincerely

P. Billing

**Trowbridge Cricket Club's license application for extended hours (Friday 1.30a.m, Saturday 2.00 a.m) and a change from members only license to a full public license for the sale of alcohol**



I live near the club and object to the license because it does not support two of the licensing objectives.

- The prevention of crime and disorder
- The prevention of public nuisance.

I am writing to tell you what I think about

|   |  |
|---|--|
| ✓ | <b>The impacts of the current situation</b>  |
| ✓ | I already hear clients leaving the Cricket Club  |
| ✓ | I have suffered criminal damage to garden/ car/ house  |
| ✓ | I can hear clients leaving around 11-30pm– particularly in the summer months when windows are open   |
| ✓ | The current license means that although these things happen, they are infrequent. The club has a members only license and the disturbances occur around 11pm to 11.30pm. This is tolerable to some extent. |

|   |   |
|---|---|
| ✓ | <b>The impacts of the proposals</b>   |
| ✓ | Changing from a members only club to a full public license until the hours 0130 Fridays and 0200 Saturdays will change the type and increase the number of customers.   |
| ✓ | The general public will not have the same vested interest in the club as members. I am concerned that this will lead to more anti social behaviour, including crime, disorder and public nuisance – when people leave the club early in the morning.                          |
| ✓ | Moving the closing time until 1.30am on Fridays and 2am on Saturdays will mean that any antisocial behaviour and/or public nuisance will occur during anti-social times – this will have a negative impact on my life.  |
| ✓ | The club is in a quiet and desirable residential area – the operating hours and type of license applied for will have a negative impact on the area.  |
| ✓ | Customers are likely take the shortest route home. This could mean that they try to go through neighbouring properties and gardens to get home, e.g. areas to the Seymour Estate. I am concerned that this will cause more public nuisance and a crime and disorder problems. |

Name: Mrs Mrs A. W. Morgan Date: 5<sup>th</sup> December 2010

Address:

P.T.O.

I Have witnessed a group of  
young lads (in their 20s)  
Play foot Ball with a hedhog  
until it was killed.

---

Also when Luke had A Barbaque  
in our garden for our family  
and Drank young lad came and  
rang the door Bell to try and get  
in it took about  $\frac{3}{4}$  of an hour  
to move him on.

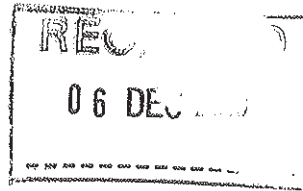
---

on both of these occasions  
they came from the cricket  
club.

Trowbridge Cricket Club's license application for extended hours (Friday – 1.30a.m, Saturday 2.00 a.m) and a change from members only license to a full public license for the sale of alcohol

I live near the club and object to the license because it does not support two of the licensing objectives.

- The prevention of crime and disorder
- The prevention of public nuisance.



I am writing to tell you what I think about

| ✓ | <b>The impacts of the current situation</b>  |
|---|--|
| ✓ | I already hear clients leaving the Cricket Club  |
| ✗ | I have suffered criminal damage to garden/ car/ house  |
| ✓ | I can hear clients leaving around 11-30pm-- particularly in the summer months when windows are open  |
| ✓ | The current license means that although these things happen, they are infrequent. The club has a members only license and the disturbances occur around 11pm to 11.30pm. This is tolerable to some extent. |

| ✓ | <b>The impacts of the proposals</b>   |
|---|---|
| ✓ | Changing from a members only club to a full public license until the hours 0130 Fridays and 0200 Saturdays will change the type and increase the number of customers.   |
| ✓ | The general public will not have the same vested interest in the club as members. I am concerned that this will lead to more anti social behaviour, including crime, disorder and public nuisance – when people leave the club early in the morning.                          |
| ✓ | Moving the closing time until 1.30am on Fridays and 2am on Saturdays will mean that any antisocial behaviour and/or public nuisance will occur during anti-social times – this will have a negative impact on my life.  |
| ✓ | The club is in a quiet and desirable residential area – the operating hours and type of license applied for will have a negative impact on the area.  |
| ✓ | Customers are likely take the shortest route home. This could mean that they try to go through neighbouring properties and gardens to get home, e.g. areas to the Seymour Estate. I am concerned that this will cause more public nuisance and a crime and disorder problems. |

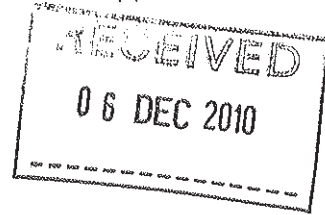
Name: Jacqui + Mark Shroll.... Date: 5<sup>th</sup> December 2010

Address:

Trowbridge Cricket Club's license application for extended hours (Friday – 1.30a.m, Saturday 2.00 a.m) and a change from members only license to a full public license for the sale of alcohol

I live near the club and object to the license because it does not support two of the licensing objectives.

- The prevention of crime and disorder
- The prevention of public nuisance.



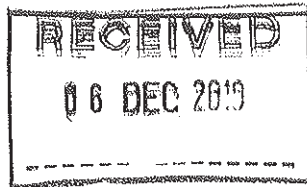
I am writing to tell you what I think about

|   |  |
|---|--|
| ✓ | <b>The impacts of the current situation</b>  |
| ✓ | I already hear clients leaving the Cricket Club  |
|   | I have suffered criminal damage to garden/ car/ house  |
| ✓ | I can hear clients leaving around 11-30pm– particularly in the summer months when windows are open   |
| ✓ | The current license means that although these things happen, they are infrequent. The club has a members only license and the disturbances occur around 11pm to 11.30pm. This is tolerable to some extent. |

|   |   |
|---|---|
| ✓ | <b>The impacts of the proposals</b>   |
| ✓ | Changing from a members only club to a full public license until the hours 0130 Fridays and 0200 Saturdays will change the type and increase the number of customers.   |
| ✓ | The general public will not have the same vested interest in the club as members. I am concerned that this will lead to more anti social behaviour, including crime, disorder and public nuisance – when people leave the club early in the morning.                          |
| ✓ | Moving the closing time until 1.30am on Fridays and 2am on Saturdays will mean that any antisocial behaviour and/or public nuisance will occur during anti-social times – this will have a negative impact on my life.  |
| ✓ | The club is in a quiet and desirable residential area – the operating hours and type of license applied for will have a negative impact on the area.  |
| ✓ | Customers are likely take the shortest route home. This could mean that they try to go through neighbouring properties and gardens to get home, e.g. areas to the Seymour Estate. I am concerned that this will cause more public nuisance and a crime and disorder problems. |

Name: Clare Silk ..... Date: 5<sup>th</sup> December 2010

Address: .....



02/12/10

Licensing Section  
Wilts Council.

Dear Sir,

Re: Trowbridge Cricket Club Licence

I am very concerned about the proposals to extend the licensing hours for the Cricket Club & also to enable the ~~club~~ <sup>club</sup> to open to members or the public.

My house & garden back on to the grounds of the cricket club & at times it has been impossible to get to sleep at night because of the noise from the club, especially in the summer when doors & windows are open & revellers tend to spill outside



As well as living adjacent to the club, I am a midwife at Trowbridge Hospital & work a lot of night shifts there so am subjected to the noise here as well as when I am at home.

I have previously telephoned the cricket club to complain about the level of noise & was just dismissed quite rudely. At that time I did also speak to someone at the District Council (as it was then) about the noise pollution.

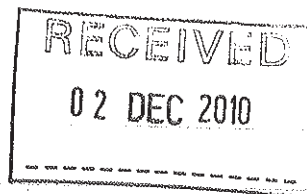
To increase the hours of licensing & to open the club to everyone will only exacerbate the situation with regard to the noise.

Parking & access along Lower Court will also be problematic.  
I hope the neighbours quality of life & sleep will be taken into account.

Yours sincerely

(MRS VANESSA PERRY)

Mr & Mrs D Connor



I am writing with are concerns.  
That Trowbridge cricket club is  
applying to change their licensing hours.

Oh no! This means loud music  
until 2.00am. It is bad enough  
now with alcohol fueled behaviour  
spilling on to the field, shouting,  
Screaming, swearing.

I feel sorry for neighbours how  
have children.

We live near a cricket pavilion.  
Hopefully not a night club.

Yours Sincerely

Mrs J & Mr D Connor

# 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 Section to confirm this date.

In the Licensing Act 2003, the term 'vicinity' is used with particular reference to those 'interested parties' who may lodge representations to applications for Premises Licences and who may make representations concerning existing Premises Licences. Although the Act does not define the term 'vicinity' it does define the term an 'interested party' as 'a person living in the vicinity, a body representing persons living in the vicinity, a person involved in a business in the vicinity or a body representing those persons'.

|  |                                     |                          |  |
|--|-------------------------------------|--------------------------|--|
| Premises about which representation is being made  | TROWBRIDGE CRICKET CLUB             |                          |  |
| Your Name  | GARY & LENA WALMAN                  |                          |  |
| Postal Address   |                                     |                          |  |
| Contact Telephone Number   |                                     | Email:                   |  |
| Are you:   | Yes                                 | No                       |  |
|  | <input checked="" type="checkbox"/> | <input type="checkbox"/> |  |
|  | <input type="checkbox"/>            | <input type="checkbox"/> |  |
| <ul style="list-style-type: none"> <li>A person who lives in the vicinity?</li> <li>A person who operates a business in the vicinity?</li> <li>A person representing residents or businesses in the vicinity?</li> </ul> |                                     |                          |  |
| If you are representing residents or businesses in the vicinity please list those residents or businesses who have asked you to represent them   | Mr Stevens                          |                          |  |

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.

| OBJECTIVES                               | EVIDENCE  |
|--|---|
| 1.<br>The prevention of harm to children |   |
| 2.<br>To prevent public nuisance         | <p>In the past we have had to speak to the cricket club regarding clowny drunken youths leaving the premises smashing bottles on the road outside our property.</p> |

| OBJECTIVES                          | EVIDENCE  |
|-------------------------------------|---|
| 3.<br>To prevent crime and disorder | Most weekends bottles & glasses are left in hedges on walls & on cars.  |
| 4.<br>Public Safety                 | The only access to the cricket club passes our house. on occasions cars using this access do not drive at an appropriate speed. |

on busy periods cars tend to park anywhere, access for emergency services would be doubtful.

If a hearing needs to be held to determine the Premises Licence Application, the Councillors will generally only be able to consider matters that have previously been disclosed. No new evidence can be introduced at the hearing. We therefore 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.

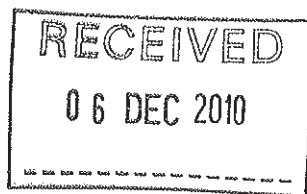
All representations in their entirety, including your name and address, will be disclosed to the Premises Licence applicant.

Signature

Date ..... 2/12/10 .....

Please return this form, along with any additional sheets, to the Wiltshire Council Office covering the area in which the licensed premises are situated (see below):

- Chippenham: Wiltshire Council, Monkton Park, Chippenham, Wiltshire, SN15 1ER
- Devizes: Wiltshire Council, Browfort, Bath Road, Devizes, Wiltshire, SN10 2AT
- Salisbury: Wiltshire Council, 27/29 Milford Street, Salisbury, SP1 2AP
- Trowbridge: Wiltshire Council, Bradley Road, Trowbridge, Wiltshire, BA14 0RD



M Aldam

**RE: LICENSE APPLICATION – TROWBRIDGE CRICKET CLUB**

I live in the vicinity of the premises and object to the application because I think the proposals will be detrimental to the public good. The application does not promote the following 3 licensing objectives.

- The prevention of public nuisance
- The prevention of crime and disorder
- Public safety.

The application is such that it will increase the cliental volume, change the demographic, and extend the operating hours of the club which will intensify its use. This will have severe repercussions for residents' well being, as the exposure to public nuisance, anti social behaviour, criminal damage, and potential violent crime will increase as a direct result of this application.

**Public Nuisance – Existing Noise Abatement Order.**

Since January 2010 the Cricket Club have held live music events on the first floor of the club which have started at 9pm and finished between 2300 and 0000 hours. The levels of noise have been assessed by Environmental Health officers at Wiltshire Council. The council served the Cricket Club with a **noise abatement order on 13<sup>th</sup> May 2010 because the current noise levels are a public nuisance.**

From May 2010 (six months ago), the Cricket Club have been perfectly aware of the public nuisance they are causing from live music events. One may have thought that over the last six months the Cricket Club would have taken some positive action to mitigate the impact of these events. In actual fact they have breached the noise abatement order on **three** occasions and this was evidenced by the council on :14<sup>th</sup> August 2010; 23<sup>rd</sup> November 2010; 6<sup>th</sup> November 2010. There have been two other occasions when I believe excessive noise was being generated by the Cricket. However, Environmental Health Officers were unable to witness these events due to pressures of workloads.

Consequently, **the noise abatement order remains in force.**

I have enclosed witness statements that I prepared for a magistrate's hearing when the Cricket Club were minded to appeal the council's decision. In actual fact no appeal took place. These statements are enclosed as an appendix to this letter and set out the frequency of events and their impact on myself and my family.

The fact that there is a noise abatement order served on the Cricket Club clearly demonstrates that **the current situation is not acceptable. Clearly, licensing the premises to play music every night of the week, and until 0200 hours at the weekends would make it significantly worse.**

Any attempts by the Cricket Club to mitigate the negative impact caused by the live music over the last six months have failed. I believe six months is a reasonable amount of time for the Cricket Club to take positive action to mitigate their impact. This has not happened – therefore it seems to be a problem that cannot be resolved – possibly due to the fabric of the building. **Consequently, the application is contrary to the prevention of public nuisance. If allowed, it would only exacerbate the currently unacceptable situation by allowing the nuisance to take place until later in the evening.**

I note in the application that live music is to be restricted to twice per month on the first floor plus unspecified special events. It should be noted that the problems we have suffered started since the live music events have taken place on the first floor of the Cricket Club. I believe this is when the statutory public nuisance has occurred. I understand that on the 20<sup>th</sup> November a live music event took place on the ground floor of the Cricket Club under a Temporary Event Notice. In my opinion, when the music was on the ground floor there did not seem to be a significant noise problem on that occasion.

#### **Public Nuisance – wording of the application**

I do not believe that the monitoring processes laid out in the appendix to the application entitled 'Agreed Sound Levels/Monitoring /Actions' would be effective.

Points one and two relate to noise levels within the club but do not demonstrate that these levels will ensure that the noise abatement order is not breached for a fourth time!

Points 3 to 9 make little sense and consequently, are unlikely to mitigate any public nuisance.

I note in that the application includes exemptions for New Years Eve, and 'other special events'. 'Other events' is an ambiguous term and should not be allowed. This is because the interpretation can be far reaching and consequently could mean that live music could take place every weekend. The applicant should stipulate what constitutes a special event other than Christmas and New Years Eves.

I note the intention to have balcony doors closed. Whilst it is easy to say, this would be difficult to enforce, particularly on a hot summers evening or when a large crowd are present at an event. I suggest that the doors and windows be locked and air conditioning units be used to regulate internal temperature of the building.

### **Public Nuisance – likely to increase if license is granted**

The only access to the club is via Lower Court. A public license will certainly lead to an unwelcome increase in vehicle movement along Lower Court – a quiet residential cul-de-sac - in the early hours of the morning from taxis and cars. No doubt taxis honking their horns will be a serious blight for me and other residents. The intensification of use in terms of public license and operating times are inconsistent with neighbouring residential properties. The application does nothing to address this type of public nuisance from occurring – only exacerbates its likelihood.

The pedestrian route for all clients will also be along Lower Court. The type of client will no doubt change as the license changes from members only and so will the number of clients and the times they will be arriving and leaving. I have no doubt that I, my family and other residents will be negatively affected by drunken, loud and antisocial behaviour as members of the public leave the premise in the small hours of the morning.

### **Public Safety**

The premises are located in a residential area outside of the commercial boundary of Trowbridge as described in the council's Local Plan. Access to the premises is limited to a single point off the highway network for vehicles and pedestrians alike. Whilst there is a car park for the club, intensification of use will lead to pressure on car park capacity.

When this situation occurs and the car park is full, cars will inevitably park on the access road. There are no parking restrictions on Lower Court. This could result in access difficulties for emergency services when they are required to attend incidents at the club and could hinder emergency access to residential properties on Lower Court. This does not meet the public safety objective.

### **Crime and Disorder**

The Cricket Club is located at the end of a cul-de-sac. Consequently, there is a significant detour on the route home for pedestrians living on the Seymour estate and other residential areas towards Canal Road. There is a significant risk of clients choosing to use inappropriate short cuts to get home through residents' back gardens to gain access to Palmer Road and over the Cricket Club's own fences to access Seymour Road. The club will have no influence over the behaviour of those leaving the club or the routes they choose to take. This occurrence will be a public nuisance and may lead to fences and property being damaged. It would be interesting to know if the Cricket Club have even considered this possibility, particularly as it is highly likely to negatively affect their own property.

There is also a significant risk of an increase in criminal damage to property, particularly to cars, along Lower Court from those leaving the club late at night. Again, in this respect the application does nothing to limit this from occurring. Residents along Lower Court have already experienced crime and disorder issues. I have spoken to many residents who are concerned that this

activity could increase and become more severe as the club operates longer hours and is open to the general public.

**The inability of existing management at the club to mitigate impact on public nuisance, prevention of crime and disorder, and public safety**

In early 2010 the Cricket Club management decided to hold live music events on the first floor. Surprisingly, they were unaware that they needed a license for this activity. This demonstrates the inadequacies of the management structure at the club.

Within a '*members only*' license environment, (as is the current situation), tests of these management shortcomings are probably few and far between. However, with a *public license* that allows anyone to drink, the challenges become for more major and inabilities to deal with this could lead to serious crime and disorder issues in the club itself and the route to and especially from it. Past experience indicates that the club management structure has neither the knowledge or experience to deal with the different and significant challenging issues that a full public license will bring coupled with the later opening hours – and consequently longer drinking times. This is an area of concern.

In addition, the club have had over 6 months to deal with the noise problems they are responsible for and have been unable to do so. But instead of stopping or adapting the offending elements of their business, they have chosen to continue and have breached the noise abatement order on three occasions. This clearly demonstrates the management's attitude towards managing their impact on the public good.

**My proposals**

Having made those points above, I would like to offer some suggestions.

**Sale of alcohol**

Many of the negative issues can be minimised by conditioning the licensing activities for the sale of alcohol to 2300 every night and retaining the current members only license.

**Noise**

Live/recorded music should be confined to the **ground floor only** until 23:00, with appropriate conditions relating to noise being agreed with the relevant authority. This should include the use of automatic noise limiters alluded to by the applicant, and an agreement to lock balcony doors and all windows, as mentioned above.

Clear monitoring arrangements and sanctions need to be in place to ensure that conditions are met. The club have demonstrated a disregard for such suggestions, throughout the recent noise abatement process.

No live or recorded / amplified music or discos are appropriate on the first floor without causing further public harm – therefore no license should be granted for this.



Any music license given should impose a limit to the frequency of events held, e.g. one per month. This would help to mitigate any negative impact on local residents.

### **Conclusion**

Granting a license for live/recorded amplified music on the first floor is unacceptable for these reasons:

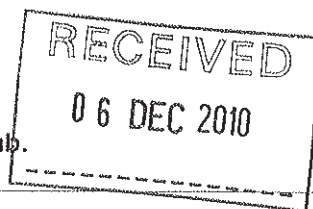
- 1) The existing noise abatement order served on the club
- 2) The demonstrable inability/unwillingness of the club to mitigate the public nuisance they already have caused over the last six months
- 3) Three breaches of the noise abatement order, showing either an apparent disregard for neighbour's well-being and legal processes, or an unsolvable problem that cannot be overcome.

In these circumstances, i.e. where a current noise abatement order is in effect which has been breached three times, **it seems inconceivable that a license for live music and recorded / amplified music could be granted for the first floor of the premises for any time period or any day of the week.** The operating times applied for are much later than currently exist. This would make the existing noise problem even more acute and unbearable for local residents.

I have nothing personal against the cricket club and I understand the sporting asset and cultural value it brings to our community. However, I believe that this license application, as it stands, would have a detrimental impact upon my life and on other residents. Therefore, I am making formal representation to you to consider my objections as outlined above. In addition, I have made several proposals as to how a license could still be granted, whilst minimising negative impact.

Yours faithfully,

Martin D Aldam



LOG Noise from Trowbridge Cricket Club.

|                   |  |
|-------------------|--|
| <b>Incident 1</b> |  |
| Date:             | Sat 30 January 2010  |
| Start             | 9pm to   |
| Finish            | midnight   |
| Type:             | Loud music / PA and associated verbal noise  |
| Effect:           | Disturbed sleep for children loss sleep for adults. Negative impact on relaxation in home. |
| <b>Incident 2</b> |  |
| Date:             | Fri 5 Feb 2010   |
| Start             | not known - arrived home at 10pm   |
| Finish            | midnight   |
| Type:             | Loud music / PA and associated verbal noise  |
| Effect:           | Disturbed sleep for children loss sleep for adults. Negative impact on relaxation in home. |
| <b>Incident 3</b> |  |
| Date:             | Sat 6 February 2010  |
| Start             | noticed at 9.30pm to   |
| Finish            | midnight   |
| Type:             | Loud music / PA and associated verbal noise  |
| Effect:           | Disturbed sleep for children loss sleep for adults. Negative impact on relaxation in home. |
| <b>Incident 4</b> |  |
| Date:             | Sat 13 February 2010   |
| Start             | 9pm to   |
| Finish            | midnight   |
| Type:             | Loud music / PA and associated verbal noise  |
| Effect:           | Disturbed sleep for children loss sleep for adults. Negative impact on relaxation in home. |

NB Break --- cancelled events due to no Club having no appropriate licence.

|   |  |
|---|--|
| <b>Incident 5</b>                                   |  |
| - Visit by Wiltshire Council Officer. Clare Hughes. |  |
| Date:   | Sat 17 April 2010  |
| Start   | 9pm to   |
| Finish  | midnight   |
| Type:   | Loud music - Country / Folk  |
| Effect:   | Disturbed sleep for children loss sleep for adults.  |
| <b>Incident 6</b>                                   |  |
| Date:   | 24 April 2010  |
| Start:  | 8.45 pm  |
| Finish:   | Uncertain  |
| Type Music:   | 60s cover band   |
| Effect:   | Disturbed sleep for children loss sleep for adults. Negative impact on relaxation in home. |
| <b>Incident 7</b>                                   |  |
| Date:   | 22 May 2010  |
| Start:  | 9.45 pm (noticed)  |
| Finish:   | 11.45 pm   |
| Type Music:   | Covers (not big band)  |
| Effect:   | Disturbed sleep for children loss sleep for adults. Negative impact on relaxation in home. |
| <b>Incident 8</b>                                   |  |
| Date:   | 29 May 2010  |
| Start:  | 9pm  |
| Finish:   |  |

|                    |   |
|--------------------|---|
| Type Music:        | Band  |
| Effect:            | Disturbed sleep for children loss sleep for adults. Negative impact on relaxation in home.      |
| <b>Incident 9</b>  |   |
| Date:              | 14 August 2010  |
| Start:             | 9pm   |
| Finish:            | Not noted   |
| Type Music:        | Live covers band  |
| Effect:            | Disturbed sleep and loss of sleep for adults. Negative impact on relaxation at home and garden. |
| <b>Incident 10</b> |   |
| Date:              | 27 August 2010  |
| Start:             | 9pm   |
| Finish:            | Not recorded  |
| Type Music:        | Disco I think   |
| Effect:            | Disturbed sleep and loss of sleep for adults. Negative impact on relaxation at home and garden. |
| <b>Incident 11</b> |   |
| Date:              | 28 August 2010  |
| Start:             | 9pm   |
| Finish:            | 11.30   |
| Type Music:        | Live blues band   |
| Effect:            | Disturbed sleep and loss of sleep for adults. Negative impact on relaxation at home and garden. |
| <b>Incident 12</b> |   |
| Date:              | 29 August 2010  |
| Start:             | 9pm   |
| Finish:            | Not recorded  |
| Type Music:        | DJ Disco  |
| Effect:            | Disturbed sleep and loss of sleep for adults. Negative impact on relaxation at home and garden. |
| <b>Incident 13</b> |   |
| Date:              | 25 September 2010   |
| Start:             | 9pm   |
| Finish:            | 11.40   |
| Type Music:        | Live Band   |
| Effect:            | Disturbed sleep and loss of sleep for adults. Negative impact on relaxation at home and garden. |
| <b>Incident 14</b> |   |
| Date:              | 23 October 2010   |
| Start:             | 9pm   |
| Finish:            | 11.45pm   |
| Type Music:        | Live Band   |
| Effect:            | Disturbed sleep and loss of sleep for adults. Negative impact on relaxation at home and garden. |
| <b>Incident 15</b> |   |
| Date:              | 6th November 2010   |
| Start:             | 9pm   |
| Finish:            | 11.55pm   |
| Type Music:        | Live Band   |
| Effect:            | Disturbed sleep and loss of sleep for adults. Negative impact on relaxation at home and garden. |

In the Chippenham Magistrates' Court

S.80 Environmental Protection Act 1990

Appeal by Mrs. Christine Davies, Trowbridge Cricket Club



## Statement of Martin Aldam

1. We have lived at Trowbridge for around three years. It is a detached, two storey house built circa 1900. The ground floor has single glazed windows. The first floor has double glazed windows. The house faces the cricket club and is approximately 50m away from the pavilion. There are no other buildings between the pavilion and our house. The space between the pavilion and our house is set to garden and is currently part of the Shaw Trust garden centre. Therefore, there is no physical structure between the pavilion and our house. In addition, I believe that the pavilion is a wooden structure with very poor sound insulation properties. Consequently, the noise made in the pavilion carries to our house without any significant impediment. Whilst the position of our house screens most of the noise from other properties on Downhayes Road, the noise does travel to properties on Palmer Road and Seymour Road which face onto the cricket field. I know of several families who have found this to be a problem – although for reasons of their own they have not complained to the council or responded to the Cricket Club's recent letter.
2. From time to time over the past three years we have experienced noise from Trowbridge Cricket Club, such as cricket matches, early evening training sessions etc. But I believe these noises are reasonable and to be expected. I want to make it clear that I am not complaining about the cricket club in general (as implied by the letter sent from the cricket club to its neighbours), or indeed this type of noise. In addition, there is often noise caused by people leaving the club premises after an evening in the bar – whilst mildly annoying, we have not complained about this. It is not our intention to cause trouble or to be unreasonable. However, there has been a material and significant change in the nature, volume and frequency of noise being emitted

from the Cricket Club since January 2010, about which we have exercised our right to seek help from our local authority.

3. Since January 2010 the noise levels have risen dramatically from 9pm to midnight when live music has been played in the pavilion. The noise levels during these events are at a level which can only be described as excessive and intrusive. The noise is so loud that we can hear the words of songs inside our home, both downstairs (audible even when we have music/television on) and upstairs where there is double glazing! The local council has been informed of the situation and in the first instance requested that a log of events be collated. (Please refer to the enclosed log at Exhibit MA1 for details). Subsequently, the council conducted their own independent assessment of the noise level and have concluded that the noise from the Cricket Club is so loud and intrusive that it falls in to the category of 'statutory nuisance'. This has culminated in the council issuing a noise abatement order on the Cricket Club.
4. It is a person's lawful right to be able to enjoy their home and garden. We believe that the excessive and intrusive nature of the noise from the Cricket Club is compromising this right. This fact is supported by the council's decision to issue a noise abatement order on the Cricket Club.
5. The negative impact of the noise manifests itself in several ways; including the loss of sleep and interference with our relaxation. We have young children, who have experienced disturbed sleep (since they are at an age when they need to go to bed before the noise generally starts). Whilst for us, it is simply not possible to go to sleep because of the volume and nature of the noise being made by the Cricket Club. In essence, the choice of when we are able to go to sleep is being dictated by the Cricket Club. In addition to sleep loss, the noise levels from the Cricket Club significantly reduces our ability to relax in our home and garden. The volume of noise means that we have to increase the volume on the TV, or our own music to drown out the Cricket Club's excessive noise. When there is live music on at the Cricket Club, sitting outside in our garden is very unpleasant because the noise levels are intrusive. This situation is clearly not reasonable. There is also a psychological impact arising from the Cricket Club's excessive noise. It is

stressful not knowing when the noise will start, how long the noise will last for and when it will finally stop and allow us to go to sleep. This is a source of worry.

6. It is my belief that it is incumbent on a reasonable and responsible person to behave in a reasonable manner. We believe that the Cricket Club has completely ignored the negative impact they are causing and consequently are not behaving in a reasonable manner. This is borne out by the fact that the Council have notified the Cricket Club of their part in a noise problem, and to my knowledge, the Cricket Club have made no effort to mitigate their impact. In a recent letter from the Cricket Club to neighbours the Cricket Club stated that the noise would stop at 11.30pm and that noise never exceeded this time. In fact, the very same weekend the Cricket Club made excessive noise until 11.45pm and the enclosed log of events show that the usual time for events to terminate is actually midnight.
7. Three years ago, live music from the Cricket Club disturbed us until the early hours of the morning. After the disturbance I directly contacted the Cricket Club in person to complain about the level of noise they had made and how late it went on for. The lady's reaction I spoke to can only be described as rude and dismissive. I asked if the club had an appropriate licence for the event they had just had and I was told (by a vulgar phrase) to leave the premises. It is now clear that the Cricket Club were operating without an appropriate licence. When the new series of disturbances began I felt there was little point in contacting the Cricket Club directly due to their previous dismissive and rude behaviour towards an earlier complaint.
8. It is our belief that the Cricket Club are acting in an unreasonable manner and that the level of noise they are emitting is a nuisance which is having a detrimental effect on our legal right to be able to enjoy our home and garden.
9. The contents of this Statement are true to the best of my knowledge and belief.

Signature: \_\_\_\_\_ Date: \_\_\_\_\_

Home Address \_\_\_\_\_

Home telephone No: \_\_\_\_\_ Business telephone No: \_\_\_\_\_

Male/Female \_\_\_\_\_ Date and place of birth \_\_\_\_\_

Maiden Name \_\_\_\_\_ Height \_\_\_\_\_ Identity Code \_\_\_\_\_

Dates to be avoided. Delete dates of non-availability of witness

| Month of |    |    |    |    |    |    |
|----------|----|----|----|----|----|----|
| 1        | 2  | 3  | 4  | 5  | 6  | 7  |
| 8        | 9  | 10 | 11 | 12 | 13 | 14 |
| 15       | 16 | 17 | 18 | 19 | 20 | 21 |
| 22       | 23 | 24 | 25 | 26 | 27 | 28 |
| 29       | 30 | 31 |    |    |    |    |

| Month of |    |    |    |    |    |    |
|----------|----|----|----|----|----|----|
| 1        | 2  | 3  | 4  | 5  | 6  | 7  |
| 8        | 9  | 10 | 11 | 12 | 13 | 14 |
| 15       | 16 | 17 | 18 | 19 | 20 | 21 |
| 22       | 23 | 24 | 25 | 26 | 27 | 28 |
| 29       | 30 | 31 |    |    |    |    |

| Month of |    |    |    |    |    |    |
|----------|----|----|----|----|----|----|
| 1        | 2  | 3  | 4  | 5  | 6  | 7  |
| 8        | 9  | 10 | 11 | 12 | 13 | 14 |
| 15       | 16 | 17 | 18 | 19 | 20 | 21 |
| 22       | 23 | 24 | 25 | 26 | 27 | 28 |
| 29       | 30 | 31 |    |    |    |    |

| Month of |    |    |    |    |    |    |
|----------|----|----|----|----|----|----|
| 1        | 2  | 3  | 4  | 5  | 6  | 7  |
| 8        | 9  | 10 | 11 | 12 | 13 | 14 |
| 15       | 16 | 17 | 18 | 19 | 20 | 21 |
| 22       | 23 | 24 | 25 | 26 | 27 | 28 |
| 29       | 30 | 31 |    |    |    |    |

| Month of |    |    |    |    |    |    |
|----------|----|----|----|----|----|----|
| 1        | 2  | 3  | 4  | 5  | 6  | 7  |
| 8        | 9  | 10 | 11 | 12 | 13 | 14 |
| 15       | 16 | 17 | 18 | 19 | 20 | 21 |
| 22       | 23 | 24 | 25 | 26 | 27 | 28 |
| 29       | 30 | 31 |    |    |    |    |

| Month of |    |    |    |    |    |    |
|----------|----|----|----|----|----|----|
| 1        | 2  | 3  | 4  | 5  | 6  | 7  |
| 8        | 9  | 10 | 11 | 12 | 13 | 14 |
| 15       | 16 | 17 | 18 | 19 | 20 | 21 |
| 22       | 23 | 24 | 25 | 26 | 27 | 28 |
| 29       | 30 | 31 |    |    |    |    |

Contact point, if different from above \_\_\_\_\_

Address \_\_\_\_\_

Telephone No: \_\_\_\_\_

STATEMENT TAKEN BY (print name) \_\_\_\_\_

Time Statement Taken \_\_\_\_\_

Place Taken \_\_\_\_\_

In the Chippenham Magistrates' Court

S.80 Environmental Protection Act 1990

Appeal by Mrs. Christine Davies, Trowbridge Cricket Club



### Statement of Martin Aldam

1. I have prepared a witness statement up to and including July 2010. This statement covers the intervening period.
2. The Council served a noise abatement order on 13<sup>th</sup> May 2010 on Trowbridge Cricket. From this date the Cricket Club were well aware of the problem they were causing. By the 6th August 2010 the Cricket Club had also been provided with witness statements which clearly describe the negative impact their actions are having.
3. After being served with the noise abatement notice and witness statements, I find the attitude of the Cricket Club astonishing. One might have expected the Club to use this time to employ suitable mitigation measures as suggested by Council officers. Unfortunately, there seems to have been little effort made to mitigate their impact. The updated log shows further events that have taken place which have had a negative impact on us.
4. I would reiterate that it is a person's lawful right to be able to enjoy their home and garden. We believe that the excessive and intrusive nature of the noise from the Cricket Club is compromising this right. This fact is supported by the council's decision to issue a noise abatement order on the Cricket Club based on evidence they have collected themselves and notwithstanding the lack of negative responses to the Cricket Club letter to neighbours.
5. It is still our belief that the Cricket Club are acting in an unreasonable manner and that the level of noise they are emitting is a nuisance which is having a detrimental effect on our legal right to be able to enjoy our home and garden.
6. The contents of this Statement are true to the best of my knowledge and belief.

Signature: \_\_\_\_\_ Date: \_\_\_\_\_



Home Address \_\_\_\_\_

Home telephone No: \_\_\_\_\_ Business telephone No: \_\_\_\_\_

Male/Female \_\_\_\_\_ Date and place of birth \_\_\_\_\_

Maiden Name \_\_\_\_\_ Height \_\_\_\_\_ Identity Code \_\_\_\_\_

Dates to be avoided. Delete dates of non-availability of witness

| Month of |    |    |    |    |    |    |
|----------|----|----|----|----|----|----|
| 1        | 2  | 3  | 4  | 5  | 6  | 7  |
| 8        | 9  | 10 | 11 | 12 | 13 | 14 |
| 15       | 16 | 17 | 18 | 19 | 20 | 21 |
| 22       | 23 | 24 | 25 | 26 | 27 | 28 |
| 29       | 30 | 31 |    |    |    |    |

| Month of |    |    |    |    |    |    |
|----------|----|----|----|----|----|----|
| 1        | 2  | 3  | 4  | 5  | 6  | 7  |
| 8        | 9  | 10 | 11 | 12 | 13 | 14 |
| 15       | 16 | 17 | 18 | 19 | 20 | 21 |
| 22       | 23 | 24 | 25 | 26 | 27 | 28 |
| 29       | 30 | 31 |    |    |    |    |

| Month of |    |    |    |    |    |    |
|----------|----|----|----|----|----|----|
| 1        | 2  | 3  | 4  | 5  | 6  | 7  |
| 8        | 9  | 10 | 11 | 12 | 13 | 14 |
| 15       | 16 | 17 | 18 | 19 | 20 | 21 |
| 22       | 23 | 24 | 25 | 26 | 27 | 28 |
| 29       | 30 | 31 |    |    |    |    |

| Month of |    |    |    |    |    |    |
|----------|----|----|----|----|----|----|
| 1        | 2  | 3  | 4  | 5  | 6  | 7  |
| 8        | 9  | 10 | 11 | 12 | 13 | 14 |
| 15       | 16 | 17 | 18 | 19 | 20 | 21 |
| 22       | 23 | 24 | 25 | 26 | 27 | 28 |
| 29       | 30 | 31 |    |    |    |    |

| Month of |    |    |    |    |    |    |
|----------|----|----|----|----|----|----|
| 1        | 2  | 3  | 4  | 5  | 6  | 7  |
| 8        | 9  | 10 | 11 | 12 | 13 | 14 |
| 15       | 16 | 17 | 18 | 19 | 20 | 21 |
| 22       | 23 | 24 | 25 | 26 | 27 | 28 |
| 29       | 30 | 31 |    |    |    |    |

| Month of |    |    |    |    |    |    |
|----------|----|----|----|----|----|----|
| 1        | 2  | 3  | 4  | 5  | 6  | 7  |
| 8        | 9  | 10 | 11 | 12 | 13 | 14 |
| 15       | 16 | 17 | 18 | 19 | 20 | 21 |
| 22       | 23 | 24 | 25 | 26 | 27 | 28 |
| 29       | 30 | 31 |    |    |    |    |

Contact point, if different from above \_\_\_\_\_

Address \_\_\_\_\_

Telephone No: \_\_\_\_\_

STATEMENT TAKEN BY (print name) \_\_\_\_\_

Time Statement Taken \_\_\_\_\_

Place Taken \_\_\_\_\_

This page is intentionally left blank



## TROWBRIDGE CRICKET CLUB

Wiltshire County Council  
Licensing Sub-Committee  
Bradley Road  
Trowbridge  
BA14 0RD  
14<sup>th</sup> December 2010

Dear Madam/Sirs,

### Re- Application for Premises Licence:

Trowbridge Cricket Club, Lower Court, Trowbridge Wiltshire. BA14 8PX

In the event that members of the Sub-Committee not being fully cognisant of Trowbridge Cricket Club, may I take a little time to say who we are, what we do, and why we need this licence.

### What is Trowbridge Cricket Club??

**Trowbridge Cricket Club** was founded in **1847** and is therefore some 163 years old.

In **1894** a cricket pavilion was built on the current site. It being only the second to be built in the UK of its style and stature. It is still there and in existence **TODAY**.

At This time it proudly became the '**County of Wiltshire**' ground, and remains so to this very day.

The home of British cricket, '**Lords**' in London of course being the first such building preceding Trowbridge and **Trent Bridge**, Nottingham the third such iconic building to be built.

**Trowbridge Cricket Club pavilion** is largely as it was built in 1894. But with some significant improvements to reflect current standards of 'Noise levels and other health and Safety issues' Due in no small measure to the loving care and attention given to fabric of the building and its environs by the current management team, Miss Davies and Mr Scrine. Who saved the club from almost certain bankruptcy some 9 years ago and the pavilion's possible demolition due to its poor condition at that time.

After taking over, together they set about a major restoration of the building to return it to the magnificent iconic structure it is today.

Currently we are planning a £250,000 refurbishment of our **changing rooms and toilet facilities**, and have plans to provide additional sporting facilities for disabled adults and children. Those plans are well underway and the project will be completed in December 2011.

Trowbridge Cricket Club has a wonderful history with many International cricket matches being played on its grounds up to about 15 years ago, when sadly it's changing rooms and general facilities fell far short of modern International cricketing standards. The moves above will not however return us to those happy days, cricket has moved on.

From 9 years ago when the club was at its lowest ebb to now there has been a remarkable change in its fortunes due in no small measure to the management and input of Miss Davies and Mr Scrine.

Indeed without their taking the reins and the responsibility for taking to club forward our fortunes would have very different. The result is the club now has:

**Four** Senior cricket teams.

**Eight** Youth cricket teams.

**Six** Junior soccer teams ( until recently ).

**Working towards 2 female girls cricket teams.**

**Plus 'Cricket for the disabled'.**

We were the first club in the **West Country** to be awarded the coveted '**Club Mark**' an **International** standard of excellence in, nurturing youth sports and cricket/coaching to the highest stands, and putting a lot back in to the social sports scene in Wiltshire as a whole, and our local community in particular.

We have **18** ( eighteen ) qualified cricket coaches.

**1** ( one ) International cricketer to support our adult teams and help to bring along the youth teams.

This is a MAJOR and visible commitment to the youth of today, they being the adults of tomorrow. And is possibly the most massive commitment to youth sport in Wiltshire as a whole.

#### **Wiltshire County Cricket Team.**

The club is the home to The County of Wiltshire Cricket Team, and currently we have just started a major redevelopment of the changing rooms areas, and general facilities to make it fit for the 21<sup>st</sup> century and to be a credit to Trowbridge and Wiltshire well into the future.

#### **Why do we need this licence?**

Surprising though it may seem, *Trowbridge Cricket Club does NOT receive ANY monies from our local authority or the (ECB) England and Wales Cricket Board or any other external organisation.* We have to rely solely on money generated by cricketing events-social functions-such as weddings, funerals, private parties, live music evenings and the takings over the bar. WE have no other source of income. Additionally these are some of our regular guests/users.

The Women's Institute ( monthly ) The Lions ( twice monthly ) Trowbridge Flying Club ( monthly ) Trowbridge Bridge Club FOUR Times ( weekly ) Slimmer's World (weekly ) **40 Wiltshire schools ASDA** quick cricket over 2 days annually. There are quite a few others.

You may ask, how can you afford a major rebuild of our changing rooms? quite simply the trustees of the cricket ground permitted us to sell a corner section for three private houses, and to keep the proceeds **solely for this use.**

Having given you a flavour as it were of Trowbridge Cricket Club I now wish to turn to certain aspects of this application that candidly the club finds both disturbing and distasteful, and destructive.

**Summation of Events in chronological order.**

**Conduct of Club and History prior to February 2010.**

1. No known adverse behaviour or summons or refusal of any licensing applications, had no problems registered with Wiltshire Constabulary, the Wiltshire Fire Brigade, Wiltshire District Council, and now Wiltshire County Council, to our certain knowledge for close on FIFTY years.

That is UNTIL 13<sup>th</sup> May 2010 when Trowbridge Cricket Club was served with a 'Noise Abatement Notice'

**This followed various discussions with environmental officers and letters passed each to the other, no physical sound monitoring had taken place by the council which we felt was odd, merely a complaint from one individual, a Mr Aldham who later turned out to be a senior council officer.**

- 2.1 The club decided to closely monitor the situation, and to ask ALL the local residents to complete a very simple form asking them if the playing of live music, did interfere with the enjoyment of home and garden, as suggested by ( Mr Aldham ) and should the club be allowed to continue with 'Live' music.
- 2.2 The location of each house / distance from the stage in the clubhouse was duly recorded on an official Ordnance Survey map licence number 100007092 Obtained for planning permission purposes.

**The results of that exercise are attached and numbered.**

- Exhibit A: Map to scale of 1:1250 with locations.  
Exhibit B: Marked Evidence sheet 2NA Locations of close neighbours, and distance From Club as above. MR ALDHAMS HOUSE IS NEXT DOOR TO 21 as shown.  
Exhibit C: Marked Evidence sheet 1 and shows Mr Aldham's house from an Ariel Photograph. Please NOTE that sound has to pass through Palmer gardens And the tree line to get to him.  
Exhibit D: Copy taken from originals of peoples replies to 2.2 above.

The Cricket Club presented this information to the County Council and requested that the County Council withdraw the 'Noise 'Abatement notice.

This was not forthcoming and the club started an action against the Council to 'Appeal' said notice. This was subsequently withdrawn because of concerns for the health of Mr Poplett.

The Cricket Club, purchased sound monitoring equipment, and started to monitor all live music events. And agreed to check monitor same with the Council and their equipment.

**Full records have been kept since August 2010. ( Using the sound measuring equipment ).**

Exhibit SR: Are the sound recordings taken at the agreed points. These show sound levels **Before** the event in certain/specific locations, and the same **during** the event. **IN ALL INSTANCES LEVELS** are taken outside or close to Mr Aldham's property.

We now turn to letters that Mr Aldham has put out to the residents of Lower Court, Downhayes Road, Palmer Road, and Seymour Road, Trowbridge.

They are evidenced.

AL/1 Which is clearly designed to mislead and is untruthful? (**Not till 2.00am, or Every Friday And Saturday night** ).

AL/2 This letter has been taken by persons **NOT reacting to AL/1** to seemingly come from the Council and carries a style and air of authority with it that does support the view that this has origins in the Council. IT ALSO ONCE AGAIN lies about the hours and frequency of Events.

In response to the above letters the Cricket Club, mailed out a letter ( copy attached ) to all the residents of Lower Court, Mailed and obtained proof of posting to all those who had complained following Mr Aldham's letters.

These are by way of explanation, and to specifically explain to people just how they had been misled. In addition our letter proposed a meeting to be held on Friday 17<sup>th</sup> December at 7.15pm at the Cricket Club to openly discuss this matter in depth, and to attempt to put right the damage that has been caused by Mr Aldham's untruthful and misleading letters.

The Cricket Club will keep the Licensing department fully informed of the results of that meeting.

#### **The licence itself.**

It is our understanding that Wiltshire Police, Wiltshire Fire Brigade have no objection to the granting of this licence. **PLUS**

We have previously been informed by Environmental Services Officer **Mr Guy Sharp**, that he will not object to the granting of this licence subject to the Cricket Club agreeing to the criteria/ and monitoring procedure and equipment that we have jointly agreed to that being.

The Cricket Club confirms that we will adhere to:

1. **11.30pm** finish time for 'Live' Music on the Clubs 1<sup>st</sup> Floor level.
2. Will only have 'Live' music as above on **two days per month.**

3. Will closely monitor all 'Live' events, having agreed specific levels of sound with the said department. Keeping records accordingly.
4. Will purchase as agreed the Sound Limiter / traffic light equipment as agreed following the granting of the licence.

**Closing comments.**

The Cricket Club desires that this licence be granted for the reasons stated herein. We firmly believe that we have proved we are a responsible club and management, and do all we can to protect our many thousands of visitors a year in addition to our members. We have established a safe environment the envy of many organizations in the town, and believe our activities are supremely beneficial to the County Town of Trowbridge and County.

The granting of this licence will enable the Cricket Club to prosper and thus ensure the continuation of meaningful sports activity for all age groups. And we respectfully ask that you grant said licence.

Yours faithfully.

Christine Davies \_\_\_\_\_ Club Administrator.

Brian Scrine \_\_\_\_\_ Chairman.

14<sup>th</sup> December 2010

Enclosures : Documents as in letter above.  
Letters from My Aldham.

This document set has been prepared by:  
Colin G Poplett.  
Vice President.



## Schedule of Evidence.

1. Photograph of Pavilion showing, proximity of houses in Lower Court, Crown public house, Chinese takeaway, and fish and chip shop. Palmer Gardens and stand of mature tree in same and between complainant's house and the cricket club.
2. Copy of letter sent to residents.
3. Copy of replies to (2) above.
4. Evidence Sheet 1. Summation of Residents evidence June 2010
5. Evidence Sheet 2NA Persons responding to letter, location and distance from centre stage Trowbridge cricket club- distances measured from centre of nearest elevation to centre stage cricket club.
6. Copy of Ordnance Survey Map Licence 100007092- Scale 1:1250 of site showing all properties and numbered locations. (*Note complainants home is twice the distance he claims in his statement*).
7. Copies of Decibel Level Comparison Chart and its meanings.
8. Copy of Decibel meter readings taken from 26<sup>th</sup> August 2010 from agreed locations
9. Copy of misleading Letter's sent out by Mr Aldham.

**Please NOTE those in BLUE above are single documents.**

Colin G. Poplett  
Trowbridge Cricket Club  
14<sup>th</sup> December 2010



Trowbridge Cricket Club  
The County Ground  
Lower Court, Trowbridge, Wiltshire.

Evidence Sheet 1



Trowbridge Cricket Club Survey of Residents.

June 2010.

The full questions for the above are:

1. On four occasions over the last ten weeks lives 'Bands' have performed at the Trowbridge Cricket Club, Lower Court. The last being Saturday 22nd May 2010 Has this last event OR any of the previous one caused you distress/interfered with your normal enjoyment and standard of life. Or caused you any problems in relation to excessive noise in any way ??

YES or NO Please CIRCLE YES if it has. Please CIRCLE NO if you have not been effected.

2. *Do you feel the cricket club should be allowed to continues with this live music which occurs 2/3 times a month on a Saturday night for around 2 hours finishing at 11.30pm at the latest.*

**Summation:**

|                |                        |            |                    |  |
|----------------|------------------------|------------|--------------------|--|
| Lower Court    | 22 Houses Posted       | 11 Replied | 10 Positive        | 1 Negative ( Miss gale did not understand Question One ) |
| Downhayes Road | 6 Houses Posted        | 3 Replied  | 3 Positive         | Nil Negative   |
| Palmer Road    | 3 Houses Posted        | 1 Replied  | 1 Positive         | Nil Negative   |
|                | <b>Total Replies =</b> | <b>15</b>  | <b>14 positive</b> | <b>Nil Negative</b>                                      |

**Trowbridge Cricket Club**  
June 2010.

**Evidence Sheet 2NA**

| Lower Court | Name               | Distance from the stage<br>In meters | Does the live music produced<br>effect them in any way? | Should the Club<br>Continue with live music? |
|-------------|--------------------|--------------------------------------|---|--|
|             | Lena & Gary Wayman | 62m                                  | NO  | YES  |
|             | Jess & Sam         | 71m                                  | NO  | YES  |
|             | Mrs Frankham       | 73m                                  | NO  | YES  |
|             | Mr & Mrs Poplett   | 62m                                  | NO  | YES  |
|             | Mr & Mrs McEleney  | 60m                                  | NO  | YES  |
|             | Mr & Mrs Vowles    | 41m                                  | NO  | YES  |
|             | Miss Gale          | 37m                                  | YES **  | YES  |
|             | Mr & Mrs Kin       | 38m                                  | NO  | YES  |
|             | Miss Brown         | 37m                                  | NO  | YES  |
|             | Mrs Cheryl Brook   | 35m                                  | NO  | YES  |
|             | Mr & Mrs Morgan    | 34m                                  | NO  | YES  |

**Downhayes  
Road.**

|                          |      |      |    |     |
|--------------------------|------|------|----|-----|
| Mr & Mrs Drew            | 147m |      | NO | YES |
| Mr & Mrs Ryanston- Stear |      | 107m | NO | YES |
| Mrs Julie Holstead       | 98M  |      | NO | YES |

**Palmer  
Road.**

|                  |      |  |    |     |
|------------------|------|--|----|-----|
| Mr & Mrs Ransome | 125m |  | NO | YES |
|------------------|------|--|----|-----|

The full questions for the above are:

*On four occasions over the last ten weeks lives 'Bands' have performed at the Trowbridge Cricket Club, Lower Court. The last being Saturday 22<sup>nd</sup> May 2010 Has this last event OR any of the previous one caused you distress/interfered with your normal enjoyment and standard of life. Or caused you any problems in relation to excessive noise in any way ??*

YES or NO Please CIRCLE YES if it has. Please CIRCLE NO if you have not been effected.

*Question. Do you feel the cricket club should be allowed to continues with this live music which occurs 2/3 times a month on a Saturday night for around 2 hours finishing at 11.30pm at the latest.*

Please answer YES or NO as above by circling your answer.

|                           |      |                     |                        |
|---------------------------|------|---------------------|------------------------|
| <b>Fish and Chip shop</b> | 130m | from Downhayes Road | 130m from Cricket Club |
| <b>Chinese takeaway</b>   | 145m | from Downhayes Road | 135m from Cricket Club |
| <b>Crown Public house</b> | 205m | from Downhayes Road | 175m from Cricket Club |

Name/s Lower Court Group Date 2.3/5/2010

EXHIBIT  
D

Address: \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

Question. On four occasions over the last ten weeks live 'Bands' have performed at the The Trowbridge Cricket Club, Lower Court. The last being Saturday 22<sup>nd</sup> May 2010 Has this last event OR any of the previous one caused you distress/interfered with your normal enjoyment and standard of life. Or caused you any problems in relation to excessive noise in any way ??

YES or NO Please CIRCLE YES if it has. Please CIRCLE NO if you have not been effected.

Question. Do you feel the cricket club should be allowed to continue with this live music which occurs 2/3 times a month on a Saturday night for around 2 hours finishing at 11.30pm at the latest.

Please answer YES or NO as above by circling your answer.

You may return the whole page or just the section you have completed, thanks for your help.

Name/s Jess & Sam Date 19/5/10

Address:

Question. On four occasions over the last ten weeks lives 'Bands' have performed at the The Trowbridge Cricket Club, Lower Court. The last being Saturday 22<sup>nd</sup> May 2010 Has this last event OR any of the previous one caused you distress/interfered with your normal enjoyment and standard of life. Or caused you any problems in relation to excessive noise in any way ??

YES or  NO Please CIRCLE YES if it has. Please CIRCLE NO if you have not been effected.

Question. Do you feel the cricket club should be allowed to continues with this live music which occurs 2/3 times a month on a Saturday night for around 2 hours finishing at 11.30pm at the latest.

Please answer  YES or NO as above by circling your answer.

You may return the whole page or just the section you have completed, thanks for your help.

Name/s Mrs Susan Farrant Date 26/5/10

Address:

Question. On four occasions over the last ten weeks lives 'Bands' have performed at the The Trowbridge Cricket Club, Lower Court. The last being Saturday 22<sup>nd</sup> May 2010 Has this last event OR any of the previous one caused you distress/interfered with your normal enjoyment and standard of life. Or caused you any problems in relation to excessive noise in any way ??

YES or NO Please CIRCLE YES if it has. Please CIRCLE  NO if you have not been effected.

Question. Do you feel the cricket club should be allowed to continues with this live music which occurs 2/3 times a month on a Saturday night for around 2 hours finishing at 11.30pm at the latest.

Please answer  YES or NO as above by circling your answer.

You may return the whole page or just the section you have completed, thanks for your help.

Name/s COLIN & TERRY POLLOCK Date 23<sup>rd</sup> May 2010

Address:

Question. On four occasions over the last ten weeks lives 'Bands' have performed at the The Trowbridge Cricket Club, Lower Court. The last being Saturday 22<sup>nd</sup> May 2010 Has this last event OR any of the previous one caused you distress/interfered with your normal enjoyment and standard of life. Or caused you any problems in relation to excessive noise in any way ??

YES or NO Please CIRCLE YES if it has. Please CIRCLE **NO** if you have not been effected.

Question. Do you feel the cricket club should be allowed to continues with this live music which occurs 2/3 times a month on a Saturday night for around 2 hours finishing at 11.30pm at the latest.

Please answer YES or NO as above by circling your answer.  
You may return the whole **page** or just the section you have completed, thanks for your help.

Name/s IAN & ALISON MCDONN Date 24/05/10

Address:

Question. On four occasions over the last ten weeks lives 'Bands' have performed at the The Trowbridge Cricket Club, Lower Court. The last being Saturday 22<sup>nd</sup> May 2010 Has this last event OR any of the previous one caused you distress/interfered with your normal enjoyment and standard of life. Or caused you any problems in relation to excessive noise in any way ??

YES or **NO** Please CIRCLE YES if it has. Please CIRCLE NO if you have not been effected.

Question. Do you feel the cricket club should be allowed to continues with this live music which occurs 2/3 times a month on a Saturday night for around 2 hours finishing at 11.30pm at the latest.

Please answer **YES** or NO as above by circling your answer.  
You may return the whole page or just the section you have completed, thanks for your help.

FROM MY GARDEN WITH BARKS OND THE CRICKET CLUB CAR PARK,  
I HEAR MORE NOISE FROM CARS ON SEMMOR ROAD, THAN I EVER HAVE  
FROM THE CRICKET CLUB. Wesley

Name/s Mr & Mrs A D VOWLES Date 19/5/10

Address:

Question. On four occasions over the last ten weeks lives 'Bands' have performed at the Trowbridge Cricket Club, Lower Court. The last being Saturday 22<sup>nd</sup> May 2010 Has this last event OR any of the previous one caused you distress/interfered with your normal enjoyment and standard of life. Or caused you any problems in relation to excessive noise in any way ??

YES or  NO Please CIRCLE YES if it has. Please CIRCLE NO if you have not been effected.

Question. Do you feel the cricket club should be allowed to continues with this live music which occurs 2/3 times a month on a Saturday night for around 2 hours finishing at 11.30pm at the latest.

Please answer  YES or NO as above by circling your answer.

You may return the whole page or just the section you have completed, thanks for your help.

Name/s MRS MARGARET STAPLES Date 21-5-10

Address:

Question. On four occasions over the last ten weeks lives 'Bands' have performed at the Trowbridge Cricket Club, Lower Court. The last being Saturday 22<sup>nd</sup> May 2010 Has this last event OR any of the previous one caused you distress/interfered with your normal enjoyment and standard of life. Or caused you any problems in relation to excessive noise in any way ??

YES or NO Please CIRCLE YES if it has. Please CIRCLE  NO if you have not been effected.

Question. Do you feel the cricket club should be allowed to continues with this live music which occurs 2/3 times a month on a Saturday night for around 2 hours finishing at 11.30pm at the latest.

Please answer  YES or NO as above by circling your answer.

You may return the whole page or just the section you have completed, thanks for your help.

Name/s

MISS GALE

Date

24/5/10

Address:

Question.

On four occasions over the last ten weeks lives 'Bands' have performed at the The Trowbridge Cricket Club, Lower Court. The last being Saturday 22<sup>nd</sup> May 2010 Has this last event OR any of the previous one caused you distress/interfered with your normal enjoyment and standard of life. Or caused you any problems in relation to excessive noise in any way ??

YES or NO

Please CIRCLE YES if it has. Please CIRCLE NO if you have not been effected.

Question.

Do you feel the cricket club should be allowed to continues with this live music which occurs 2/3 times a month on a Saturday night for around 2 hours finishing at 11.30pm at the latest.

Please answer YES or NO as above by circling your answer.

You may return the whole page or just the section you have completed, thanks for your help.

Name/s

Andy + Tanya King

Date

19/5/10

Address:

Question.

On four occasions over the last ten weeks lives 'Bands' have performed at the The Trowbridge Cricket Club, Lower Court. The last being Saturday 22<sup>nd</sup> May 2010 Has this last event OR any of the previous one caused you distress/interfered with your normal enjoyment and standard of life. Or caused you any problems in relation to excessive noise in any way ??

YES or NO

Please CIRCLE YES if it has. Please CIRCLE NO if you have not been effected.

Question.

Do you feel the cricket club should be allowed to continues with this live music which occurs 2/3 times a month on a Saturday night for around 2 hours finishing at 11.30pm at the latest.

Please answer YES or NO as above by circling your answer.

You may return the whole page or just the section you have completed, thanks for your help.

Name/s KIM BROWN Date 22/5/10

Address: \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

Question. On four occasions over the last ten weeks lives 'Bands' have performed at the The Trowbridge Cricket Club, Lower Court. The last being Saturday 22<sup>nd</sup> May 2010 Has this last event OR any of the previous one caused you distress/interfered with your normal enjoyment and standard of life. Or caused you any problems in relation to excessive noise in any way ??

YES or **NO** Please CIRCLE YES if it has. Please CIRCLE NO if you have not been effected. *In fact, I had to ask one of the regulars if there was music tonight.*

Question. Do you feel the cricket club should be allowed to continues with this live music which occurs 2/3 times a month on a Saturday night for around 2 hours finishing at 11.30pm at the latest. *greatly enhance the area for both the mainly f entertainment & provides an attractive view*

Please answer **YES** or NO as above by circling your answer. You may return the whole page or just the section you have completed, thanks for your help.

Name/s Mrs Andrew & Lesley Morgan Date 23 May 2010  
MORGAN

Address: \_\_\_\_\_

Question. On four occasions over the last ten weeks lives 'Bands' have performed at the The Trowbridge Cricket Club, Lower Court. The last being Saturday 22<sup>nd</sup> May 2010 Has this last event OR any of the previous one caused you distress/interfered with your normal enjoyment and standard of life. Or caused you any problems in relation to excessive noise in any way ??

YES or NO Please CIRCLE YES if it has. Please CIRCLE **NO** if you have not been effected.

Question. Do you feel the cricket club should be allowed to continues with this live music which occurs 2/3 times a month on a Saturday night for around 2 hours finishing at 11.30pm at the latest.

Please answer **YES** or NO as above by circling your answer. You may return the whole page or just the section you have completed, thanks for your help.



Name/s PETER FANSOME Date 23<sup>rd</sup> May 2010  
ANNA FANSOME

Address:

Question. On four occasions over the last ten weeks lives 'Bands' have performed at the Trowbridge Cricket Club, Lower Court. The last being Saturday 22<sup>nd</sup> May 2010. Has this last event OR any of the previous one caused you distress/interfered with your normal enjoyment and standard of life. Or caused you any problems in relation to excessive noise in any way ??

YES or NO Please CIRCLE YES if it has. Please CIRCLE NO if you have not been effected.

Question. Do you feel the cricket club should be allowed to continues with this live music which occurs 2/3 times a month on a Saturday night for around 2 hours finishing at 11.30pm at the latest.

Please answer YES or NO as above by circling your answer.  
You may return the whole page or just the section you have completed, thanks for your help.

Name/s RICHARD & CLARE DREW Date 24/5/10

Address:

Question. On four occasions over the last ten weeks lives 'Bands' have performed at the Trowbridge Cricket Club, Lower Court. The last being Saturday 22<sup>nd</sup> May 2010. Has this last event OR any of the previous one caused you distress/interfered with your normal enjoyment and standard of life. Or caused you any problems in relation to excessive noise in any way ??

YES or NO Please CIRCLE YES if it has. Please CIRCLE NO if you have not been effected.

Question. Do you feel the cricket club should be allowed to continues with this live music which occurs 2/3 times a month on a Saturday night for around 2 hours finishing at 11.30pm at the latest.

Please answer YES or NO as above by circling your answer.  
You may return the whole page or just the section you have completed, thanks for your help.

(4) 11

Name/s MRS CHERYL BROOKS Date 23-5-10

Address:

Question. On four occasions over the last ten weeks live 'Bands' have performed at the Trowbridge Cricket Club, Lower Court. The last being Saturday 22<sup>nd</sup> May 2010. Has this last event OR any of the previous one caused you distress/interfered with your normal enjoyment and standard of life. Or caused you any problems in relation to excessive noise in any way ??

YES or  NO Please CIRCLE YES if it has. Please CIRCLE NO if you have not been effected.

Question. Do you feel the cricket club should be allowed to continue with this live music which occurs 2/3 times a month on a Saturday night for around 2 hours finishing at 11.30pm at the latest.

Please answer  YES or NO as above by circling your answer.

You may return the whole page or just the section you have completed, thanks for your help.

P.T.O.

Statement from Mrs Cheryl Brooks.  
19, Lower Court, Trowbridge. Wilts. BA14

“ My back garden adjoins to the cricket club car park.

I have never been disturbed by any music on the occasion of Saturday 22<sup>nd</sup> May it was hot. My patio door was open until 11.30pm  
I could not hear any music.

I went to the top of my garden to water the plants and I could only just hear a bit of music this was NOT disturbing in any way.”

Name/s ClG Lynaston - Stear Date 19.5.10

Address:

Question. On four occasions over the last ten weeks lives 'Bands' have performed at the The Trowbridge Cricket Club, Lower Court. The last being Saturday 22<sup>nd</sup> May 2010 Has this last event OR any of the previous one caused you distress/interfered with your normal enjoyment and standard of life. Or caused you any problems in relation to excessive noise in any way ??

YES or NO Please CIRCLE YES if it has. Please CIRCLE NO if you have not been effected.

Question. Do you feel the cricket club should be allowed to continues with this live music which occurs 2/3 times a month on a Saturday night for around 2 hours finishing at 11.30pm at the latest.

Please answer YES or NO as above by circling your answer.

You may return the whole page or just the section you have completed, thanks for your help.

Please note we have not received any letter asking us to write to the Council nor have any of our neighbours mentioned they are disturbed by the club.

Name/s Julie Husband Date 25.5.10

Address:

Question. On four occasions over the last ten weeks lives 'Bands' have performed at the The Trowbridge Cricket Club, Lower Court. The last being Saturday 22<sup>nd</sup> May 2010 Has this last event OR any of the previous one caused you distress/interfered with your normal enjoyment and standard of life. Or caused you any problems in relation to excessive noise in any way ??

YES or NO Please CIRCLE YES if it has. Please CIRCLE NO if you have not been effected.

Question. Do you feel the cricket club should be allowed to continues with this live music which occurs 2/3 times a month on a Saturday night for around 2 hours finishing at 11.30pm at the latest.

Please answer YES or NO as above by circling your answer.

You may return the whole page or just the section you have completed, thanks for your help.





NetWell Noise Control  
1-800-638-9355

**NETWELL**

[Find Your Treatment](#) | [First Visit](#) | [Find Your Product](#) | [Contact Us](#) | [Home](#)

Search

[Getting Started](#) | [Top 10 Tips](#) | [Website User Guide](#) | [FAQs](#) | [About Us](#)



**Soundproofing  
Help Desk**  
1-800-638-9355

## NetWell Noise Control

The decibel level chart listed below highlights a variety of sound sources and their corresponding levels of intensity. If you need help lowering noise levels, call us at 1-800-638-9355. NetWell Noise Control has built a satisfied network of more than 10,000 satisfied clients spanning a 20 year track record in the sound proofing business. Put us to the test!

Contact our [help desk](#) today!

- Academy
- Case Studies
- Client Listings
- eBook Download
- FAQs
- Forums
- How to Soundproof:

- Walls
- Ceilings
- Floors

Order Desk

Rewards

Sound Chamber

Third Party:

- Architects
- Dealers
- Suppliers



Fire

Glossary

Terms & Conditions

Acoustical Links

Noise Control Sitemap



### Decibel Level Comparison Chart

| Commercial                                  | Industrial            | Residential             | dB Level |
|---|-----------------------|-------------------------|----------|
| Threshold For Hearing                       |                       |                         | 0        |
| Good Recording Studio                       |                       | Breathing               | 10       |
|   |                       | Rustling Leaves         | 15       |
|   |                       | Whisper, Mosquito       | 20       |
| Library                                     |                       | Living / Dining Room    | 30       |
| Refrigerator Hum                            |                       | Kitchen / Bathroom      | 40       |
| Quiet Office                                | Power Lawn Mower      | Home Office             | 50       |
|   |                       | Birds at 10'            | 55       |
| Conversational Speech                       |                       |                         | 60       |
| Piano Practice                              |                       | Electric Shaver         | 60       |
| Business Office                             |                       | Piano Practice          | 65       |
| Noisy Restaurant                            | Inplant Office        | Street Traffic          | 70       |
| Chamber Music                               |                       | Barking Dog             | 75       |
| Classroom                                   |                       | Alarm Clock             | 75       |
|   |                       | Television / Dishwasher | 75       |
| Airplane at 1 mile                          | Manual Machines       | Vacuum Cleaner          | 80       |
| Reception / Lobby Area                      | Handsaw               | Garbage Disposal        | 85       |
| Motor Bus                                   |                       | Telephone Dial Tone     | 85       |
| Applause in Auditorium                      |                       | Lawn Mower              | 85       |
| OSHA Required Hearing Protection in Factory |                       |                         | 85       |
| Teleconference Room                         |                       | Train at 100'           | 90       |
| Subway                                      | Farm Tractor          | Teenage Stereo          | 90       |
| Sustained Exposure May Cause Hearing Loss   |                       |                         | 90       |
| Music Practice Room                         | Electric Drill        | Walkman at 5/10         | 94       |
| French Horn                                 | Average Factory Noise | Blender                 | 100      |
| Orchestra                                   | Diesel Truck          | Motorcycle              | 105      |
| Computer Room                               | Printing Press        | Train                   | 105      |
| Bass Drum                                   | Heavy Truck           | Power Saw               | 110      |

|                              |                       |                    |     |
|------------------------------|-----------------------|--------------------|-----|
| Dog Kennel                   | Power Mower           | Baby Crying        | 110 |
| Symphony Orchestra           | Punch Press           | Squeaky Toy to Ear | 110 |
| Pain Begins                  |                       |                    | 120 |
| Disco                        | Sandblasting          | Shot Gun           | 120 |
| Cymbal Crash                 | Pneumatic Clipper     | Air Raid Siren     | 130 |
| Dragcar Racing               | Military Jet          | Shotgun            | 140 |
| Rock Concert                 | Aircraft Carrier Deck | Jet Takeoff        | 140 |
| Chest Wall Begins to Vibrate |                       |                    | 150 |
| Ear Drum Breaks Instantly    |                       |                    | 160 |
| Death of Hearing Tissue      |                       |                    | 180 |
| Loudest Possible Sound       |                       |                    | 194 |

[Soundproofing Treatments](#) | [First Visit](#) | [Acoustical Products](#) | [Contact Us](#) | [Home](#)

© 2007 NetWell Noise Control | Minneapolis, MN  
 web: <http://www.esoundproof.com/> | 1-800-638-9355 | Fax: 1-763-694-8909 | email: [support@eSoundproof.com](mailto:support@eSoundproof.com)

# Copy of Letter to residents and to people who have registered a complaint following the Aldham letters.

8<sup>th</sup> December 2010

Dear Neighbour,

Re-Recent Letters from a Mr. M. Aldham of \_\_\_\_\_, Trowbridge.

My Name is Brian Scrine and I am the Chairman of Trowbridge Cricket Club.

Two days ago I was handed two letters that purport to have come from Mr Aldam, the person handing them to me was extremely upset and questioned specific parts of the letters. I was asked why was the club asking for permission to play live music every Friday and Saturday night until 2.00am the following morning, EACH week. Or, has he put it some 8 to 10 times per month.

I told him that was NOT the case, we had asked for 2 ( TWO ) nights per month only, and would only be granted two nights per month.

I was then shown the letter from Mr Aldham that said quite the opposite and had mislead him. And it did state:

"And I quote. \_\_\_\_\_ Friday until 1.30am ( On the next page he STATES )  
\_\_\_\_\_ ( EVERY FRIDAY AND SATURDAY )  
Saturday until 2.00am "

Mr Aldham has not been completely open with you, has he for instance disclosed that he is a **Senior Wiltshire County Council officer in charge of road and highways** (part of the Environmental Dept). This explains his knowledge of this application and events surrounding it. We also know that he is the original complainant to the cricket clubs playing of live music, which resulted in the Noise Abatement Order being imposed in the first instance.

Mr Aldham knows full well that the environmental department public protection service have the final say on this licence and they have agreed the following subject to confirmation and final parameters. All of which has been known by Mr Aldham for some weeks now.

1. Live music to be allowed TWICE per month until 11.30pm (NOT EVERY FRIDAY AND SATURDAY)
2. Music to be monitored by special equipment.
3. Monitoring to take place at SPECIFIC points (including close to Mr Aldham's house) before and during the performance taking place.
4. Sound parameters INSIDE the building likely to be restricted to 90db's

The licensing authorities have suggested that we write you the known complainants and also any other interested parties, which is of course what we are doing.

We believe that Mr Aldham is using his considerable ability as a "report writer" to mislead and Mis-inform you as to the true issues in this instance.

Trowbridge Cricket Club.  
Letter to close neighbours.  
Continued.

8<sup>th</sup> December 2010

If we are to believe him every person on the streets after 11.00pm is a potential thug and hooligan, I must remember to be in before 11.00pm in future otherwise I too could be re-categorised. We are led to believe they will all be stampeding through our hedges, tearing down our fences, damaging property of all types. We will only be safe in our beds, perhaps??

On a more serious note, you may say where the 1.30am does and 2.30am come from, specifically these hours were suggested by the Wiltshire County Council Licensing Department for our application for a new licence one which is seen by THEM to be more in keeping.

The licence is only the same as that of the majority of other licence public house/hotels in Wiltshire. Some do indeed have **longer hours**. It IS **NOT**, and **NEVER** has been our intention to play live music until these hours. And Mr Aldham knows it.

For instance we have been monitoring all the 'Live Music' events under scrutiny since August 2010 with full documentation against agreed levels. Our monitoring equipment is as the councils,

And in fact on the evening of 23rd October 2010 together with my Graham Steady the senior officer in charge of the environmental department public protection service we carried out sound recordings at the agreed points during a 'Live' performance. This included taking levels OUTSIDE Mr Aldham's property. Following this exercise Mr Steady said to me personally and Mrs Christine Davies and I quote, "**there is not a problem**", obviously he was referring to **that particular evening**. BUT the records show that evening to be as others recorded, NOT different to the 23<sup>rd</sup> October.

We are in very close touch with Mr Guy Sharp of Wiltshire County Council Environmental Department Public Protection department who is the officer dealing with this. I invite you to check out with him anything that I have said in this letter.

You should also be aware that we have written to both Wiltshire County Councils Chief Executive, and the Councils legal director, expressing our concerns about the way/manner in which Mr Aldham is objecting to this application.

There are many points within Mr Aldham's letters that you may wish to have clarification on, that being the case we intend to hold a meeting at the club for all interested parties, and we are suggesting a date of Friday 17th December at 7.00pm.

The meeting will take place in the downstairs function room of the club and will commence at 7.15pm sharp. Please do try to attend if you have any concerns whatsoever, or you may write to me at the cricket club, leave me a telephone number and I will call you back.

On behalf of the cricket club I thank you for your time, and do assure you that we will continue have great consideration for our neighbours as we always have.

Please also note that Wiltshire Police and Fire Brigade, and the environmental department ITSELF have NO objection to this application. It is merely Mr Aldam and now a few others following his two inflammatory letters. Finally, you might wonder how common is the use of **noise limiting equipment** in Wiltshire that we will be required to install. **THERE IS ONLY one other such unit in place in Wiltshire and that is at Broughton Gifford.**

Kindest Regards

*Brian Scrine* Copies Mr Terry Bishop, Bishop Longbotham & Bagnall, Trowbridge.  
Chairman



# Licensing Act 2003 Club Premises Certificate

Club Premises Certificate number

WW0500156LAPRCC

West Wiltshire District Council  
Licensing Team  
Bradley Road  
Trowbridge  
BA14 0RD

Tel 01225 776655

Club details

Name of club in whose name this certificate is granted and relevant postal address of club

Trowbridge Cricket and Sports Club  
County Cricket Ground  
Timbrell Street

Post town

Trowbridge

Post code

BA14 8PX

Telephone number

01225 752538

If different from above the postal address of club premises to which this certificate relates, if any, or if none, Ordnance Survey map reference or description

N/A

Post town

Post code

Telephone number

Where the club premises certificate is time limited, the dates

This certificate is valid from 24 November 2005

Qualifying club activities authorised by the certificate

Supply of alcohol (ON supplies)

**The times the certificate authorises the carrying out of qualifying club activities**

For the supply of alcohol by or on behalf of the club or to the order of a member of the club for consumption ON the premises:

On weekdays, other than Christmas Day, Good Friday or New Year's Eve, 1100hrs to 2300hrs

On Sundays, other than Christmas Day or New Year's Eve, 1200hrs to 2230hrs

On Good Friday, 1200hrs to 2230 hrs

On New Year's Eve, except on a Sunday, 1100hrs to 2300hrs

On New Year's Eve on a Sunday, 1200hrs to 2230hrs

On New Year's Eve from the end of permitted hours to the start of permitted hours on the following day (or, if there are no permitted hours on the following day, midnight on 31<sup>st</sup> December)

On Christmas day, as provided for by the conditions attached to this licence.

The above restrictions do not prohibit:

- (a) during the first twenty minutes after the above hours, the consumption of the alcohol on the premises;
- (b) during the first twenty minutes after the above hours, the taking of alcohol from the premises, unless the alcohol is supplied or taken in an open vessel;
- (c) during the first thirty minutes after the above hours, the consumption of the alcohol on the premises by persons taking meals there if the alcohol was supplied as ancillary to the meals;
- (d) the supply to, or consumption by, any person of alcohol in any premises where they are residing.

**The opening hours of the club**

The premises can remain open at any time

**Where the certificate authorises supplies of alcohol whether these are on [and / or] off supplies**

The supply of alcohol by or on behalf of the club or to the order of a member of the club for consumption ON the premises.

## Mandatory conditions

NONE

## Conditions and restrictions from transferred licences

Alcohol shall not be sold or supplied except during permitted hours.

In this condition, permitted hours means:

- a. On weekdays, other than Christmas Day, Good Friday or New Year's Eve, 1100hrs to 2300hrs.
- b. On Sundays, other than Christmas Day or New Year's Eve, 1200hrs to 2230hrs.
- c. On Good Friday, 1200hrs to 2230hrs.
- d. On New Year's Eve, except on a Sunday, 1100hrs to 2300hrs.
- e. On New Year's Eve on a Sunday, 1200hrs to 2230hrs.
- f. On New Year's Eve from the end of permitted hours to the start of permitted hours on the following day (or, if there are no permitted hours on the following day, midnight on 31<sup>st</sup> December).
- g. On Christmas day, as provided by the rules of the club and notified in writing by the chairman or secretary of the club to the chief executive of the justices for the petty sessions area in which the premises are. The said hours shall:
  - i. not exceed six and a half hours;
  - ii. not begin earlier than 1200hrs;
  - iii. not end later than 2230hrs.
- iv. provide for a break of at least 2 hours, including 1500hrs to 1730hrs;
- v. not extend for more than three and a half hours after 1700hrs.

The above restrictions do not prohibit:

- (a) during the first twenty minutes after the above hours, the consumption of the alcohol on the premises;
- (b) during the first twenty minutes after the above hours, the taking of alcohol from the premises, unless the alcohol is supplied or taken in an open vessel;
- (c) during the first thirty minutes after the above hours, the consumption of the alcohol on the premises by persons taking meals there if the alcohol was supplied as ancillary to the meals;
- (d) the supply to, or consumption by, any person of alcohol in any premises where they are residing.

## Conditions consistent with the operating schedule

NONE

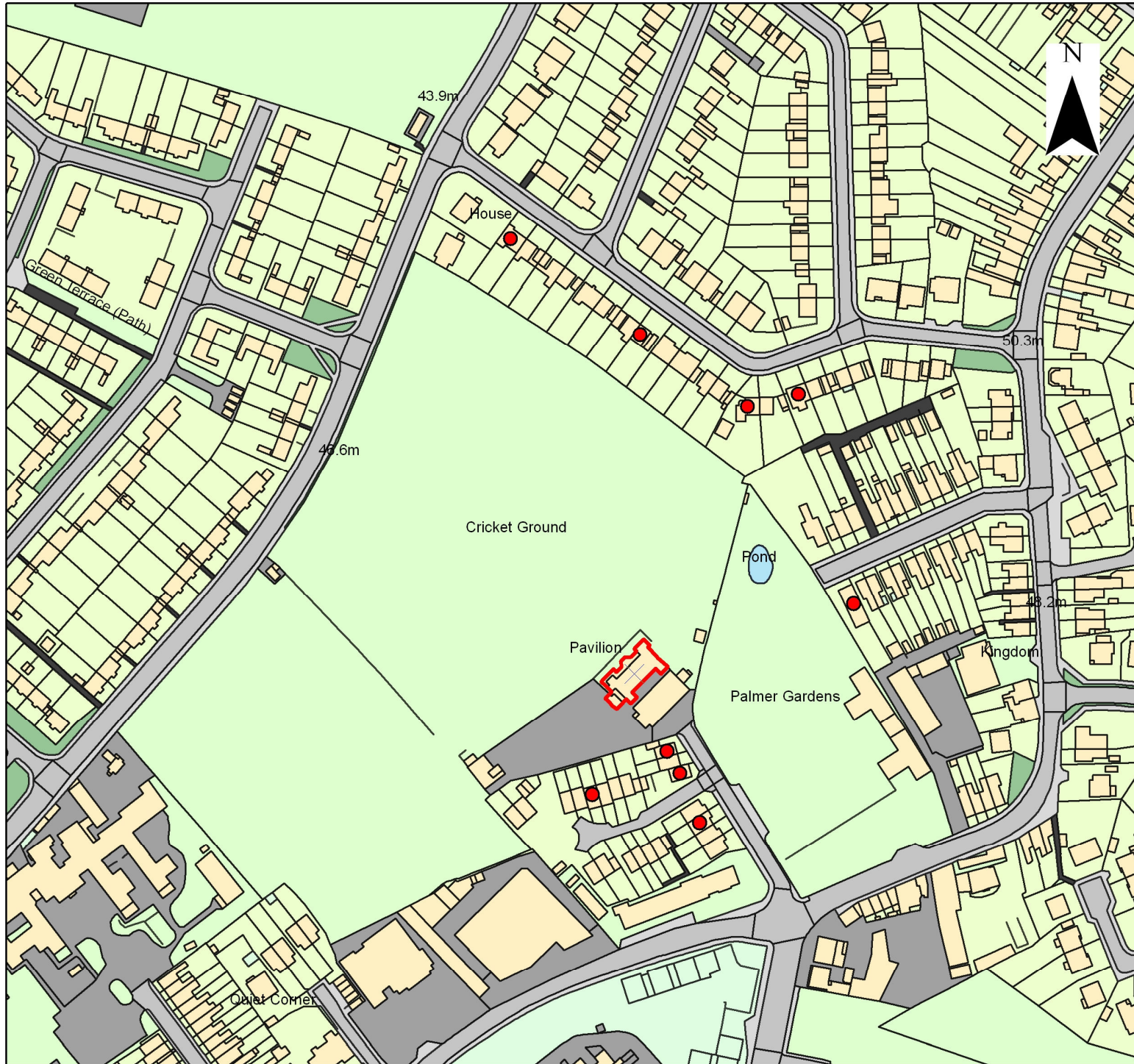
## Conditions attached after a hearing by the licensing authority

NONE

Signed

Licensing Officer  
West Wiltshire District Council

This page is intentionally left blank



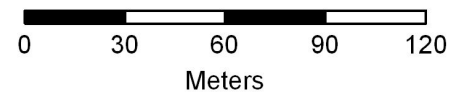
### Trowbridge Cricket and Sport Club Premises Licence

Location Plan



Scale

1:2,177



- Trowbridge Cricket and Sport Club
- Objection Received

**Wiltshire Council**  
 Where everybody matters

Reproduced from the Ordnance Survey mapping with permission of Her Majesty's Stationary Office. Crown Copyright. Unauthorised reproduction infringes Crown Copyright and may lead to prosecution or civil proceedings. License number 100049050

This page is intentionally left blank

To Whom It May Concern.

We make the following comments to the two letters':

1. Undated.
2. Dated 30<sup>th</sup> November

The first letter was posted through letter boxes in Lower Court/Seymour Road/Downhayes Road/ Palmer Road. This letter was followed up by a visit after dark to the Lower Court residents, we are unable to say if or when he made house visits to others.

The second letter is a follow up based on the very little response to his first one, we cannot say when this was delivered but one presumes it was 30<sup>th</sup> November onwards.

*The two contain supposed facts regarding the current licence application by the cricket club, the method and way these so called facts are shown is designed to mislead the recipient and is clearly untruthful. It is not our intention to do other than point out just how misleading these letters are, the preparation and presentation of which is designed to have the club application dismissed by devious and probably illegal methods.*

*We are also concerned that Mr Aldham appears to have information about this application that that we do not have and have never been made aware until a few days ago. PARA FOUR letter 30<sup>th</sup> November as an example.*

So the sake of brevity we will not comment on every paragraph.

Letter undated.

Para's

1. He clearly has a down on the club.
2. Comments imply 8 to 10 live music events PER MONTH up to 2.00am in the morning this is downright unethical and written to mislead it's also untruthful.
3. He is unable to say this.
4. A and b we consider total nonsense.
5. He has now had a considerable number of attempts at getting witnesses and to date has very few, certainly not in the very nearest houses in Lower Court, nor will he.
8. These hours were applied for as we were advised to do just this by your department. It was never envisaged that we would abuse them in the manner suggested and detailed.
9. We were not aware of this until a few days ago, and certainly well after Mr Aldham, how did HE GET to know??

No further comments on undated letter.

Letter dated 30<sup>th</sup> November.

Persons reading this document will be aware of the background to this letter, therefore we will not comment on every paragraph.

Para's

4. We are aware and have made constant efforts to mitigate the impact Guy Sharp will I am sure confirm this to be true.
- 5a The club withdrew its appeal because Mr Colin Poplett, who was the main witness had suffered a major heart attack some years before, this continued pressure from the councils solicitors was beginning to effect his health. The Club withdrew for this reason alone.
- 5b. Total nonsense.
13. Not applicable.
14. Never been a problem, why should it be now?
- 15a He is unable to say this.
- 15B A problem during the period 9.00am to 5.00pm Monday to Friday due to probation service Parking, perhaps he could arrange double yellow lines for all of the Lower Court resident on this run in to the club??
16. The police will confirm that the cricket is one of the best establishments in Trowbridge at controlling the public/visitors. We do not have a problem.

We have no further comments, other than to re-state we believe Mr Aldham has been misleading and untruthful in his presentation of so call FACTS, his presentation as such is deplorable and made with the intent of 'leading' witnesses to say something they probably never would if in full possession of the TRUE facts.



Dear Neighbour,

1. I am writing to bring to your attention that Trowbridge Cricket Club is applying to change their licensing hours and who they can serve alcohol to. You can see the blue notices on lamp posts on Lower Court which give a brief description of the application. The full application can be viewed at the Council offices in Bradley Road. I have nothing personal against the Cricket Club and I do understand the sporting asset and cultural value they add to our town. **But**, I believe these proposed license changes will have a detrimental impact on our lives.

The Proposed License Changes are:

### Longer Hours

Basically, the Club want to open longer hours and be able to play live and recorded music until the following times:

2. Friday until 1.30 am

Saturday until 2.00 am.

### Public License.

3. I understand that currently the club operate on a member's only license. So, the general public cannot go unless they are signed in by member. The application is to allow **anyone** to go and buy alcohol. These people won't have a vested interest in the wellbeing of the club. Also, this change will mean that many more people will be going and leaving the club since it will not be restricted to members only.

4a. Having spoken to some neighbours, there is agreement that these two changes are quite significant. Under the proposals **ANYONE** will be able to drink at the club until **LATE**. This will have severe repercussions on those who live in the vicinity of the Cricket Club.

- 4b
- More people will be leaving much later having had time to drink more
  - Not all of these people will be members
  - There will inevitably be more anti social behaviour – and potentially criminal damage to gardens and cars.
  - Taxis arriving up to 0230 honking their horns
  - Car doors slamming in the small hours in the car park
  - General noise from those leaving in the car park and on Lower Court in the small hours
  - Inappropriate short cuts taken to Palmer Road and Seymour Road through peoples gardens.

I believe it is likely that the changes will create a public nuisance and have crime and disorder issues for us, our families and property.

5. I have spoken to several neighbours. At the moment, neighbours do hear people leaving. This is around 11.30pm and is not intimidating. Under the proposals, this disruption is likely to be **more extreme, last longer, be more frequent (i.e. every Friday and Saturday night) and take place much later** – probably up to **2.30 am** at the weekends.

6. I have spoken with Council officers about how to make comments. And as you can imagine it is not straight forward! You can only object to the four licensing objectives.

7. I think these proposals could cause a public nuisance and crime and disorder issues for you and me. If you agree, then I would urge you to write to the council outlining your views. I am willing to prepare something for you to send to the council.

The closing date for any representation is the 6<sup>th</sup> December 2010.

Yours faithfully,

Tel: (please call after 6pm)

8. PS: If the Cricket Club representatives say to you that they won't cause a problem and they are only asking for these operating hours just in case they need them. Be careful! Because if they didn't want to operate these hours they didn't need to apply for them! I think the only reason they are applying to open LATE and serve ANYONE is because that is exactly what they intend to do – every weekend.

9. You should also know that the Cricket Club have been served a Noise Abatement Order on them this summer by the Council because they are already causing a public nuisance from live music events. Whilst this may not affect you directly, it does affect some neighbours. As a responsible entity you may have thought the Cricket Club would have taken positive action to deal with their negative impact. But, the fact is, they do not seem to have done so. Amazingly, they seem to have done **nothing** and have breached the noise abatement order on **THREE** occasions!

You will have to ask yourself what the Club's attitude will be to any negative impact they cause to you, your family or your property from their proposal to open LATE and serve ANYONE.

**AUTHORISATION TO SELL ALCOHOL IN THE ABSENCE OF A  
PERSONAL LICENCE HOLDER**

**FORMAL TRAINING HAS COVERED THE FOLLOWING KEY TOPICS**

- The four licensing objectives
- Licensable activities
- Our premises licence and its conditions
- The terms for the sale of alcohol, name of DPS, personal licence holders to sell or to authorise for sale, alcohol. Terms of written authorisation.
- Rights of entry, Police and Customs and Excise.
- Children and licensed premises, under 16 must be accompanied
- Illegal to sell alcohol to anyone under 18 in any circumstances.
- Illegal to allow or for an under 18 year old to consume alcohol on licensed premises, except diners; 16/17 year olds may drink beer, wine or cider purchased by an accompanying adult.
- Police and Trading Standards right of entry and use of test purchasers to ensure that no sales to under 18's occur.
- The legal requirement to check if in doubt as to person's age, **MUST** check, acceptable forms of proof of age, photographic driving licence, passport and personal licence.
- Duty to refuse to serve anyone who appears to be drunk and how to do this effectively.
- Re-in force that if the employee is ever unsure of the correct action they are to ask a personal licence holder or the DPS for advice.

The undersigned :

|                      |  |
|----------------------|--|
| <b>Employee Name</b> |  |
| <b>Signature</b>     |  |
| <b>Date</b>          |  |

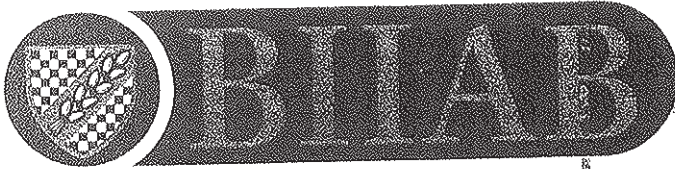
Has completed training covering the points listed above and is hereby authorised to sell alcohol in the licensed premises named below within the terms of the premises licence when scheduled for work.

|                      |
|----------------------|
| <b>Name of house</b> |
|----------------------|

With the authorisation of:

|  |  |
|--|--|
| <b>Name of personal licence holder</b> |  |
| <b>Personal Licence number</b>         |  |
| <b>Date</b>                            |  |

This page is intentionally left blank



AWARDING QUALIFICATIONS *for* LICENSED RETAIL

This is to certify that

**CHRISTINE DAVIES**

has been awarded the

**BIIAB Level 2  
National Certificate for  
Personal Licence Holders**

Qualification Accreditation Number:  
100/4866/2

Date Achieved: 27 April 2010  
Number: 1003057235

Neil Robertson,  
Chief Executive



Ofqual



Llywodraeth Cynulliad Cymru  
Welsh Assembly Government



This page is intentionally left blank