

AGENDA

Meeting: Northern Area Licensing Sub Committee
Place: Committee Room D - Council Offices, Monkton Park,
Chippenham, SN15 1ER
Date: Tuesday 23 September 2014
Time: 10.00 am
Matter: Variation of a Premises Licence for E11evn, 11 The Bridge,
Chippenham, SN15 1HA

Please direct any enquiries on this Agenda to David Parkes, Tel 01225 718220 or email david.parkes@wiltshire.gov.uk, of Democratic Services, County Hall, Bythesea Road, Trowbridge, BA14 8JN.

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

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

Membership:

Cllr Sue Evans
Cllr Ernie Clark

Cllr Howard Marshall

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 Variation of a Premises Licence by Claudio Viveiros in respect of E11evn, 11 The Bridge, Chippenham, SN15 1HA.

5a **Appendix 1a - Current Plan of Layout of Premises** *(Pages 15 - 16)*

5b **Appendix 1b - Variation of Layout of Premises** *(Pages 17 - 20)*

5c **Appendix 2 - Current Premises Licence** *(Pages 21 - 24)*

5d **Appendix 3 - Application Form for Premises Licence** *(Pages 25 - 44)*

5e **Appendix 4 - Location Plan of Premises** *(Pages 45 - 46)*

5f **Appendix 5 - List and location of other premises in the area** *(Pages 47 - 50)*

5g **Appendix 6 - Correspondence from Officers to Premises Holder** *(Pages 51 - 56)*

5h **Appendix 7a - Wiltshire Police Representation** *(Pages 57 - 58)*

5i **Appendix 7b - Marian Day Representation** *(Pages 59 - 60)*

5j **Appendix 7c - Councillor Chris Caswill Representation** *(Pages 61 - 62)*

LICENSING COMMITTEE

PROCEDURAL RULES FOR THE HEARING OF LICENSING ACT 2003 APPLICATIONS

1 Purpose

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

2 Definitions

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

3 Key Principles

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

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

4 The Hearing

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

5 Presentation of Submissions

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

6 Questioning of Submissions

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

7 Documentation

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

8 Intervention

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

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

9 Failure of Parties to Attend Hearing

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

10 Closing Submissions

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

11 Decision

- 11.1 The Committee, the Committee Lawyer and the Committee Manager, shall retire so that the decision may be considered in private, and to consider any legal issues raised by the Members.
- 11.2 The decision, and reasons for the decision, of the Committee shall be communicated orally by the Chairperson to the parties after the Committee has deliberated in private on the Application.
- 11.3 Written reasons shall be provided soon after the deliberations of the Application and in any event within the statutory time limits.

Hearing Procedure Summary

1. The Democratic Services Officer will request nominations for a Chairman for the Hearing.
2. The Chairperson welcomes all those present and introduces the Application.
3. The Chairperson introduces the 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 Sub 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 Sub 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 Sub Committee.
12. Summing up by Parties who have made representations.
13. Summing up by Applicant.
14. Sub Committee retires with the Committee Lawyer and Committee Manager to consider its decision.
15. Sub Committee returns and the Lawyer gives a summary of any legal advice that may have been given to the Committee.
16. The Chairperson either gives the decision with reasons, or advises that it will be released in writing with reasons within the statutory time limits.

This page is intentionally left blank

WILTSHIRE COUNCIL

NORTHERN AREA LICENSING SUB COMMITTEE

23 SEPTEMBER 2014

**Application for a Variation of a Premises Licence; E11evn, 11 The Bridge,
Chippenham, SN15 1HA**

1. Purpose of Report

- 1.1 To determine an application for a variation of a Premises Licence in respect of E11evn, 11 The Bridge, Chippenham, SN15 1HA made by Claudio Viveiros.

2. Background Information

- 2.1 An application for a variation of a Premises Licence in respect of E11evn has been made by Claudio Viveiros for which three relevant representations have been received.

- 2.2 Wiltshire Council (as the Licensing Authority) must hold a hearing to consider the application having regard to the representations. In accordance with Section 35(3) of The Licensing Act 2003 the Licensing Sub Committee is required to take such of the steps listed in 2.4 below as it considers appropriate for the promotion of the licensing objectives. In considering the application and the relevant representations, the Sub Committee must also have regard to relevant Government guidance and the Council's Licensing Policy.

- 2.3 The licensing objectives are:

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

- 2.4 Such steps are:

- i) To modify the conditions of the licence
- ii) To reject the whole or part of the application.

- 2.5 On 30 July 2014 an application for a variation to the premises licence at E11evn, 11 The Bridge was received and accepted as a valid application.

2.6 The variation amends both the current layout of the premises (plans attached as **Appendix 1a and 1b**), and the licensable activities. The licensable activities applied for are summarised as follows:

Licensable Activity	Current Days and Timings	Proposed Days and Timings
Provision of facilities for dancing	Sunday 11.00 – 02.00 Monday to Saturday 11.00 – 03.00	Sunday to Thursday - <i>no change</i> Fri to Sat 11.00–04.00
Provision of late night refreshment	Sunday 11.00 – 02.00 Monday to Saturday 11.00 – 03.00	Sunday to Thursday - <i>no change</i> Friday to Saturday 11.00 – 03.30
Sale by retail of alcohol for consumption both on and off the premises	Sunday 11.00 – 02.00 Monday to Saturday 11.00 – 03.00	Consumption on the premises only (removal of off sales). Sunday to Thursday - <i>no change</i> Friday to Saturday 11.00 – 03.30
Opening Hours	Sunday 12.00 – 02.30 Monday to Thursday 11.00 – 03.30 Friday to Saturday 11.00 – 04.30 Christmas Eve 11.00 – 04.30 New Years Eve 11.00 – 04.30 Bank Holidays 11.00 – 04.30	Sunday 11.00 – 02.30 Monday to Thursday <i>No change</i> Friday to Saturday <i>No change</i> Christmas Eve and Boxing Day 11.00 – 04.30 New Years Eve <i>No change</i> Bank Holidays <i>No change</i>

All other licensable activities remain the same as on the current license
Appendix 2. A copy of the application from Claudio Viveiros is attached as
Appendix 3.

- 2.7 The premise has been licensed under the Licensing Act 2003 since 2006.
- 2.8 The premise operates as a Night Club on a main road through Chippenham. The Location Plan of the premises is attached as **Appendix 4.**
- 2.9 There are a number of other licensed premises nearby (List as Attached **Appendix 5).**
- 2.10 Since the licence was first issued there have been four variations to the original licence. Including a transfer of the licence from joint owners Claudio Viveiros and a partner to solely Claudio Viveiros on 24 August 2012.

Date of Variation	Nature of Variation
13 June 2007	<p>To allow the consumption of alcohol and provide an area to smoke outside in a small enclosed beer garden during trading hours.</p> <p>To have removed 'Happy Hour' and 'Buy One Get One Free' promotions conditions.</p> <p>To vary hours permitted for licensable activities and opening hours.</p>
1 November 2007	To extend licensing hours on Friday and Saturday nights and all Bank Holidays.
16 January 2009	<p>To change the shape and size of outside Smoking area and Beer Garden.</p> <p>To change statements made under licensing objectives.</p>
30 January 2013	<p>To change the layout inside the property by swapping toilets with a downstairs seating area.</p> <p>To change the summer/winter clock change hours.</p>

- 2.11 There have been a number of incidents and concerns regarding the management of the premises, since the premises has been licensed under the Licensing Act 2003, which have required interventions by Wiltshire Police and the Licensing Authority. A copy of correspondence from Wiltshire Council and Police Licensing Officers to the Premises Licence Holder is attached as **Appendix 6.**

3. Consultation and Representations

- 3.1 The application process requires a public notice to be posted on the premises for a period of 28 days together with a copy of the notice posted at the offices of Wiltshire Council, Monkton Park, Chippenham, Wiltshire, SN15 1ER. During the consultation period three relevant representations have been received from one Responsible Authorities and two other persons.

3.2 Responsible Authorities

On 21 August 2014 Wiltshire Police made a representation in connection with this application.

3.3 Other Persons

- Marian Day – 6 Kingsmead Square, Bath, BA1 2AB
- Councillor Chris Caswill – 19 The Street, Cherhill, SN11 8XP

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

Representation	Licensing Objective	Accepted
Noise Nuisance	Public Nuisance	Yes
Anti Social Behaviour in the area	Public Nuisance	Yes
Damage to property	Prevention of Crime and Disorder	Yes
Fighting in the streets	Public Safety and Crime & Disorder	Yes
Inability of management to effectively reduce incidents.	Prevention of Crime and Disorder/Public Nuisance/ Public Safety	Yes
Anticipated increased levels of intoxication and alcohol related incidents.	Public Safety/ Crime & Disorder/ Public Nuisance	Yes

3.5 The relevant representations are attached as **Appendix 7a, 7b and 7c.**

3.6 Since the representations were made there have been discussions between the Applicant, Wiltshire Police and the Licensing Authority. These discussions had not been concluded at the time of publication of the Agenda. If there are revised proposals these will be circulated when they are available.

4. Legal Implications

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

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

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

5. Officer Recommendations

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

6. Right of Appeal

- 6.1 It should be noted that the Premises Licence Holder, the Responsible Authority and other persons who have made representations may appeal the decision made by the Licensing Sub Committee to the Magistrates Court. The appeal must be lodged with the Magistrates Court within 21 days of the notification of the decision.
- 6.2 In the event of an appeal being lodged, the decision made by the Licensing Sub Committee remains valid until any appeal is heard and any decision made by the Magistrates Court.
- 6.3 A Responsible Authority or any person may apply to the Licensing Authority for a Review of a Premises Licence. Whether or not a Review Hearing takes place is in the discretion of the Licensing Authority, but, if requested by a person other than a Responsible Authority will not normally be granted within the first 12 months except for the most compelling circumstances.

Report Author: Jemma Price, Public Protection Officer (Licensing)
Date of report 09/09/2014

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 a Current Plan of Layout of Premises**
b Variation of Layout of Premises
- 2 Current Licence**
- 3 Application Form for Variation of Premises Licence**
- 4 Location Plan of Premises**
- 5 List of other Premises in Area**
- 6 Correspondence from Officers to Premises Holder**
- 7 a Wiltshire Police Representation**
b Marian Day Representation
c Councillor Chris Caswill Representation

This page is intentionally left blank

Revised

8th Aug 2014

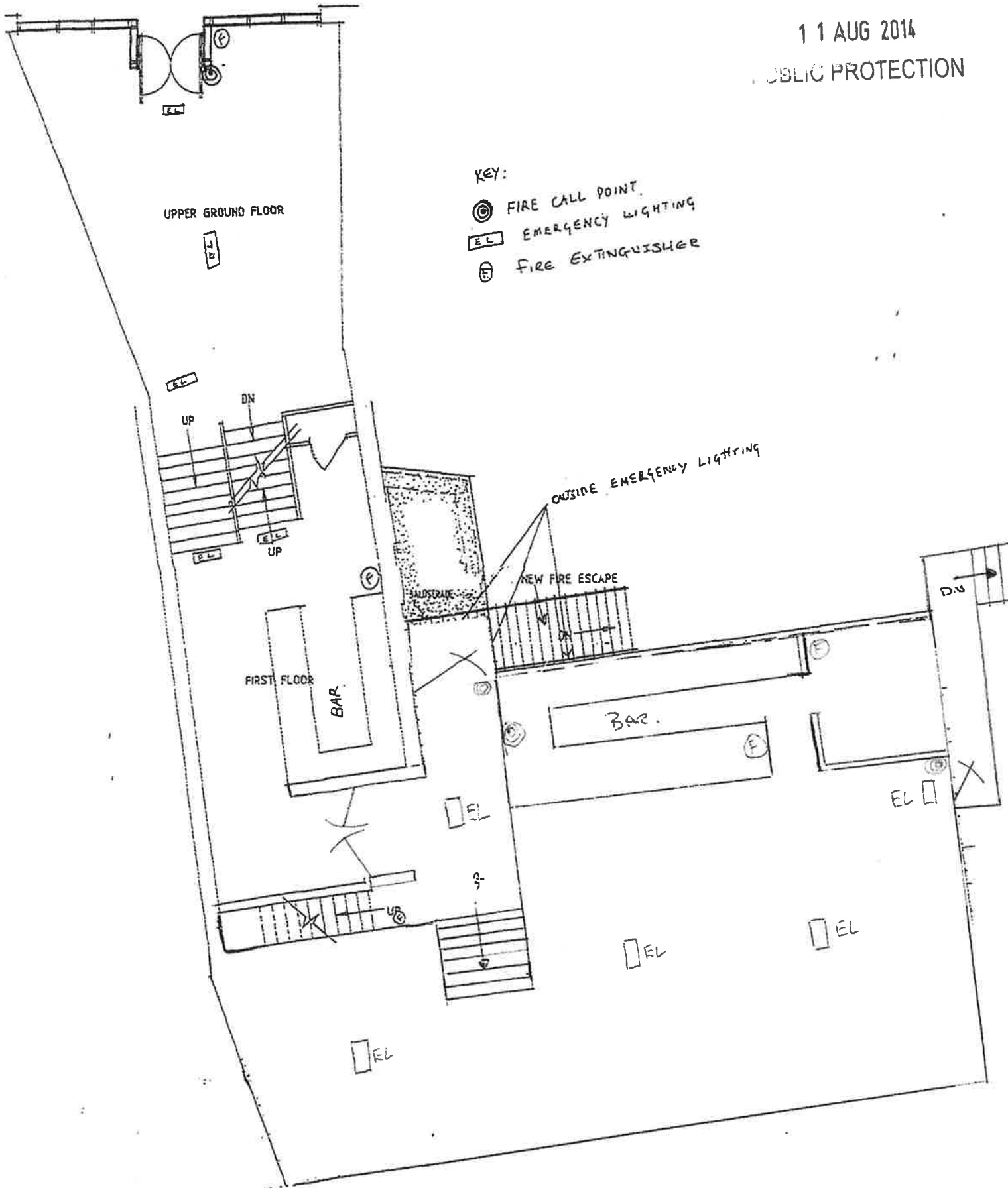
Agenda Item 5b

NEW ENTRANCE AS APPROVED

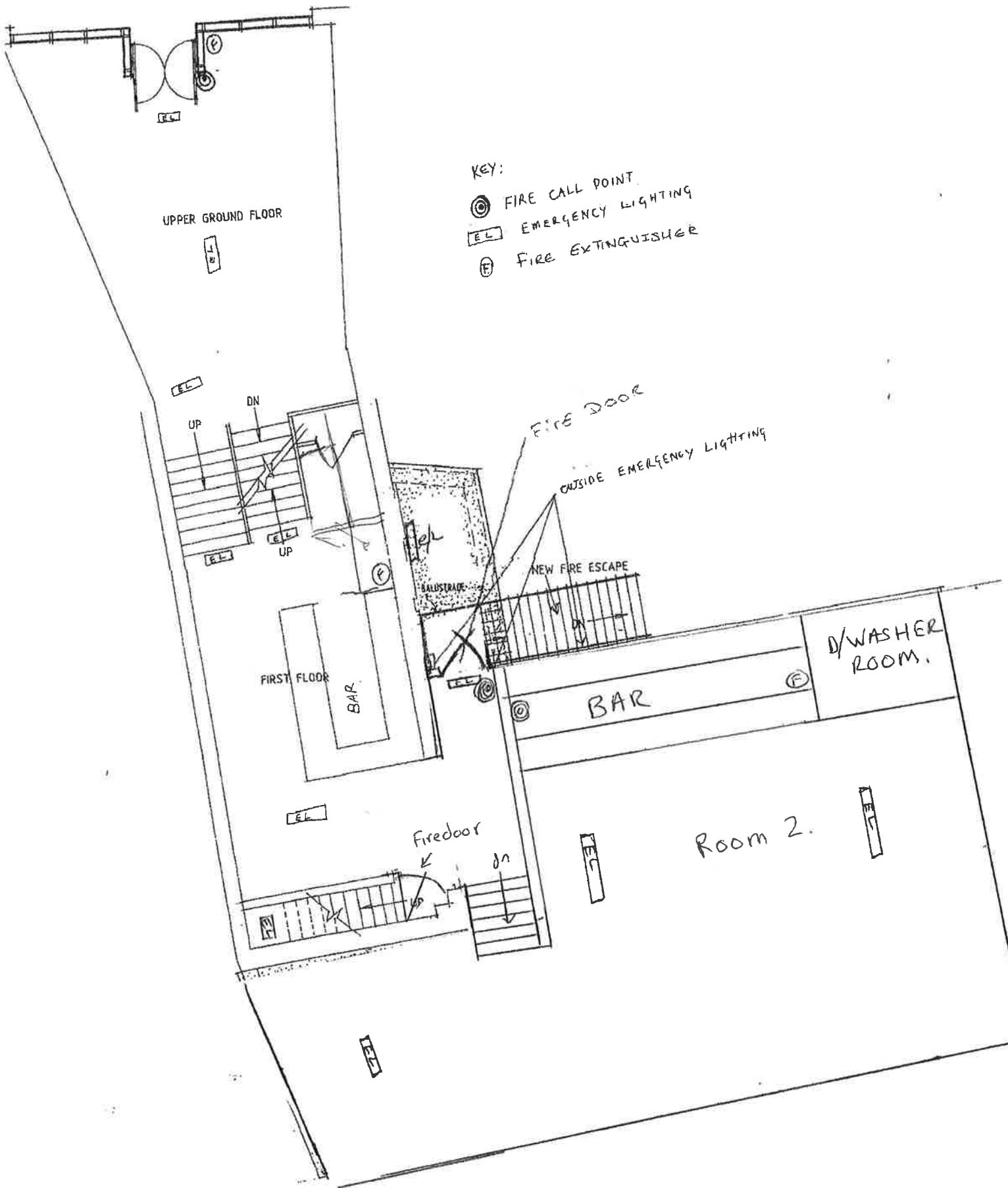
RECEIVED

11 AUG 2014

PUBLIC PROTECTION



NEW ENTRANCE AS APPROVED



KEY:

- ⊙ FIRE CALL POINT
- EL EMERGENCY LIGHTING
- ⓕ FIRE EXTINGUISHER

This page is intentionally left blank

LICENSING ACT 2003

PREMISES LICENCE

PREMISES LICENCE NUMBER: LN/003627 NL
--

Premises Details

Postal address of premises, or if none, ordnance survey map reference or description	
11 The Bridge	
Post Town Chippenham	Post Code SN15 1HA
Telephone Number 01249 660611	

Licensable activities authorised by the Licence	The time the licence authorises the carrying out of licensable activities
a. Plays	a. Friday to Saturday 11.00 hrs to 04.00 hrs
b. Films	b. Sunday 11.00 hrs to 02.00 hrs Monday to Thursday 11.00 hrs to 03.00 hrs Friday to Saturday 11.00 hrs to 04.00 hrs
c. Indoor Sporting Events	c. Sunday 11.00 hrs to 02.00 hrs Monday to Thursday 11.00 hrs to 03.00 hrs Friday to Saturday 11.00 hrs to 04.00 hrs
d. Boxing or Wrestling Entertainment	d. Friday to Saturday 11.00 hrs to 04.00 hrs
e. Live Music	e. Sunday 11.00 hrs to 02.00 hrs Monday to Thursday 11.00 hrs to 03.00 hrs Friday to Saturday 11.00 hrs to 04.00 hrs
f. Recorded Music	f. Sunday 11.00 hrs to 02.00 hrs Monday to Thursday 11.00 hrs to 03.00 hrs Friday to Saturday 11.00 hrs to 04.00 hrs
g. Performances of Dance	g. Sunday 11.00 hrs to 02.00 hrs Monday to Saturday 11.00 hrs to 03.00 hrs
h. Anything of a similar description to that falling within Live Music, Recorded Music, Performances of Dance	h. Sunday 11.00 hrs to 02.00 hrs Monday to Saturday 11.00 hrs to 03.00 hrs
i. Provide Facilities for Making Music	i. Sunday 11.00 hrs to 02.00 hrs Monday to Saturday 11.00 hrs to 03.00 hrs
j. Provide Facilities for Dancing	j. Sunday 11.00 hrs to 02.00 hrs Monday to Saturday 11.00 hrs to 03.00 hrs
k. Entertainment of a Similar Description to that falling within Making Music or Dancing	k. Sunday 11.00 hrs to 02.00 hrs Monday to Saturday 11.00 hrs to 03.00 hrs
l. Provision of Late Night Refreshment	l. Sunday 11.00 hrs to 02.00 hrs Monday to Saturday 11.00 hrs to 03.00 hrs
m. Supply of Alcohol - for consumption both on and off the premises	m. Sunday 11.00 hrs to 02.00 hrs Monday to Saturday 11.00 hrs to 03.00 hrs

Non Standard Timings

All licensable activities permitted above may also take place at the following times:

Christmas Eve	11.00 hrs to 04.00 hrs
New Years Eve	11.00 hrs to 04.00 hrs
Bank Holidays	11.00 hrs to 04.00 hrs
The morning that British Summer Time begins	One extra hour

The opening hours of the premises

Sunday	12.00 hrs to 02.30 hrs
Monday to Thursday	11.00 hrs to 03.30 hrs
Friday to Saturday	11.00 hrs to 04.30 hrs
Christmas Eve	11.00 hrs to 04.30 hrs
New Years Eve	11.00 hrs to 04.30 hrs
Bank Holidays	11.00 hrs to 04.30 hrs

Name, (registered) address of holder of Premises Licence

Claudio Viveiros
23 Ecmud Road
Eastbourne
Sussex
BN22 8RN

Name of Designated Premises Supervisor where the Premises Licence authorises for the supply of alcohol

Claudio Viveiros

Personal Licence Number: **1320-004370** Licensing Authority: **Eastbourne Borough Council**

State whether access to the premises by children is restricted or prohibited

Yes - The provisions of Section 145 of the Licensing Act 2003 apply

Licence Commencement Date

3rd March 2006

.....
Licensing Officer

Current Licence Date

26th February 2013

.....
Licensing Officer

ANNEX 1 - MANDATORY CONDITIONS

Door Supervision

Individuals who are present to guard against a, b or c must be licensed by the Security Industry Authority:

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

Supply of Alcohol

Where this Licence authorises the supply of alcohol:

No supply of alcohol may be made under this licence:

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

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

Exhibition of Films

Where this Licence authorises the exhibition of films:

The admission of children under the age of 18 to film exhibitions permitted under the terms of this licence shall be restricted in accordance with any recommendations made:

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

Irresponsible Promotions

3. (1) The responsible person shall take all reasonable steps to ensure that staff on relevant premises do not carry out, arrange or participate in any irresponsible promotions in relation to the premises.
- (2) In this paragraph, an irresponsible promotion means any one or more of the following activities, or substantially similar activities, carried on for the purpose of encouraging the sale or supply of alcohol for consumption on the premises in a manner which carries a significant risk of leading or contributing to crime and disorder, prejudice to public safety, public nuisance, or harm to children:
 - (a) games or other activities which require or encourage, or are designed to require or encourage, individuals to—
 - (i) drink a quantity of alcohol within a time limit (other than to drink alcohol sold or supplied on the premises before the cessation of the period in which the responsible person is authorised to sell or supply alcohol), or
 - (ii) drink as much alcohol as possible (whether within a time limit or otherwise);
 - (b) provision of unlimited or unspecified quantities of alcohol free or for a fixed or discounted fee to the public or to a group defined by a particular characteristic (other than any promotion or discount available to an individual in respect of alcohol for consumption at a table meal, as defined in section 159 of the Act);
 - (c) provision of free or discounted alcohol or any other thing as a prize to encourage or reward the purchase and consumption of alcohol over a period of 24 hours or less;
 - (d) provision of free or discounted alcohol in relation to the viewing on the premises of a sporting event, where that provision is dependent on:
 - (i) the outcome of a race, competition or other event or process, or
 - (ii) the likelihood of anything occurring or not occurring;
 - (e) selling or supplying alcohol in association with promotional posters or flyers on, or in the vicinity of, the premises which can reasonably be considered to condone, encourage or glamorise anti-social behaviour or to refer to the effects of drunkenness in any favourable manner.

Dispensing Alcohol Directly into the Mouth

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

Free Tap Water

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

Age Verification Policy

6. (1) The premises licence holder or club premises certificate holder shall ensure that an age verification policy applies to the premises in relation to the sale or supply of alcohol.
- (2) The policy must require individuals who appear to the responsible person to be under 18 years of age (or such older age as may be specified in the policy) to produce on request, before being served alcohol, identification bearing their photograph, date of birth and a holographic mark.

Drink Volume Measures

7. The responsible person shall ensure that:
- (a) where any of the following alcoholic drinks is sold or supplied for consumption on the premises (other than alcoholic drinks sold or supplied having been made up in advance ready for sale or supply in a securely closed container) it is available to customers in the following measures:
 - (i) beer or cider: ½ pint;
 - (ii) gin, rum, vodka or whisky: 25 ml or 35 ml; and
 - (iii) still wine in a glass: 125 ml; and
 - (b) customers are made aware of the availability of these measures

ANNEX 2A - CONVERTED CONDITIONS

None.

ANNEX 2B - OPERATING SCHEDULE

GENERAL

- All staff trained in licensing issues.
- A written drugs and search policy to be provided. DPS to ensure that all members of staff are made aware of the premises policy.

PREVENTION PUBLIC NUISANCE

- Notices asking all customers to leave the premises quietly.
- Windows to remain closed while amplified music is being played.
- Customers will be thoroughly checked on exit for any opened bottles or glasses and said item confiscated.

PUBLIC SAFETY

- Adequate training of all staff in fire evacuation and fire precaution measures.
- Audible and visual fire alarm systems.

PROTECTION OF CHILDREN FROM HARM

- There shall be no admittance to persons under 18 years of age. The exceptions to this being during private functions to accommodate families etc, in this case any individual over 18 will be identified by means of a tag system thus preventing under 18's from purchasing alcohol. Also during Under 18's events when no alcohol will be available at all. A written policy will be put in place to manage the Under 18's nights and the private parties, that will be agreed by both the Licence Holder and Wiltshire Police prior to the first event taking place.

PREVENTION OF CRIME AND DISORDER

- Member of the local pubwatch scheme.
- Fully registered door staff employed while club is trading.
- Digital CCTV installed at the premises in accordance with Home Office guidelines and or as per recommendations of a Crime Reduction Officer. Recordings and retention of images shall be stored in a secure place for a minimum of 31 days (subject to agreement with police this period may be reduced to ensure image quality) and made available to an authorised officer.
- Capacity to be agreed with police and fire prior to premises operating.
- Four number SIA registered door staff will be employed at the premises on a Friday and Saturday night between 21.00 hours and 03.30 hours or until premises closes. Door staff will be employed Sunday to Thursday at the discretion of management following a risk assessment of the proposed licensable activity. Door staff will be employed at the discretion of management following a risk assessment if entertainment of an adult nature is included in the licensable activity.
- Toughened drinking glasses will be used whenever possible at the premises.
- The premises will support a `Think 21` policy in relation to the prevention of under age sales.
- When the venue offers entertainment of an adult nature, signage will ensure that customers are made aware of the nature of the entertainment.

ANNEX 3 - HEARING

None.

ANNEX 4 - PLANS

See Attached, as amended on 30th January 2013.

RECEIVED

29 JUL 2014

RECEIVED

Complete

30 JUL 2014

Chay Pd

in

30/07/2014

JRS

CHEQUE RECEIVED
£ 190.00
E. HEALTH

PUBLIC PROTECTION PUBLIC PROTECTION

Application to vary a premises licence under the Licensing Act 2003

PLEASE READ THE FOLLOWING INSTRUCTIONS FIRST

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

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

I/W

e

Claudio Viveiros

(Insert name(s) of applicant)

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

Premises licence number	LN/0003627 NL
--------------------------------	---------------

Part 1 – Premises Details

Postal address of premises or, if none, ordnance survey map reference or description			
11 The Bridge			
Post town	CHIPPENHAM.	Post code	SN15 1HA

Telephone number at premises (if any)	
Non-domestic rateable value of premises	£

Part 2 – Applicant details

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

Part 3 - Variation

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

Please tick yes



Month
Year

Day 1st
AUGUST
2014

If not do you want the variation to take effect from

Please describe briefly the nature of the proposed variation (Please see guidance note 1)

Second Room with dance Floor & BAR
variation of hours

If your proposed variation would mean that 5,000 or more people are expected to attend the premises at any one time, please state the number expected to attend

Part 4 Operating Schedule

Please complete those parts of the Operating Schedule below which would be subject to change if this application to vary is successful.

Provision of regulated entertainment

Please tick yes

- | | |
|---|--------------------------|
| a) plays (if ticking yes, fill in box A) | <input 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 type="checkbox"/> |
| f) recorded music (if ticking yes, fill in box F) | <input 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 type="checkbox"/> |

Provision of entertainment facilities:

- | | |
|---|-------------------------------------|
| i) making music (if ticking yes, fill in box I) | <input type="checkbox"/> |
| j) dancing (if ticking yes, fill in box J) | <input checked="" type="checkbox"/> |
| k) entertainment of a similar description to that falling within (i) or (j) (if ticking yes, fill in box K) | <input type="checkbox"/> |

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

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

In all cases complete boxes N, O and P

A

Plays Standard days and timings (please read guidance note 6)			<u>Will the performance of a play take place indoors or outdoors or both – please tick</u> (please read guidance note 2)	Indoors	<input type="checkbox"/>
				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 performing plays</u> (please read guidance note 4)		
Thur					
Fri					
Sat			<u>Non standard timings. Where you intend to use the premises for the performance of plays at different times to those listed in the column on the left, please list</u> (please read guidance note 5)		
Sun					

B

Films Standard days and timings (please read guidance note 6)			<u>Will the exhibition of films take place indoors or outdoors or both – please tick</u> (please read guidance note 2)	Indoors	<input type="checkbox"/>			
				Outdoors	<input type="checkbox"/>			
		Both		<input 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 the exhibition of films</u> (please read guidance note 4)		
Thur								
Fri								
Sat						<u>Non standard timings. Where you intend to use the premises for the exhibition of films at different times to those listed in the column on the left, please list</u> (please read guidance note 5)		
Sun								

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	<u>Please give further details here</u> (please read guidance note 3)		
Mon					
Tue			<u>State any seasonal variations for boxing or wrestling entertainment</u> (please read guidance note 4)		
Wed					
Thur			<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)		
Fri					
Sat					
Sun					

E

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

F

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

G

Performances of dance Standard days and timings (please read guidance note 6)			<u>Will the performance of dance take place indoors or outdoors or both – please tick</u> (please read guidance note 2)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input 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 the performance of dance</u> (please read guidance note 4)		
Thur					
Fri					
Sat			<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)		
Sun					

H

Anything of a similar description to that falling within (e), (f) or (g) Standard days and timings (please read guidance note 6)			<u>Please give a description of the type of entertainment you will be providing</u>		
Day	Start	Finish	<u>Will this entertainment take place 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 entertainment of a similar description to that falling within (e), (f) or (g)</u> (please read guidance note 4)		
Fri					
Sat			<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)		
Sun					

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	<u>Please give further details here</u> (please read guidance note 3)	
Mon				
Tue				
Wed				
Thur				
Fri				
Sat				
			<u>State any seasonal variations for the provision of facilities for making music</u> (please read guidance note 4)	
			<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)	
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"/>
				Outdoors <input type="checkbox"/>
				Both <input type="checkbox"/>
			Please give a description of the facilities for dancing you will be providing	
Day	Start	Finish	Please give further details here (please read guidance note 3)	
Mon	11.00	03.00		
Tue	11.00	03.00		
Wed	11.00	03.00	State any seasonal variations for providing dancing facilities (please read guidance note 4)	
Thur	11.00	03.00		
Fri	11.00	04.00	Non standard timings. Where you intend to use the premises for the provision of facilities for dancing at different times to those listed in the column on the left, please list (please read guidance note 5)	
Sat	11.00	04.00	Christmas EVE 11.00 - 04.00	
Sun	11.00	02.00	NEW YEARS EVE 11.00 - 04.00	
			Boxing day 11.00 - 04.00	
			BANK holidays 11.00 - 04.00	

K

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

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 checked="" type="checkbox"/>
Day	Start	Finish		Outdoors	<input type="checkbox"/>
Mon			Please give further details here (please read guidance note 3)	Both	<input type="checkbox"/>
	11.00	03.00			
Tue			State any seasonal variations for the provision of late night refreshment (please read guidance note 4)		
	11.00	03.00			
Wed			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)		
	11.00	03.00			
Thur			Bank Holiday - 11.00 - 03.30 CHRISTMAS EVE - 11.00 - 03.30 Boxing day - 11.00 - 03.30 New Years EVE - 11.00 - 03.30		
	11.00	03.30			
Fri					
	11.00	03.30			
Sat					
	11.00	03.30			
Sun					
	11.00	02.00			

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 checked="" type="checkbox"/>
				Off the premises	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	State any seasonal variations for the supply of alcohol (please read guidance note 4)		
Mon	11.00	03.00			
Tue	11.00	03.00			
Wed	11.00	03.00			
Thur	11.00	03.00	Non-standard timings. Where you intend to use the premises for the supply of alcohol at different times to those listed in the column on the left, please list (please read guidance note 5)		
Fri	11.00	03.30	CHRISTMAS EVE 11.00 - 03.30		
Sat	11.00	03.30	BOXING DAY 11.00 - 03.30		
Sun	11.00	02.00	NEW YEARS EVE 11.00 - 03.30		
			BANK HOLIDAYS 11.00 - 03.30		

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)			State any seasonal variations (please read guidance note 4)
Day	Start	Finish	
Mon			
Tue	11.00	03.30	
Wed	11.00	03.30	
Thur	11.00	03.30	
Fri	11.00	03.30	
Sat	11.00	04.30	
Sun	11.00	02.30	
			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)
			CHRISTMAS EVE - 11.00 - 04.30
			BOXING DAY - 11.00 - 04.30
			NEW YEARS EVE - 11.00 - 04.30
			Bank holidays 11.00 - 04.30

Please identify those conditions currently imposed on the licence which you believe could be removed as a consequence of the proposed variation you are seeking

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

Please tick yes

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

Reasons why I have failed to enclose the premises licence or relevant part of premises licence

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

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

More security STAFF per inside & outside
The venue. More CCTV to be added to the
System. Polycarbonate glass wear only.
in the venue. Challenge 25.

b) The prevention of crime and disorder

- Polycarbonate glass wear only to be used.
- All glass bottles to be decanted into
Polycarbonate glass.

c) Public safety

Extra security STAFF.

d) The prevention of public nuisance

Extra Door STAFF outside the venue
Patrolling the TAXI RANK. Making sure
Patrons leave quietly & safely.
Sound Proof inside of the new build

e) The protection of children from harm


Challenge 25 scheme. No Photo id.
No Entry to the venue.

- Please tick yes**
- I have made or enclosed payment of the fee
 - I have sent copies of this application and the plan to responsible authorities and others where applicable
 - I understand that I must now advertise my application
 - I have enclosed the premises licence or relevant part of it or explanation
 - I understand that if I do not comply with the above requirements my application will be rejected

IT IS AN OFFENCE, 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 5 – Signatures (please read guidance note 10)

Signature of applicant (the current premises licence holder) or applicant’s solicitor or other duly authorised agent (please read guidance note 11). **If signing on behalf of the applicant please state in what capacity.**

Signature	
Date	31 st July 2014
Capacity	

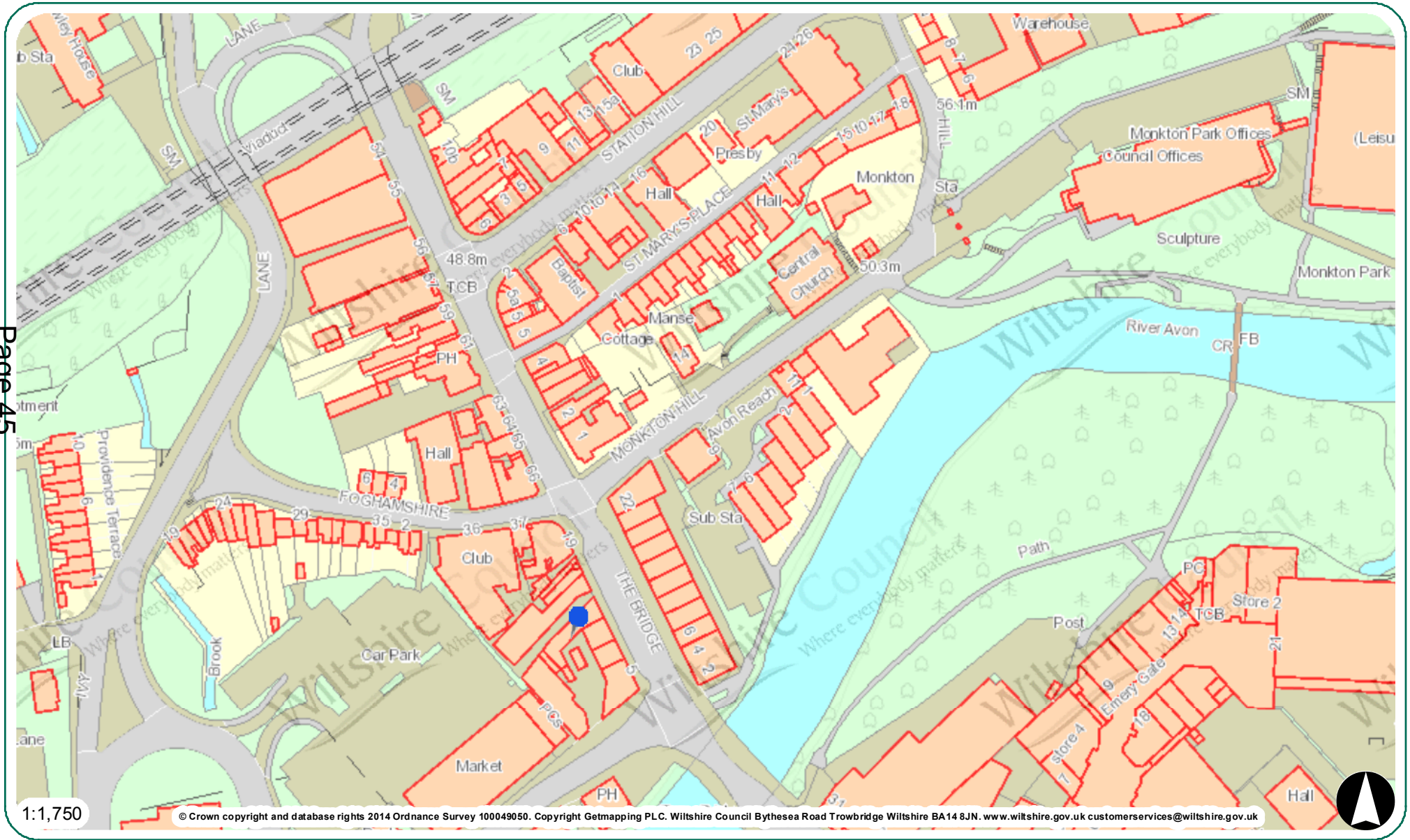
Where the premises licence is jointly held signature of 2nd applicant (the current premises licence holder) or 2nd applicant’s solicitor or other authorised agent (please read guidance note 12). **If signing on behalf of the applicant please state in what capacity.**

Signature	
Date	
Capacity	

Contact name (where not previously given) and 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

This application cannot be used to vary the licence so as to extend the period for which the licence has effect or to vary substantially the premises to which it relates. If you wish

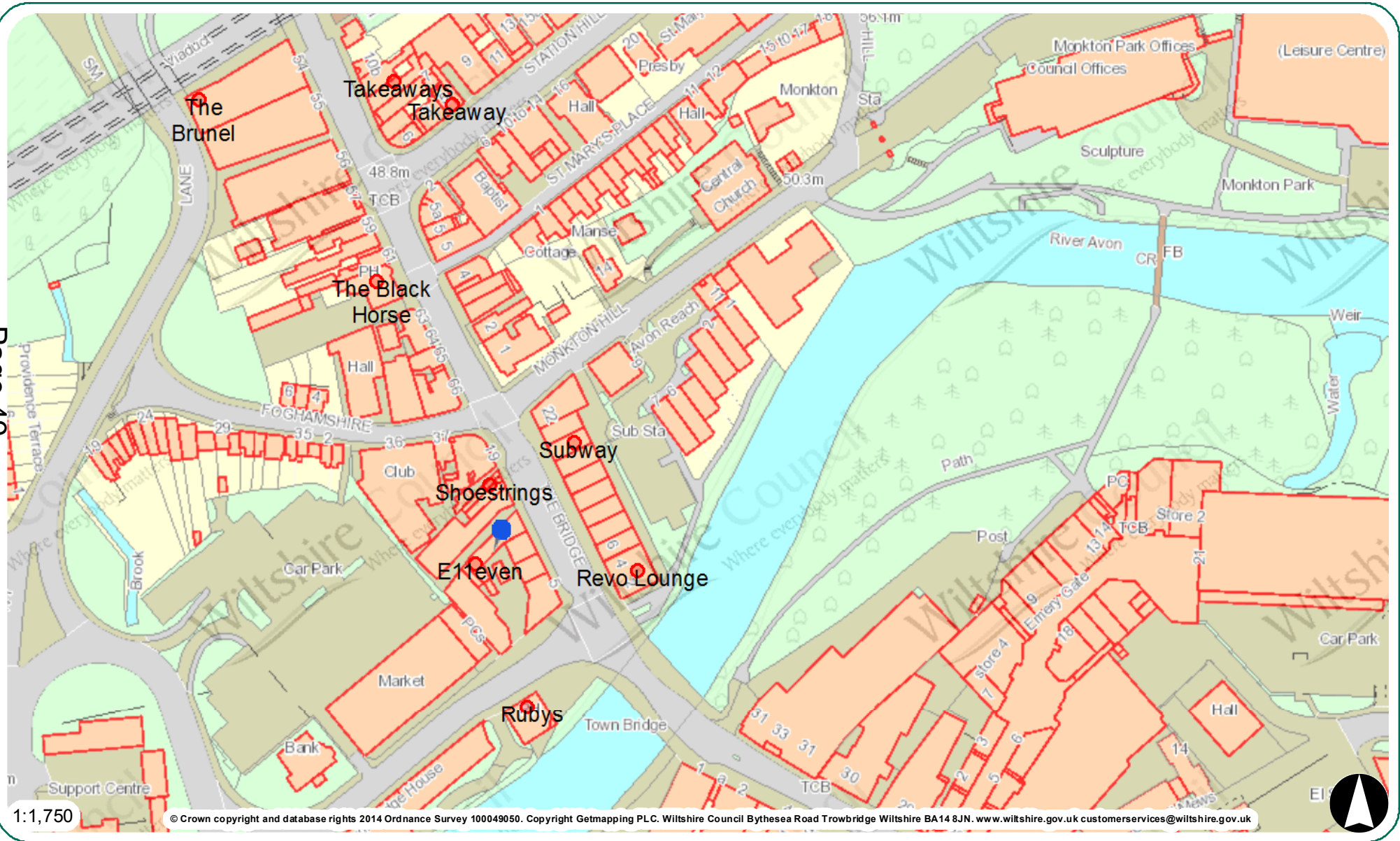


This page is intentionally left blank

Appendix 5 – List of other Premises in the Area

Premises Name and Address	Opening Times
Chippenham Ruby, Bath Road, Chippenham, Wiltshire, SN15 2BB	Currently Suspended looking to be re-instated. Alcohol Sales: Friday to Saturday 10.00 – 03.00
Rivo Lounge, 2-4 The Bridge, Chippenham, SN15 1EX	Alcohol Sales: Friday to Saturday 10.00 – 00.00 Opening Hours: 08.00 – 00.30
E11even The Bridge, Chippenham, SN15 1HA	Provision of Late Night Refreshment: Friday to Saturday 11.00 – 03.00 Alcohol Sales: 11.00 – 03.00 Opening Hours: 11.00 – 04.30
Shoestrings, 19 The Bridge, Chippenham, SN15 1ES	Provision of Late Night Refreshment Opening Hours: Monday to Sunday 11.00 – 01.00
Subway, 18 The Bridge, Chippenham, SN15 1EX	Provision of Late Night Refreshment Opening Hours: Friday to Saturday 07.00 – 04.00
The Black Horse, New Road, Chippenham, SN15 1ES	Alcohol Sales: Friday to Saturday 10.00 – 03.00 Opening Times: Friday to Saturday 09.00 – 03.30
The Brunel, 55 New Road, Chippenham, SN15 1ES	Alcohol Sales: Friday and Saturday 09.00 – 02.00 Opening Times: Friday – Saturday 08.00 – 02.30
Chick o Land, 9 New Road, Chippenham, SN15 1HH	Provision of Late Night Refreshment Opening Times: Friday to Saturday 11.00 – 02.30
Cappadocia, 10 New Road, Chippenham, SN15 1HH	Provision of Late Night Refreshment Opening Times: Friday to Saturday 11.00 – 03.00
Reg's Kebab & Pizza, 5 Station Hill, Chippenham, SN15 1EQ	Provision of Late Night Refreshment Opening Times: Friday to Saturday 23.00 – 03.00

This page is intentionally left blank



This page is intentionally left blank

6th October 2010

Mr Meikie
Elleven
11 The Bridge
Chippenham
Wiltshire

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

DX 34208 CHIPPENHAM

Our ref: LN03627/LME

Dear Mr Meikie

Re: Licensing Inspection: Elleven Nightclub, 11 The Bridge, Chippenham, Wiltshire

Further to my licensing visit to the premises on 22nd September 2010 at 11:30am I am writing to confirm our discussion and the actions required.

Record Keeping

1. Door steward log must be completed for each shift worked. Stewards must be reminded to sign in and out.
2. All incidents must be recorded and signed off by person completing the log.
3. Written staff authorization to be available and up to date.
4. Training records – staff to receive training on the Licensing Act 2003 and all other relevant legislation training to be refreshed on a regular basis. Details to be noted and kept up to date.

If you have any queries please contact me.

Yours sincerely

Linda Holland
Senior Licensing Officer
Tel. 01249 706410
Fax. 01249 444650
Email: linda.holland@wiltshire.gov.uk

3 January 2013

Mr C Viveiros
Ellven
11 The Bridge
Chippenham
Wiltshire
SN15 1HA

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

DX 34208 CHIPPENHAM

Our ref: LVH/LN003627/NL

Dear Mr Viveiros

**Re: Licensing Act 2003
Premises Licence Post Inspection Report
Ellven, 11 The Bridge, Chippenham, Wiltshire**

Further to our licensing inspection visit on 18th December 2013 to the above premises, I have set out below the items discussed and the agreed actions.

1. The CCTV camera located in the ladies toilets to be removed. A camera to be positioned / located to cover the new alcove area created by the removal of the toilets.
2. Staff authorisations. It is recommended that all staff that do not hold a Personal Licence are authorised to sell alcohol, this authorisation should be in writing, drawing their attention to their responsibilities in relation to the sale of alcohol. A copy of the authorisation should be retained by you on the premises.
3. A bar tariff to be displayed at a suitable visible location at all bars.
4. The measures of alcohol as set out in the mandatory conditions on your premises licence to be made available on the premises.
5. Incident Log Book. The door supervisors to be advised to add more detailed descriptions of individuals refused / ejected.

As I advised it is important that the terms of your licence are strictly complied with, enforcement activities are carried out on a risk assessment basis.

The penalty for conviction for offences under the Licensing Act 2003 is up to £20,000 and/or 6 months imprisonment.

Should you have any questions, please do not hesitate to contact me.

Yours sincerely

Linda Holland
Senior Licensing Officer
Tel. 01249 706410
Email: linda.holland@wiltshire.gov.uk

cc. Jacqui Gallimore Wiltshire Police Polebarn Road Trowbridge Wiltshire

Mr C Viveiros
Bar 11
The Bridge
Chippenham
Wiltshire
SN15 1HA

Divisional Licensing Officer
Trowbridge Police Station
Polebam Road
Trowbridge
Wiltshire BA14 7EP
Telephone: 0845 408 7000
Mobile:
Ext: 725522
Direct Dial: 01225 794627
Facsimile: 01225 794799
DX: 146500, Trowbridge 5.

Date 22nd July 2014

Your ref

Our ref

Reply contact name is **Jacqui Gallimore**

Dear Claudio,

Thank you for meeting with PC Brixey and myself on the 17th of July 2014 to discuss a number of concerns in relation to the management of the premises.

The purpose of this letter is to briefly outline the areas of discussion and formalise the agreements reached.

In relation to the sexual entertainment provided by the club on the 11th of July 2014, I advised that there were additional licensing implications for this type of entertainment. Police received a complaint about the event and I explained that there was also the possibility of criminal matters arising when individuals are engaged in this type of activity in a public place. You advised that there will be no repeat of this entertainment offer.

We discussed the results of a licensed premise check carried out on the 28th of June 2014, during which the CCTV system was found not to comply with the relevant condition on the premises licence. This matter has now been resolved, and further improvements will be made during the building of the new extension.

You confirmed that an application to vary the Designated Premises Supervisor (DPS) is being submitted to name Wesley Commons as the DPS.

We discussed the premises drugs policy with reference to in particular the activity seen around Drum and Base promotion nights, PC Brixey requested advance notification of forthcoming events with a view to requesting support from the passive drugs dog and to give further consideration to the Police resourcing on such night. I have received your revised code of practice which I have forwarded to PC Brixey for his observations.

At the conclusion of our meeting I outlined the number of violent offences recorded by Wiltshire Police since the 1st of January 2014 which record the alleged offender to be a member of door staff from the premises. It is accepted that door staff working in the night time economy will face conflict with members of the public and that from time to time allegations will be made. However I am concerned that the number of allegations

recorded is disproportionate to the violent crime recorded overall at the premises, and is significantly higher when compared to a similar venue in terms of trading style and capacity. You advised that one member of door staff has been dismissed in recent weeks and that you will review the current team and their practices. Advice was given in relation to contacting victims and or witnesses when a matter is being investigated by Police.

During our meeting you outlined your future plans for the club including the extension to the building and an application to extend the licensable activity until 04.00 hours, I look forward to receiving the application in due course.

If you have any further queries please do not hesitate to contact me

Yours sincerely,

Jacqui Gallimore

Licensing Officer

Cc – Mrs L Holland Wiltshire Council Licensing Officer, Inspector Hobman

Mr Roy Bahadoor
Licensing Officer
Public Protection Services
Wiltshire Council
County Hall
Bythesea Road
Trowbridge
Wiltshire
BA14 8JN

Divisional Licensing Officer
Trowbridge Police Station
Polebarn Road
Trowbridge
Wiltshire BA14 7EP
Telephone: 101
Mobile:
Ext: 725570
Direct Dial:
Facsimile: 01225 794799
DX: 146500, Trowbridge 5.

Date 21st August 2014

Your ref

Our ref DB/Bar11/Obj.

Reply contact name is **Jacqui Gallimore**

Dear Mr. Bahadoor

Re: Application for Variation to a premises licence – 11 The Bridge Chippenham

We are in receipt of an application for a variation to the premises licence to be granted under the Licensing Act 2003.

Wiltshire Police have considered the application, the operating schedule and the previous licensing history of the premises.

The premise operates as a late night club and consequently is associated with a significant level of night time activity including crime, anti-social behaviour and intoxication.

Bar 11 is a key premise with Chippenham town centre in terms of late night provision of entertainment and alcohol.

There are currently three areas of police concern:

- Wiltshire Police can provide a detailed breakdown of incidents relating to the premise, concerns in relation to management processes, together with the engagement that has taken place with the management in an effort to reduce incidents and improve performance. This engagement remains ongoing and matters have not been fully resolved to the satisfaction of police.
- The level of detail provided within the application in terms of the capacity increase and the operating schedule are severely inadequate for a venue of this type.
- It is the anticipatory judgement of police that an increase of the operating hours will increase the existing levels of intoxication and alcohol related incidents.

Police have not yet been able to meet with the applicant will endeavour to do so in the near future.

Police object to the application to vary the premises licence on the grounds that the application proposed would undermine the licensing objective - the prevention of crime and disorder and public safety.

If you have any further questions please do not hesitate to contact me.

Yours sincerely

[Type a quote from the document or the

David Bennett
Licensing Manager
Wiltshire Police

Cc. Claudio Viveiros (applicant)

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 by 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	BAREIL
Your name	MARIAN DAY - HPH LTD
Postal address	60 KINGSMOTO SE BATH BA1 2AB
Contact telephone number	01225 480333
<p>Are you:</p> <ul style="list-style-type: none"> • An individual? • A person who operates a business? <input checked="" type="checkbox"/> • A person representing residents or businesses? <input checked="" type="checkbox"/> • A member of the relevant licensing authority (ie, elected councillor of the licensing authority)? 	
If you are representing residents or businesses who have asked you to represent them?	1-5 Station Hill 6-8 New Rd

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	/
2. To prevent public nuisance	The extension of the alcohol licence will increase the noise + drunken behaviour in the area of Station Hill

Objectives	Evidence
3. To prevent crime and disorder	We suffer with damage to own property, the extended licence will only add to this
4. Public safety	There will be the risk of increased drunken behaviour in the streets, The takeaway shops suffer with fights breaking out etc

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

Police / security control to make persons leaving B&H away from the area,
Noise control to minimise disruption to local residents.

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..... 26.8.14

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.

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

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 by 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	BAR 11
Your name	CHRIS CASWILL
Postal address	19 THE STREET CHERRILL SN11 8XP
Contact telephone number	01249 822088
Are you:	<ul style="list-style-type: none"> - An individual? - 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)? <input checked="" type="checkbox"/> <p style="text-align: center;">WILTSHIRE COUNCILLOR</p>
If you are representing residents or businesses who have asked you to represent them?	/

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

Objectives	Evidence
1. The prevention of harm to children	/
2. To prevent public nuisance	Extension of the alcohol licence till 330 and deny (2 music) till it will increase the risk of late night public nuisance in the street & to local residents

Objectives	Evidence
3. To prevent crime and disorder	Longer weekend hours will require additional Policing. There is an infernal history of crime & disorder in this part of town
4. Public safety	Longer drinking times will increase the risk of drunken behaviour in the street, which is a threat to public safety

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

Stringent noise controls must be enforced on the additional room. There are people living nearby who are already badly affected by noise.

We do not need additional late night noise and alcohol consumption in the town centre. Restricted hours have been imposed on another night club in the area and an extension of time here would be inconsistent with that policy.

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 25/8/2014

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.

- 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