

AGENDA

Meeting: Southern Area Licensing Sub Committee

Place: The Pump Room - The Old Fire Station Enterprise Centre, 2 Salt Lane,
Salisbury, SP1 1DU

Date: Tuesday 28 May 2024

Time: 10.30 am

Please direct any enquiries on this Agenda to Lisa Alexander of Democratic Services, County Hall, Bythesea Road, Trowbridge, direct line 01722 434560 or email lisa.Alexander@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 Kevin Daley

Cllr Nic Puntis

Cllr Tim Trimble

Substitutes:

To be drawn from the Licensing Committee Membership

Recording and Broadcasting Information

Wiltshire Council may record this meeting for live and/or subsequent broadcast. At the start of the meeting, the Chairman will confirm if all or part of the meeting is being recorded. The images and sound recordings may also be used for training purposes within the Council.

By submitting a statement or question for a meeting you are consenting that you may be recorded presenting this and that in any case your name will be made available on the public record. The meeting may also be recorded by the press or members of the public.

Any person or organisation choosing to film, record or broadcast any meeting of the Council, its Cabinet or committees is responsible for any claims or other liability resulting from them so doing and by choosing to film, record or broadcast proceedings they accept that they are required to indemnify the Council, its members and officers in relation to any such claims or liabilities.

Details of the Council's Guidance on the Recording and Webcasting of Meetings is available on request. Our privacy policy can be found [here](#).

Parking

To find car parks by area follow [this link](#). The three Wiltshire Council Hubs where most meetings will be held are as follows:

County Hall, Trowbridge
Bourne Hill, Salisbury
Monkton Park, Chippenham

County Hall and Monkton Park have some limited visitor parking. Please note for meetings at County Hall you will need to log your car's registration details upon your arrival in reception using the tablet provided. If you may be attending a meeting for more than 2 hours, please provide your registration details to the Democratic Services Officer, who will arrange for your stay to be extended.

Public Participation

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

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

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

Our privacy policy is found [here](#).

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

AGENDA

1 **Election of Chairman**

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

2 **Apologies for Absence/Substitutions**

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

3 **Procedure for the Meeting** (*Pages 5 - 6*)

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

4 **Chairman's Announcements**

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

5 **Declarations of Interest**

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

6 **Licensing Application** (*Pages 7 - 14*)

To consider an application for a variation of a Premises Licence in respect of The Avon Brewery, Castle Street, Salisbury SP1 3SP made by Marston's PLC.

The report of the Public Protection Officer (Licensing) is attached.

6a **Appendix 1_Application for Variation** (*Pages 15 - 26*)

6b **Appendix 2 - Current Licence** (*Pages 27 - 34*)

6c **Appendix 3 - Representations** (*Pages 35 - 36*)

6d **Appendix 4 - Location Map** (*Pages 37 - 38*)

6e **Appendix 5 - Conditions and Noise Management Plan**
(*Pages 39 - 46*)

This page is intentionally left blank

Hearing Procedure Summary

1. The Democratic Services Officer will request nominations for a Chairman for the Hearing.
2. The Chairperson welcomes all those present and introduces the Application.
3. The Chairperson introduces the members of the Sub Committee and invites all parties present (Applicant, Responsible Authority/Authorities, any person/s who have made a Relevant Representation and Council Officers) to introduce themselves.
4. The Chairperson outlines the Hearing Procedure as set out in the Agenda, makes any relevant announcements and asks for any declarations of interest.
5. The Licensing Officer is asked to present their Committee Report.
6. The Applicant/their representative is invited to address the Sub Committee in support of their application.
7. Questions to the Applicant by Members of the Sub Committee.
8. Questions to the Applicant by Responsible Authority/Authorities and/or any person/s who have made a Relevant Representation which are to be directed through the Chairperson.
9. Any Responsible Authority/Authorities and/or any person/s who have made a Relevant Representation are invited to address the Sub Committee in support of their representations.
10. Questions to the Responsible Authorities/those who have made a Relevant Representation by Members of the Sub Committee.
11. Questions to the Responsible Authorities/those who have made a Relevant Representation by the Applicant, which are to be directed through the Chairperson.
12. Closing submissions by those Parties who have made a Relevant Representation in reverse order.
13. Closing submissions by the Applicant.
14. Sub Committee retires with the Committee Lawyer and Committee Manager to consider its decision.
15. Sub Committee returns and the Lawyer gives a summary of any legal advice that may have been given to the Sub Committee.
16. The Chairperson either gives the decision with reasons, or advises that it will be released in writing with reasons within the statutory time limits (5 working days).

This page is intentionally left blank

WILTSHIRE COUNCIL

SOUTHERN AREA LICENSING SUB COMMITTEE

DATE 28th May 2024

Application for a Variation of a Premises Licence; *The Avon Brewery, Castle Street, Salisbury, Wiltshire SP1 3SP*

1. Purpose of Report

- 1.1 To determine an application for a variation of a Premises Licence in respect of *The Avon Brewery, Castle Street, Salisbury SP1 3SP* made by *Marston's PLC*.

2. Background Information

- 1.2 An application for a variation of a Premises Licence in respect of The Avon Brewery has been made by Marston's PLC for which two relevant representations have been received.
- 2.1 Wiltshire Council (as the Licensing Authority) must hold a hearing to consider the application having regard to the representations. In accordance with Section 35(3) of The Licensing Act 2003 the Licensing Sub Committee is required to take such of the steps listed in 2.4 below as it considers necessary for the promotion of the licensing objectives. In considering the application and the relevant representations, the Sub Committee must also have regard to relevant Government guidance and the Council's Licensing Policy.
- 2.2 The licensing objectives are:
- i) The Prevention of Crime and Disorder;
 - ii) Public Safety;
 - iii) The Prevention of Public Nuisance; and
 - iv) The Protection of Children from Harm.
- 2.4 Such steps are:
- i) To grant the licence as applied for.
 - ii) To modify the conditions of the licence.
 - iii) To reject the whole or part of the application.
- 2.5 On 3rd April 2024 an application for a variation to the premises licence was received and accepted as a valid application.

2.6 The details of the variation applied for, are summarised below:
 Application is made to vary the Premises Licence so as to permit extended hours of operation.

- Amend the hours for retail sale of alcohol and late night refreshment as follows: Monday to Wednesday 10:00 until 01:00 hours Thursday – no change Friday and Saturday 10:00 until 02:00 hours Sunday to bring forward the commencement time to 10:00 hours and extend until 12 midnight.
- To allow recorded and live music as a regulated entertainment (Indoors) during the following hours: Monday to Thursday from 23:00 until 01:00 hours Friday and Saturday 23:00 until 02:00 hours Sunday – 23:00 until midnight
- To amend the non-standard hours for all activities to include permission to trade the premises until 03:00hrs (BST) on the morning British Summer Time (BST) is applied.

To add the following conditions:

- The premises shall have a refusals log which shall be retained for a period of 6 months and be available to Wiltshire and Licensing Authority Officers upon reasonable request.
- The premises shall have an incident log which shall be retained for a period of 6 months and be available to Wiltshire and Licensing Authority Officers upon reasonable request.
- Children under the age of 16 shall not be permitted entry to the premises after 21:00 hours unless accompanied by an adult and/or attending a pre-booked function or dining.
- The premises shall undertake induction training of staff and thereafter annual refresher training in relation to underage sales and sales to a drunk.

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

The premises has benefited from a premises licence issued in October 2005 under the Licensing Act 2003. There has been no change to the licence hours over the years.

The current licence authorises the following:

Licensing Activities	Hours
Alcohol Sales ON and OFF Sales	Sunday 12:00 – 22:30 Monday – Wednesday 10:00 – 23:00 Thursday – Saturday 10:00 – 01:00 Seasonal Variations: Sunday and Monday on a Bank Holiday weekend until 01:30am morning following. On New Years Eve into New Years Day at the managers discretion as permitted under grandfather rights.

Late Night Refreshment	Thursday – Saturday 23:00 – 01:00 Seasonal Variations: Sunday and Monday on a Bank Holiday weekend until 01:30am morning following. On New Years Eve into New Years Day at the managers discretion as permitted under grandfather rights.
Opening Times	Sunday 12:00 – 23:00 Monday – Wednesday 10:00 – 23:30 Thursday – Saturday 10:00 – 01:30 Sunday and Monday on a Bank Holiday weekend until 01:30am morning following. On New Years Eve into New Years Day at the managers discretion as permitted under grandfather rights.

The Current premises licence including the plan is attached as **Appendix 2**.

Details of other licenced premises in a close vicinity are as followed:

Premises	Licensable Activity	Hours
Geroge and Dragon Castle Street	Alcohol Sales ON and OFF Sales	<ul style="list-style-type: none"> Sunday – Wednesday 07:00 – 00:00hrs Thursday – Saturday 07:00 – 02:00 New Year's Eve - 07.00 - 02.00 2 January Friday, Saturday, Sunday & Monday on Bank Holiday weekends, Christmas Eve & Boxing Day - 07.00 - 02.00
	Alcohol Sales ON Sales Timings applied to garden and outside bar area only	<ul style="list-style-type: none"> Sunday – Saturday 12:00 – 22:30
	Live Music Inside and outside	<ul style="list-style-type: none"> Sunday – Wednesday 00:00 – 23:30hrs Thursday – Saturday 00:00 – 00:30 When hours for sale of alcohol are extended on Bank Holidays, these hours are also extended to 02.30.
	Recorded Music Inside and outside	<ul style="list-style-type: none"> Sunday – Saturday 07:00 – 00:00 When hours for sale of alcohol are extended on Bank Holidays, these hours are also extended to 02.30.
	Late Night Refreshment Indoors	<ul style="list-style-type: none"> Sunday – Wednesday 23:00 – 00:30 Thursday – Saturday 23:00 – 02:30 When hours for sale of alcohol are extended on Bank Holidays, these hours are also extended to 02.30.
	Opening Hours	<ul style="list-style-type: none"> Sunday – Saturday 11:00 – 03:00hrs
Relevant Noise Related Conditions –		

- Recorded music will be limited to background music from 0000 i.e. not regulated entertainment, and will not be audible outside the premises.
- No entry or re-entry after 2300 Hours
- Live/recorded music will cease in the garden at or before 2230 Hours.
- A notice will be prominently placed at exits, requesting customers to leave quietly

Qudos Castle Street	Alcohol Sales ON and OFF Sales	<ul style="list-style-type: none"> • Sunday - Thursday 10:00 – 00:00hrs • Friday – Saturday 10:00 – 02:00hrs New Year's Eve up to 02:00 on 2nd January to exclude residents who would have access 24 hours and bona fide guests.
	Late Night Refreshment Indoors	<ul style="list-style-type: none"> • Sunday – Thursday 23:00 – 00:30hrs • Friday - Saturday 23:00 - 02:30hrs New Year's Eve up to 02:30 on 2nd January to exclude residents who would have access 24 hours and bona fide guests.
	Live Music Indoors	<ul style="list-style-type: none"> • Sunday - Saturday 10:00 – 23:30hrs New Year's Eve up to 02:00 on 1st January
	Recorded Music	<ul style="list-style-type: none"> • Sunday - Saturday 10:00 – 23:00hrs New Year's Eve up to 02:00 on 1st January
	Opening Hours	<ul style="list-style-type: none"> • Monday – Thursday 10:00 – 00:30hrs • Friday - Sunday 10:00 - 02:30hrs New Year's Eve up to 02:30 on 2nd January. To exclude residents who would have access 24 hours and bona fide guests.
<p>Relevant Noise Related Conditions –</p> <ul style="list-style-type: none"> • Recorded Music will be limited to background music from 2300 hrs i.e. not regulated entertainment and will not be audible outside the premises. • A notice will be prominently placed at exits, requesting customers to leave quietly. • Bottles will not be disposed of outside the Premises until after 0900 hrs the following day. 		

3. Consultation and Representations

- 3.1 The application process requires the application to be advertised, by the Applicant, in a local news publication within 10 working days, starting on the day after the authority receives it and for a public notice (on blue paper) to be posted on the premises. In addition the Licensing Authority advertises the application on its website, for a period of 28 consecutive days, starting the day

after the authority receives the application. This was completed by the applicant.

3.3 During the consultation period two relevant representations were received from residents.

3.4 Responsible Authorities

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

3.5 Representations Received

- Representation 1 – Ivy Place
- Representation 2 – Castle Street

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

Representation	Licensing Objective	Accepted	Comments
Representation 1	The Prevention of Public Nuisance	23 rd April 2024	Noise from patrons in the garden
Representation 2	The Prevention of Public Nuisance	25 th April 2024	Noise from patrons and music inside the premises and in the garden

3.7 The relevant representations are attached as **Appendix 3**. Attached as **Appendix 4** is a location map of the premises.

3.8 After the close of the consultation period, the applicant has produced a Noise Management Plan and additional conditions which they are willing to add to the licence. These were shared with the Representees and can be seen in **Appendix 5**.

4. **Legal Implications**

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

4.2 The Applicant and all Responsible Authorities and Interested Parties 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 Responsible Authorities and Interested Parties who have made representations are entitled to address the Sub Committee and to ask questions of another party, with the consent of the Sub Committee.

5. Officer Recommendations

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

6. Right of Appeal

- 6.1 It should be noted that the Premises Licence Holder, the Responsible Authority(ies) and Interested Parties 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 an Interested Party 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: Katherine Edge
Licensing Officer
Katherine.edge@wiltshire.gov.uk
01225 714559

Date of report: 16th May 2024

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**
- 2 Current licence and Plan**
- 3 Representations**
- 4 Location Map of Premises**

5 Additional Conditions and Noise Management Plan

This page is intentionally left blank

Application to vary a premises licence under the Licensing Act 2003

PLEASE READ THE FOLLOWING INSTRUCTIONS FIRST

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

We Marston's PLC being the premises licence holder, apply to vary a premises licence under section 34 of the Licensing Act 2003 for the premises described in Part 1 below.

Premises Licence Number

LN/000042238

Part 1 – Premises details

Postal address of premises or, if none, ordnance survey map reference or description	
Avon Brewery, 75 Castle Street,	
Post town Salisbury	Post code SP1 3SP

Telephone number of premises (if any) 01722 334744

Non-domestic rateable value of premises £18750 ????

Part 2 – Applicant Details

Daytime contact telephone number 01722 334744

Email address (optional)

Current postal address if different from premises address St Johns House, St Johns Square, Wolverhampton, WV2 4BH

Post Town Wolverhampton **Postcode** WV2 4BH

Part 3 – Variation

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

Please tick yes

If not do you want the variation to take effect from

Day Month Year

--	--	--	--	--	--	--	--

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

N/A

Do you want the proposed variation to have effect in relation to the introduction of the late night levy?
(Please see Guidance Note 1)

yes no

Please describe briefly the nature of the proposed variation (please read guidance note 2)

Application is made to vary the Premises Licence so as to permit extended hours of operation.

Application is made to amend the hours for retail sale of alcohol and late night refreshment as follows:

Monday to Wednesday 10:00 until 01:00 hours

Thursday – no change

Friday and Saturday 10:00 until 02:00 hours

Sunday to bring forward the commencement time to 10:00 hours and extend until 12 midnight.

To allow recorded and live music as a regulated entertainment during the following hours:

Monday to Thursday from 23:00 until 01:00 hours

Friday and Saturday 23:00 until 02:00 hours

Sunday – 23:00 until midnight

To amend the non-standard hours for all activities to include permission to trade the premises until 03:00hrs (BST) on the morning British Summer Time (BST) is applied.

The premises has operated without issues arising and it is not considered that there will be an adverse impact upon the four licensing objectives however, it is noted that the premises has a limited number of conditions within its operating schedule and it is therefore proposed that the following conditions should be added.

Crime and Disorder

The premises shall have a refusals log which shall be retained for a period of 6 months and be available to Wiltshire and Licensing Authority Officers upon reasonable request.

The premises shall have an incident log which shall be retained for a period of 6 months and be available to Wiltshire and Licensing Authority Officers upon reasonable request.

Protection of Children from Harm

Children under the age of 16 shall not be permitted entry to the premises after 21:00 hours unless accompanied by an adult and/or attending a pre-booked function or dining.

The premises shall undertake induction training of staff and thereafter annual refresher training in relation to underage sales and sales to a drunk.

Part 4 Operating Schedule

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

Please tick ✓ yes

Provision of regulated entertainment (Please see guidance note 3)

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

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

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

In all cases complete boxes K, L and M

A

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

B

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

C

Indoor sporting events Standard days and timings (please read guidance note 8)			Please give further details (please read guidance note 5)
Day	Start	Finish	
Mon			State any seasonal variations for indoor sporting events (please read guidance note 6)
Tue			
Wed			
Thur			Non standard timings. Where you intend to use the premises for indoor sporting events at different times to those listed in the column on the left, please list (please read guidance note 7)
Fri			
Sat			
Sun			

D

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

E

Live music Standard days and timings (please read guidance note 8)			Will the performance of live music take place indoors or outdoors or both – please tick {Y} (please read guidance note 4).	Indoors	✓
Day	Start	Finish		Outdoors	
				Both	
Mon	23:00	01:00	Please give further details here (please read guidance note 5) The playing of recorded music both amplified and acoustic.		
Tue	23:00	01:00			
Wed	23:00	01:00	State any seasonal variations for the performance of live music (please read guidance note 6) N/A – save as below		
Thur	23:00	01:00			
Fri	23:00	02:00	Non standard timings. Where you intend to use the premises for the performance of live music at different times to those listed in the column on the left, please list (please read guidance note 7) When hours for sale of alcohol are extended hereunder these hours are also extended (see box J below)		
Sat	23:00	02:00			
Sun	23:00	00:00			

F

Recorded music Standard days and timings (please read guidance note 8)			Will the playing of recorded music take place indoors or outdoors or both – please tick {Y} (please read guidance note 4).	Indoors	✓
Day	Start	Finish		Outdoors	
				Both	
Mon	23:00	01:00	Please give further details here (please read guidance note 5) The playing of recorded music as entertainment including by a DJ performance.		
Tue	23:00	01:00			
Wed	23:00	01:00	State any seasonal variations for playing recorded music (please read guidance note 6) N/A – save as below		
Thur	23:00	01:00			
Fri	23:00	02:00	Non standard timings. Where you intend to use the premises for the playing of recorded music entertainment at different times to those listed in the column on the left, please list (please read guidance note 7) When hours for sale of alcohol are extended hereunder these hours are also extended (see box J below)		
Sat	23:00	02:00			
Sun	23:00	00:00			

G

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

H

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

I

Late night refreshment Standard days and timings (please read guidance note 8)			Will the provision of late night refreshment take place indoors or outdoors or both – please tick {Y} (please read guidance note 4).	Indoors	✓
Day	Start	Finish		Outdoors	
Mon	23:00	01:00	Please give further details here (please read guidance note 5) As stated in Part 3 above and to include the provision of hot food and drinks for consumption on and off the premises at the Manager’s discretion and in the areas identified. State any seasonal variations for the provision of late night refreshment (please read guidance note 6) N/A – save as below Non standard timings. Where you intend to use the premises for the provision of late night refreshment at different times, to those listed in the column on the left, please list (please read guidance note 7) When hours for sale of alcohol are extended hereunder these hours are also extended (see box J below)	Both	
Tue	23:00	01:00			
Wed	23:00	01:00			
Thur	23:00	01:00			
Fri	23:00	02:00			
Sat	23:00	02:00			
Sun	23:00	00:00			

J

Supply of alcohol Standard days and timings (please read guidance note 8)			Will the supply of alcohol be for consumption (Please tick box Y) (please read guidance note 9)	On the premises	
Day	Start	Finish		Off the premises	
Mon	10:00	01:00	State any seasonal variations for the supply of alcohol (please read guidance note 6) Non-standard timings. Where you intend to use the premises for the supply of alcohol at different times to those listed in the column on the left, please list (please read guidance note 7) To allow the premises to operate until 03:00hrs (BST) on the morning BST is applied. Sunday and Monday on a Bank Holiday weekend until 01:30am morning following. On New Years Eve into New Years Day at the managers discretion as permitted under grandfather rights.	Both	✓
Tue	10:00	01:00			
Wed	10:00	01:00			
Thur	10:00	01:00			
Fri	10:00	02:00			
Sat	10:00	02:00			
Sun	10:00	00:00			

K

<p>Please highlight any adult entertainment or services, activities, other entertainment or matters ancillary to the use of the premises that may give rise to concern in respect of children (please read guidance note 10)</p> <p>NONE save for the presence of gaming machines the use of which is not permitted by persons under the age of 18</p>

L

Hours premises are open to the public Standard days and timings (please read guidance note 8)			State any seasonal variation (please read guidance note 6)
Day	Start	Finish	Please see box J above
Mon	10:00	01:30	
Tue	10:00	01:30	
Wed	10:00	01:30	
Thur	10:00	01:30	
Fri	10:00	02:30	
Sat	10:00	02:30	
Sun	10:00	00:30	

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

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

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

Please tick ✓ yes

I have enclosed the premises licence

I have enclosed the relevant part of the premises licence

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

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

M

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

a) General – all four licensing objectives (b,c,d,e) (please read guidance note 11)

Application is made to extend the hours of operation. In view of the lack of conditions endorsed upon the Licence a number of conditions are proposed so as to promote the licensing objectives.

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

b) The prevention of crime and disorder

The following conditions are proposed:

1. The premises shall have a refusals log which shall be retained for a period of 6 months and be available to Wiltshire and Licensing Authority Officers upon reasonable request.
2. The premises shall have an incident log which shall be retained for a period of 6 months and be available to Wiltshire and Licensing Authority Officers upon reasonable request.

c) Public safety

No further risks have been identified.

d) The prevention of public nuisance

No further risks have been identified.

e) The protection of children from harm

The following conditions are proposed:

1. Children under the age of 16 shall not be permitted entry to the premises after 21:00 hours unless accompanied by an adult and/or attending a pre-booked function or dining.
2. The premises shall undertake induction training of staff and thereafter annual refresher training in relation to underage sales and sales to a drunk.

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

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

Part 5 – Signatures (please read guidance note 12)

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

Signature: John Gaunt & Partners

Date: 2nd April 2024

Capacity: Solicitors.....

Where the premises licence is jointly held signature of 2nd applicant (the current premises licence holder) or 2nd applicant's solicitor or other authorised agent. (Please read guidance note 14). If signing on behalf of the applicant please state in what capacity.

Signature:

Date:

Capacity:

Contact name (where not previously given) and address for correspondence associated with this application (please read guidance note 15)	
John Gaunt & Partners Omega Court 372 Cemetery Road	
Post town Sheffield	Post code S11 8FT
Telephone number (if any) 0114 266 8664	
If you would prefer us to correspond with you by email your email address (optional) mhazlewood@john-gaunt.co.uk	

Notes for Guidance

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

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

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

Licensing Act 2003
Premises Licence Summary

LN/000042238

ISSUING LOCAL AUTHORITY

Wiltshire Council



PART 1 – PREMISES LICENCE SUMMARY & LICENCE HOLDER DETAILS

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

The Avon Brewery, Castle Street, Salisbury, Wiltshire, SP1 3SP

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

Marston's PLC
St Johns House, St Johns Square, Wolverhampton, WV2 4BH
Tel: 01902 711300

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

100090352

NAME OF DESIGNATED PREMISES SUPERVISOR WHERE THE PREMISES LICENCE AUTHORISES THE SUPPLY OF ALCOHOL

Robert Stephen Wood

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

Wiltshire Council LN/42553 (Per 0530)

WHERE THE LICENCE IS TIME LIMITED - THE DATES AND TIMES

Not Applicable

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

ON and OFF Sales

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

Where applicable the provisions of Section 145 of the Licensing Act 2003 apply

PART 2 – LICENSABLE ACTIVITIES & TIMINGS

LICENSABLE ACTIVITIES AUTHORISED BY THE LICENCE						
Licensable activities	Location	Day	Time From	Time To	Time From	Time To
Hrs premises open to public	Whole Premises	Sunday	12:00	23:00		
		Monday	10:00	23:30		
		Tuesday	10:00	23:30		
		Wednesday	10:00	23:30		
		Thursday	10:00	01:30		
		Friday	10:00	01:30		
		Saturday	10:00	01:30		
Non-Standard Timings & Seasonal Variations	Sunday and Monday on a Bank Holiday weekend until 01:30am morning following. On New Years Eve into New Years Day at the managers discretion as permitted under grandfatherrights.					
Facilities for music Not Licensable	Indoors	Sunday	12:00	22:30		
		Monday	10:00	23:00		
		Tuesday	10:00	23:00		
		Wednesday	10:00	23:00		
		Thursday	10:00	01:00		
		Friday	10:00	01:00		
		Saturday	10:00	01:00		
Non-Standard Timings & Seasonal Variations						
Late Night Refresh	Indoors	Sunday				
		Monday				
		Tuesday				
		Wednesday				
		Thursday	23:00	01:00		
		Friday	23:00	01:00		
		Saturday	23:00	01:00		
Non-Standard Timings & Seasonal Variations	Seasonal Variations: Sunday and Monday on a Bank Holiday weekend until 01:30am morning following. On New Years Eve into New Years Day at the managers discretion as permitted under grandfatherrights.					
Alcohol Sales	ON and OFF Sales	Sunday	12:00	22:30		
		Monday	10:00	23:00		
		Tuesday	10:00	23:00		
		Wednesday	10:00	23:00		
		Thursday	10:00	01:00		
		Friday	10:00	01:00		
		Saturday	10:00	01:00		
Non-Standard Timings & Seasonal Variations	Seasonal Variations: Sunday and Monday on a Bank Holiday weekend until 01:30am morning following. On New Years Eve into New Years Day at the managers discretion as permitted under grandfatherrights.					

Licence Commencement Date

12 October 2005



Licensing Officer

Last Amendment Date

15 May 2023



Licensing Officer

ANNEX 1 - MANDATORY CONDITIONS

Supply of Alcohol

1. Where this Licence authorises the supply of alcohol:

No supply of alcohol may be made under this licence:

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

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

Exhibition of Films

1. Where a premises licence authorises the exhibition of films, the licence must include a condition requiring the admission of children to the exhibition of any film to be restricted in accordance with this section.
2. Where the film classification body is specified in the licence, unless subsection (3)(b) applies, admission of children must be restricted in accordance with any recommendation by that body.
3. Where:-
- (a) The film classification body is not specified in the licence, or
 - (b) The relevant licensing authority has notified the holder of the licence that this subsection applies to the film in question; admission of children must be restricted in accordance with any recommendation made by that licensing authority.
4. In this section “children” means any person aged under 18; and “film classification body” means the person or persons designated as the authority under Section 4 of the Video Recordings Act 1984(c39) (authority to determine suitability of video works for classification).

Irresponsible Promotions

1. The responsible person must ensure that staff on relevant premises do not carry out, arrange or participate in any irresponsible promotions in relation to the premises.
2. In this paragraph, an irresponsible promotion means any one or more of the following activities, or substantially similar activities, carried on for the purpose of encouraging the sale or supply of alcohol for consumption on the premises—
- (a) games or other activities which require or encourage, or are designed to require or encourage, individuals to—
 - i. drink a quantity of alcohol within a time limit (other than to drink alcohol sold or supplied on the premises before the cessation of the period in which the responsible person is authorised to sell or supply alcohol), or,
 - ii. drink as much alcohol as possible (whether within a time limit or otherwise);.

- (b) provision of unlimited or unspecified quantities of alcohol free or for a fixed or discounted fee to the public or to a group defined by a particular characteristic in a manner which carries a significant risk of undermining a licensing objective;
- (c) provision of free or discounted alcohol or any other thing as a prize to encourage or reward the purchase and consumption of alcohol over a period of 24 hours or less in a manner which carries a significant risk of undermining a licensing objective;
- (d) selling or supplying alcohol in association with promotional posters or flyers on, or in the vicinity of, the premises which can reasonably be considered to condone, encourage or glamorise anti-social behaviour or to refer to the effects of drunkenness in any favourable manner;
- (e) dispensing alcohol directly by one person into the mouth of another (other than where that other person is unable to drink without assistance by reason of disability)

Free Tap Water

1. The responsible person must ensure that free potable tap water is provided on request to customers where it is reasonably available. (This means that responsible persons at all premises must ensure customers are provided with potable (drinking) water for free if they ask for it.)

Age Verification Policy

- (a) The premises licence holder or club premises certificate holder must ensure that an age verification policy is adopted in respect of the premises in relation to the sale or supply of alcohol.
- (b) The designated premises supervisor in relation to the premises licence must ensure that the supply of alcohol at the premises is carried on in accordance with the age verification policy.
- (c) The policy must require individuals who appear to the responsible person to be under 18 years of age (or such older age as may be specified in the policy) to produce on request, before being served alcohol, identification bearing their photograph, date of birth and either—
 - i. a holographic mark, or.
 - ii. an ultraviolet feature.

Drink Volume Measures

1. The responsible person shall ensure that:
 - (a) where any of the following alcoholic drinks is sold or supplied for consumption on the premises (other than alcoholic drinks sold or supplied having been made up in advance ready for sale or supply in a securely closed container) it is available to customers in the following measures:
 - i. beer or cider: ½ pint;
 - ii. gin, rum, vodka or whisky: 25 ml or 35 ml; and
 - iii. still wine in a glass: 125 ml.
 - (b) these measures are displayed in a menu, price list or other printed material which is available to customers on the premises; and
 - (c) where a customer does not in relation to a sale of alcohol specify the quantity of alcohol to be sold, the customer is made aware that these measures are available.

Permitted Price

1.
 - (a) A relevant person shall ensure that no alcohol is sold or supplied for consumption on or off the premises for a price which is less than the permitted price.
 - (b) For the purposes of the condition set out in paragraph 1—
 - A. “duty” is to be construed in accordance with the Alcoholic Liquor Duties Act 1979;

B. "permitted price" is the price found by applying the formula—

$$P = D + (D \times V)$$

where—

- i. P is the permitted price,
- ii. D is the amount of duty chargeable in relation to the alcohol as if the duty were charged on the date of the sale or supply of the alcohol, and
- iii. V is the rate of value added tax chargeable in relation to the alcohol as if the value added tax were charged on the date of the sale or supply of the alcohol;

C. "relevant person" means, in relation to premises in respect of which there is in force a premises licence—

- i. the holder of the premises licence,
- ii. the designated premises supervisor (if any) in respect of such a licence, or
- iii. the personal licence holder who makes or authorises a supply of alcohol under such a licence;

D. "relevant person" means, in relation to premises in respect of which there is in force a club premises certificate, any member or officer of the club present on the premises in a capacity which enables the member or officer to prevent the supply in question; and

E. "value added tax" means value added tax charged in accordance with the Value Added Tax Act 1994.

2. Where the permitted price given by Paragraph B of paragraph 2 would (apart from this paragraph) not be a whole number of pennies, the price given by that sub-paragraph shall be taken to be the price actually given by that sub-paragraph rounded up to the nearest penny.

3.

(1) Sub-paragraph (2) applies where the permitted price given by Paragraph B of paragraph 2 on a day ("the first day") would be different from the permitted price on the next day ("the second day") as a result of a change to the rate of duty or value added tax.

(2) The permitted price which would apply on the first day applies to sales or supplies of alcohol which take place before the expiry of the period of 14 days beginning on the second day.

Door Supervision (except theatres, cinemas, bingo halls and casinos)

1. Where a premises licence includes a condition that at specified times one or more individuals must be at the premises to carry out a security activity, each such individual must:

- (a) be authorised to carry out that activity by a licence granted under the Private Security Industry Act 2001; or
- (b) be entitled to carry out that activity by virtue of section 4 of the Act.

2. But nothing in subsection (1) requires such a condition to be imposed:

- (a) in respect of premises within paragraph 8(3)(a) of Schedule 2 to the Private Security Industry Act 2001 (c12) (premises with premises licences authorising plays or films); or
- (b) in respect of premises in relation to:
 - i. any occasion mentioned in paragraph 8(3)(b) or (c) of that Schedule (premises being used exclusively by club with club premises certificate, under a temporary event notice authorising plays or films or under a gaming licence), or
 - ii. any occasion within paragraph 8(3)(d) of that Schedule (occasions prescribed by regulations under that Act).

3. For the purposes of this section:

- (a) "security activity" means an activity to which paragraph 2(1)(a) of that Schedule applies, and which is licensable conduct for the purposes of that Act, (see Section 3(2) of that Act) and
- (b) paragraph 8(5) of that Schedule (interpretation of references to an occasion) applies as it applies in relation to paragraph 8 of that Schedule.

ANNEX 2A – CONVERTED CONDITIONS

- None

ANNEX 2B - OPERATING SCHEDULE

PREVENTION OF PUBLIC NUISANCE

- A notice will be prominently placed at exits, requesting customers to leave quietly.

PUBLIC SAFETY

- None

PROTECTION OF CHILDREN FROM HARM

- None

PREVENTION OF CRIME AND DISORDER

- None

ANNEX 3 - CONDITIONS ATTACHED AFTER HEARING

- None

ANNEX 4 - PLANS

Attached Separately

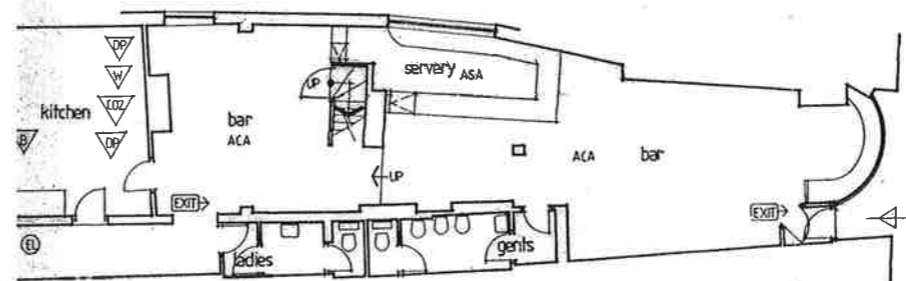
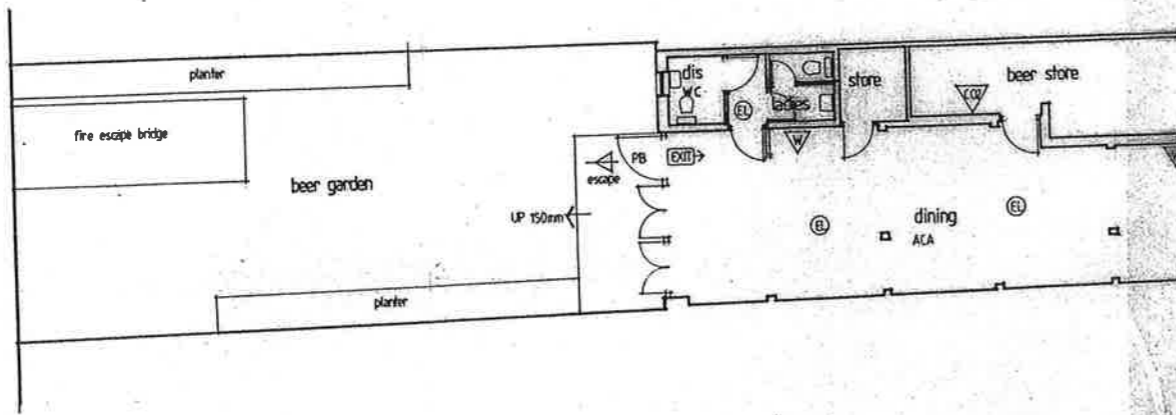
Dated: 08.08.2007

THIS DRAWING HAS BEEN PRODUCED FOR
PREMISES PLAN PURPOSES AS REQUIRED UNDER
THE LICENSING ACT 2003 (TRANSITIONAL PROVISIONS)

DO NOT SCALE

KEY TO SYMBOLS AND ABBREVIATIONS

SC30	Self closing Fire Resisting door 30 mins integrity
SC60	Self closing Fire Resisting door 60 mins integrity
PB	Doors fitted with push bars or panic latch
EXIT	Internally illuminated Exit sign
EXIT →	As above with directional arrow
EL	Emergency Light
⊙	Fire alarm call point
IP	Fire alarm Indicator Panel
DS	Smoke Detector
DH	Rate of rise Heat Detector
⊞	Audible warning device
▽	Fire extinguisher - water type
▽	Fire extinguisher - dry powder type
▽	Fire extinguisher - carbon dioxide type
▽	Fire Blanket in quick release container
→	Access and egress
→	Egress only
Escape	
ACA	Alcohol Consumption Area
ASA	Alcohol Sales Area
EA	Entertainment Area
LNRA	Late Night Refreshment Area



Trading Area's	
Bar	125
Total	125
Approx sqmetres	

COPY

Certified a true copy
D Mulvey
Licensing Officer
Date 28/05/2007

Revisions	

Peter Gunning & Partners
Chartered Quantity Surveyors
Construction & Property
Consultants
Tel. 01305 265977

title
THE AVON BREWERY
CASTLE STREET
SALISBURY
PREMISES PLAN

scale	date	drawn
1:100	MAY 05	

DRG. No. TAB/L01	revision suffix
JOB No.	

This page is intentionally left blank

[Redacted]

From: [Redacted]
Sent: 23 April 2024 16:22
To: PublicprotectionNorth
Subject: Re: Avon Brewery application for extended hours. LN/000042238.

Categories: [Redacted]

[Redacted]

To whom it may concern,

Re: LN/000042238 Application to vary licence: Avon Brewery, Castle Street

I am writing **to object to the application for extended hours submitted by the Avon Brewery, Castle Street, Salisbury** on the grounds of prevention of public nuisance, in particular due to noise pollution and disturbance by patrons on local residents. The public house is situated in an area with a large number of residential properties, all of which will be impacted by the extension of the licence.

I believe that it is unreasonable to allow the playing of amplified music, or the gathering of intoxicated patrons in the pub garden beyond 11pm in a conservation area where a large number of immediate residents live in listed buildings, myself included. This is particularly relevant as the listed status prevents us from installing double glazing and taking reasonable structural measures to prevent noise pollution.

Currently live and amplified music can be heard clearly during the summer months, at times it is so loud that it reduces the enjoyment of our home by making watching television, reading or listening to our own music difficult, on occasion we have decided to go out to avoid the noise. The music, and noise from patrons in the garden is loud enough to prevent sleep. On a few occasions the level of noise has become unacceptable, as in addition to the music, patrons sing along loudly to the bands performing, this is particularly noticeable in the summer when the garden is in use. This can, on occasion, continue for prolonged periods of the evening and may indicate that the landlords either have not, or cannot prevent it.

When I purchased my property, I was aware of the opening hours and current licensing parameters allowing the Avon Brewery to put on live music. Although as I have outlined, it can be a nuisance, I appreciate that some reasonable allowances must be made when choosing to live within a city centre and I believe the current curfews are reasonable. However the application for the extension of hours beyond Midnight is not reasonable and will have a detrimental impact on my life and well being.

Your sincerely,

[Redacted]
[Redacted]

[REDACTED]
[REDACTED]
25/04/2024

To whom it may concern,

Regarding the application of extended hours at the Avon Brewery Pub, 75 Castle Street, Salisbury SP1 3SP.

[REDACTED]
Our house is terraced, and we are attached to the Avon Brewery pub. We have lived at this address for almost 20 years and until recently we have never had a problem with major disturbance. However, we can hear very clearly through the walls the loud noise coming from the pub and from their garden when music is playing, or when people are shouting and laughing. This is already often affecting all our sleep, morale, and performance at work the next day.

We are all very worried and stressed about the new application to extend their hours further as the noise can already be unbearable and continues past closing hours when people spill out on to the street. On the 03/03/2024 it was 2:30am in the morning before we had peace and were able to sleep. The pub has not shown any concern for any of the residential neighbours and rarely stops at the scheduled time.

All three of us work long hours during the week as well as starting our workday early and my husband and I additionally work on Saturdays. We are beside ourselves with worry about the new application. These long hours of disturbance will significantly affect our mental health. I would therefore ask please to take this under consideration prior to your decision, as we feel the opening hours are already the maximum residential neighbours can expect and tolerate. There are approximately four hundred domestic residents living in Castle Street currently. Nearly half of those people are living at McCarthy and Stone retirement properties which are directly opposite us and the Avon brewery and will be significantly affected by this new application.

Yours sincerely

[REDACTED]

APPENDIX 4



KEY

Blue – REP 1

Green - REP 2

Yellow – The Avon Brewery

This page is intentionally left blank

[REDACTED]

From: [REDACTED]
Sent: 15 May 2024 14:05
To: Edge, Katherine
Subject: RE: The Avon Brewery Variation Application (AVO18/8)
Attachments: NOISE MANAGEMENT PLAN.doc

Dear Katherine

Thank you for your latest email. I have now received feedback from my clients regarding my clients proposals for managing the operation of the premises.

We would be pleased for you to pass these to the residential objectors and see if the procedures and processes will give them confidence to withdraw their representation.

We are currently preparing a new Noise Management Plan for use at the premises but can confirm that the premises will undertake the following steps:

- The premises has and will continue to have signage requesting customers to leave quietly and respect neighbours.
- Live music events will cease at 23:00 hours in the external area and it is only anticipated to be undertaken for the Salisbury Live fundraiser event.
- Training is undertaken with all staff by way of induction and then refreshed every 6 months.
- A phased closure of the premises will be undertaken so that each section of the property is brought to a close and emptied. This will be phased from the back of the premises to the front thereby causing an orderly gradual dispersal of customers.
- The entrance to the pub will be closed at 12 midnight thereby prohibiting late attendees and ensuring there is no influx for increasing numbers towards the end of the evening trade.

We would suggest that 3 conditions are to be added:

1. That there shall be a Noise Management Plan addressing noise breakout, noise levels and dispersal.
2. Live Music is not permitted externally after 23:00 hours.
3. Prominent and clear notices shall be displayed outside and at all exits requesting customers to respect local residents and leave quietly.

The premises is presently looking at the manner in which speakers are mounted to walls and their direction of noise to see if there can be mitigation of the impact referred to within the representations.

We would be grateful if you could raise these points with the objectors and we will revert to you with more detail following our clients further investigation.

Yours sincerely

Michelle Hazlewood

Partner
Sent by Sue McCourt

Avon Brewery, 75 Castle Street, Salisbury

NOISE MANAGEMENT PLAN

The Premises Licence historically permitted sales of alcohol on:

Sunday until 22:30 hours

Monday, Tuesday and Wednesday until 23:00 hours

Thursday, Friday and Saturday until 01:00 hours.

The premises thereafter had the benefit of a 30 minutes wind down period with closure to the public at respectively Sunday 23:00, Monday, Tuesday and Wednesday 23:30 hours and Thursday, Friday and Saturday at 01:30 hours.

The premises has applied to extend the time for licensable activities so as to permit sale of alcohol as follows:

Sunday until 12 midnight

Monday, Tuesday and Wednesday until 01:00 hours

Thursday, Friday and Saturday until 02:00 hours.

Operational Use of Additional Hours

The extension mid week is to allow the various sports teams who play, practice and are in leagues to remain in the premises sufficient time to conclude their matches.

The extension at weekends is to allow some leeway as to the calling of last orders and to allow for a more gradual dispersal.

The extension is not to facilitate a significant change to the day to day operation of the premises.

The extended hours of operation may impact upon licensing objective of prevention of public nuisance and the amenity of those persons living in the immediate vicinity. This document has been produced to support mitigation of such a risk and to be used by the premises and its staff as a vehicle for training and ensuring best practice is adopted so as to reduce the risk of noise nuisance.

Reduction in potential risk of noise nuisance

Reduction in potential risk of noise nuisance is achieved in different ways which will be addressed in this document but in particular:

- (a) Noise Monitoring
- (b) Dispersal of Customers
- (c) Recording of Information

A. Noise Monitoring

In order to reduce potential for a noise nuisance whenever regulated entertainment in the form of live or recorded music is provided at the premises area the level of such entertainment shall be monitored or if considered to exceed acceptable thresholds reduced. By observing sound levels for a minimum of 2 separate locations the management shall ensure that noise arising from the entertainment is such as not to cause a nuisance. A record of the volume setting procedure and subsequent monitoring shall be documented and retained for a period of 3 months.

Action

1. A sound monitoring form, as outlined in Annex A, shall be completed on each occasion entertainment led events involving live or recorded music, is provided at the venue.
2. Observations will be taken randomly throughout the course of entertainment led events.

B. Noise control

In order to reduce the potential for noise nuisance whenever regulated entertainment in the form of live or recorded music is provided the premises needs to control potential breakout of noise from the premises itself and the behaviour of its customers. This is achieved by a number of actions.

Action

1. Notices to be erected by the front door requiring customers to leave quietly and respect neighbours.
2. Live music undertaken externally conclude by 23:00 hours.
3. Recorded music to cease externally at 12 midnight.
4. When regulated entertainment is undertaken windows to be kept closed.

5. When regulated entertainment is undertaken for the main entrance door to the premises to be closed at 12 midnight.
6. So as to avoid volume of people emerging from the premises simultaneously phased closure of areas within the premises, such closure to commence at the rear of the premises with staff encouraging and migrating customers to depart from each area, starting towards the rear of the premises and concluding at the front.
7. Clear notification to customers of last orders.
8. Clear notification of wind down period by way of changes in tempo of music, increased lighting and direct communication.
9. Ensure those persons/customers seeking to smoke do not do so upon the public highway after 23:00 hours.
10. Ensure all smokers utilise the garden area after 23:00 hours and staff to monitor levels of noise arising from the same.
11. Staff training at time of commencement and on a refresher basis to be undertaken.

C. Dispersal

1. The Dispersal Procedure is not to be confused with The Evacuation Procedure, any Design standard, any other operational policies or any agreed/enforced rules or Guidelines.
2. The Dispersal Procedure (around the terminal hour) is dedicated to make the maximum contribution by exercising pro-active measures, towards and at the end of trading, to move customers from the venue and its immediate area in such a way as to cause minimum disturbance or nuisance, and to make the minimum impact upon the neighbourhood in relation to potential nuisance, antisocial behaviour and crime.
3. The Dispersal Procedure is subject to review and will address problems and concerns as they are identified in order to establish a permanent reduction or elimination.

Dispersal

(a) Operational procedures during drinking-up time

1. During the last 30 minutes of trading the service points will be reduced and certain staff re-allocated to collecting glasses.

(b) End of Evening Operational Policies:

1. The volume levels, the type of music played and the usage of lighting levels will be used to encourage the gradual dispersal of patrons during the last part of trading and during the drinking-up period.
2. From 15 minutes before bar closure time, the music tempo and volume of any music being played within the premises will be reduced.

(c) Notices at Exit:

1. Visible notices are placed near the door requesting exiting customers to leave quietly and to respect neighbours and their property.

(d) Staff will:

1. Encourage customers to drink-up and progress to the exit within a venue throughout the latter part of drinking-up time;
2. Encourage customers to order taxis, assist where required.
3. Draw the attention of exiting customers to the notices and ask them to be considerate.
4. Ensure the removal of all bottles and glasses from any customer who attempts to leave the venue carrying one.
5. Actively encourage customers not to assemble outside the venue;
6. A staff member will make regular checks of external areas at the end of trade to promote the policy. Such monitoring will continue until all customers have vacated the premises.

Noise Monitoring Location Plan

Noise Monitoring Log

Date of Event:.....

Start Time:.....

End Time:.....

Description of Entertainment:.....

Name of Entertainer(s):.....

Sound Check Time	Location 1 / Action taken	Location 2 / Action taken	Location 3 / Action taken	Location 4 / Action taken	Subjective Observations & Comment
e.g. 8pm	<i>Bass beat could be heard, bass adjusted.</i>	<i>No issue</i>	<i>No Issue.</i>	<i>Bass beat could be heard, bass adjusted.</i>	<i>House party ongoing 3 Swinton lane Large number of people and PA system in front garden.</i>

In the event of complaints:

- You are expected to do whatever reasonable to check that you can to confirm or deny whether you are complying with the licence conditions.*
- You should immediately carry out a monitoring check to see if levels are higher than expected, and take action where they are.*
- You should record on the sheet what action is taken, and inform the complainant where appropriate to.*