

AGENDA

Meeting: Eastern Area Licensing Sub Committee
Place: Wessex Room - The Corn Exchange, Market Place, Devizes
Date: Tuesday 20 August 2013
Time: 10.00 am
Matter: Application for a Premises Licence - The Vaults, 28a, St John's Street, Devizes

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

Membership:

Cllr Ernie Clark
Cllr Magnus Macdonald

Cllr Simon Jacobs

AGENDA

1. **Election of Chairman**

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

2. **Procedure for the Meeting** *(Pages 1 - 8)*

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 disclosable interests or dispensations granted by the Standards Committee.

5. **Licensing Application** *(Pages 9 - 14)*

To consider and determine an Application for a Premises Licence by Pop-Up Pub Co. Ltd in respect of The Vaults, 28a St Johns Street, Devizes, SN10 1BN.

5.1. **Appendix 1 - Application Form** *(Pages 15 - 36)*

5.2. **Appendix 2 - Amendments to Application** *(Pages 37 - 40)*

5.3. **Appendix 3 - Petition and Relevant Representation** *(Pages 41 - 50)*

5.4. **Appendix 4 - Location Plans** *(Pages 51 - 56)*

LICENSING COMMITTEE

PROCEDURAL RULES FOR THE HEARING OF LICENSING ACT 2003 APPLICATIONS

1 Purpose

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

2 Definitions

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

3 Key Principles

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

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

4 The Hearing

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

5 Presentation of Submissions

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

6 Questioning of Submissions

- 6.1 The Chairperson will regulate the order in which questions are asked by Members.

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

7 Documentation

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

8 Intervention

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

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

9 Failure of Parties to Attend Hearing

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

9.3 Where the Licensing Authority holds a Hearing in the absence of a party, it shall consider at the Hearing the application, representations or notice made by that party.

10 Closing Submissions

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

11 Decision

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

11.2 The decision, and reasons for the decision, of the Committee shall be communicated orally by the Chairperson to the parties after the Committee has deliberated in private on the Application.

11.3 Written reasons shall be provided soon after the deliberations of the Application and in any event within the statutory time limits.

Hearing Procedure Summary

1. The Democratic Services Officer will request nominations for a Chairman for the Hearing.
2. The Chairperson welcomes all those present and introduces the Application.
3. The Chairperson introduces the Applicant, Responsible Authority/Authorities and/or any person/s who have made a Relevant Representation.
4. The Chairperson outlines the Hearing Procedure.
5. The Licensing Officer presents the Committee Report.
6. The Applicant addresses the Committee.
7. Questions to the Applicant by Responsible Authority/Authorities and/or any person/s who have made a Relevant Representation.
8. Questions to the Applicant by Members of the Committee.
9. Comments by Responsible Authority/Authorities and/or any person/s who have made a Relevant Representation.
10. Questions by Applicant.
11. Questions to Responsible Authority/Authorities and/or any person/s who have made a Relevant Representation by Members of the Committee.
12. Summing up by Parties who have made representations.
13. Summing up by Applicant.
14. Committee retires with the Committee Lawyer and Committee Manager to consider its decision.
15. 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.
16. The Chairperson either gives the decision with reasons, or advises that it will be released in writing with reasons within the statutory time limits.

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Wiltshire Council

Eastern Area Licensing Sub Committee

20 August 2013

**Application for a Premises Licence: Pop-Up Pub (now known as The Vaults),
28a St Johns Street, Devizes, SN10 1BN**

1. Purpose of Report

To determine an application for a Premises Licence in respect of The Vaults, 28a St Johns Street, Devizes, SN10 1BN made by Pop-Up Pub Co. Ltd.

2. Background Information

2.1 An application for a Premises Licence in respect of The Vaults has been made by Pop-Up Pub Co. Ltd, for which a petition containing 61 names, addresses and signatures and two further representations have been received. One representation was withdrawn following an amendment to the original application.

2.2 Wiltshire Council (as the Licensing Authority) must hold a hearing to consider the application having regard to the representations. In accordance with Section 18 (3) of The Licensing Act 2003 the Licensing Sub Committee is required to take such of the steps listed in 2.4 below as it considers appropriate for the promotion of the licensing objectives. In considering the application and the relevant representations, the Sub Committee must also have regard to relevant Government guidance and the Council's Licensing Policy

2.3 The licensing objectives are:

- i) The Prevention of Crime and Disorder;
- ii) Public Safety;
- iii) The Prevention of Public Nuisance; and
- iv) The Protection of Children from Harm.

2.4 Such steps are:

- i) To grant the licence subject to such conditions as are consistent with those included in the operating schedule submitted with the application, modified to such extent as the Sub Committee considers necessary for the promotion of the licensing objectives, together with any mandatory conditions required by the Licensing Act.
- ii) To exclude from the scope of the application any licensable activity.
- iii) To refuse to specify a person as the designated premises supervisor.

iv) To reject the application.

2.5 On 25 June 2013 an application for a New Premises Licence was received and accepted as a valid application.

2.6 The **original** application as applied for was as follows:

Licensable Activity	Timings	Days
<u>Provision of regulated entertainment</u>		
Films (Indoors)	11:00 – 23:00 12:00 – 22:00	Monday – Saturday Sunday
Live music (Indoors)	11:00 – 23:00 12:00 – 22:00 11:00 – 00:30 (next Day)	Monday – Saturday Sunday Christmas Eve & New Years Eve
Recorded music (Indoors)	11:00 – 23:00 12:00 – 22:00 11:00 – 00:30 (next Day)	Monday – Saturday Sunday Christmas Eve & New Years Eve
Provision of late night refreshment	23:00 – 00:30 (next Day)	Christmas Eve & New Years Eve
Sale by retail of alcohol (on site and off site)	11:00 – 23:00 12:00 – 22:00 11:00 – 00:30 (next Day)	Monday – Saturday Sunday Christmas Eve & New Years Eve
Opening Hours	11:00 – 23:00 12:00 – 22:00 11:00 – 00:30 (next Day)	Monday – Saturday Sunday Christmas Eve & New Years Eve

2.7 **Amended Application following mediation:**

Licensable Activity	Timings	Days
<u>Provision of regulated entertainment</u>		
Films (Indoors)	11:00 – 21:00 12:00 – 21:00	Monday – Saturday Sunday

Provision of late night refreshment	23:00 – 00:30 (next Day)	Christmas Eve & New Years Eve (only)
Sale by retail of alcohol (on site and off site)	11:00 – 21:00 12:00 – 21:00 11:00 – 00:30 (next Day)	Monday – Saturday Sunday Christmas Eve & New Years Eve
Opening Hours	11:00 – 21:30 12:00 – 21:30 11:00 – 00:30 (next Day)	Monday – Saturday Sunday Christmas Eve & New Years Eve

The amended copy of the application from Pop-Up Pub Co. Ltd is attached as **Appendix 1**. Copy of e-mail confirming amendments attached at **Appendix 2**. At the request of the Environmental Health officer there were some additions to the Operating Schedule, these are attached at **Appendix 2a**.

3. Consultation and Representations

3.1 The application process requires the application to be advertised in a local paper within 10 working days, starting on the day after the authority receives it and a public notice (on pale blue paper) to be posted on the premises for a period of 28 consecutive days, starting the day after the authority receives the application. During the consultation period a petition containing 61 relevant representations and two other relevant representations have been received from Interested Parties. One representation was withdrawn following amendment to the original application

3.2 Responsible Authorities

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

3.3 Interested Parties

Mrs S Wright – Main Petitioner

Mr & Mrs Hilderley – 28 b St Johns Street, Devizes, SN10 1BN.

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

Representation	Licensing Objective	Accepted	Comments
Noise and anti social behaviour	Public Nuisance	Yes	
Anti social behaviour	Crime & Disorder	Yes	
Anti social behaviour	Public Safety	Yes	

3.5 The relevant representations are attached as **Appendix 3** (Petition) and **3a** (representation from Mr and Mrs Hilderley). Attached at **Appendix 4** are three differently scaled plans which show the locations from where lead signatory of petition and representations have been made. The map also shows surrounding streets where other signatories on petition are located.

4. Legal Implications

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

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

4.3 At the hearing all those who have made representations are entitled to address the Sub Committee and to ask questions of another party, with the consent of the Sub Committee.

5. Officer Recommendations

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

6. Right of Appeal

6.1 It should be noted that the Applicant and all those who have made representations may appeal the decision made by the Licensing Sub Committee to the Magistrates Court. The appeal must be lodged with the Magistrates Court within 21 days of the notification of the decision.

6.2 In the event of an appeal being lodged, the decision made by the Licensing Sub Committee remains valid until any appeal is heard and any decision made by the Magistrates Court.

6.3 A Responsible Authority or a party making a relevant representation may apply to the Licensing Authority for a Review of a Premises Licence. Whether or not a Review Hearing takes place is in the discretion of the Licensing

Authority, but, if requested by an Interested Party will not normally be granted within the first 12 months except for the most compelling circumstances.

Report Author: Jane Cowley

Jane Cowley, Public Protection Officer

Date of report: 1 August 2013

Background Papers Used in the Preparation of this Report

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

Appendices

- 1 Application Form**
- 2 Amendment e-mail**
- 2a Operating Schedule amendments**
- 3 Petition**
- 3a Relevant Representation**
- 4 Location maps**

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25/7/13.

RECEIVED re-sent

(27 JUN 2013)

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

PUBLIC PROTECTION

PLEASE READ THE FOLLOWING INSTRUCTIONS FIRST

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

I/We THE POP-UP PUB COMPANY LTD (Insert name(s) of applicant)

The Vaults

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 28A ST JONHS STREET			
Post town	DEVIZES	Post code	SN10 1BN

Telephone number at premises (if any)	07702967150 (TEMP)
Non-domestic rateable value of premises	£820 BAND B

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 in Wales please complete section (B)
- ga) a person who is registered under Chapter 2 of Part 1 of the Health and Social Care Act 2008 (within the meaning of that Part) in an independent hospital in England please complete section (B)
- h) the chief officer of police of a police force in England and Wales please complete section (B)

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

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
 - statutory function or
 - a function discharged by virtue of Her Majesty's prerogative

(A) INDIVIDUAL APPLICANTS (fill in as applicable)

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

SECOND INDIVIDUAL APPLICANT (if applicable)

<input type="checkbox"/> Mr	<input type="checkbox"/> Mrs	<input type="checkbox"/> Miss	<input type="checkbox"/> Ms	Other Title (for example, Rev)	
Surname			First names		

I am 18 years old or over		<input type="checkbox"/> Please tick yes	
Current postal address if different from premises address			
Post Town		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 POP UP PUB COMPANY LTD
Address LILLIPUT HOUSE FOSSEWAY MIDSOMER NORTON BA33 4BB
Registered number (where applicable) 08534799
Description of applicant (for example, partnership, company, unincorporated association etc.) LIMITED COMPANY
Telephone number (if any)
E-mail address (optional)

Part 3 Operating Schedule

When do you want the premises licence to start?

Day		Month		Year			
0	1	0	8	2	0	1	3

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

Day		Month		Year			

This is a unique offering , showcasing the best in Traditional Ales & Ciders . Mostly from locally produced small brewers. The ground floor will accommodate a small bar and seating for approx. 50. The cavernous cellars will be a bottle shop selling all the locally produced & obscure Beers , Lagers & Ciders . The food offering will be limited to products that can be produced behind the bar eg Sandwiches , Breads , Olives etc
~~Very occasional live music evenings eg Acoustic Guitar will enhance the offering~~
 Films & brewing tutorials will also be offered ✓

live music Act

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

n/a

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

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

Provision of regulated entertainment

Please tick yes

- a) plays (if ticking yes, fill in box A)
- b) films (if ticking yes, fill in box B)
- c) indoor sporting events (if ticking yes, fill in box C)
- d) boxing or wrestling entertainment (if ticking yes, fill in box D)
- e) live music (if ticking yes, fill in box E) (amateur)
- f) recorded music (if ticking yes, fill in box F) (amateur)
- g) performances of dance (if ticking yes, fill in box G)
- h) anything of a similar description to that falling within (e), (f) or (g) (if ticking yes, fill in box H)

Provision of entertainment facilities:

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

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

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

x

In all cases complete boxes N, O and P

A

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

B

Films Standard days and timings (please read guidance note 6)			Will the exhibition of films take place indoors or outdoors or both – please tick (please read guidance note 2)	Indoors	<input checked="" type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	Please give further details here (please read guidance note 3)		
Mon	11.00	23.00 21.0			
Tue	11.00	23.00 21.0			
Wed	11.00	23.00 21.0	State any seasonal variations for the exhibition of films (please read guidance note 4)		
Thur	11.00	23.00 21.0			
Fri	11.00	23.00 21.0	Non standard timings. Where you intend to use the premises for the exhibition of films at different times to those listed in the column on the left, please list (please read guidance note 5)		
Sat	11.00	23.00 21.0			
Sun	12.00	22.00 21.0			

Amended – as per e-mail dated 4/7/13

C

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

D

Boxing or wrestling entertainments Standard days and timings (please read guidance note 6)			<u>Will the boxing or wrestling entertainment take place indoors or outdoors or both – please tick</u> (please read guidance note 2)		Indoors	<input type="checkbox"/>
					Outdoors	<input type="checkbox"/>
					Both	<input type="checkbox"/>
Day	Start	Finish				
Mon			<u>Please give further details here</u> (please read guidance note 3)			
Tue						
Wed			<u>State any seasonal variations for boxing or wrestling entertainment</u> (please read guidance note 4)			
Thur						
Fri			<u>Non standard 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 Standard days and timings (please read guidance note 6)			<u>Will the performance of live music take place indoors or outdoors or both – please tick</u> (please read guidance note 2)	Indoors	<input checked="" type="checkbox"/>
Day	Start	Finish		Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Mon	11.00	23.00	<u>Please give further details here</u> (please read guidance note 3)		
Tue	11.00	23.00			
Wed	11.00	23.00	<u>State any seasonal variations for the performance of live music</u> (please read guidance note 4) Xmas Eve & New Years eve to 00.30 the next day		
Thur	11.00	23.00			
Fri	11.00	23.00	<u>Non standard timings. Where you intend to use the premises for the performance of live music at different times to those listed in the column on the left, please list</u> (please read guidance note 5)		
Sat	11.00	23.00			
Sun	12.00	22.00			

Removed as per - e-mail dated 4/7/13.

F

Recorded music Standard days and timings (please read guidance note 6)			Will the playing of recorded music take place <u>indoors or outdoors or both – please tick</u> (please read guidance note 2)	Indoors	<input checked="" type="checkbox"/>
Day	Start	Finish		Outdoors	<input type="checkbox"/>
Mon	11.00	23.00	<u>Please give further details here</u> (please read guidance note 3)	Both	<input type="checkbox"/>
Tue	11.00	23.00			
Wed	11.00	23.00	<u>State any seasonal variations for the playing of recorded music</u> (please read guidance note 4) Xmas Eve & New Years eve to 00.30 the next day		
Thur	11.00	23.00			
Fri	11.00	23.00	<u>Non standard timings. Where you intend to use the premises for the playing of recorded music at different times to those listed in the column on the left, please list</u> (please read guidance note 5)		
Sat	11.00	23.00			
Sun	12.00	22.00			

Removed as per - e-mail dated 4/7/13

G

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

H

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

I

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

J

Provision of facilities for dancing Standard days and timings (please read guidance note 6)			Will the facilities for dancing be indoors or outdoors or both – please tick (see guidance note 2)		Indoors <input checked="" type="checkbox"/>	<input type="checkbox"/>
					Outdoors	<input type="checkbox"/>
					Both	<input type="checkbox"/>
			<u>Please give a description of the facilities for dancing you will be providing</u>			
Day	Start	Finish	<u>Please give further details here</u> (please read guidance note 3)			
Mon						
Tue						
Wed						
Thur						
Fri						
Sat						
			<u>State any seasonal variations for providing dancing facilities</u> (please read guidance note 4)			
			<u>Non standard timings. Where you intend to use the premises for the provision of facilities for dancing entertainment at different times to those listed in the column on the left, please list</u> (please read guidance note 5)			
Sun						

K

Provision of facilities for entertainment of a similar description to that falling within i or j Standard days and timings (please read guidance note 6)			<u>Please give a description of the type of entertainment facility you will be providing</u> 		
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					
Thu			<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

Late night refreshment Standard days and timings (please read guidance note 6)			Will the provision of late night refreshment take place indoors or outdoors or both – please tick (please read guidance note 2)	Indoors	<input type="checkbox"/>
Day	Start	Finish		Outdoors	<input type="checkbox"/>
Mon			Please give further details here (please read guidance note 3)	Both	<input type="checkbox"/>
Tue					
Wed			State any seasonal variations for the provision of late night refreshment (please read guidance note 4) Xmas Eve & New Years eve to 00.30 the next day		
Thur					
Fri			Non standard timings. Where you intend to use the premises for the provision of late night refreshment at different times, to those listed in the column on the left, please list (please read guidance note 5)		
Sat					
Sun					

M

Supply of alcohol Standard days and timings (please read guidance note 6)			Will the supply of alcohol be for consumption (Please tick box) (please read guidance note 7)	On the premises	<input type="checkbox"/>
				Off the premises	<input type="checkbox"/>
				Both	<input checked="" type="checkbox"/>
Day	Start	Finish	State any seasonal variations for the supply of alcohol (please read guidance note 4)		
Mon	11.00	23.00 21.00			
Tue	11.00	23.00 21.00			
Wed	11.00	23.00 21.00			
Thur	11.00	23.00 21.00			
Fri	11.00	23.00 21.00			
Sat	11.00	23.00 21.00			
Sun	12.00	22.00 21.00			
			Non standard timings. Where you intend to use the premises for the supply of alcohol at different times to those listed in the column on the left, please list (please read guidance note 5) Xmas Eve & New Years eve to 00.30 the next day		

e-mail
دكتور
8/7/13

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

Name Malcolm Shipp	
Address 57 Sells Green Seend Wiltshire	
Postcode	SN12 6RW
Personal Licence number (if known) KK/PAO808	
Issuing licensing authority (if known) WILTSHIRE	

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)

O

Hours premises are open to the public Standard days and timings (please read guidance note 6)			<u>State any seasonal variations</u> (please read guidance note 4)
Day	Start	Finish	
Mon	11.00	23.00	Non standard timings. Where you intend the premises to be open to the public at different times from those listed in the column on the left, please list (please read guidance note 5) Xmas Eve & New Years eve to 00.30 the next day
		21:30	
Tue	11.00	23.00	
		21.30	
Wed	11.00	23.00	
		21:30	
Thur	11.00	23.00	
		21:30	
Fri	11.00	23.00	
		21:30	
Sat	11.00	23.00	
		21:30	
Sun	12.00	22.00	
		21:30	

e-mail dated 8/7/13

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)

This is a new unique offering targeted to the Beer & Ale & Cider sampling enthusiasts. The focus will be on sampling quality drinks in a social environment. The food offering & occasional musician will enhance that.

b) The prevention of crime and disorder

The style of the business will not attract heavy drinking trade . The products will be bespoke and quality and priced accordingly. We will be installing full CCTV to cover all areas , which will be recorded in line with your policies. The drinking area is very small with the servery situated amidst. Staff will be fully trained in dealing with conflict situations. We will close at 11pm latest daily.

c) Public safety

There are full exit routes as outlined on the plan from all areas.

d) The prevention of public nuisance

We are very aware of the proximity of properties above . Dispersal notices will be displayed discouraging late night noise.

e) The protection of children from harm

All staff will be fully trained in the sale of alcohol to minors, this training will be recorded & updated 6 monthly (training records enc.) The age recognition policy will be strictly "Challenge 25" we only accept Photo Driving Licenses or Passport as ID (Example Enc.) Unaccompanied children will not be allowed in the premises at any time .


Please tick yes

- I have made or enclosed payment of the fee
- I have enclosed the plan of the premises
- I have sent copies of this application and the plan to responsible authorities and others where applicable
- I have enclosed the consent form completed by the individual I wish to be 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	26/06/2013
Capacity	Director

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

Signature	
Date	
Capacity	

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

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.

Revised plans are in the post today, one copy to you and one copy to fire department in Trowbridge.

Kind regards

Malcolm

From: "Cowley, Jane" <Jane.Cowley@wiltshire.gov.uk>
To: [REDACTED]
Cc: "Gallimore, Jacqueline" <Jacqueline.Gallimore@wiltshire.pnn.police.uk>; "Brown, Vicky" <Vicky.Brown@wiltshire.gov.uk>
Sent: Thursday, 4 July 2013, 8:53
Subject: Pop-Up Pub co.

Good morning Malcolm

Thank you for the meeting yesterday with myself, police, Fire Brigade and Environmental health. I do hope it wasn't too onerous for you...It was great to see the building and discuss the business plan for the premises.

The following points were discussed and would appreciate confirmation and any amendments to the original application as soon as possible.

- ✓ Updated plan required for both licensing and Fire Brigade.
- ✓ Confirmation of Name of premises
- ✓ Removal of music aspect to application (films to remain)
- ✓ ?? reduction if hours of trading and premise opening hours (to include any extensions for Christmas eve and New Years Eve)
- • Operating schedule –
 - o No glasses or open vessels to be taken outside (to avoid disturbance to neighbouring properties whilst patrons go outside to smoke)
 - o Windows and doors to remain closed except for access and egress
 - ✓o Expand CCTV as discussed by Police, to include retention times
 - ✓o Sound proofing to the internal widow

Thank you once again for your co-operation.

Regards.

Jane Cowley
Public Protection Officer
Wiltshire Council
Licensing - East Hub
e-mail: jane.cowley@wiltshire.gov.uk
T: 01380 826331

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Cowley, Jane

From: Malcol...
Sent: 08 July 2013 11:34
To: Cowley, Jane
Subject: Re: Pop-Up Pub co.

Hi Jane

That's fine, all agreed here.

Kindest regards
Malcolm
Sent from my iPhone

On 8 Jul 2013, at 11:23, "Cowley, Jane" <Jane.Cowley@wiltshire.gov.uk> wrote:

Thank you.

The email trail will be sufficient. I have amended the application as follows:

Name: The Vaults

Films(Indoors): 11:00 – 21:00hrs (Sunday 12:00 – 21:00hrs)

Late Night Refreshment: Christmas Eve & New Years Eve only 23:00 -00:30 hrs (next day)

Alcohol (On & Off premises) – 11:00 – 21:00 hrs ((Sunday 12:00 – 21:00hrs)- Christmas Eve & New Years Eve until 00:30 hrs (next day)

Opening Hours : – 11:00 – 21:30 hrs ((Sunday 12:00 – 21:30hrs)- Christmas Eve & New Years Eve until 00:30 hrs (next day).

Sorry about all the e-mails but we need to get this right.

Please can you confirm the above.

Regards.

Jane Cowley
Public Protection Officer
Wiltshire Council
Licensing - East Hub
e-mail: jane.cowley@wiltshire.gov.uk
T: 01380 826331

Web: www.wiltshire.gov.uk

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PETITION

**Opposition to the proposed 'Pop-Up Pub' in the
premises formerly known as**

LIGNUM, 28A St John's Street, Devizes

Application WK/201312282

This petition is based on the view that yet another licensed premises in an area which already contains a high number of such premises will lead to an increase in late night noise, litter and alcohol related anti-social behaviour. This in turn will have a negative impact on the quality of life for residents in Long Street, St John's Street, Castle Court and surrounding area, many of whom are elderly.

The geographic layout of the proposed licensed premises is such that there is insufficient space for an increase in people and vehicles or for extra noise to dissipate.

Lead petitioner: Name: Mrs S. WRIGHT

Telephone:

Address: MEWS COTTAGE

ST JOHN'S CHURCHYARD

DEVIZES SN10 2EB

Once submitted, a copy of this petition will be made available to the applicant via Wiltshire Council and also contained within the relevant committee papers.

By signing this petition you are agreeing to your details being disclosed.

Continuation Sheet Number 1 :

We the undersigned want Wiltshire Council to:

Be aware of our protest by way of this petition and to decline the licensing application WK/201312282 which has been made by Pop Up Pub Co Ltd for the premises at **28A St John's Street, Devizes** for reasons outlined above.

Lead petitioner :

Mrs S. WRIGHT, MEWS COTTAGE, ST JOHN'S CHURCHYARD SN10 1BX

SIGNATURES

NAME	ADDRESS
J. F. MANN	22 ST JOHN'S STREET
CARA BLAEN	26A LONG STREET
R. C. Budden	1 Lansdowne Ct
Sue Budden	1 Lansdowne Ct
Margaret Burgess	2 Lansdowne Court
John Burgess	2 Lansdowne Court
Paul Jones	14 RIDGEWAY CLOSE
D LEWIS	5 St Johns Court
J. Clark	St Johns Lane
G Hildy	St Johns Street
J Hildy	St Johns Street
B Waterfall	Chancel End, St John's Churchyard
JANET WATERFALL	Chancel End, St John's Church
THERESA LANE	18 KING ST DEVIZES
A. WANK	"
I SNEEDON	2 CASTLE COURT DEVIZES

Continuation Sheet Number 2 :

We the undersigned want Wiltshire Council to:

Be aware of our protest by way of this petition and to decline the licensing application WK/201312282 which has been made by Pop Up Pub Co Ltd for the premises at **28A St John's Street, Devizes** for reasons outlined above.

Lead petitioner :

Mrs S. WRIGHT, MEWS COTTAGE, ST JOHN'S CHURCHYARD SN10 1BX

SIGNATURES

NAME	ADDRESS
RB FRENCH	8 NORTHGATE ST DEVIZES
She Flood	15 LONG ST. DEVIZES.
James Flood	15 Long St Devizes
AM Cottle	2 St Johns Court
John	24 ST JOHN ST
Alan Field	13 LONG ST. DEVIZES
Rosemary Hurd	19 Long Street
John Hawthorne	19 Long St. Devizes
Elizabeth Padden	12 Long Street
Stephen Brazier	34 Long St. Devizes
Sue Jackson	West View Houses St Johns Court
RICHARD JACKSON	_____
L. CONNORS	2 ST JOHN'S CHURCHYARD
D. P.	_____
Tom Payne	45 Long St
John Blake	4 St John's Court
Frances Blake	_____

Continuation Sheet Number 3 :

We the undersigned want Wiltshire Council to:

Be aware of our protest by way of this petition and to decline the licensing application **WK/201312282** which has been made by Pop Up Pub Co Ltd for the premises at **28A St John's Street, Devizes** for reasons outlined above.

Lead petitioner :

Mrs S. WRIGHT, MEWS COTTAGE, ST JOHN'S CHURCHYARD SN10 1BX

SIGNATURES

NAME	ADDRESS
M. FIELD	28c St Johns Street, SN10 1BN
M WILTSHIRE	3 CASTLE COURT
G DUNFORD	4 " "
R BOWDEN	5 CASTLE COURT
C LOVELL	3 SAINT JOHN'S COURT
E. ALVAREZ	52, LONG STREET
CHAM DOLST	29 ST JOHN'S STREET.
C GARRETT	15 St Johns St Devizes
B P	The Beeches Guest, Rd
S. R. Bousher	SAXON, CASTLE GROUNDS DEVIZES
PK YATES	29B St John's St DEVIZES
A. BOLLAND	No 1 ST JOHN'S COURT, DEVIZES
S. Th...	The Mews Cottage SN10 1BX
J. Baker	" "
C. Cree	47, LONG ST DEVIZES
C. A. Cree	" "

Continuation Sheet Number 4 :

We the undersigned want Wiltshire Council to:

Be aware of our protest by way of this petition and to decline the licensing application WK/201312282 which has been made by Pop Up Pub Co Ltd for the premises at **28A St John's Street, Devizes** for reasons outlined above.

Lead petitioner :

Mrs S. WRIGHT, MEWS COTTAGE, ST JOHN'S CHURCHYARD SN10 1BX

<u>SIGNATURES</u>	
NAME	ADDRESS
Niki Oke	27 Fax Mill Park, Devizes
Catherine HOLLANDS	55 Hillier Rd Devizes
Jerry HOLLANDS	55 Hillier Rd, Devizes
Suzanne S. Owen	27 Long Ev. Devizes
Harley McDonald	27 Long Ev. St. SN10 1HX
Lyn Payne	45 Long Street
SHIRLEY WRIGHT	St. Johns Churchyard SN10 1BX
LIZ HUTCHINGS	8 THE ARK SN10 1BX
Gris Hunt	2 The ARK
JUDITH HUNT	3 " "
PEGGY THORPE	4 " "
D. ROBERTSON	3 " "

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.

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

Premises about which Representation is being made	28A St Johns Street, Devizes
Your Name	Mr & Mrs Hilderly
Postal Address	28B St Johns Street Devizes SN10 1BN
Contact Telephone Number	
<p>Are you:</p> <ul style="list-style-type: none"> An individual? <input checked="" type="checkbox"/> A person who operates a business? A person representing residents or businesses? A member of the Relevant Licensing Authority (ie, elected Councillor of the Licensing Authority)? 	
If you are representing residents or businesses who have asked you to represent them?	N/A

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. The prevention of harm to children	N/A
2. To prevent public nuisance	Please refer to attached page, paragraphs 1 & 2 + images

OBJECTIVES	EVIDENCE
3. To prevent crime and disorder	N/A
4. Public Safety	N/A

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

Please refer to paragraph 3 of attached document.

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. A copy of Representations will be annexed to the Licensing Officer's hard copy report, which is a public document circulated to the Licensing Sub-Committee and to all those who have made relevant Representations.

Signature .

Date... ~~24.7.2013~~ 24.7.2013

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, Kennet House, Sergeant Rogers Way, Hopton Industrial Park, Devizes, Wiltshire, SN10 2ET
Salisbury: Wiltshire Council, Bourne Hill, Salisbury, SP1 3UZ
Trowbridge: Wiltshire Council, County Hall, Bythesea Road, Trowbridge, Wiltshire, BA14 8JN

This objection is raised to prevent a significant change in our living standards which we feel would be severely compromised by the acceptance of a proposed micro pub at 28A St John's Street. Our Property 28B shares an internal window with 28A with no gap between the two properties, and our middle floor (our lounge) is adjacent to the roof of the property where glass sky lights and a corrugated roof project noise from within the establishment. As a retail store with customers entering sporadically during shop hours we hear conversations extremely clearly and feel that a congregation of customers sitting down for long periods consuming alcohol will significantly increase the noise levels causing continued disturbance within our property.

We gain a significant amount of daylight from the shared window and for this reason, (also being a grade II listed property in a conservation area), we do not feel it right to block this window (said window is pictured below as evidence). We have liaised with the Landlord and proposed tenant to find a solution as we do not wish prevent business from opening if there is a compromise that suits all parties. As a result soundproof glass has been placed at 28A and has slightly dampened the noise but only minimally and without further testing we predict that the effect a large number of customers consuming alcohol up to 9pm and throughout Sunday (the current establishment does not open on Sunday and closes at 17.30 during the week) would cause a noticeable change in the character and amenity of our property.

To date the applicant has been helpful and accommodating to our situation. However we feel that there are further measures that could be taken to ease the potential damaging effect on our lives. We are not experts in soundproofing so cannot recommend the exact measures to be taken, and instead propose that the prospective tenant employ the services of a soundproofing expert who can fully assess the current soundproofing levels within the property (roof, adjoining walls and window). The applicant should then act on these recommendations and implement any further soundproofing solutions as required to ensure that the potential nuisance to our lives is minimised. If such measures were carried out to our satisfaction, we would have no further reason to object to this licence proposal.

Below are images of our joining window and sky lights in the roof of 28A taken from our living room window.

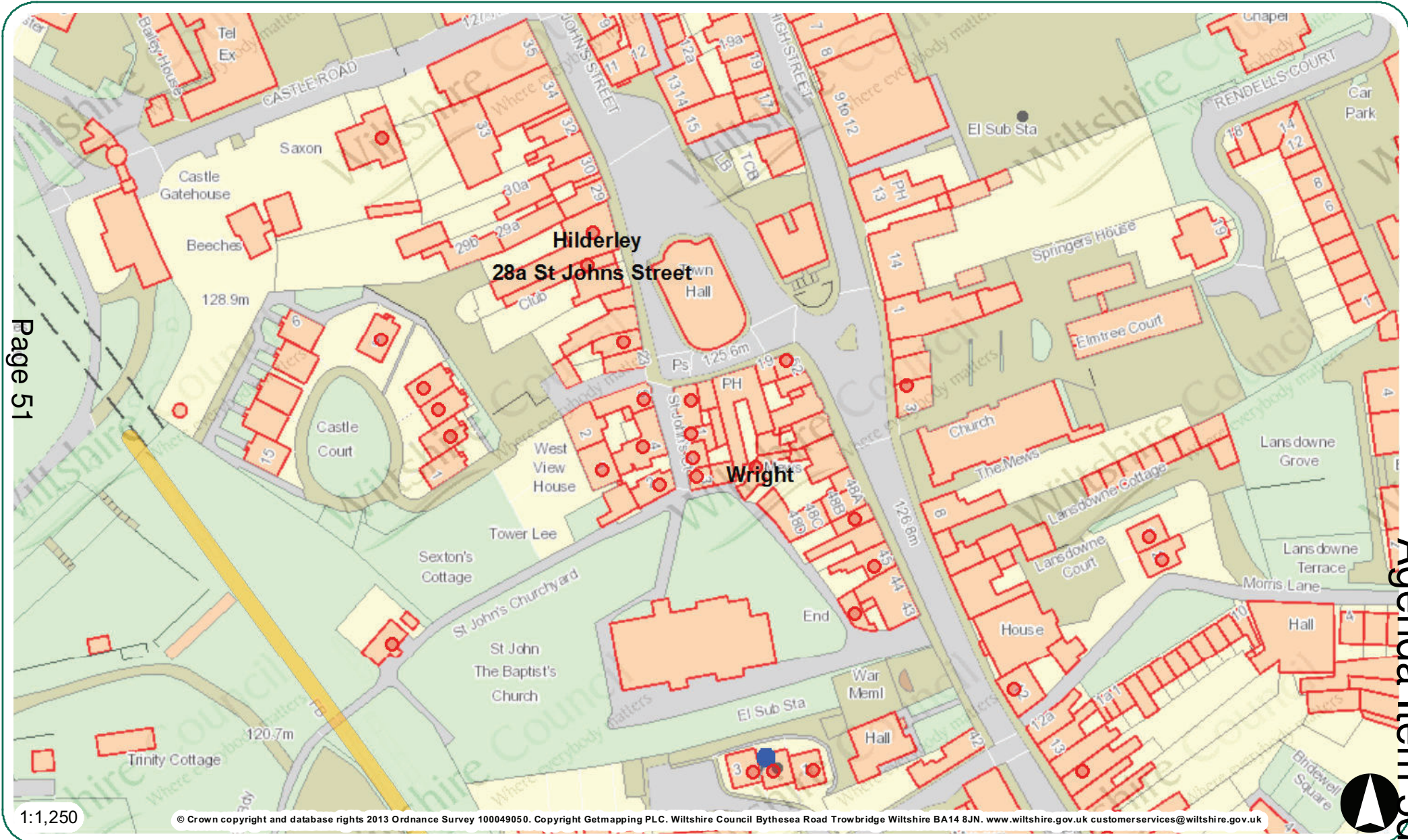


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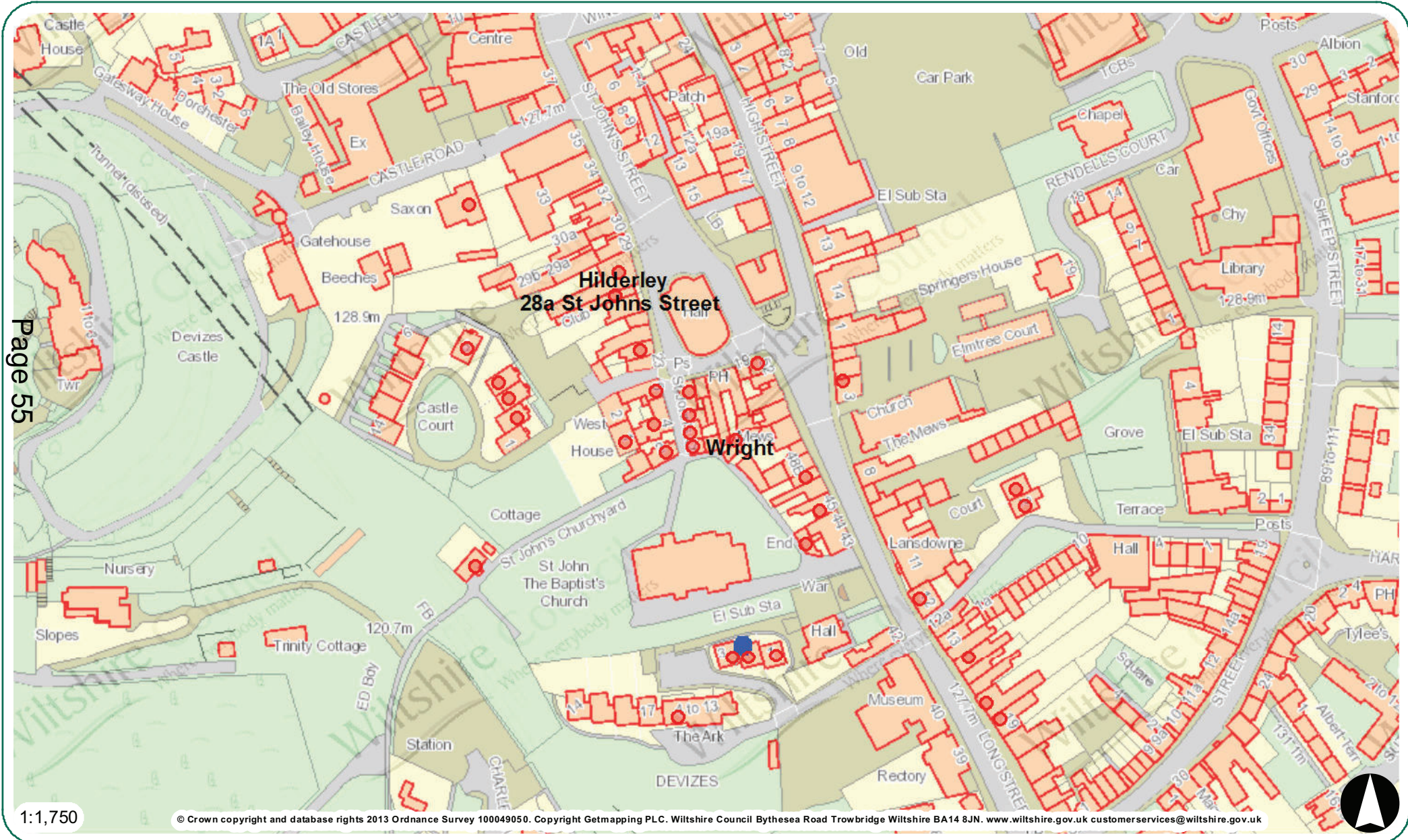


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