

AGENDA

Meeting: Northern Area Licensing Sub Committee
Place: Council Chamber - Council Offices, Monkton Park, Chippenham
Date: Thursday 11 August 2011
Time: 10.30 am
Matter: **Review of a Premises Licence in respect of The Black Horse
Public House, Chippenham**

Please direct any enquiries on this Agenda to Marie Gondlach, of Democratic Services, County Hall, Bythesea Road, Trowbridge, direct line 01225 713597 or email marie.gondlach@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 Desna Allen
Cllr Trevor Carbin

Cllr Bill Douglas

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 - Review of a Premises Licence in respect of The Black Horse Public House, 62 New Road, Chippenham** (*Pages 9 - 12*)

To consider and determine an application for a Review of a Premises Licence in respect of The Black Horse Public House, 62 New Road, Chippenham made by Mr Ian Keasey, a resident living in the vicinity of the premises.

5.1. **Appendix 1 - Existing Premises Licence** (*Pages 13 - 18*)

5.2 **Appendix 2 - Application for a Review of the Premises Licence**
(*Pages 19 - 30*)

5.3 **Appendix 3 - Observations of Mrs Francis, Public Protection Officer, Wiltshire Council** (*Pages 31 - 32*)

5.4 **Appendix 4 - Copies of Relevant Representations** (*Pages 33 - 40*)

5.5 **Appendix 5 - Location Map of the Premises and Surrounding Area**
(*Pages 41 - 42*)

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.

Review Hearing Procedure Summary

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

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WILTSHIRE COUNCIL

NORTHERN AREA LICENSING SUB COMMITTEE

11TH AUGUST 2011

**Application for Review of a Premises Licence; The Black Horse Public House,
62 New Road, Chippenham**

1. Purpose of Report

- 1.1 To determine an application for a Review of a Premises Licence in respect of The Black Horse Public House made by Mr Ian Keasey a resident living in the vicinity of the premises.

2. Background Information

- 2.1 An application for the Review of The Black Horse Premises Licence has been made by Mr Ian Keasey. Following advertisement of the application 3 relevant representations have also been received.
- 2.2 Wiltshire Council (as the Licensing Authority) must hold a hearing to consider the review application and any representations received. In accordance with Section 52 (3) of The Licensing Act 2003 the Licensing Sub Committee is required to take such steps as it considers necessary for the promotion of the licensing objectives.
- 2.3 The licensing objectives are:
- i) The Prevention of Crime and Disorder;
 - ii) Public Safety;
 - iii) The Prevention of Public Nuisance; and
 - iv) The Protection of Children from Harm.
- 2.4 Such steps are:
- i) To modify the conditions of the licence.
 - ii) To exclude a licensable activity from the scope of the licence.
 - iii) To remove the designated premises supervisor.
 - iv) To suspend the licence for a period not exceeding three months.
 - v) To revoke the licence.
 - vi) To determine that no steps are necessary.

Government Guidance issued under s.182 of the Licensing Act states that:

“Licensing Authorities should also note that modifications of conditions and exclusions of licensable activities may be imposed either permanently or for a temporary period of up to three months. Temporary changes or suspension of

the licence for up to three months could impact on the business holding the licence financially and would only be expected to be pursued as a necessary means of promoting the licensing objectives. So, for instance, a licence could be suspended for a weekend as a means of deterring the holder from allowing the problems that gave rise to the review to happen again. However, it will always be important that any detrimental financial impact that may result from a licensing authority's decision is necessary and proportionate to the promotion of the licensing objectives”

2.5 The premise benefits from a Premises Licence issued under the Licensing Act 2003 since 24th November 2005 and this is attached as **Appendix 1**.

2.6 Over the past two years the Environmental Protection Team has received multiple complaints from residents living in the vicinity of the premises regarding excessive noise from amplified music events in a marquee at the premise over the Folk Festival Weekend.

3. Details of the Grounds for Review

3.1 The review of the licence has been requested on the grounds that the premises have been conducted in such a manner as to prejudice the licensing objectives. The grounds for review are:

- Noise nuisance caused by entertainment held outside at the rear of the licensed premise.

3.2 The application for review is attached as **Appendix 2**.

3.3 During the consultation period Mrs C Francis, Public Protection Officer (Pollution) Wiltshire Council, met with Mr Olsen the Premises Licence Holder on site and her observations are attached as **Appendix 3**.

4. Consultation and Representations

4.1 The review process requires a public notice to be posted on the premises for a period of 28 days together with a copy of the notice posted at the offices of Wiltshire Council, Monkton Park, Chippenham. During the consultation period 2 relevant representations have been received from residents living in the vicinity of the premises, and 1 from a local divisional member.

- | | |
|------------------------|--------------------------------|
| • Mrs Northam Evans | 15 St Mary's Place, Chippenham |
| • Mr A Coombs | 7 St Mary's Place, Chippenham |
| • Councillor C Caswill | Local Divisional Member |

The relevant representations are attached as **Appendix 4**.

4.2 The Sub Committee can take into account documentary or other information presented at the hearing with the consent of all other parties.

- 4.3 The following suggestions have been made by the parties making a representation on how to address the concerns raised.

Limit the number of events taking place outside.

Limit the type of music played.

Remove the use of the outside area from the licence for regulated entertainment.

5. Legal Implications

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

6. Officer Recommendations

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

7. Right of Appeal

- 7.1 It should be noted that the Premises Licence Holder, the party that applied for the review and any Responsible Authority or Interested Parties who have made representations may appeal the decision made by the Licensing Sub Committee to the Magistrates Court. The appeal must be lodged with the Magistrates Court within 21 days of the notification of the decision.
- 7.2 The decision of the Licensing Sub Committee does not take effect until the end of the period for appealing against that decision. In the event of an appeal being lodged, the decision made by the Licensing Sub Committee does not take effect until any appeal is heard and finally determined.
- 7.3 The Premises Licence Holder and all Interested Parties have been informed of the date, time and location of the hearing and their right to attend and be represented.

Report Author: Linda Holland
Senior Licensing Officer North and West
linda.holland@wiltshire.gov.uk Tel: 01249 706410

Date of report: 28th July 2011

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 Current Premises Licence**
- 2 Application for a Review by Mr I Keasey**
- 3 Observations of Mrs C Francis, Public Protection Officer, Wiltshire Council**
- 4 Copies of Relevant Representations**
- 5 Location plan of the premises and surrounding area**

LICENSING ACT 2003

PREMISES LICENCE

COPY

PREMISES LICENCE NUMBER: LN/003024 NL

Premises Details

Postal address of premises, or if none, ordnance survey map reference or description	
The Black Horse 62 New Road	
Post Town	Chippenham
Post Code	SN15 1ER
Telephone Number	01249 650111

Licensable activities authorised by the Licence	The time the licence authorises the carrying out of licensable activities
a. Films (Indoors)	a. Sunday to Wednesday 10.00 hrs to 01.45 hrs Thursday to Saturday 10.00 hrs to 02.45 hrs
b. Indoor Sporting Events	b. Sunday to Wednesday 10.00 hrs to 01.45 hrs Thursday to Saturday 10.00 hrs to 02.45 hrs
c. Live Music (Indoors)	c. Sunday to Wednesday 10.00 hrs to 01.45 hrs Thursday to Saturday 10.00 hrs to 02.45 hrs
d. Recorded Music (Indoors)	d. Sunday to Wednesday 10.00 hrs to 01.45 hrs Thursday to Saturday 10.00 hrs to 02.45 hrs
e. Performances of Dance (Indoors)	e. Sunday to Wednesday 10.00 hrs to 01.45 hrs Thursday to Saturday 10.00 hrs to 02.45 hrs
f. Anything of a similar description to that falling within Live Music, Recorded Music, Performances of Dance (Indoors)	f. Sunday to Wednesday 10.00 hrs to 01.45 hrs Thursday to Saturday 10.00 hrs to 02.45 hrs
g. Provide Facilities for Making Music (both indoors and outdoors)	g. Sunday to Wednesday 10.00 hrs to 01.45 hrs Thursday to Saturday 10.00 hrs to 02.45 hrs
h. Provide Facilities for Dancing (Indoors)	h. Sunday to Wednesday 10.00 hrs to 01.45 hrs Thursday to Saturday 10.00 hrs to 02.45 hrs
i. Provision of Late Night Refreshment (Indoors)	i. Sunday to Wednesday 23.00 hrs to 02.30 hrs Thursday to Saturday 23.00 hrs to 03.30 hrs
j. Supply of Alcohol – for consumption both on and off the premises	j. Sunday to Wednesday 10.00 hrs to 02.00 hrs Thursday to Saturday 10.00 hrs to 03.00 hrs

<p>Non Standard Timings</p> <p>Sale of alcohol:</p> <ul style="list-style-type: none"> 17th December to 30th December and 2nd January to 7th January – 10.00 hrs to 03.00 hrs From 10.00 hrs on 31st December, through to 02.00 hrs on 2nd January inclusive Bank Holiday Weekends: 10.00 hrs to 03.00 hrs on Sunday and Monday On any occasion where the hours for sale of alcohol are not standard timings, Regulated Entertainment is to cease 15 minutes before, and Late Night Refreshment is to cease 30 minutes after, the last time for sale of alcohol.
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- On the occasion of televised major national or international sporting events, the hours for the sale of alcohol shall commence at 05.00 hours.
- Live Music, Recorded Music, the Provision of Facilities for Dancing and anything similar, the Performance of Dance and anything Similar to that falling within Making Music or Dancing and the Provision of Facilities for Making Music:
 - Friday to Monday inclusive of Spring Bank Holiday and August Bank Holiday - 10.00 hrs to 00.30 hrs in the beer garden and car park (Including in a marquee).

The opening hours of the premises

Sunday to Wednesday	09.00 hrs to 02.30 hrs
Thursday to Saturday	09.00 hrs to 03.30 hrs

Name, (registered) address of holders of Premises Licence

Jeffrey Charles Olsen Glebe Farm House 104a Warminster Road Chitterne Wiltshire BA12 0LH	Jeffrey John Imeson Olsen 8 Collen Close Chippenham Wiltshire SN15 3HW	02 NEW ROAD CHIPPENHAM WILTS
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Name of Designated Premises Supervisor where the Premises Licence authorises for the supply of alcohol

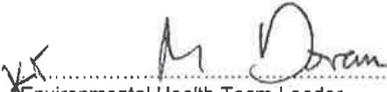
Jeffrey John Imeson Olsen

Personal Licence Number: LN/002640 NL Licensing Authority: North Wiltshire District Council

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

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

Licence Commencement Date
24th November 2005


 Environmental Health Team Leader
 (the Officer appointed for this purpose)

Current Licence Date
10th October 2006


 Environmental Health Team Leader
 (the Officer appointed for this purpose)

ANNEX 1 - MANDATORY CONDITIONS

Door Supervision

Where this Premises Licence includes a condition that one or more individuals must be at the premises to carry out a security activity, those individuals who are present to guard against a, b or c must be licensed by the Security Industry Authority:

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

Supply of Alcohol

Where this Licence authorises the supply of alcohol:

No supply of alcohol may be made under this licence:

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

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

Exhibition of Films

Where this Licence authorises the exhibition of films:

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

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

ANNEX 2A - CONVERTED CONDITIONS

Public Entertainment Licence

PREVENTION OF PUBLIC NUISANCE

- Avoiding Noise Nuisance to Neighbours
 - (a) Noise generated on the premises shall be kept at such a level at the boundary of any occupied property that it shall not be a nuisance to the occupier of that property.
 - (b) The Premises Licence holder or the Designated Premises Supervisor shall carry out observations from time to time between 23.00 hrs and closing time in the vicinity of the nearby properties to establish whether there is a noise breakout from the premises. when the venue is let to a second party, then the Premises Licence holder or Designated Premises Supervisor shall ensure the second party enforces this provision.
 - (c) The Licensee shall take all necessary steps to prevent persons in the neighbourhood being unreasonably disturbed by noise made by persons waiting to enter and when leaving the premises.

PUBLIC SAFETY

- Supplies of Free Drinking Water

When dancing takes place after 2300 hours in any premises, the Licensee shall ensure that there is an adequately signed free potable water supply within at least one area of the premises, excluding the kitchen, and that free drinking vessels are available when necessary.

- Maximum Numbers

- (a) Overcrowding in such a manner as to endanger the safety of the public (even, if in the circumstances, this is less than the maximum permitted number) shall not be permitted in any part of the premises. The maximum number of persons permitted on the premises as stated in the licence is not to be exceeded at any time.
- (b) The Licensee or authorised representative shall record and control at the time, the numbers of the persons on the premises. The Licensee shall keep these records for 12 months. A suitable means of counting persons shall be provided, which must be acceptable to the licensing authority.

- Safety Provisions

- (a) Number of Exits

The premises shall be provided with an adequate number of exits to the satisfaction of the Licensing Authority so placed and maintained as to afford the public ready and ample means of safe egress.

- (b) Exit Signs

All such doors or openings approved by the Licensing Authority shall be clearly indicated.

(c) Doorways

All doors leading from exits into passageways or to the outside of the premises shall be kept clear of obstruction at all times. When required by the Licensing Authority, doors shall be kept fastened in the open position by means of a padlock or other device. All chains and padlocks used to secure doors must be removed and hung on a "Chain Board" provided before the public are allowed on the premises.

(d) Fire Precautions

The fire fighting equipment and the means of escape in case of fire as detailed in Annex 4 shall be provided and maintained at all times.

(e) Doors to Allow Escape

All doors used for the purposes of exit must, if fastened during the time the public are in the building, be secured during such time only by panic bolts and latches complying with BS 5725 Part 1, or such fastenings as approved by the Licensing Authority. Doors fitted with panic bolts shall have an appropriate **PUSH BAR TO OPEN SIGN**. Doors shall open in the direction of escape, except where approved by the Fire Officer.

(f) Treads, Steps and Gangways

The edges including nosing of treads or steps and gangways on stairways shall be made conspicuous by means of a light coloured or reflective material. Where metal or other fixed nosing are fitted to steps or treads, these shall be maintained in good condition and free from any protrusions.

(g) Floor Coverings

Matting and other floor coverings shall be secured in such a manner as to prevent them creasing and be maintained in a safe condition. Mats shall be inset as to be flush with the floor, or provided with splayed fillets and secured in position.

(h) Provision for Disabled Persons

The premises shall be provided with suitable access facilities and means of escape for disabled persons wherever practically possible at the discretion of the Licensing Authority. This discretion does not absolve the Licensee from complying with the provisions of the Disabled Disabilities Act 1985.

(i) Fire Safety Signs

The premises shall be provided with such safety signs complying with current legislation, as required by the Fire Authority.

(j) Control of Waste

No rubbish or waste paper shall be stored or allowed to accumulate in any part of the building or in the immediate vicinity, unless a suitable container is provided and positioned so as not to cause a safety hazard.

• Safety/Emergency Lighting

- (a) All premises regularly open to the public shall be fitted with safety lighting to a minimum of one hour duration; In the event of failure of the main lighting system the public should be instructed to leave the premises **immediately** if the safety lighting is only of one hour duration. If the safety lighting is of a type which operates for a longer period then the entertainment may continue until there is one hour remaining of the safety lighting at which point the entertainment shall be stopped and the public instructed to leave.
- (b) The premises shall be fitted with illuminated exit signs which shall be either of the maintained or non-maintained type.
- (c) The safety/emergency lighting shall be properly maintained in effective working order. Maintained or sustained lighting is to be illuminated whenever the premises are in use.
- (d) The licensee shall have in place a suitable system for dealing with contingencies or emergencies.

• Log Book

A log book shall be provided in which to record details of all tests, i.e. fire-fighting equipment, safety/emergency lighting, fire drills, etc and other details as required by the Licensing Authority and kept available for inspection at all times. The logbook shall not be in loose-leaf and shall have numbered pages. The person carrying out the test must record his/her details in the logbook.

• Fire Alarms

The fire alarm (where provided) shall be properly maintained in effective working order. Weekly tests, using different call points for each test, shall be carried out. The results of such tests shall be recorded in the logbook. The person carrying out the test shall record his/her details in the logbook.

• Attendants/Stewards/Performances

- (a) At all times when a function is in progress, there shall be an adequate number of attendants on duty to assist persons entering or leaving premises. The number of attendants shall be: -
 - (i) Not less than 1 for every 250 or part of 250 persons present in the premises, or one steward per exit whichever is the highest number. If the number of persons present on any floor or tier does not exceed 100, there shall be at least 1 attendant on duty on that floor or tier.
 - (ii) Where the number of persons present on any floor or tier exceeds 100, there shall be at least 2 attendants on that floor or tier.

(b) Fire Procedure

The licensee shall ensure that the person in charge, official attendants and himself are aware of the method of operating the fire extinguishers and the action to be taken in the event of a fire including evacuation of the premises, the method of calling the Fire Brigade and the location of the nearest available telephone.

(d) Special Lighting Effects/ Smoke Machines and Fog Generators

If special effects such as lasers, pyrotechnics, smoke machines, foam machines, strobe lighting effects and fog generators are being used at the premises the:

- (i) the relevant current guidelines/legislation appertaining to the special effect shall be complied with.
- (ii) Warning notices shall be displayed prominently at entrances and within the premises.
- (iii) The volume of smoke and/or fog shall be limited so that it does not seriously affect the means of escape or obscure escape route signs.

• Management

- (a) It is the personal responsibility of the Licensee to ensure that all conditions are complied with. The Licensee shall ensure that at all times when the licence applies, there is a person nominated by him/her who will have control of the premises, and will ensure that all licence conditions are adhered to.
- (b) If the premises are hired out, the Licensee shall draw to the attention of the hirer, all of the above items and make effective arrangements to ensure that that are complied with.

- In all parts of the building to which the public are admitted, a means of illumination shall be provided capable of illuminating those parts clearly.

- Maximum schedule of numbers:

100 persons

PROTECTION OF CHILDREN FROM HARM

- Obscene or Indecent Performances

The Licensee shall conduct the licensed premises in an orderly manner and shall not allow performances of an obscene or indecent nature.

PREVENTION OF CRIME AND DISORDER

- Where this Premises Licence permits the supply of alcohol between 23.00 hours to 06.00 hours all one pint/half pint glasses in the premises shall be made of toughened material.
- A CCTV system with recording or monitoring capability shall be installed to cover all floors of the premises used under the terms of the Licence and shall also cover all entrances, exits and external areas immediately around entrances. Tapes shall be kept for 28 days and be made readily available to any authorised Officer of the Council or Police Officer on duty.
- The CCTV system shall be maintained in full functioning order and used at all times when the premises are open.

The Licensee or authorised representative shall record and control at the time the numbers of persons in the premises. The Licensees shall keep these records for 12 months. A suitable means of counting persons shall be provided. This may be mechanical, electrical or other approved method.

ANNEX 2B - OPERATING SCHEDULE

PREVENTION PUBLIC NUISANCE

- Notices are to be prominently displayed at all exits from the premises requesting that patrons respect the needs of people living in the area and to leave the area quietly.
- Door staff who are employed at the premises are to monitor patrons leaving the premises and, where necessary, remind them of the need to disperse quietly.
- Live and recorded music will end 15 minutes before the end of hours for the sale of alcohol.
- The sale of alcohol shall not take place outdoors after 23.30 hrs, except on the Spring Bank Holiday weekend and the August Bank Holiday weekend, when the sale of alcohol shall cease at 00.30 hrs.
- Regulated entertainment shall only take place outdoors on the Spring Bank Holiday weekend and the August Bank Holiday weekend, and shall end at 00.30 hrs.

PUBLIC SAFETY

- At any outdoor event all alcoholic and soft drinks must be served in plastic or toughened glasses.
- The maximum number of people on the licensed premises is not to exceed 100.
- Fire Fighting equipment, emergency lighting and means of escape in case of fire as detailed in the plan at Annex 4, shall be provided and maintained at all times.

PROTECTION OF CHILDREN FROM HARM

- A recognised proof of age, which includes a photograph, is to be required for anyone who appears to be under the age of 18 and who wishes to purchase or consume alcohol.
- Notices prohibiting the use of amusement with prizes and cigarette machines by children under the age of 16 are to be displayed prominently in the vicinity of the machines.
- Children under the age of 18 are permitted to be in the top bar/pool room if accompanied by a responsible adult until 21.00 hrs

- Children under the age of 18 years shall not be permitted in the immediate area of the bar servery.
- Notices shall be displayed inside the premises identifying the areas where children are permitted to be.

PREVENTION OF CRIME AND DISORDER

- Staff will take all reasonable precautions to ensure that people entering the premises are not carrying illegal drugs.
- A minimum of one search of the premises is to be carried out each day when licensable activities are taking place for illegal drugs and drug paraphernalia.
- Should any person be found in possession of illegal drugs they are to be asked to leave the premises.
- No promotion of alcoholic drinks designed to encourage excessive consumption may take place.
- Two door staff (SIA registered) will be employed on occasions when there is live or recorded music (which is defined as regulated entertainment) provided after 21.00 hrs.
- The door staff will remain at the premises until the premises have ceased trading and the last guest has left the premises.
- Regular searches by staff of all areas of the premises will be undertaken during trading hours to ensure that excessive drinking is not taking place on the premises.
- Any person found to be excessively drunk or violent will be asked to leave the premises immediately.
- All inclusive nights or other irresponsible drinks promotions will not be permitted.
- When the premises open at 05.00 hours on the occasion of televised major national or international sporting events, notice shall be provided in writing to the Police and Licensing Authority at least 14 days in advance of the occasion.

ANNEX 3 - HEARING

None

ANNEX 4 - PLANS

See Attached.



21 JUN 2011 Application for the review of a premises licence or club premises certificate 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 IAN KEASEY
(Insert name of applicant)

apply for the review of a premises licence under section 51 / apply for the review of a club premises certificate under section 87 of the Licensing Act 2003 for the premises described in Part 1 below (delete as applicable)

Part 1 – Premises or club premises details

Postal address of premises or, if none, ordnance survey map reference or description <u>BLACK HORSE NEW ROAD</u>	
Post town <u>CLIPPENHAM</u>	Post code (if known)

Name of premises licence holder or club holding club premises certificate (if known)

Number of premises licence or club premises certificate (if known)

Part 2 - Applicant details

I am

Please tick yes

- 1) an interested party (please complete (A) or (B) below)
 - a) a person living in the vicinity of the premises
 - b) a body representing persons living in the vicinity of the premises
 - c) a person involved in business in the vicinity of the premises
 - d) a body representing persons involved in business in the vicinity of the premises
- 2) a responsible authority (please complete (C) below)

3) a member of the club to which this application relates (please complete (A) below)

(A) DETAILS OF INDIVIDUAL APPLICANT (fill in as applicable)

Please tick

Mr Mrs Miss Ms Other title (for example, Rev)

Surname

KEASEY

First names

IAN

I am 18 years old or over

Please tick yes

Current postal address if different from premises address

8. ST MARYS PLACE

Post town

CHIPPENHAM

Post Code

SN15 1EN

Daytime contact telephone number

[REDACTED]

E-mail address (optional)

[REDACTED]

(B) DETAILS OF OTHER APPLICANT

Name and address
Telephone number (if any)
E-mail address (optional)

(C) DETAILS OF RESPONSIBLE AUTHORITY APPLICANT

Name and address
Telephone number (if any)
E-mail address (optional)

This application to review relates to the following licensing objective(s)

Please tick one or more boxes

- 1) the prevention of crime and disorder
- 2) public safety
- 3) the prevention of public nuisance
- 4) the protection of children from harm

<input type="checkbox"/>
<input type="checkbox"/>
<input checked="" type="checkbox"/>
<input type="checkbox"/>

Please state the ground(s) for review (please read guidance note 1)

Excessive noise in the late evening and beyond midnight disturbing residents of St Mary's Place caused by live and recorded music being performed in the rear area outside the premises.

Please provide as much information as possible to support the application
(please read guidance note 2)

St Mary's Place lies at right angles to the premises and the noise, being energy in wave form, is funneled between the buildings (of St Mary's Place and those parallel to it on Station Hill) and affects all the dwellings from the base of the hill to the top.

The properties on St Mary's Place are either listed and/or within a Conservation Zone and so have limited opportunity to fit sound insulation such as double glazing.

The street has a mix of the very old, children of pre- and school age and working adults all of whom are impacted detrimentally by disrupted sleep. Residents quiet enjoyment of their homes will be impossible especially during the warmer/lighter months.

The disturbance occurs frequently and as it takes place outside (at the rear of the premises) there are no barriers to lessen or block the noise from outside performances. This is especially problematic on bank holiday weekends when the disturbance occurs on Friday, Saturday and Sunday nights.

Please tick yes

Have you made an application for review relating to this premises before

If yes please state the date of that application

Day

Month

Year

If you have made representations before relating to this premises please state what they were and when you made them

Please tick yes

- I have sent copies of this form and enclosures to the responsible authorities and the premises licence holder or club holding the club premises certificate, as appropriate
- 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 3 – Signatures (please read guidance note 3)

Signature of applicant or applicant's solicitor or other duly authorised agent (See guidance note 4). If signing on behalf of the applicant please state in what capacity.

Signature

[Redacted signature]

Date

21 / 6 / 2011

Capacity

APPLICANT

dated by Linda Holland following agreement from Mr Keasey 21/6/11 @ 13:00 PM

Contact name (where not previously given) and postal address for correspondence associated with this application (please read guidance note 5) 8 ST MARY'S PLACE	
Post town CHIPPENHAM	Post Code SN15 1EN
Telephone number (if any) [Redacted]	
If you would prefer us to correspond with you using an e-mail address your e-mail address (optional) [Redacted]	

Notes for Guidance

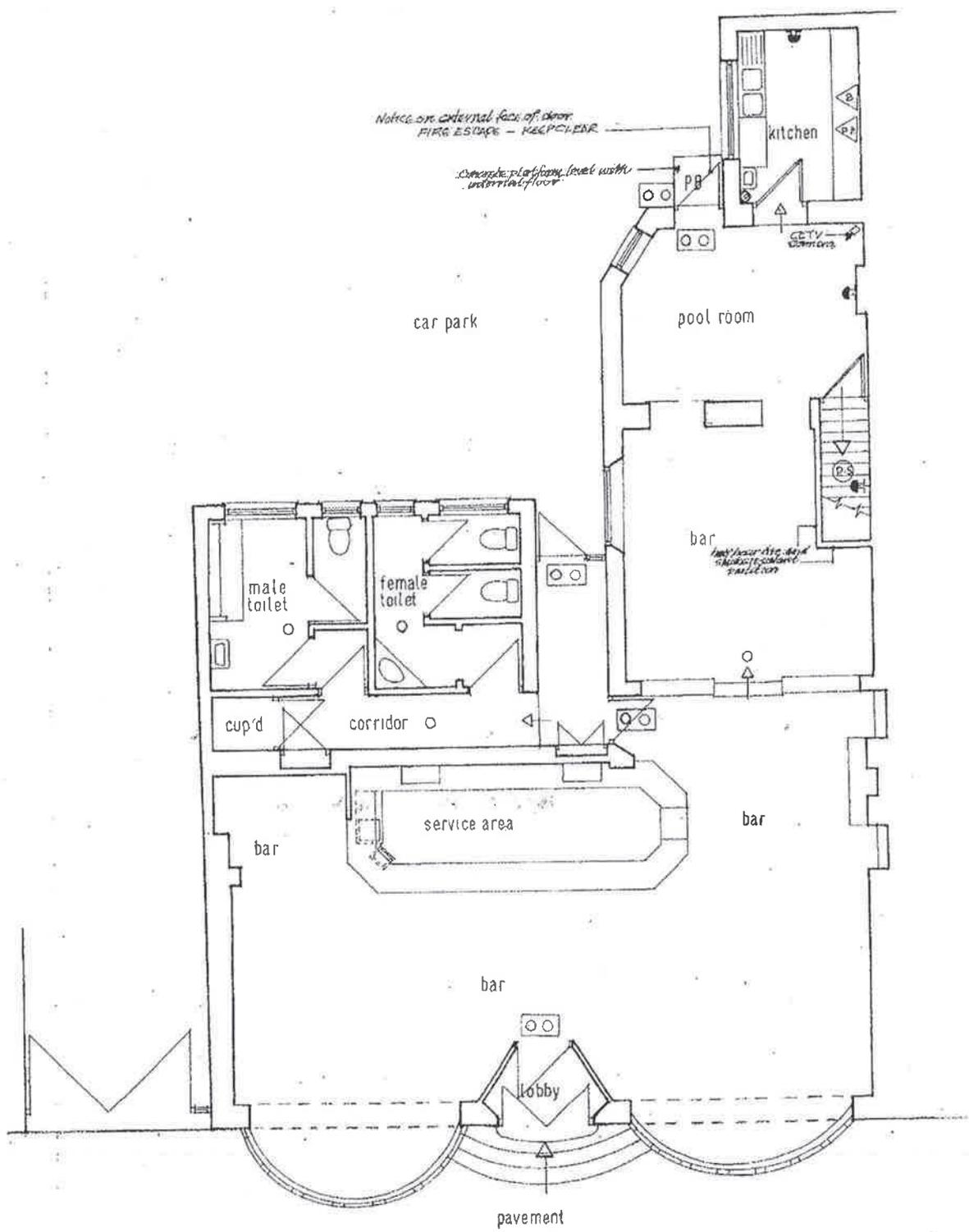
1. The ground(s) for review must be based on one of the licensing objectives.
2. Please list any additional information or details for example dates of problems which are included in the grounds for review if available.
3. The application form must be signed.
4. An applicant's agent (for example solicitor) may sign the form on their behalf provided that they have actual authority to do so.
5. This is the address which we shall use to correspond with you about this application.



scaled from it's drawings

LEGEND

- 30 minute fire and smoke 15 degree self closing 100% NO at each side
- Unmanned Emergency Light with 70mins warning
- Emergency Light Point
- PB Push Bar (Protrusion with 12" Protrusion above the push bar)
- 1777 Powder Extinguisher 7000 C
- Access into Fire Alarmed
- Fire Alarm Sounder in Self-Test Position
- Smoke Detector
- Escape Glass Call Point



GROUND FLOOR PLAN

A	Date	Revision

© Copyright
 Brian Rumley & Co,
 Chartered Surveyors
 5, Bransome Drive
 Winterbourne
 Bristol BS36 1LY
 Tel. 01454 778101

Client
 Mr. J.C.Olsen

Job Title
 BLACK HORSE P.H.,
 62, NEW ROAD
 CHIPPENHAM
 WILTSHIRE
 SN15 1ES

Drawing Title
 PREMISES AS EXISTING

Scale 1:100

Date March 2005 Drawn by E. J. ...

1

PUBLIC NOTICE

REVIEW OF PREMISES LICENCE UNDER SECTION 51 OF THE LICENSING ACT 2003

An Application has been made to review the Premises Licence issued to The Black Horse, 62 New Road, Chippenham SN15 1ER

The Review of the Licence has been requested by Mr I Keasey a local resident living in the vicinity of the premise on the grounds that the premises have been conducted in such a manner as to prejudice the Licensing Objectives. The grounds for review are:

- Noise nuisance caused by entertainment held outside at the rear of the premises.

The details of the grounds for Review may be inspected at the offices of the Licensing Authority at Monkton Park, Chippenham, SN15 1ER between the hours of 09.30 and 16.00, Monday to Friday, excluding Bank Holidays.

Interested parties and Relevant Authorities may send representations in writing to the Senior Licensing Officer, Licensing Department, Wiltshire Council, Monkton Park, Chippenham, Wiltshire, SN15 1ER between 22th June 2011 and 19th July 2011

It is an offence to knowingly or recklessly make a false statement in connection with an application and the maximum fine for which a person is liable on summary conviction for the offence is £5,000.00.

Dated 22 June 2011

Holland, Linda

From: Francis, Claire
Sent: 12 July 2011 11:58
To: Holland, Linda
Subject: FW: Licensing Review - The Black Horse, 62 New Road, Chippenham

Linda,

Regarding the above, I would make the following observations:

1. For the last two years the Environmental Protection Team have received multiple complaints regarding excessive noise from amplified music in a marquee over the Folk Festival weekend. The complaints have come from residents in St. Mary's Place and Foghamshire, and also Providence Terrace .
2. This is hardly surprising in that the facades of the properties in Foghamshire are within 10m of the boundary of the Black Horse Car Park. Therefore, with likely external source levels of 95-100dB(A) at 3m from the speakers, this will invariably result in levels in 85-90dB(A) in the gardens or at the facades of these properties. Likewise, the levels at properties in St Mary's Place and Providence Terrace are likely be in the region of 65-70dB(A). These levels may be exacerbated or reduced by a few dB(A) due to wind-speeds or screening features, but I can confirm that notwithstanding this, they are indeed significant.
3. Whilst, the Licence for the premises allows 'external' live music, the noise impact locally is driven by the frequency and loudness of such events . In my opinion, it is a case of striking a balance between the reasonable operation of a Town Centre pub and ensuring that nearby residents do not suffer an adverse noise impact that may constitute a statutory noise nuisance.
4. I have considered the possibility of a recommendation of just 3 outdoor events per year, but with at least a 30 day interval between such events. The Licensee has stated that during the Folk Festival weekend, he would only operate externally on the Friday and the Sunday, so as that there will not be 3 consecutive days of music and will also stop the music at 23:00 hours.
5. Alternatively, the source noise levels could be limited to 75-80dB(A) at 3m from the speakers. This would mean that the properties in Foghamshire should not exceed 65dB(A) at the facade, which would be the 'regulated' level that we would apply to a 3 day outdoor music festival. It may be that due to the limited space in the marquee, this level still ensures that the audience are able to enjoy the performance, but that nearby residents are not unduly disturbed. The sound checks should be calibrated to these levels and any simple analogue or digital sound level meter will suffice in this regard.
6. There are several ways to resolve this and I hope that the above advice gives those attending the Hearing , sufficient information to be able to attain a reasonable compromise.
7. I am happy for the content of this email to be shared with those that may require such information.

Regards

Claire

Claire Francis
Environmental Health Officer
Environmental Protection

Wiltshire Council
Monkton Park Chippenham
(01249) 706309
I work Mon-Wed

St Marys Place.

Chippenham

Wiltshire

RECEIVED

SN15 1EN

18 JUL 2011

PUBLIC PROTECTION

RE:Outdoor Music License for Black Horse Pub ChippenhamFAO: Senior Licensing Office:

With regards to the Music license for the above named establishment I would like to make a complaint against the renewal of their license.

During the May bank holiday weekend - Chippenham Folk Festival - we endured 3 nights of what can only be described as 'hell'! From 8 till 1 each night we could not sleep, watch TV, have a conversation or generally enjoy our privacy in our own house due to the extremely loud music that came from the Black Horse pub. Both my husband and I both spoke to the manager 'Jay' who assured us that he wanted to work with residents and gave us reassurances that he would try to block out some of the music. This in fact turned out to be completely false; all he was interested in was, in his words 'to make money'.

Every night over the folk festival weekend loud rock/dance/trance or DJ music was so unbelievably loud that our sash windows actually shook! By the Sunday night the police became involved and they visited our house. The officer that attended could not believe the noise that could be heard! As my 2 year old son told the police officer "I cannot sleep as it is too noisy in my bedroom!"

If the Black Horse received their license on the grounds of playing folk music why then did they need 8 speakers in the car park facing out into the road and thus travelling up St Mary's Place, Isn't folk music acoustic? Even on an ordinary Saturday night they need to understand how to shut windows and doors to keep some of the music contained within their pub. During the weekend in question all of windows and doors were left constantly open!

We have tried to discuss the matter with the manager but he is just rude, obnoxious and ignorant, he does not care about anyone apart from himself and trying to make money anyway he can! He is not a caring, local business man and doesn't take into account the number of families with small children that live in the vicinity of his pub! My family and I support local businesses but we will never support this business!

Why should we suffer every weekend.

I therefore strongly oppose their renewal for any outdoor music licence

I would also support a complete ban on any music license.

Yours



Mrs S Northam Evans

201108259

ACK
LETTER
SENT
12/7/11

Wiltshire Council

Where everybody matters

RECEIVED

11 JUL 2011

REPRESENTATION FORM

This form must be returned within the statutory period, which is 28 days from the date the notice was displayed on the premises or the date specified in the Public Notice in the newspaper. Please contact the Licensing Section to confirm this date.

In the Licensing Act 2003, the term 'vicinity' is used with particular reference to those 'interested parties' who may lodge Representations to applications for Premises Licences and who may make Representations concerning existing Premises Licences. Although the Act does not define the term 'vicinity' it does define the term an 'interested party' as 'a person living in the vicinity, a body representing persons living in the vicinity, a person involved in a business in the vicinity, a body representing those persons' or a member of the relevant Licensing Authority (ie, elected Councillor).

Premises about which Representation is being made	62 New Road Black Horse	
Your Name	ANDREW COOMES	
Postal Address	7, ST MARIS ROAD CLIPPENHALL WILTS	
Contact Telephone Number	[REDACTED]	
Are you:	Yes	No
• A person who lives in the vicinity?	<input checked="" type="checkbox"/>	<input type="checkbox"/>
• A person who operates a business in the vicinity?	<input type="checkbox"/>	<input type="checkbox"/>
• A person representing residents or businesses in the vicinity?	<input type="checkbox"/>	<input type="checkbox"/>
• A member of the Relevant Licensing Authority (ie, elected Councillor of the Licensing Authority in which the premises is situated)?	<input type="checkbox"/>	<input type="checkbox"/>
If you are representing residents or businesses in the vicinity please list those residents or businesses who have asked you to represent them		

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

OBJECTIVES	EVIDENCE
1. The prevention of harm to children	
2. To prevent public nuisance	Two years of which the car park has been used to play music at a high volume

OBJECTIVES	EVIDENCE
3. To prevent crime and disorder	
4. Public Safety	only one exit

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

Keep to folk music only and stop abusing the Folk Festival.

If a hearing needs to be held to determine the Premises Licence Application, the Councillors will generally only be able to consider matters that have previously been disclosed. However, additional information in support of your Representation may be considered if all parties at the Hearing agree. We advise that you detail all matters that you wish to be considered on this initial Representation, attaching additional sheets if necessary.

If you do make a Representation you will be invited to attend the Licensing Sub-Committee Hearings and any subsequent appeal proceedings relevant to your Representation.

All Representations in their entirety, including your name and address, will be disclosed to the Premises Licence applicant.

Signature 

Date 9/7/11

Please return this form, along with any additional sheets, to the Licensing Officer at the Wiltshire Council Office covering the area in which the licensed premises are situated (see below):

- Chippenham:** Wiltshire Council, Monkton Park, Chippenham, Wiltshire, SN15 1ER
- Devizes:** Wiltshire Council, Browfort, Bath Road, Devizes, Wiltshire, SN10 2AT
- Salisbury:** Wiltshire Council, 27/29 Milford Street, Salisbury, SP1 2AP
- Trowbridge:** Wiltshire Council, Bradley Road, Trowbridge, Wiltshire, BA14 0RD

7, ST MARKS PLACE
CHIPPENHAM
WILTS
SN15 1EN

Dear Sir/Madam
Just a note in favour of the review
of music license of the Black Horse
car park, this premises has consistently
misused the Folk Festival with rock band
a over live top disco playing late into
the night with no respect of the nei-
ghbourhood.

Yours sincerely


Andrew Coombs

* SEE ATTACHED LETTER.

201108441

RECEIVED

19 JUL 2011

ACK
SENT
(KL)

PUBLIC PROTECTION

Wiltshire Council

Where everybody matters

REPRESENTATION FORM

This form must be returned within the statutory period, which is 28 days from the date the notice was displayed on the premises or the date specified in the Public Notice in the newspaper. Please contact the Licensing Section to confirm this date.

In the Licensing Act 2003, the term 'vicinity' is used with particular reference to those 'interested parties' who may lodge Representations to applications for Premises Licences and who may make Representations concerning existing Premises Licences. Although the Act does not define the term 'vicinity' it does define the term an 'interested party' as 'a person living in the vicinity, a body representing persons living in the vicinity, a person involved in a business in the vicinity, a body representing those persons' or a member of the relevant Licensing Authority (ie. elected Councillor).

Premises about which Representation is being made	BLACK HORSE PUBLIC HOUSE		
Your Name	CHRIS CASWILL		
Postal Address	19 THE STREET CHERRILL WILTSHIRE SN11 8XP		
Contact Telephone Number	01249 822088		
Are you:	Yes	No	
• A person who lives in the vicinity?		X	
• A person who operates a business in the vicinity?		X	
• A person representing residents or businesses in the vicinity?		X	
• A member of the Relevant Licensing Authority (ie, elected Councillor of the Licensing Authority in which the premises is situated)?	✓		
If you are representing residents or businesses in the vicinity please list those residents or businesses who have asked you to represent them			

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

OBJECTIVES	EVIDENCE
1. The prevention of harm to children	
2. To prevent public nuisance	

OBJECTIVES	EVIDENCE
3. To prevent crime and disorder	
4. Public Safety	Excessive noise, with no attention to the legitimate rights of residents, on the Bank Holiday weekend of 28-30 May.

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

The licence holder needs to demonstrate his/her ability ^{and willingness} to meet the Public Safety and noise requirements of the licence. ~~and~~
If that is not forthcoming, additional conditions should be imposed to ensure the licensing objective is met, or consideration be given to revocation.

If a hearing needs to be held to determine the Premises Licence Application, the Councillors will generally only be able to consider matters that have previously been disclosed. However, additional information in support of your Representation may be considered if all parties at the Hearing agree. We advise that you detail all matters that you wish to be considered on this initial Representation, attaching additional sheets if necessary.

If you do make a Representation you will be invited to attend the Licensing Sub-Committee Hearings and any subsequent appeal proceedings relevant to your Representation.

All Representations in their entirety, including your name and address, will be disclosed to the Premises Licence applicant.

Signature 

Date 19/7/11

Please return this form, along with any additional sheets, to the Licensing Officer at the Wiltshire Council Office covering the area in which the licensed premises are situated (see below):

Chippenham: Wiltshire Council, Monkton Park, Chippenham, Wiltshire, SN15 1ER
Devizes: Wiltshire Council, Browfort, Bath Road, Devizes, Wiltshire, SN10 2AT
Salisbury: Wiltshire Council, 27/29 Milford Street, Salisbury, SP1 2AP
Trowbridge: Wiltshire Council, Bradley Road, Trowbridge, Wiltshire, BA14 0RD



Review Application The Black Horse

Location
Plan



Scale 1:1,233



- Review Applicants
- ▲ Representation Made
- Complaint Received 2011
- Complaint Received 2010
- The Black Horse



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