# AGENDA

Meeting:Western Area Licensing Sub CommitteePlace:The Kennet Room, County Hall, TrowbridgeDate:Monday 7 February 2022Time:2.30 pmMatter:Application for a Temporary Events Notice - Adventure Cinema, Trowbridge Cricket Club

Please direct any enquiries on this Agenda to Kevin Fielding, of Democratic Services, County Hall, Bythesea Road, Trowbridge, direct line 01249 706612 or email <u>kevin.fielding@wiltshire.gov.uk</u>

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 <u>www.wiltshire.gov.uk</u>

Membership: Cllr Peter Hutton Cllr Trevor Carbin Cllr Tim Trimble

Substitutes: Cllr Ruth Hopkinson

#### **Covid-19 safety precautions for public attendees**

To ensure COVID-19 public health guidance is adhered to, a capacity limit for public attendance at this meeting will be in place.

To ensure safety at the meeting, all members of the public are expected to adhere to the following public health arrangements to ensure the safety of themselves and others:

- Do not attend if presenting symptoms of, or have recently tested positive for, COVID-19
  - Follow one-way systems, signage and instruction
    - Maintain social distancing
    - Wear a face-mask (unless exempt)

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By submitting a statement or question for an online meeting you are consenting that you will be recorded presenting this, or this may be presented by an officer during the meeting, and will be available on the public record. The meeting may also be recorded by the press or members of the public.

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#### Parking

To find car parks by area follow <u>this link</u>. 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 <u>Part 4 of the council's constitution.</u>

The full constitution can be found at this link.

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**

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

Application by Trowbridge Cricket Club for a Temporary Event Notice (TEN's) at 20 Lower Ct, Trowbridge BA14 8QD

## Agenda Item 3

### LICENSING COMMITTEE

# PROCEDURAL RULES FOR THE HEARING OF LICENSING ACT 2003 APPLICATIONS

#### (Objection Notices to a Temporary Event Notice – TEN)

#### 1 Purpose

- 1.1 These rules have been prepared to facilitate proper consideration of objections made under s.104 of the Licensing Act 2003 ("the Act") against a Temporary Event Notice (TEN) that has been served under s.100 of the Act
- 1.2 The rules set out a framework for how objections 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:

"**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 Objection Notice, a copy of which has been previously made available to the Premises User or their Representative and the Relevant Persons who have made objections.

**"EHA"** means the local authority exercising environmental health functions (in this case Wiltshire Council Environmental Health Department) who may object to a Temporary Event Notice.

"Hearing" means a meeting of the Committee at which an Objection is considered.

"Licensing Officer" means the Council's Licensing Officer(s) who is/are present at a Hearing to present reports in respect of an Objection 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.

**"Objection Notice"** means a notice given by the police or EHA under s.104 Licensing Act 2003.

"**Police Representative**" means a person who is present at a Hearing to make representations on behalf of the Police.

"Premises" means the premises subject to the Temporary Event Notice.

"**Premises User**" means the person who has submitted the Temporary Event Notice that is the subject of the Objection Notice.

"**Premises User's Representative**" means a person attending a Hearing to assist or represent a Premises User including a lawyer.

"**Relevant Person**" means the Police or EHA or any other persons so designated under s. 99A of the Act.

**"Temporary Event Notice"** means a notice given under s.100 Licensing Act 2003.

#### 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 Premises User and Relevant Persons have an opportunity to make representations before a decision is made;
  - 3.2.2 the Premises User has an adequate opportunity to consider and respond to any submissions made by or on behalf of Relevant Persons;

- 3.2.3 the Committee does not exclude a Premises User from a Hearing in order to consider submissions from Relevant Persons representatives.
- 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. 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.

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#### 5 Presentation of Submissions

- 5.1 The Chairperson will introduce the report.
- 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 Relevant Persons will orally present their 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 Objection Notice (see paragraph 4.3).
  - 5.3.3 The Premises User and/or their representative will orally present their representations which shall include;
    - A The response to the representations made by the Relevant Persons and
    - B Whether they would be happy to accept any modifications to the application as suggested by the Relevant Persons. .

#### 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 Premises User or the Relevant Persons' representatives to ask questions through them of the other parties.
- 6.4 The Chairperson may direct that questions which are not relevant to the Objection Notice 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 Premises in the context of the surrounding premises. If any party is granted permission to present supplementary papers at the Hearing they shall provide at least 5 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 Relevant Persons' representatives to make a closing oral submission(s) and secondly invite the Premises User or their representative to make an oral closing submission.

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#### 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 If the Sub Committee resolves to issue a Counter Notice to the Temporary Events Notice (i.e. if the application for a TENs is refused) this will be issued to the Premises User following the hearing.

## Agenda Item 6

#### WILTSHIRE COUNCIL

#### WESTERN AREA LICENSING SUB COMMITTEE

#### MONDAY 7 FEBRUARY 2022

#### Environmental Health Authority Objection Notice; Received in respect of a <u>Temporary Event Notice</u> for Trowbridge Cricket And Sports Club, Lower Court, Trowbridge, Wiltshire, <u>BA14 8PX</u>

#### 1. Purpose of Report

1.1 To determine the Objection Notice received from the Environmental Health Authority in respect of a Temporary Event Notice (TEN) for Trowbridge Cricket And Sports Club, Lower Court, Trowbridge, Wiltshire, BA14 8PX.

#### 2. Background Information

- 2.1 A Temporary Event Notice was first served on the Licensing Authority and Wiltshire Police on Friday 21<sup>st</sup> January 2022.
- 2.2 If the Police or the Environmental Health Authority believes that allowing the premises to be used in accordance with the TEN will undermine the licensing objectives, they must give the Premises User and the Licensing Authority an objection notice. The objection notice must be given within three working days of their receipt of the TEN.
- 2.3 An objection notice was received by the Licensing Authority from the Environmental Health Authority on Tuesday 25<sup>th</sup> January 2022 for the Temporary Event Notice.
- 2.4 In accordance with Section 11 of the Licensing Act (Hearings) Regulations the Licensing Authority may extend a time limit provided for in these Regulations for a specified period where it considers this to be necessary in the public interest. A T.E.N hearing is required to take place within 7 working days from the day after which consultation ends. However due to us being unable to source committee members within the time frame required the hearing was moved to Monday 7th February 2022.
- 2.5 In accordance with Section 105 of the 2003 Act the Licensing Authority must, having regard to the objections, give a counter notice on the basis of the objection, if it considers it appropriate to do so for the promotion of a licensing objective. Alternatively, it may impose on the Temporary Event Notice one or more of conditions that are on the existing premises licence for the same premises. The buildings of the premise hold a premise licence, which has been subject to significant noise concerns in previous years. However the

premise licence issued to Trowbridge Cricket Club does not cover the area applied for on the Temporary Event Notice.

The Options to the committee are to:

- Accept the Temporary Event Notice
   Delet the Temporary Event Notice
- Reject the Temporary Event Notice
- 2.6 In 2021 outdoor cinema events took place at this location under a Temporary Events Notice during which the council received numerous public nuisance complaints.

#### 3. Consultation and Representations

- 3.1 A Temporary Event Notice was served on the Licensing Authority by Mr Elias Cole. The TEN covers the period of 23<sup>rd</sup> September 2022 until 25<sup>th</sup> September 2022 to include the following times on each day:
  - Friday 23<sup>rd</sup> September 18:00 22:30
  - Saturday 24<sup>th</sup> September 18:00 22:30
  - Sunday 25<sup>th</sup> September 18:00 22:30

The TEN includes licensable activities covering the sale by retail of alcohol, and the provision of regulated entertainment.

A copy of the TEN is attached as **Appendix 1.** 

A location map for the TEN is attached as **Appendix 2**.

3.2 The objection notice received by the Licensing Authority from Environmental Health Authority concerns the following licensing objective; prevention of public nuisance. The objection notice is attached as **Appendix 3.** 

#### 4. Legal Implications

4.1 Under Section 105 of the 2003 Act the Licensing Authority must hold a hearing to consider any objections from the police or the Environmental Health Authority. As mentioned above, the Authority must serve a counter notice, if they consider it appropriate to do so to promote a licensing objective. The effect of the counter notice is, effectively to cancel the TEN, so that the proposed activities covered by the TEN are not authorised to take place.

#### 5. Officer Recommendations

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

#### 6. Right of Appeal

6.1 It should be noted that the Applicant and those Authorities who have served an objection notice 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 No appeal may be brought later than five working days before the day on which the event period specified in the temporary event notice begins.

Report Author: Emma Hyde Public Protection Officer - Licensing Date of report: - 31 January 2022

#### 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** Temporary Event Notice
- 2 Event Management Plan and associated documents
- 3 Wiltshire Police Objection Notice
- 4 Email from Environmental Health
- 5 Location map

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# Agenda Item 6a

| Wiltshire | Council           |
|-----------|-------------------|
|           | or conjund manual |

Wiltshire Temporary Event Notice Licensing Act 2003 For help contact

publicprotectionnorth@wiltshire.gov.uk

Telephone: 0300 456 0100

|   |  | * required information   |  |  |
|---|--|--|--|--|
| Section 1 of 9  |  |  |  |  |
| You can save the form at any  | time and resume it later. You do not need to be    | e logged in when you resume.   |  |  |
| System reference  | Not Currently In Use                               | This is the unique reference for this application generated by the system.   |  |  |
| Your reference  | Trowbridge Cricket Club                            | You can put what you want here to help you<br>track applications if you make lots of them. It is<br>passed to the authority.   |  |  |
| Are you an agent acting on behalf of the applicant?                         |  | Put "no" if you are applying on your own<br>behalf or on behalf of a business you own or<br>work for.  |  |  |
| Applicant Details   |  |  |  |  |
| First name  | Elias  |  |  |  |
| Family name   | Cole   |  |  |  |
| E-mail address  |  |  |  |  |
| Main telephone number   |  | Include country code.  |  |  |
| Other telephone number  |  |  |  |  |
| Indicate here if you wo   | ould prefer not to be contacted by telephone       |  |  |  |
| Are you:  |  |  |  |  |
| <ul> <li>Applying as a business</li> <li>Applying as an individu</li> </ul> | or organisation, including as a sole trader<br>Jal | A sole trader is a business owned by one<br>person without any special legal structure.<br>Applying as an individual means you are<br>applying so you can be employed, or for some<br>other personal reason, such as following a<br>hobby. |  |  |
| Applicant Business  |  |  |  |  |
| Is your business registered in the UK with Companies Hous                   |  | Note: completing the Applicant Business section is optional in this form.  |  |  |
| Registration number   | 11749543   |  |  |  |
| Business name   | Adventure Cinema Limited                           | If your business is registered, use its registered name.   |  |  |
| VAT number GB   | 314576209  | Put "none" if you are not registered for VAT.  |  |  |
| Legal status  | Private Limited Company                            |  |  |  |
| Your position in the business   | Company Director                                   |  |  |  |
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| Continued from previous page  |   |  |  |  |  |
|---|---|--|--|--|--|
| Home country  | United Kingdom                                  | The country where the headquarters of your business is located.  |  |  |  |
| Continued from previous page  |   |  |  |  |  |
| Registered Address  |   | Address registered with Companies House.   |  |  |  |
| Building number or name   | 46  | ]  |  |  |  |
| Street  | Salop Place                                     | ]  |  |  |  |
| District  |   | ]  |  |  |  |
| City or town  | Penarth   | ]  |  |  |  |
| County or administrative area   | The Vale of Glamorgan                           | ]  |  |  |  |
| Postcode  | CF64 1HP  |  |  |  |  |
| Country   | United Kingdom                                  | ]  |  |  |  |
|   |   |  |  |  |  |
| Section 2 of 9  |   |  |  |  |  |
| APPLICATION DETAILS (See a  | llso guidance on completing the form, general r | notes and note 1)  |  |  |  |
|   |   |  |  |  |  |
| Have you had any previous or n  |   |  |  |  |  |
| ⊖ Yes   | No  | An elizabet months 40 meres of one on older  |  |  |  |
|   | dd mm yyyy                                      | Applicant must be 18 years of age or older   |  |  |  |
| No. 11 - Contraction of the second   | dd mm yyyy                                      | This box need not be completed if you are an   |  |  |  |
| National Insurance number   |   | individual not liable to pay UK national insurance.  |  |  |  |
| Place of birth  | Exeter  |  |  |  |  |
| Correspondence Address  |   |  |  |  |  |
| <b>Correspondence Address</b><br>Is the address the same as (or similar to) the address given in section one? If "Yes" is selected you can re-use the details |   |  |  |  |  |
| • Yes   | ○ No  | from section one, or amend them as required.<br>Select "No" to enter a completely new set of<br>details. |  |  |  |
| Building number or name   | 46  | ]  |  |  |  |
| Street  | Salop Place                                     | ]  |  |  |  |
| District  |   | ]  |  |  |  |
| City or town  | Penarth   | ]  |  |  |  |
| County or administrative area   | The Vale of Glamorgan                           | ]  |  |  |  |
| Postcode  | CF64 1HP  |  |  |  |  |
| Country   | United Kingdom                                  | ]  |  |  |  |
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|---|--|--|--|--|
| Additional Contact Details  |  |  |  |  |
| Are the contact details the same  | e as (or similar to) those given in section one?   | If "Yes" is selected you can re-use the details  |  |  |
| • Yes   | ○ No   | from section one, or amend them as required.<br>Select "No" to enter a completely new set of<br>details. |  |  |
| E-mail  |  |  |  |  |
| Telephone number  |  |  |  |  |
| Other telephone number  |  |  |  |  |
| Section 3 of 9  |  |  |  |  |
| THE PREMISES  |  |  |  |  |
| activity at the premises describe<br>Give the address of the premise  | e notice under section 100 of the Licensing Act 2<br>ed below.<br>Is where you intend to carry on the licensable ac<br>ance Survey references). <u>(See also guidance or</u> | tivities or if it has no address give a detailed   |  |  |
| • Yes   | ○ No   |  |  |  |
| Address   |  |  |  |  |
| Is the address the same as (or si   | imilar to) the address given in section one?   | If "Yes" is selected you can re-use the details  |  |  |
| ⊖ Yes   | <ul> <li>No</li> <li>No</li> <li>Select "No" to enter a completely new set of details.</li> </ul>  |  |  |  |
| Building number or name   | Trowbridge Cricket Club  |  |  |  |
| Street  | 20 Lower Ct  |  |  |  |
| District  |  |  |  |  |
| City or town  | Trowbridge   |  |  |  |
| County or administrative area   | Wiltshire  |  |  |  |
| Postcode  | BA14 8QD   |  |  |  |
| Country   | United Kingdom   |  |  |  |
| <ul> <li>Neither</li> <li>Premises licence</li> <li>Club premises certificate</li> </ul> Location Details Translatidat Club   |  |  |  |  |
| Trowbridge Cricket Club   |  |  |  |  |
| If you intend to use only part of the premises at this address or intend to restrict the area to which this notice applies, give a description and details below (see also guidance on completing the form, note 3) |  |  |  |  |
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|---|---|---------------------|---|--|
|   |   |                     |   |  |
|   |   |                     |   |  |
| Describe the nature of the prer   | nises below (see als                                | so guidance on c    | ompleting the form, note 4)                                   |  |
| Cricket Club  |   |                     |   |  |
|   |   |                     |   |  |
|   |   |                     |   |  |
|   |   |                     |   |  |
| Describe the nature of the ever   | it below <u>(see also g</u>                         | uidance on com      | pleting the form, note 5)                                     |  |
| Three days of open-air cinema   | screenings at Trowb                                 | oridge Cricket Clu  | dı  |  |
|   |   |                     |   |  |
|   |   |                     |   |  |
| Section 4 of 9  |   |                     |   |  |
| LICENSABLE ACTIVITIES   |   |                     |   |  |
|   |   | w on at the prov    | misos   |  |
| State the licensable activities th<br>(see also guidance on completing  | •   | •                   | flises  |  |
| <ul><li>Image: X ■ X</li><li>Image: X ■ X</li><li></li></ul> |   |                     |   |  |
|   | 01  |                     |   |  |
| The supply of alcohol by of member of the club  | or on behalf of a club                              | o to, or to the ord | der of, a   |  |
| <b>X</b> The provision of regulated   | (See also guidance on completing the form, note 7). |                     |   |  |
| The provision of late nigh  | t refreshment                                       |                     |   |  |
|   |   |                     | Late notices can be given no later than 5                     |  |
| The giving of a late temport  | or any event notice                                 |                     | working days but no earlier than 9 working                    |  |
|   |   |                     | days before the event.  |  |
|   |   |                     | <u>(See also guidance on completing the form,</u><br>note 8). |  |
| Event Dates   |   |                     |   |  |
| There must be a period of at least 10 working days between the date you submit this form and the date of the earliest event when you will be using these premises for licensable activities.  |   |                     |   |  |
| State the dates on which you intend to use these premises for licensable activities   |   |                     |   |  |
| (see also guidance on completing the form, note 9)  |   |                     |   |  |
| Event start date  |   | ]                   | The maximum period for using premises for                     |  |
|   |   | 2022                | licensable activities under the authority of a                |  |
|   | dd mm   | уууу                | temporary event notice is 168 hours or seven days.            |  |
| Event and data  |   | ]                   |   |  |
| Event end date  | 25 09   | 2022                |   |  |
|   | dd mm   | уууу                |   |  |

| Continued from previous page                                       |   |  |  |  |
|--|---|--|--|--|
| State the times during the   |   |  |  |  |
| event period that you propose                                      |   |  |  |  |
| to carry on licensable activities<br>(give times in 24 hour clock) | 18:00 - 10:30   |  |  |  |
| (see also guidance on<br>completing the form, note 10)             |   |  |  |  |
| State the maximum number of  |   |  |  |  |
| people at any one time that  |   |  |  |  |
| you intend to allow to be  |   |  |  |  |
| present at the premises during                                     |   | Note that the maximum number of people       |  |  |
| the times when you intend to carry on licensable activities,       | 499   | cannot exceed 499.                           |  |  |
| including any staff, organisers<br>or performers                   |   |  |  |  |
| (see also guidance on  |   |  |  |  |
| completing the form, note 11)                                      |   |  |  |  |
|  | clude the supply of alcohol, state whether the<br>n on or off the premises, or both |  |  |  |
| (see also guidance on completin                                    | ng the form, note 12):  |  |  |  |
| <ul> <li>On the premises only</li> </ul>                           |   |  |  |  |
| <ul> <li>Off the premises only</li> </ul>                          |   |  |  |  |
| 🔿 Both   |   |  |  |  |
| Section 5 of 9   |   |  |  |  |
| RELEVANT ENTERTAINMENT   | (See also guidance on completing the form, n  | <u>ote 13)</u>                               |  |  |
| State if the licensable activities period that you propose to prov | will include the provision of relevant entertainm<br>vide relevant entertainment    | ent. If so, state the times during the event |  |  |
| Film screenings.   |   |  |  |  |
| Recorded music before the film                                     | ns start.   |  |  |  |
|  |   |  |  |  |
|  |   |  |  |  |
| Section 6 of 9   |   |  |  |  |
| PERSONAL LICENCE HOLDERS   | (See also guidance on completing the form, n  | <u>ote 14)</u>                               |  |  |
|  |   |  |  |  |
| Do you currently hold a valid 💿 Yes 🔿 No                           |   |  |  |  |
| personal licence?  |   |  |  |  |
|  |   |  |  |  |
| Provide the details of your personal licence below.                |   |  |  |  |
| Issuing licensing authority  | Powys county council  |  |  |  |
| Licence number   | 00NN/001205   |  |  |  |
| Date of issue  | 20 / 11 / 2021  |  |  |  |
|  | dd mm yyyy  |  |  |  |
| Any further relevant details                                       |   |  |  |  |
|  | Page 19   |  |  |  |
|  | . 490 10  |  |  |  |

| Continued from previous page   |            |      |                  |  |
|--|------------|------|------------------|--|
| Section 7 of 9   |            |      |                  |  |
| PREVIOUS TEMPORARY EVENT   | ΝΟΤΙ       | CES  | (See also guidan | ce on completing the form, note 15)    |
| Have you previously given a<br>temporary event notice in<br>respect of any premises for<br>events falling in the same<br>calendar year as the event for<br>which you are now giving this<br>temporary event notice?  | $\bigcirc$ | Yes  | ۲                | No                                     |
| <ul> <li>Have you already given a temporary event notice for the same premises in which the event period:</li> <li>a) Ends 24 hours or less before; or</li> <li>b) Begins 24 hours or less after the event period proposed in this notice?</li> </ul>        | $\bigcirc$ | Yes  | ۲                | No                                     |
| Section 8 of 9   |            |      |                  |  |
| ASSOCIATES AND BUSINESS CO   | LLEA       | GUES | (See also guid   | lance on completing the form, note 16) |
| Has any associate of yours<br>given a temporary event notice<br>for an event in the same<br>calendar year as the event for<br>which you are now giving a<br>temporary event notice?  | $\bigcirc$ | Yes  | ۲                | No                                     |
| Has any associate of yours<br>already given a temporary<br>event notice for the same<br>premises in which the event<br>period:<br>a) Ends 24 hours or<br>less before; or<br>b) Begins 24 hours or less<br>after the event period<br>proposed in this notice? | $\bigcirc$ | Yes  | ۲                | No                                     |
| Has any person with whom you<br>are in business carrying on<br>licensable activities given a<br>temporary event notice for an<br>event in the same calendar<br>year as the event for which you<br>are now giving a temporary<br>event notice?                | $\bigcirc$ | Yes  | ۲                | No                                     |

| Continued from previous page  |  |  |  |
|---|--|--|--|
| Has any person with whom you<br>are in business carrying on<br>licensable activities already<br>given a temporary event notice<br>for the same premises in which<br>the event period:<br>a) Ends 24 hours or less<br>before; or<br>b) Begins 24 hours or less<br>after the event period<br>proposed in this notice? | Yes  |  |  |
| Section 9 of 9  |  |  |  |
| CONDITION (See also guidance  | e on completing the form, note 18)   |  |  |
|   | y event notice that where the relevant licensable activities described in Sections 4 and 5 above at all such supplies are made by or under the authority of the premises user. |  |  |
|   |  |  |  |
|   | hority. If you complete the application online, you must pay it by debit or credit card.   |  |  |
| This formality requires a fixed fe  | e of £21   |  |  |
| ATTACHMENTS   |  |  |  |
| AUTHORITY POSTAL ADDRESS  |  |  |  |
| Address   |  |  |  |
| Building number or name   |  |  |  |
| Street  |  |  |  |
| District  |  |  |  |
| City or town  |  |  |  |
| County or administrative area   |  |  |  |
| Postcode  |  |  |  |
| Country   | United Kingdom   |  |  |
| DECLARATION (See also guidance on completing the form, note 19)   |  |  |  |
| * The information contained in this form is correct to the best of my knowledge and belief  |  |  |  |
| * I understand that it is an offence:   |  |  |  |
| <ul> <li>(i) to knowingly or recklessly make a false statement in connection with this temporary event notice and that a person is<br/>liable on conviction for such an offence to a fine up to level 5 on the standard scale; and</li> </ul>   |  |  |  |
| <ul> <li>(ii) to permit an unauthorised licensable activity to be carried on at any place and that a person is liable on conviction for any<br/>such offence to a fine not exceeding £20,000, or to imprisonment for a term not exceeding six months, or to both</li> </ul>   |  |  |  |
| Ticking this box indicates you have read and understood the above declaration   |  |  |  |
| This section should be completed by the applicant, unless <b>ஒன்ற இ</b> ச்பி "Yes" to the question "Are you an agent acting on behalf of the applicant?"  |  |  |  |

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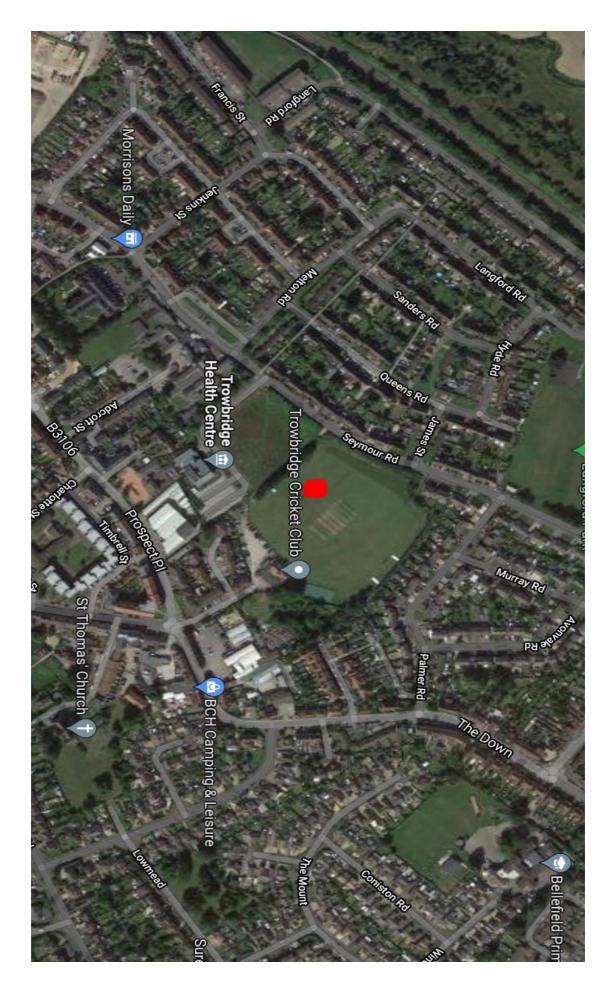
| Full name  |                       |  |  |  |
|--|-----------------------|--|--|--|
| Capacity   |                       |  |  |  |
| Date (dd/mm/yyyy)                                  |                       |  |  |  |
|  | Add another signatory |  |  |  |
| Once you're finished you need to do the following: |                       |  |  |  |

1. Save this form to your computer by clicking file/save as...

2. Go back to <u>https://www.gov.uk/apply-for-a-licence/temporary-event-notice/wiltshire/apply-1</u> to upload this file and continue with your application.

Don't forget to make sure you have all your supporting documentation to hand.

# Agenda Item 6b



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## Agenda Item 6c

To Emma Hyde - Public Protection Officer (Licensing), Wiltshire Council

Hi Emma

I am emailing regarding the above TEN.

Unfortunately due to the considerable complaints received from local residents and local councillors about the similar event held in July 2021 I have no other option than to submit a objection/representation to this TEN.

The venue is not ideally suited to hold outdoor events of this nature, due to it being surrounded by residential properties, and therefore it is extremely likely that this department will receive further noise complaints about this event also. I did speak to the Cricket Club management last year about the open air cinema events, who are aware of the sensitivity to local residents having historically received a noise abatement notice.

Kind regards

Susie

Susie Vowles Senior Public Protection Officer Environmental Control & Pollution

### Wiltshire Council

Tel: 01225 770295 Email:<u>susie.vowles@wiltshire.gov.uk</u> This page is intentionally left blank

# Agenda Item 6d

#### Adventure Cinema - Trowbridge Cricket Club

Dear Sirs/Madam

Regarding the objection to the Adventure Cinema event planned to be held at Trowbridge Cricket Club on the 23rd - 25th September I would like to raise the following points regarding how the event will be ran in difference to 2021.

**Earlier finish times** - due to the event being later in the year and therefore the earlier sunset, the films can start and end earlier.

Running times are as follows:

Friday 23rd September - West Side Story - 19.45 - 22.21 Saturday 24th September - Mamma Mia! - 19.45 - 21.33 Sunday 25th September - Rocky Horror Picture Show - 19.45 - 21.25

**Letter Drop -** All residents in the local area will receive a letter ahead of the event explaining the start and end times, with contact details in case of any issues on the day.

**Improved noise management -** Using experience from the 2021 event the sound technician will be able to further improve on reducing the levels at the nearby properties

The event is a friendly, inclusive weekend for all the community and the event organisers will work with the council to ensure there aren't any complaints regarding the external noise.

Kind regards Elias Cole This page is intentionally left blank