

AGENDA

Meeting: Southern Area Licensing Sub-Committee
Place: Meeting Room - City Hall, Malthouse Lane, Salisbury, SP2 7TU
Date: Thursday 6 January 2011
Time: **10.00 am**
Members briefing at 9.30am
Matter: **Application for Premises Licence – Queen Elizabeth Gardens,
Mill Road, Salisbury**

Please direct any enquiries on this Agenda to Anna Thurman, of Democratic and Members' Services, County Hall, Bythesea Road, Trowbridge, direct line or email anna.thurman@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 Pip Ridout
Cllr Richard Beattie

Cllr Jose Green

AGENDA

1. **Election of Chairman**

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

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

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

3. **Chairman's Announcements**

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

4. **Declarations of Interest**

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

5. **Licensing Application** (*Pages 9 - 60*)

To consider and determine an Application for a Premises Licence by Salisbury City Council, in respect of Queen Elizabeth Gardens, Salisbury.

LICENSING COMMITTEE

PROCEDURAL RULES FOR THE HEARING OF LICENSING ACT 2003 APPLICATIONS

1 Purpose

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

2 Definitions

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

3 Key Principles

- 3.1 The principles of ‘natural justice’, and Article 6 ‘Right to a Fair Trial’, which is one of the Convention Rights in the Human Rights Act 1998, require that there is a fair Hearing of Applications.
- 3.2 Natural justice is an umbrella term for the legal standards of basic fairness. This will include that:

- 3.2.1 the Applicant has an opportunity to make representations before a decision is made;
 - 3.2.2 those making representations have an opportunity to voice their representations before a decision is made;
 - 3.2.3 the Applicant has an adequate opportunity to consider and respond to any submissions made by a Responsible Authority/Authorities and/or an Interested Party/Parties;
 - 3.2.4 the Committee does not exclude an Applicant from a Hearing in order to consider submissions from a Responsible Authority/Authorities and/or an Interested Party/Parties.
- 3.3 It is also fundamental that there is an orderly presentation of submissions at a Hearing so that the relevant issues are properly understood, evidence is tested and that oral statements made at the Hearing are accurately recorded.
- 3.4 Ultimately the Chairperson determines the application of these rules, having regard to any submissions being made by those present and in particular the Committee Lawyer.

4 The Hearing

- 4.1 The Hearing shall take place in public.
 - 4.1.1 The Committee may exclude the public from all or part of the Hearing where it considers it to be in the public interest to do so and, in accordance with the Local Government (Access to Information) Act 1985, as amended. Public includes a party and any person assisting or representing a party.
 - 4.1.2 The Committee may require any person attending the Hearing who, in its opinion, is behaving in a disruptive manner, to leave the Hearing and may:
 - A refuse to permit them to return;
 - B permit them to return only on such conditions as the Committee may specify;
 - C in the event that a person is required to leave a Hearing that person may, before the end of the Hearing, submit to the Committee in writing any information which they would have given orally.
- 4.2 Prior to the Hearing commencing, the Chairperson shall advise the parties of the procedure it proposes to follow at the Hearing.

- 4.3 Where a party has previously requested permission for a person(s), other than their representative, to appear at the Hearing then the Committee shall consider whether to permit that request.
- 4.4 The Committee will allow the parties an equal maximum period of time in which to exercise their rights.
- 4.5 This equal maximum time may have been notified in advance of the Hearing;
- 4.6 Where there is a multiple of Interested Parties who have attended the Hearing to make the same representation then the Committee would normally require that a spokesperson be appointed by them to make the representations on behalf of all of those Interested Parties.

5 Presentation of Submissions

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

The Premises Licence Holder and/or their representative will orally present their representations which shall include;

- A The response to the representations made by the Review Applicant, a Responsible Authority/Authorities and/or an Interested Party/Parties; and
- B Whether they would be happy to accept any modifications to the Licence as suggested by the Review Applicant, a Responsible Authority/Authorities and/or an Interested Party/Parties.

6 Questioning of Submissions

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

7 Documentation

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

8 Intervention

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

- 8.1 The Committee Lawyer to advise the Committee on issues of law, procedure and relevant considerations on decision making. If necessary, the Chairperson may require the Committee, the Committee Lawyer and the Committee Manager to leave the Hearing so that advice can be given.

- 8.2 The Committee Manager to advise the Committee on procedure generally, or to request that statements made are repeated for reasons of clarity and so that they can be properly recorded.
- 8.3 The Licensing Officer to seek to clarify statements that have been made in light of information held on their file.

9 Failure of Parties to Attend Hearing

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

10 Closing Submissions

- 10.1 The Chairperson shall allow first, the Responsible Authority/Authorities and the Interested Party/Parties to make a closing oral submission(s) and secondly invite the Applicant or the Applicant's Representative an opportunity to make an oral closing submission in support of the Application.

11 Decision

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

Hearing Procedure Summary

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

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Agenda Item 5

REPORT TO THE LICENSING SUB COMMITTEE (HEARING)

Report No.

Date of Meeting	21 December 2010
Title of Report	Premises Licence Queen Elizabeth Gardens, Salisbury
Link to Corporate Priorities	None - this is a statutory requirement
Public Report	Yes – This matter is governed by the Licensing Act 2003 (Hearings) Regulations. These provide that hearings should be held in public unless the Licensing Authority considers that the public interest in excluding the public outweighs the public interest in the hearing taking place in public.

Summary of Report

An application for a premises licence has been made for which there are relevant representations.

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

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

The licensing objectives are:

- (a) the prevention of crime and disorder
- (b) public safety
- (c) the prevention of public nuisance and
- (d) the protection of children from harm.

Such steps are: - To modify the conditions of the licence or to reject the whole or part of the application.

Officer Recommendations

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

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

Financial Implications	Legal Implications	Community & Environmental Implications	Human Resources Implications	Equality & Diversity Implications
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None	Yes	None	None	None
Contact Officer	Mrs Debbie Mulvey Licensing Officer 01722 434234 debbie.mulvey@wiltshire.gov.uk			

1. Introduction

An application for a premises licence has been made for which there are a relevant representations.

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

In accordance with Section 18 the Licensing Sub Committee is required to take such steps, as it considers necessary to promote the licensing objectives. These steps are

- a) To grant the licence subject to conditions modified to such extent as the authority considers necessary for the promotion of the licensing objectives.
- b) To exclude from the scope of the licence any licensable activities
- c) To refuse to specify a person as the premises supervisor, or
- d) To reject the application

2. Options and Options Appraisal

In accordance with Section 18 the Licensing Sub Committee is required to take such steps, as it considers necessary to promote the licensing objectives, as set out above.

3. Background Information

On 26 October 2010 an application for a premises licence was received.

An officer of the Licensing team checked the application, the application was accepted

This application is for the following activities:

- Regulated entertainment, outdoors

4. Summary of Information

Activity	Day	Times
Plays	Friday & Saturday Sunday	09:00 to 22:00 11:00 to 20:00
Live Music	Friday & Saturday Sunday	09:00 to 22:00 11:00 to 20:00
Recorded Music	Friday & Saturday Sunday	09:00 to 22:00 11:00 to 20:00
Performance of dance	Monday & Saturday Sunday	09:00 to 22:00 11:00 to 20:00

Anything of a similar description to that falling within (e), (f) or (g)	Monday & Saturday Sunday	09:00 to 22:00 11:00 to 20:00
Provision of facilities for making music	Monday & Saturday Sunday	09:00 to 22:00 11:00 to 20:00
Provision of facilities for dancing	Monday & Saturday Sunday	09:00 to 22:00 11:00 to 20:00
Provision of facilities for entertainment of a similar description to that falling within (i) or (j)	Monday & Saturday Sunday	09:00 to 22:00 11:00 to 20:00

Regulated entertainment shall not take place in the park on more than eight days in any 12 month period.

Premises open 24 hours a day because this is a public park

5. Relevant Representations

During the consultation period several representations from interested parties were received.

6. Negotiations during Consultation Period

After negotiations with Environmental Services the applicant amended the application To state that “**Regulated entertainment shall not take place within the park on more than eight days in any 12 month period**”. The application has been amended accordingly.

Several representations have been withdrawn after the amendment had been made to the application.

7. Legal Implications

It should be noted that both the premises licence holder and the interested parties may appeal the decision made by the licensing sub committee. The decision made by the Licensing sub committee however takes immediate effect.

The Premises Licence Holder and the interested parties have been informed of the date, time and location of the hearing and their right to be represented.

8. Risk Analysis

Not applicable.

Appendices:	<ul style="list-style-type: none"> • 1. Application for a premises licence under the Licensing Act 2003 • 2. Map • 3. Copy of the relevant representations
Background Documents Used in the Preparation of this Report:	<ul style="list-style-type: none"> • The Licensing Act 2003 • The Licensing Act (Hearings) Regulations 2005 • Guidance issued under sect 182 of the Licensing Act 2003 • Licensing Policy

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LICENSING (SOUTH)	
RECEIVED	
20 OCT 2006	
ASSIGNED TO	
COPIES TO	
ACK'D	REPLIED

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

PLEASE READ THE FOLLOWING INSTRUCTIONS FIRST

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

I/W

e

~~Mr. Peter Jones~~ **Salisbury City Council**
(Insert name(s) of applicant)

apply for a premises licence under section 17 of the Licensing Act 2003 for the premises described in Part 1 below (the premises) and I/we are making this application to you as the relevant licensing authority in accordance with section 12 of the Licensing Act 2003

Part 1 – Premises Details

Postal address of premises or, if none, ordnance survey map reference or description			
QUEEN ELIZABETH GARDENS OFF MILL ROAD			
ORDNANCE SURVEY MAP REF : SU140298			
Post town	SALISBURY	Post code	N/A

Telephone number at premises (if any)	N/A
Non-domestic rateable value of premises	£ 0.00

Part 2 - Applicant Details

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

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

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

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

Please tick yes

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

(A) INDIVIDUAL APPLICANTS (fill in as applicable)

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

SECOND INDIVIDUAL APPLICANT (if applicable)

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

Post Town		Postcode	
Daytime contact telephone number			
E-mail address (optional)			

(B) OTHER APPLICANTS

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

Name	Mr. Chris Spiller SALISBURY CITY COUNCIL
Address	SALISBURY CITY COUNCIL 22 BEDWIN STREET SALISBURY SP1 8UT
Registered number (where applicable)	NONE
Description of applicant (for example, partnership, company, unincorporated association etc.)	LOCAL AUTHORITY
Telephone number (if any)	01722 342860
E-mail address (optional)	info@salisburycitycouncil.gov.uk

Part 3 Operating Schedule

	Day
	Month
	Year

When do you want the premises licence to start? , 1.1.2011

Month Day
Year

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

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

CITY CENTRE PARK WITH OPEN ACCESS.
RESIDENTIAL AREA ON ONE SIDE, SEPERATED BY
A ROAD, RIVER + WATER MEADOWS ON OTHER SIDE.

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

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

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

Provision of regulated entertainment

Please tick yes

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

Provision of entertainment facilities:

i) making music (if ticking yes, fill in box I)

j) dancing (if ticking yes, fill in box J)

k) entertainment of a similar description to that falling within (i) or (j)
(if ticking yes, fill in box K)

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

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

In all cases complete boxes N, O and P

A

Plays Standard days and timings (please read guidance note 6)			Will the performance of a play take place indoors or outdoors or both – please tick (please read guidance note 2)	Indoors	<input type="checkbox"/>
Day	Start	Finish		Outdoors	<input checked="" type="checkbox"/>
Mon			Please give further details here (please read guidance note 3)	Both	<input type="checkbox"/>
Tue					
Wed			State any seasonal variations for performing plays (please read guidance note 4)		
Thur					
Fri	09:00	22:00	Non standard timings. Where you intend to use the premises for the performance of plays at different times to those listed in the column on the left, please list (please read guidance note 5)		
Sat	09:00	22:00			
Sun	11:00	20:00			

B

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

C

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

D

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

E

Live music Standard days and timings (please read guidance note 6)			Will the performance of live music take place indoors or outdoors or both – please tick (please read guidance note 2)	Indoors	<input type="checkbox"/>
				Outdoors	<input checked="" type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	Please give further details here (please read guidance note 3)		
Mon			AMPLIFIED MUSIC		
Tue					
Wed			State any seasonal variations for the performance of live music (please read guidance note 4)		
Thur					
Fri	09:00	22:00	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 5)		
Sat	09:00	22:00			
Sun	11:00	20:00			

F

Recorded music Standard days and timings (please read guidance note 6)			Will the playing of recorded music take place indoors or outdoors or both – please tick (please read guidance note 2)	Indoors	<input type="checkbox"/>
Day	Start	Finish		Outdoors	<input checked="" type="checkbox"/>
Mon			Please give further details here (please read guidance note 3) RECORDED MUSIC WILL ONLY HAPPEN AS PART OF A LIVE EVENT E.G. PRE/POST PERFORMANCE OR IN AN INTERVAL	Both	<input type="checkbox"/>
Tue					
Wed			State any seasonal variations for the playing of recorded music (please read guidance note 4)		
Thur					
Fri	09:00	22:00	Non standard timings. Where you intend to use the premises for the playing of recorded music at different times to those listed in the column on the left, please list (please read guidance note 5)		
Sat	09:00	22:00			
Sun	11:00	20:00			

G

Performances of dance Standard days and timings (please read guidance note 6)			Will the performance of dance take place indoors or outdoors or both – please tick (please read guidance note 2)	Indoors	<input type="checkbox"/>
Day	Start	Finish		Outdoors	<input checked="" type="checkbox"/>
Mon			Please give further details here (please read guidance note 3)	Both	<input type="checkbox"/>
Tue					
Wed			State any seasonal variations for the performance of dance (please read guidance note 4)		
Thur					
Fri	09:00	22:00	Non standard timings. Where you intend to use the premises for the performance of dance at different times to those listed in the column on the left, please list (please read guidance note 5)		
Sat	09:00	22:00			
Sun	11:00	20:00			

H

<p>Anything of a similar description to that falling within (e), (f) or (g) Standard days and timings (please read guidance note 6)</p>			<p><u>Please give a description of the type of entertainment you will be providing</u> OPERA, SKETCH SHOWS, COMEDY, VARIETY, TALENT SHOWS</p>		
Day	Start	Finish	<p><u>Will this entertainment take place indoors or outdoors or both – please tick</u> (please read guidance note 2)</p>	Indoors	<input type="checkbox"/>
Mon				Outdoors	<input checked="" type="checkbox"/>
			Both	<input type="checkbox"/>	
Tue			<p><u>Please give further details here</u> (please read guidance note 3)</p>		
Wed					
Thur			<p><u>State any seasonal variations for entertainment of a similar description to that falling within (e), (f) or (g)</u> (please read guidance note 4)</p>		
Fri	09:00	22:00			
Sat	09:00	22:00	<p><u>Non standard timings. Where you intend to use the premises for the entertainment of a similar description to that falling within (e), (f) or (g) at different times to those listed in the column on the left, please list</u> (please read guidance note 5)</p>		
Sun	11:00	20:00			

Provision of facilities for making music Standard days and timings (please read guidance note 6)			Please give a description of the facilities for making music you will be providing PERFORMANCE SPACE, STAGING + GENERATOR		
			Will the facilities for making music be indoors or outdoors or both – please tick (please read guidance note 2)		Indoors <input type="checkbox"/> Outdoors <input checked="" type="checkbox"/> Both <input type="checkbox"/>
Day	Start	Finish	Please give further details here (please read guidance note 3) GENERATOR WILL PROVIDE THE OPPORTUNITY FOR MUSIC TO BE AMPLIFIED.		
Mon					
Tue			State any seasonal variations for the provision of facilities for making music (please read guidance note 4)		
Wed					
Thur					
Fri	09:00	22:00	Non standard timings. Where you intend to use the premises for provision of facilities for making music at different times to those listed in the column on the left, please list (please read guidance note 5)		
Sat	09:00	22:00			
Sun	11:00	20:00			

J

Provision of facilities for dancing Standard days and timings (please read guidance note 6)			Will the facilities for dancing be indoors or outdoors or both – please tick (see guidance note 2)	Indoors <input type="checkbox"/>
				Outdoors <input checked="" type="checkbox"/>
				Both <input type="checkbox"/>
			Please give a description of the facilities for dancing you will be providing SPACING, GENERATOR. PERFORMANCE AREA	
Day	Start	Finish	Please give further details here (please read guidance note 3)	
Mon			GENERATOR WILL PROVIDE THE OPPORTUNITY FOR MUSIC TO BE AMPLIFIED	
Tue				
Wed				
Thur			State any seasonal variations for providing dancing facilities (please read guidance note 4)	
Fri	09:00	22:00	Non standard timings. Where you intend to use the premises for the provision of facilities for dancing entertainment at different times to those listed in the column on the left, please list (please read guidance note 5)	
Sat	09:00	22:00		
Sun	11:00	20:00		

K

Provision of facilities for entertainment of a similar description to that falling within i or j Standard days and timings (please read guidance note 6)			Please give a description of the type of entertainment facility you will be providing PERFORMANCE AREA. GENERATOR + STAGING		
Day	Start	Finish	Will the entertainment facility be indoors or outdoors or both – please tick (please read guidance note 2)	Indoors	<input type="checkbox"/>
Mon				Outdoors	<input checked="" type="checkbox"/>
			Both	<input type="checkbox"/>	
Tue			Please give further details here (please read guidance note 3) GENERATOR WILL MEAN THAT MUSIC CAN BE AMPLIFIED		
Wed					
Thur			State any seasonal variations for the provision of facilities for entertainment of a similar description to that falling within i or j (please read guidance note 4)		
Fri	09:00	22:00			
Sat	09:00	22:00	Non standard timings. Where you intend to use the premises for the provision of facilities for entertainment of a similar description to that falling within i or j at different times to those listed in the column on the left, please list (please read guidance note 5)		
Sun	11:00	20:00			

L

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

M

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

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

Name	
Address	
Postcode	
Personal Licence number (if known)	
Issuing licensing authority (if known)	

N

Please highlight any adult entertainment or services, activities, other entertainment or matters ancillary to the use of the premises that may give rise to concern in respect of children (please read guidance note 8)

O

Hours premises are open to the public Standard days and timings (please read guidance note 6)			State any seasonal variations (please read guidance note 4) GE GARDENS IS A PUBLIC PARK THAT IS OPEN ACCESS 24 HOURS A DAY.
Day	Start	Finish	Non standard timings. Where you intend the premises to be open to the public at different times from those listed in the column on the left, please list (please read guidance note 5)
Mon	12:00	12:00	
Tue	12:00	12:00	
Wed	12:00	12:00	
Thur	12:00	12:00	
Fri	12:00	12:00	
Sat	12:00	12:00	
Sun	12:00	12:00	

P Describe the steps you intend to take to promote the four licensing objectives:

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

RISK ASSESSMENTS WILL BE UNDERTAKEN ON EVENTS ON AN INDIVIDUAL BASIS BY A SUITABLY QUALIFIED MEMBER OF STAFF. EVENTS WILL BE MANAGED ON AN INDIVIDUAL BASIS. PARTNER ORGANISATIONS SUCH AS POLICE + NEIGHBOURHOOD GROUPS WILL BE INFORMED OF EVENTS. EVENTS WILL BE PUBLICISED TO LOCAL RESIDENTS.

b) The prevention of crime and disorder

LOCAL POLICE TO BE INFORMED OF EVENTS
EVENTS STAFFED AS APPROPRIATE
EVENTS WILL BE FAMILY ORIENTATED, DAYTIME OR EARLY EVENING
ALCOHOL WILL NOT BE AVAILABLE AT EVENTS
EVENTS WILL BE MANAGED PROFESSIONALLY

c) Public safety

RISK ASSESSMENTS WILL BE IN PLACE
MEMBER OF STAFF WILL BE ON DUTY
STAGE AREA WILL BE MANAGED BY STAFF
MAINTAINED PUBLIC TOILETS WILL BE AVAILABLE FOR USE

d) The prevention of public nuisance

VOLUME OF AMPLIFIED MUSIC WILL BE LIMITED + MONITORED
OPEN NATURE OF SPACE MEANS THERE ARE SEVERAL EXIT ROUTES FOR DISPERSAL OF CROWDS
EVENTS WILL BE HELD DURING DAYTIME + EARLY EVENING
AREAS WILL BE LITTER PICKED AS SOON AS IS PRACTICABLE
AREAS WILL BE CLEARED OF EQUIPMENT AS SOON AS IS PRACTICABLE

e) The protection of children from harm

EVENTS WILL BE SUITABLE FOR FAMILY AUDIENCES
EVENTS WILL BE SUPERVISED BY STAFF
EVENTS WILL BE APPROPRIATELY ADVERTISED

Please tick yes


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

- others where applicable
- I have enclosed the consent form completed by the individual I wish to be premises supervisor, if applicable
- I understand that I must now advertise my application
- I understand that if I do not comply with the above requirements my application will be rejected

IT IS AN OFFENCE, LIABLE ON CONVICTION TO A FINE UP TO LEVEL 5 ON THE STANDARD SCALE, UNDER SECTION 158 OF THE LICENSING ACT 2003 TO MAKE A FALSE STATEMENT IN OR IN CONNECTION WITH THIS APPLICATION

Part 4 – Signatures (please read guidance note 10)

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

Signature	
Date	11 / 10 / 2010
Capacity	SENIOR MARKS OFFICER

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

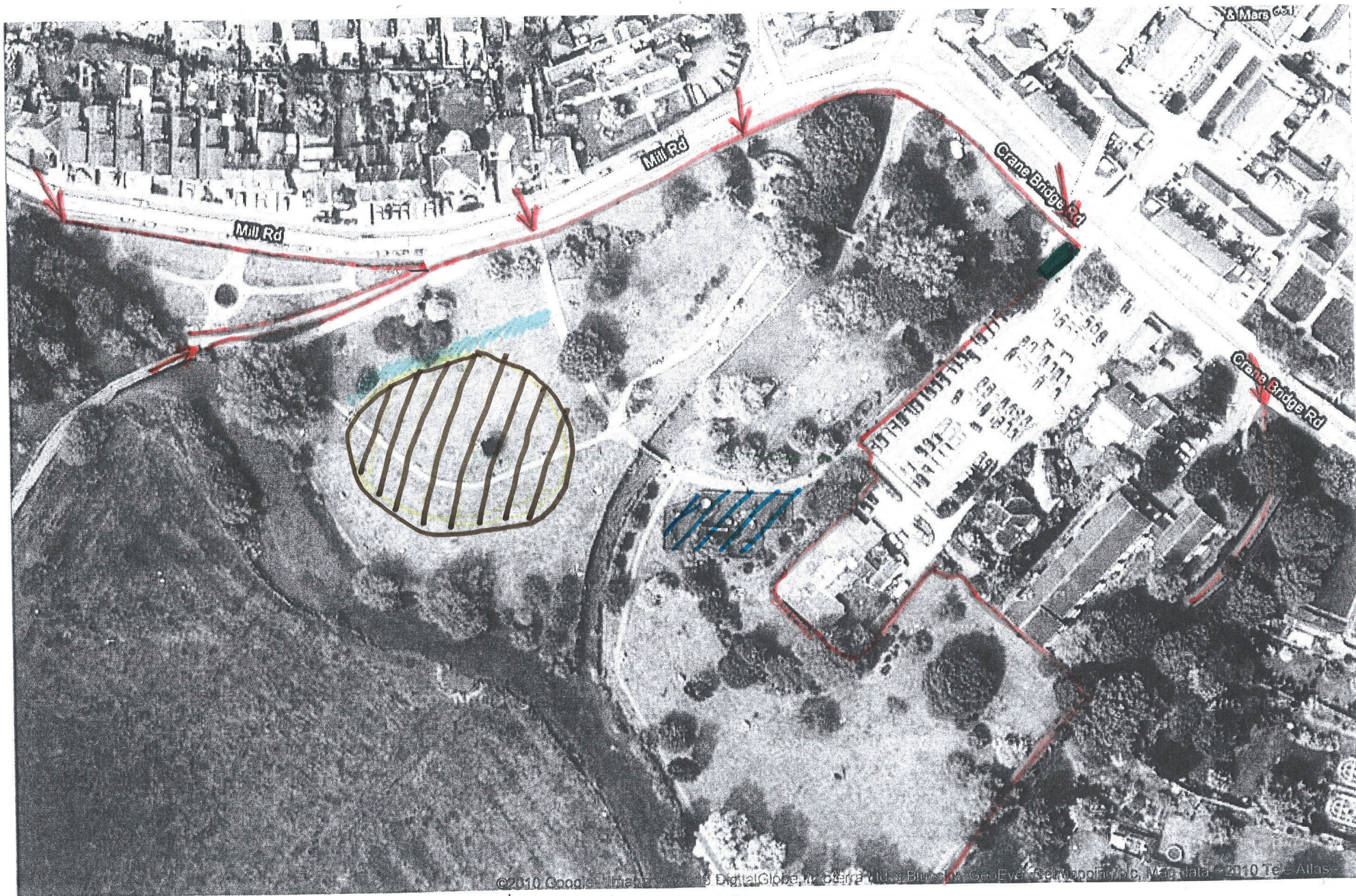
Signature	
Date	
Capacity	

Contact name (where not previously given) and postal address for correspondence associated with this application (please read guidance note 13)			
Post town		Post code	
Telephone number (if any)			
If you would prefer us to correspond with you by e-mail your e-mail address (optional)			

Notes for Guidance

1. Describe the premises. For example the type of premises, its general situation and layout and any other information which could be relevant to the licensing objectives. Where your application includes off-supplies of alcohol and you intend to provide a place for consumption of these off-supplies you must include a description of where the place will be and its proximity to the premises.

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- Boundary
- public convenience
- ▨ fenced children's play area
- ▨ low level wall with benches. Please note other benches exist into park
- ▨ commonly used performance area
- primary + most well used points of access, although boundary to Mill Road + Crane Bridge Road is open + unrestricted
- vehicle barrier

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I'm looking for crane bridge road

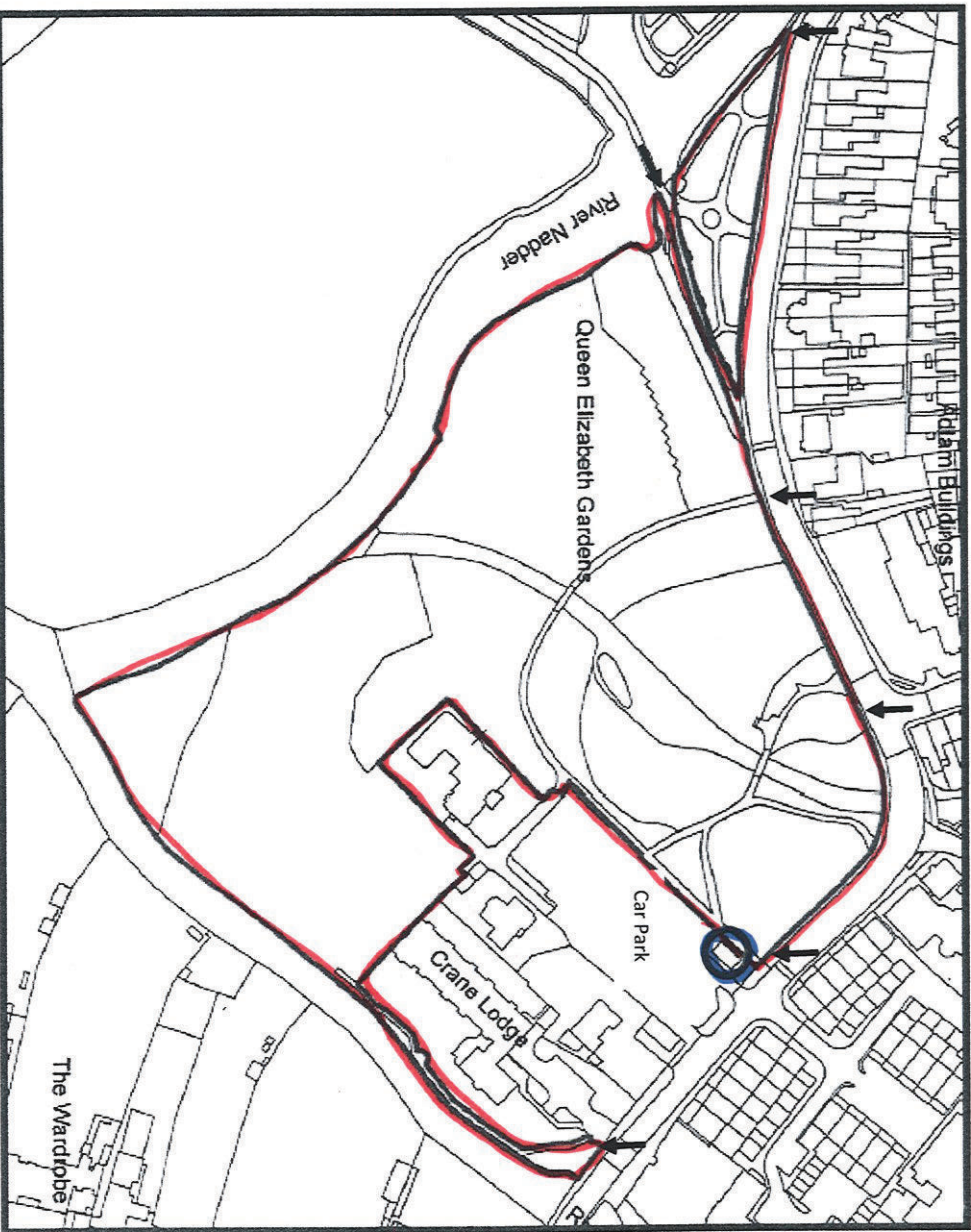
in this map

Search

Page 36



Plan map of Queen Elizabeth Gardens



Scale 1:2500

Boundaries highlighted in red.

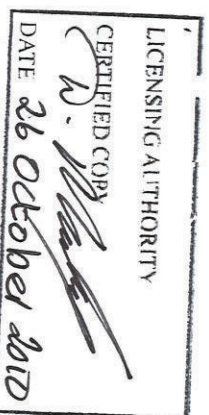
Additional notes:

The public conveniences adjacent to the park are circled in blue.

The primary and most well-used points of access and egress to and from the park have been indicated with arrows, although please note that the park's boundary with Cranebridge Road/Mill Road is an open and unrestricted one.

As indicated, Lush House Car Park is located next to the park.

COPY



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yes

LICENSING (SOUTH)	
RECEIVED	
17 NOV 2010	
PASSED TO	
COPIES TO	
ACKD 24/11/10	REPLIED

14. 11. 10

Dear Sir,

Permanent license for music in Elizabeth Gardens.

I am in receipt of information that there is an application from the City Council to have a permanent music license for the Elizabeth Gardens, I would ask for the licensing Committee to consider the wisdom of this.

I was exceedingly disappointed that the City Council so ruthlessly pushed through their plans to adapt the Gardens with no consideration for the local residents, who all pay high council tax rates in order

to live in one of the more peaceful and beautiful areas in the city. Now I understand they wish to make it easier to put on music events in this beautiful open space.

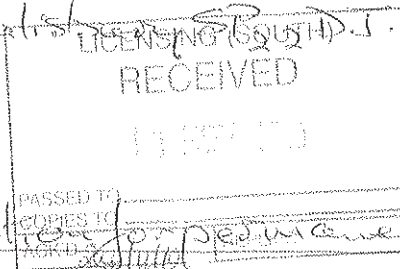
People choose Salisbury to live in, partly because it has attractive central open spaces as well as its own outstanding Cathedral. Surely the council has done enough damage already in Salisbury by allowing so much weekend noise & drunkenness, partly from non-residents, on our streets all weekends without inflicting more on us residents, by creating more amplified noise overwhelming the local area & destroying the peace of this city.

May I ask you to consider the views of
the people who pay taxes & contribute
in so many different ways to the success
of our city, before making any more
most unwelcome changes.

Yours sincerely

Wills Council, Licensing Team South, YES

PO Box 2126, Salisbury



Nov. 17th 2010

Dear Team,

re: Application for permanent entertainment license for Queen Elizabeth Gardens

So far the entertainment in Q.E.G. is limited to musical events, approximately every two weeks, on Sunday afternoons, for a few weeks in the summer months.

Usually these are pleasant affairs, but occasionally they can be very noisy. As we live directly opposite the loudspeakers, when in use, we would view with some apprehension the unlimited extension of the license. The unpredictability of the events would also be a problem.

In any case attention should be given to control of the sound level.

Therefore we would ask that this extension to the existing licence be not granted.
Yours faithfully,

YES

LICENSING (SOUTH); RECEIVED	
ISSUED TO:	
CLUBS /	
DATE 28/11/2010	APPLICANT

Wiltshire Council,
Licensing Team South,
P.O.Box 2126,
Salisbury. SP2 2DJ.

November 17th 2010.

Dear Sirs,

I am writing in respect of the Council's application for a permanent entertainment licence for Elizabeth Gardens.

I sincerely hope that some limitation may be placed on such a licence so that, in the future, no pop festivals or other such events may be allowed to take place. The occasional afternoon concerts are much appreciated but Elizabeth Gardens are not suitable for late night noisy music.

As no notice has been taken of protests about the "refurbishing" of Elizabeth Gardens, I do not suppose much notice will be taken of this request.....

Yours truly,

Lady H.M. Bennett.JP.

Yes

LICENSING (SOUTH)	
RECEIVED	
10 NOV 2010	
PASSED TO	
CHIEF CLERK	
Approved	10/11/10

Licensing Team South
 Wiltshire Council
 PO Box 2126
 Salisbury SP2 2DJ

10 November 2010

Dear Sir,

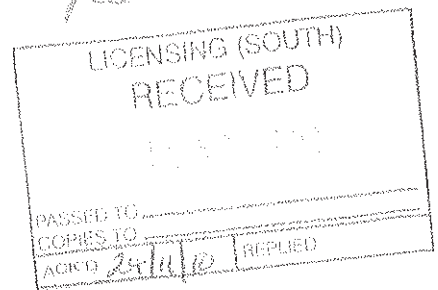
Application for Entertainment Licence No. 303817

We would like to register a strong objection to the above licence application.

Elizabeth Gardens are an amenity available to families and residents for their quiet delight. In the past the Gardens have been made available for entertainment which has been fitted in to the other uses. To give a blanket agreement to the use of the gardens is contrary to everything that they are provided for and panders to the lazy and authoritarian approach of the applicant.

We would ask that any application for entertainment in the gardens should be made at the time and for one event at a time.

Yours faithfully



Application Reference – 030817

Dear Sir,

We live opposite Elizabeth Gardens and wish to object to a Full Entertainment Licence being granted to Salisbury City Council.

We do not want late night entertainment in the Gardens, which would encourage trouble and hooliganism.

We do not object to the summer afternoon music events which have taken place on Sundays. They have been well liked for many times in the past.

Please continue with the current licence only.

Yours faithfully,

Wiltshire Council
Licensing Team South
PO Box 2126
Salisbury
Wiltshire
SP2 2DJ

Yes

LICENSING (SOUTH)	
RECEIVED	
MAY 19 1970	
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ACK'D 24/11/70	REPLIED

WILTSHIRE COUNCIL
 LICENSING TEAM BOOTH
 PO BOX 2126
 SALISBURY
 WILTSHIRE
 SP2 2DJ.

Dear Sir

QUEEN ELIZABETH GARDENS
 PERMANENT ENTERTAINMENT LICENSE

I wish to object to the application by Salisbury City Council for a permanent entertainment licence for the Queen Elizabeth Gardens close to my home. In view of the fact that all our objections to expensive "improvements" have been swept aside, I have no faith in the City Council's assurance concerning future extra events. The reason given following the cancellation of a concert last year seems to be just an excuse for in efficiency.

The Gardens are a small but delightful natural park close to a fairly dense residential area and completely unsuitable for public entertainment. Parking in the whole city area is difficult and the tiny car park by the doctor's surgery would be inadequate.

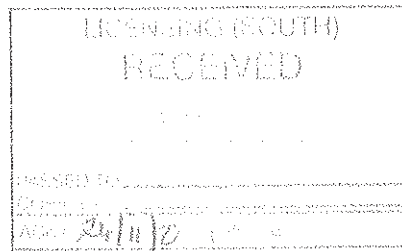
It is bad enough having some Sunday afternoons disturbed by entertainments during the summer but the prospect of more frequent events is not welcome.

I would have thought the Churchill Gardens would be more suitable.

Yours faithfully

Yes

To: Wiltshire Council,
Licensing Team South,
PO Box 2126,
Salisbury, Wilts.
SP2 2DJ



Dear Sirs,

Re: The Grant of a Premises Licence for Queen Elizabeth Gardens

I am very concerned to learn that Salisbury City Council is applying for a Licence for Provision of Regulated Entertainment and Facilities for the above Gardens. I would like to be reassured on the following questions:-

1. That events will not take place any more frequently than they have done in previous years, when the Licence had to be applied for on each occasion.
2. That there will be noise level restrictions for amplified music. The Gardens are particularly unsuitable for any loud amplified sound because they are in a heavily populated residential area. Last Summer I could hear some of the music on Sunday afternoons from my house in Rectory Road.
3. What exactly is meant by "Entertainment Facilities"? Are these to be permanent or mobile structures? Permanent structures would ^{be} totally unsuitable for the Gardens.

In view of the above concerns, please consider this Application very carefully. If there is any doubt about any of them, I hope you will turn down the Application and require that a Licence is to be obtained for each occasion.

Yours sincerely,

LICENSING (SOUTH) RECEIVED	
21 NOV 2010	
PASSED TO _____	
COPIES TO _____	
ACK'D _____	APPLIED <i>RS/10/10</i>

Dear Sir or Madam,

I am writing to you to request that the application for a permanent entertainment license for Elizabeth Gardens made by Salisbury City Council be considered by the Licensing Committee. There is a great deal of public concern about this issue and I think it would benefit from public scrutiny.

Personally while I am not concerned about the current plans the City Council have (they have said they do not wish to have more concerts in the park, merely to avoid the problems of earlier this year when they forgot to apply for a license for one of them). I am however concerned that in future they would be able to add events which local people do not want to see happen without detailed scrutiny.

I am including a letter from a local resident asking me to represent them on this issue.

Please can you confirm to me what will now happen on this issue.

Yours sincerely,

RS

WILTSHIRE COUNCIL DEVELOPMENT SERVICES	
Rec	23 NOV 2010
Acknowledged	<i>RS</i>
Copy to	_____
Action	_____

Your Ref:--Elizabeth Gardens
12 November 2010

Councillor Richard Clewer, 53, Highlands Way, Whiteparish,
SALISBURY, Wiltshire SP5 2HA

LICENSING (SOUTH)	
RECEIVED	
PASSED TO _____	
COPIES TO _____	
ACK'D _____	FILED _____

Ref Permanent Entertainment Licence for Elizabeth Gardens

Dear Councillor Clewer,

I am concerned that the City Council is applying for a permanent entertainment Licence for these Gardens, which would enable extra events to be added without further licensing controls.

I have been unable to see the full application, which is by appointment, but will continue to try to do so.

I understand it would cover entertainments from
09.00 –22.00 hours on Fridays,
09.00 –22.00 hours on Saturdays and
11.00—18.00 hours on Sundays

The application excludes the sale of alcohol, but as there is a pub about 50-100 yards away, and two more about 100-200 yards away, this is hardly relevant. We are already often troubled by rowdy drunks, and fear the “ improvements “ to Elizabeth Gardens, and the temptation to vandalism of the new plantings will exacerbate this.

It includes an undertaking to monitor noise levels and keep them at acceptable levels. This needs specific volumes, in Decibels, at the nearest point on the road. How would it be monitored? Recent levels, during the limited entertainments, have been called acceptable, even though they could be heard through double glazing (which excludes all traffic noise including 10 vehicle transporters, and brewery lorries), and we live 20 yards back from the road.

This Licence would amount to a change of use.

Those who use this park, at present, children, young footballers, families and adults enjoying the wildlife would find they had “lost” this beautiful garden. Birds and animals would desert it

It is totally contrary to the wishes of hundreds of locals, many of whom use it daily.

Please can this be considered, and so rejected, by the Licensing Committee.

Would you please be willing to represent us in this matter.

Yours faithfully,

Dr D Baston.

WILTSHIRE COUNCIL	
DEVELOPMENT SERVICES	
Rec	23 NOV 2010
Acknowledged	_____
Copy to	_____
Action	_____

JES

LICENSING (SOUTH)	
RECEIVED	
DATE: 24/11/0	
PASSED TO	
COPIES TO	
ACK'D	REPLIED

Dear Sirs

We are very concerned by Salisbury City Council's request for a permanent entertainment licence for Queen Elizabeth Gardens.

The Gardens are not very big and are bordered by a busy road and blocks of retirement flats, sheltered housing and other residences. Afternoon concerts in summer do not, on the whole, cause a nuisance providing suitable noise levels are maintained but we think that the area is not suitable for evening events.

We ask that the Council's licensing committee consider this application most carefully.

Yours faithfully

Yes

LICENSING (SOUTH)	
RECEIVED	
DATE	
PASSED TO	
COPIES TO	
ACK'D 24/11/10	REPLIED

Wiltshire Council.
Licensing Team South
PO Box 2126
Salisbury.
Wiltshire
SP2 2DJ.

12th November 2010.

Dear Sirs,

Ref:- Elizabeth Gardens Salisbury.

It was with great frustration, anger and against the wishes of the local residents of this ward, and numerous residents of Salisbury that Salisbury City Council passed the plans for the reconstruction of Elizabeth Gardens (a decision I feel sure they will regret come the next local elections!!), It is with further dismay that we learn that the City Council has applied for a permanent entertainment license, and that applications have been made for licence to provide alcohol.

The gardens already suffer from youngsters drinking and taking drugs This is known by the local police who do try to visit and catch the culprits, but they cannot be expected to patrol the gardens twenty four hours a day, even more so now with the budget reductions that government has levied on our Police Forces.

Already in Harcourt Manor residents are having to pick up discarded cardboard packaging, cups, paper and drink cans which are left in our hedges, gutters and on pavements. This situation will only get worse if licenses for entertainment and alcohol are granted for use in the gardens.

During my work I meet people from all over the world who sing the praises for our City and its gardens and parks. Do not detract from Salisbury's reputation for the beautiful and well-loved City by granting licences that will result in excess litter rowdiness and yobbish behaviour that will soil its reputation.

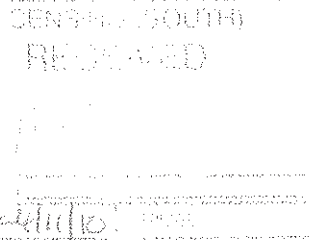
I wish to express my grave concerns about these applications and would request for them to be considered by the Licensing Committee.

Yours faithfully.

W.A.Sanders.

**Copy - Richard Clewer Wiltshire Councillor St. Paul's Ward
Salisbury**

Yes



Licensing Committee
Wiltshire Council

Sir,
The City Council's application
for a permanent license
for Pheon Elizabeth
Gardens should not be
allowed.

The previous arrangement
for 4 concerts in July/
August was acceptable
even though the noise was
on some occasions unsuitable
for a quiet Sunday afternoon.

But no more than 4
concerts should be allowed.

Yours faithfully

Yes

13/11/10

Wiltshire Council
Licensing Team South
PO Box 2126
Salisbury
Wiltshire
SP2 2DJ

LICENSING (SOUTH)	
RECEIVED	
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COPIES TO	
ACCU: 24/11/10	RECEIVED

Dear Sirs

Re the application from the City Council to have a permanent entertainment licence for Elizabeth Gardens

Wouldn't playing music in the park regularly be a complete change of use for Elizabeth Gardens? I thought the reason given for spending money on the park was to renovate it not to change its use completely. An occasional concert is very different from what is being applied for, namely a license to play music from 9.0am until 10pm on Fridays and Saturdays and 11am to 8.00 pm on Sundays

The park is at present used and enjoyed by people of every age to walk, sit and play in, in peace and tranquillity, especially by families with small children and particularly at weekends. These users would find music played on a portable radio beside them intrusive. Why should "live" music professionally produced be any less intrusive?

I would like to register my disquiet that the majority views of residents have been disregarded in the case of Elizabeth Gardens. This would seem to be, at the very least, undemocratic.

Yours faithfully

Pamela Perry

Yes

Our Ref:--13,10ElizGdnsWCC

Your Ref:--Application Reference 303817 (Elizabeth Gardens)
13 November 2010

Wiltshire Council, Licensing Team South, PO Box 2126,
Salisbury, Wiltshire SP2 2DJ.

LICENSING (SOUTH)	
RECEIVED	
13 NOV 2010	
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COPIES TO	
ACK'D	REPLIED

Ref Request for consideration by the Licensing committee

Dear Sir or Madam,

I am concerned that the City Council is applying for a Permanent Entertainment Licence for these Gardens.

I have been unable to see the full application , which is by appointment, but will continue to try to do so.

I understand it would cover entertainments from
09.00 --22.00 hours on Fridays,
09.00 --22.00 hours on Saturdays and
11.00--18.00 hours on Sundays

The application excludes the sale of alcohol, but as there is a pub about 50-100 yards away, and two more about 100-200 yards away, this is hardly relevant. We are already often troubled by rowdy drunks, and fear the " improvements " to Elizabeth Gardens, and the temptation to vandalism of the new plantings will exacerbate this.

It includes an undertaking to monitor noise levels and keep them at acceptable levels. This needs specific volumes, in Decibels, at the nearest point on the road. How would it be monitored? Recent levels, during the limited entertainments, have been called acceptable, even though they could be heard through double glazing (which excludes all traffic noise including 10 vehicle transporters, and brewery lorries), and we live 20 yards back from the road . Loud noise damages hearing.

This Licence would amount to a change of use.

Those who use this park, at present, children, young footballers, families and adults enjoying the wildlife would find they had "lost" this beautiful garden. Birds and animals would desert it. There would be no chance to sit quietly, enjoying the view, and visitors /tourists, on which Salisbury depends, would avoid this way into the city.

It is totally contrary to the wishes of hundreds of locals, many of whom use it daily.

Please can this be considered, and hopefully, rejected, by the Licensing Committee.
Yours faithfully,

Received - 29 November 2010
Attached to returned form.

Our Ref:-- Gardens 3, 28, 11, 10

Your Ref:--DM/030817/Rep

26 November 2010

Wiltshire Council Licensing Team South
PO Box 2126 Salisbury Wiltshire SP2 2DJ

Ref Premises Licence Application for Elizabeth Gardens

Dear Madam,

Thank you for your letter.

I still wish my representation against this licence to stand.

I appreciate it would be cheaper to have this licence, rather than a licence for each event (with which I do not disagree) but there need to be much greater controls in place, than in this application.

The problem of **noise** (accurately recorded in Decibels) at the nearest point on Mill Road has not been addressed nor has the **duration** of events.

The great length of times suggested in this application means that intolerable nuisance could continue for virtually the whole of a weekend.

Many people of all ages enjoy this garden but few want it to become full of entertainers.

The great joy at the moment is for people to **make their own** relaxation from children playing, to young footballers, to dog walkers and for those enjoy the scattered seats for rest and contemplation.

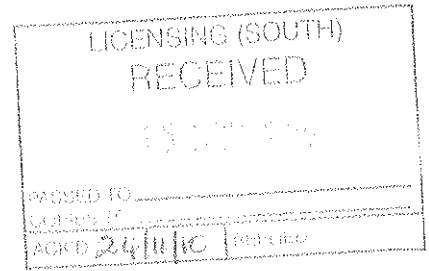
That is away from passive entertainment from computers and television.

Please reconsider these points carefully.

Those of us who use this garden on a daily basis, or who live near, are still trying to come to terms with the changes already voted through for this glorious space.

Yours faithfully,

Yes



The Manager
Wiltshire Council
Licensing Team South
PO Box 2126
Salisbury
Wiltshire SP2 2DJ

Friday, 12 November 2010

Dear Sir Elizabeth Gardens Entertainment Licence

I am against a permanent entertainment licence for Elizabeth Gardens. In my opinion this is a change of use. Two years ago I complained of the noise level that occurred on a Sunday afternoon. I was unable to read in a double glazed room more than 200 yards from the event, I was informed that an official considered the noise level satisfactory. In my opinion the volume of noise should be measured in decibels as high levels are known to give permanent deafness.

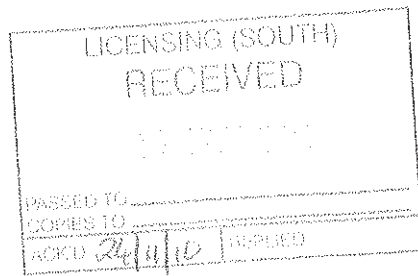
The majority of local residents disapproved of the so-called enhancement. The petition by several hundred local people and the vast majority of letters objecting to this use of money have been ignored. When Wiltshire Council are having to reduce services I find this expenditure unbelievable.

Yours faithfully

John Baston

yes

Wiltshire Council
Licensing Team South
PO Box 2126
Salisbury
Wilts SP2 2DJ



Dear Sirs,

re: an Entertainment License for Elizabeth Gardens Salisbury

I wish to lodge an objection to the proposal to grant a permanent entertainment license for Queen Elizabeth Gardens on the following grounds:-

- 1) With the closure of the High Street to traffic and the general increase in vehicular traffic that has occurred in recent years, Mill Road has become an important route for traffic approaching and leaving Salisbury to the west. When concerts have been held, recently in the Gardens, there has been extreme disruption of this traffic, partly due to the additional traffic, but, also due to the uncoordinated parking that takes place which is obviously very difficult to control
- 2) Parking, often illicit (see above), when the concerts take place, makes parking for the local residents extremely difficult and often impossible.
- 3) There is a noise problem for local residents. This is made worse by the type of the entertainment which is often of a nature not acceptable by the majority.
- 4) There are other areas that are more than adequate for such concerts. The most suitable is Hudson's Field. This area is sufficiently large that the noise does not seriously affect local housing and parking area has recently been increased. Victoria Park is also a more suitable site for such concerts although there may be some difficulties with the provision of parking.

Yours faithfully,

H G Britton

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