

# AGENDA

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**Meeting:** Northern Area Licensing Sub Committee  
**Place:** Pitman Room - County Hall, Trowbridge  
**Date:** Monday 21 September 2015  
**Time:** **2.00 pm**  
**Matter:** Application for a Variation of a Premises Licence - Royal Sports Bar & Cue Club, Ivy Road Industrial Estate, Chippenham, Wiltshire, SN15 1SB.

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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](http://www.wiltshire.gov.uk)

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## Membership:

Cllr Desna Allen  
Cllr Glenis Ansell

Cllr Allison Bucknell

## Reserve Member

Cllr Dennis Drewett

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# AGENDA

1 **Election of Chairman**

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

2 **Procedure for the Meeting** (*Pages 5 - 12*)

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

3 **Chairman's Announcements**

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

4 **Declarations of Interest**

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

5 **Licensing Application** (*Pages 13 - 18*)

To consider and determine an Application for a Variation of a Premises Licence made by Mr Gordon Smart in respect of The Royal Sports Bar & Cue Club, Ivy Road Industrial Estate, Chippenham. The report of the Public Protection Officer (Licensing) is attached.

5a **Appendix 1 - Variation of a Premises Licence Application Form**  
(*Pages 19 - 38*)

5b **Appendix 2 -Map of licensed premises in vicinity** (*Pages 39 - 40*)

5c **Appendix 3 - Current Premises Licence** (*Pages 41 - 48*)

5d **Appendix 4 - Relevant Representations** (*Pages 49 - 54*)

5e **Appendix 5 - Map of Representations** (*Pages 55 - 56*)

5f **Appendix 6 -Comments from Environmental Control & Protection**  
(*Pages 57 - 58*)

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## LICENSING COMMITTEE

### PROCEDURAL RULES FOR THE HEARING OF LICENSING ACT 2003 APPLICATIONS

#### 1 Purpose

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

#### 2 Definitions

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

### **3 Key Principles**

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

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

## **4 The Hearing**

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

## **5 Presentation of Submissions**

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

## **6 Questioning of Submissions**

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



## **7 Documentation**

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

## **8 Intervention**

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

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

## **9 Failure of Parties to Attend Hearing**

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

## **10 Closing Submissions**

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

## **11 Decision**

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

## Hearing Procedure Summary

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

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## WILTSHIRE COUNCIL

### NORTHERN AREA LICENSING SUB COMMITTEE

21 SEPTEMBER 2015

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#### **Application for a Variation of a Premises Licence; The Royal Sports Bar & Cue Club, Ivy Road Industrial Estate, Chippenham, SN15 1SB**

#### **1. Purpose of Report**

- 1.1 To determine an application for a variation of a Premises Licence in respect of The Royal Sports Bar & Cue Club made by Mr Gordon Smart.

#### **2. Background Information**

- 2.1 An application for a variation of a Premises Licence in respect of The Royal Sports Bar & Cue Club has been made by Mr Gordon Smart for which three relevant representations have been received.
- 2.2 Wiltshire Council (as the Licensing Authority) must hold a hearing to consider the application having regard to the representations. In accordance with Section 35(3) of The Licensing Act 2003 the Licensing Sub Committee is required to take such of the steps listed in 2.4 below as it considers necessary for the promotion of the licensing objectives. In considering the application and the relevant representations, the Sub Committee must also have regard to relevant Government guidance and the Council's Licensing Policy.
- 2.3 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 grant the licence as applied for.
  - ii) To modify the conditions of the licence.
  - iii) To reject the whole or part of the application.
- 2.5 On 24 July 2015 an application for a variation of the Premises Licence was received by the Licensing Authority. The application was accepted as a valid application on 28 July 2015, when notices of the application were advertised at the premises.

2.6 The variation applied for is summarised as follows:

<b>Licensable Activity</b>	<b>Timings</b>	<b>Days</b>
Recorded Music (Indoors)	12:00 – 22:30 12:00 – 23:00 12:00 – 01:00  Until 02:00	Sunday Monday – Thursday Friday & Saturday  Non Standard Timings: New Year's Eve

A copy of the application from Mr Gordon Smart is attached as **Appendix 1**.

2.7 As a result of deregulatory changes that have amended the Licensing Act 2003; no licence is required for the following activities:

Recorded Music: no licence permission is required for any playing of recorded music between 08.00 and 23.00 on any day, on premises authorised to sell alcohol for consumption on those premises, provided that the audience does not exceed 500.

As a premises authorised to sell alcohol, the application for the Royal Sports Bar & Cue Club is therefore effectively to authorise Recorded Music from **23:00 – 01:00 on Friday and Saturday evenings**.

2.8 The other premises which are licensed for recorded music, within the vicinity of the application address, are detailed as follows:

<b>Premises</b>	<b>Licensed Hours for Recorded Music</b>	<b>Days</b>
The Brunel, 55 New Road, Chippenham, SN15 1ES	09:00 – 00:00 09:00 – 02:00	Sunday–Wednesday Thursday–Saturday
The Black Horse, New Road, Chippenham, SN15 1ES	10:00 – 01:45 10:00 – 02:45	Sunday–Wednesday Thursday–Saturday
Constitutional Club, Foghamshire, Chippenham, SN15 1HB	12:00 – 22:30 10:30 – 23:00 10:30 – 01:00	Sunday Monday – Thursday Friday & Saturday
E11evn, 11 The Bridge, Chippenham, SN15 1HA	11:00 – 02:00 11:00 – 03:00 11:00 – 04:00	Sunday Monday – Thursday Friday & Saturday
SN15/The Palace, 17 Station Hill, Chippenham, Wiltshire, SN15 1EQ	11:00 – 02:00 11:00 – 03:00	Sunday–Wednesday Thursday–Saturday

A map showing the location of the above premises is attached as **Appendix 2**

- 2.9 The Royal Sports Bar & Cue Club, has held a Premises Licence under the Licensing Act 2003 since November 2005. Mr Gordon Smart has been named as the Premises Licence holder since transferring the Licence on 10 March 2015. The current Premises Licence covers the following Licensable Activities:

<b>Licensable Activity</b>	<b>Licensed Hours</b>	<b>Days</b>
Alcohol Sales (On and Off Sales)	11:00 – 23:00 11:30 – 23:00 11:30 – 01:00	Sunday Monday – Thursday Friday – Saturday
Late Night Refreshment	23:00 – 23:30 23:00 – 00:00 23:00 – 02:00	Sunday Monday – Thursday Friday – Saturday

A copy of the current Premises Licence is attached as **Appendix 3**

### **3. Consultation and Representations**

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

- 3.2 During the consultation period, 3 relevant representations against the application have been received from 2 local residents and the Wiltshire Councillor for Chippenham Monkton Ward.

#### **3.3 Representations Received**

- Gisela Norman, 7 Ivy Cottages, Ivy Lane, Chippenham, SN15 1HE
- Stephen & Pauline Harrison, 6 Ivy Road Cottages, Chippenham SN15 1HE
- Cllr Chris Caswill, Councillor for Chippenham Monkton Ward.

#### **3.4 Responsible Authorities**

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

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

<b>Representation</b>	<b>Licensing Objective</b>	<b>Accepted</b>
Noise disturbance	Prevention of Public Nuisance	Yes

3.7 The relevant representations are attached as **Appendix 4**. Attached as **Appendix 5** is a map which shows the locations from where representations have been made.

3.8 The Environmental Health Officer, John Freegard, visited the premises and has no adverse comments with regards to the application and possible noise nuisance. See **Appendix 6**.

#### **4. Legal Implications**

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

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

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

#### **5. Officer Recommendations**

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

#### **6. Right of Appeal**

6.1 It should be noted that the Applicant and those persons who have made representations may appeal the decision made by the Licensing Sub Committee to the Magistrates Court. The appeal must be lodged with the Magistrates Court within 21 days of the notification of the decision.

6.2 In the event of an appeal being lodged, the decision made by the Licensing Sub Committee remains valid until any appeal is heard and any decision made by the Magistrates Court.

6.3 A Responsible Authority or any person may apply to the Licensing Authority for a Review of a Premises Licence. Whether or not a Review Hearing takes place is in the discretion of the Licensing Authority, but, if requested by a person other than a Responsible Authority it will not normally be granted within the first 12 months except for the most compelling circumstances.



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Report Author: Roy Bahadoor, Public Protection Officer – Licensing

Date of report: 3 September 2015

### **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**
- **Live Music Act 2012**

### **Appendices**

- 1 Variation of a Premises Licence Application Form**
- 2 Map of licensed premises in vicinity**
- 3 Current Premises Licence**
- 4 Representations**
- 5 Map of Representations**
- 6 Comments from Environmental Control & Protection**

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24 JUL 2015

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E. HEALTH

PUBLIC PROTECTION

**Application to vary a premises licence under the Licensing Act 2003**

**PLEASE READ THE FOLLOWING INSTRUCTIONS FIRST**

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

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

I/we GORDON SEAN SMART  
*(Insert name(s) of applicant)*

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

\* Premises licence number LN000003270

**Part 1 – Premises Details**

Postal address of premises or, if none, ordnance survey map reference or description

UNIT F, THE ROYAL SPORTS BAR & CUE CLUB  
 IVY ROAD INDUSTRIAL ESTATE  
 CHIPPENHAM  
 WILTSHIRE

Post town	CHIPPENHAM	Postcode	SN15 1SB
Telephone number at premises (if any)	01249 650017		
* Non-domestic rateable value of premises	£ 21,750		

**Part 2 – Applicant details**

Daytime contact telephone number		[REDACTED]	
E-mail address (optional)		[REDACTED]	
Current postal address if different from premises address			
Post town		Postcode	

**Part 3 - Variation**

Please tick as appropriate

Do you want the proposed variation to have effect as soon as possible?  Yes  No

If not, from what date do you want the variation to take effect?

DD MM YYYY  

3	1	0	7	2	0	1	5
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Do you want the proposed variation to have effect in relation to the introduction of the late night levy? (Please see guidance note 1)  Yes  No

**Please describe briefly the nature of the proposed variation (Please see guidance note 2)**

To play music after 11pm.

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

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expected to attend:

**Part 4 Operating Schedule**

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

**Provision of regulated entertainment**

**Please tick all that apply**

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

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

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

**In all cases complete boxes K, L and M**

A

Plays Standard days and timings (please read guidance note 7)			<b>Will the performance of a play take place indoors or outdoors or both – please tick</b> (please read guidance note 3)	Indoors	<input checked="" type="checkbox"/>
Day	Start	Finish		Outdoors	<input type="checkbox"/>
Mon	12:00	23:00	<b>Please give further details here</b> (please read guidance note 4) Amplified • TV - music • WiFi - Jukebox • iPhone - iPod • DJ	Both	<input type="checkbox"/>
Tue	12:00	23:00			
Wed	12:00	23:00	<b>State any seasonal variations for performing plays</b> (please read guidance note 5)		
Thur	12:00	23:00			
Fri	12:00	01:00	<b>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</b> (please read guidance note 6)		
Sat	12:00	01:00			
Sun	12:00	22:30			

N/A

**B**

<b>Films</b> Standard days and timings (please read guidance note 7)			<b><u>Will the exhibition of films take place indoors or outdoors or both – please tick</u></b> (please read guidance note 3)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	<b><u>Please give further details here</u></b> (please read guidance note 4)		
Mon					
Tue			<b><u>State any seasonal variations for the exhibition of films</u></b> (please read guidance note 5)		
Wed					
Thur			<b><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></b> (please read guidance note 6)		
Fri					
Sat					
Sun					

N/A



C

Indoor sporting events Standard days and timings (please read guidance note 7)			<u>Please give further details</u> (please read guidance note 4)
Day	Start	Finish	
Mon			
Tue			
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 6)
Fri			
Sat			
Sun			

N/A

**D**

<b>Boxing or wrestling entertainments</b> Standard days and timings (please read guidance note 7)			<b><u>Will the boxing or wrestling entertainment take place indoors or outdoors or both – please tick</u></b> (please read guidance note 3)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	<b><u>Please give further details here</u></b> (please read guidance note 4)		
Mon					
Tue			<b><u>State any seasonal variations for boxing or wrestling entertainment</u></b> (please read guidance note 5)		
Wed					
Thur			<b><u>Non standard timings. Where you intend to use the premises for boxing or wrestling entertainment at different times to those listed in the column on the left, please list</u></b> (please read guidance note 6)		
Fri					
Sat					
Sun					

N/A

**E**

<b>Live music</b> Standard days and timings (please read guidance note 7)			<b>Will the performance of live music take place indoors or outdoors or both – please tick</b> (please read guidance note 3)	Indoors	<input type="checkbox"/>			
				Outdoors	<input type="checkbox"/>			
				Both	<input type="checkbox"/>			
Day	Start	Finish	<b>Please give further details here</b> (please read guidance note 4)					
Mon								
Tue								
Wed						<b>State any seasonal variations for the performance of live music</b> (please read guidance note 5)		
Thur								
Fri								
Sat						<b>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</b> (please read guidance note 6)		
Sun								

N/A

**F**

Recorded music Standard days and timings (please read guidance note 7)			Will the playing of recorded music take place <u>indoors or outdoors or both – please tick</u> (please read guidance note 3)	Indoors	<input checked="" type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	<u>Please give further details here</u> (please read guidance note 4)		
Mon	12:00	23:00			
Tue	12:00	23:00			
Wed	12:00	23:00	<u>State any seasonal variations for the playing of recorded music</u> (please read guidance note 5)		
Thur	12:00	23:00			
Fri	12:00	01:00	<u>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</u> (please read guidance note 6)		
	FRI	SAT			
Sat	12:00	01:00			
	SAT	SUN	NEW YEARS EVE 0200		
Sun	12:00	22:30			

**G**

<b>Performances of dance</b> Standard days and timings (please read guidance note 7)			<b><u>Will the performance of dance take place indoors or outdoors or both – please tick</u></b> (please read guidance note 3)	Indoors	<input type="checkbox"/>			
				Outdoors	<input type="checkbox"/>			
				Both	<input type="checkbox"/>			
Day	Start	Finish	<b><u>Please give further details here</u></b> (please read guidance note 4)					
Mon								
Tue								
Wed						<b><u>State any seasonal variations for the performance of dance</u></b> (please read guidance note 5)		
Thur								
Fri						<b><u>Non standard timings. Where you intend to use the premises for the performance of dance at different times to those listed in the column on the left, please list</u></b> (please read guidance note 6)		
Sat								
Sun								

N/A

# H

<b>Anything of a similar description to that falling within (e), (f) or (g)</b> Standard days and timings (please read guidance note 7)			Please give a description of the type of entertainment you will be providing		
Day	Start	Finish	<b><u>Will this entertainment take place indoors or outdoors or both – please tick</u></b> (please read guidance note 3)	Indoors	<input type="checkbox"/>
Mon				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Tue			<b><u>Please give further details here</u></b> (please read guidance note 4)		
Wed					
Thur			<b><u>State any seasonal variations for entertainment of a similar description to that falling within (e), (f) or (g)</u></b> (please read guidance note 5)		
Fri					
Sat			<b><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></b> (please read guidance note 6)		
Sun					

N/A

I

<b>Late night refreshment</b> Standard days and timings (please read guidance note 7)			<b>Will the provision of late night refreshment take place indoors or outdoors or both – please tick</b> (please read guidance note 3)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	<b>Please give further details here</b> (please read guidance note 4)		
Mon					
Tue					
Wed			<b>State any seasonal variations for the provision of late night refreshment</b> (please read guidance note 5)		
Thur					
Fri			<b>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</b> (please read guidance note 6)		
Sat					
Sun					

As it already exists

**J**

as it already exists.

<b>Supply of alcohol</b> Standard days and timings (please read guidance note 7)			<b>Will the supply of alcohol be for consumption – please tick</b> (please read guidance note 8)	On the premises	<input type="checkbox"/>
				Off the premises	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	<b>State any seasonal variations for the supply of alcohol</b> (please read guidance note 5)		
Mon					
Tue					
Wed					
Thur					
Fri					
Sat					
Sun					
			<b>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</b> (please read guidance note 6)		

**K**

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 9).



L

As it already exists.

<b>Hours premises are open to the public</b> Standard days and timings (please read guidance note 7)			<b>State any seasonal variations</b> (please read guidance note 5)
Day	Start	Finish	
Mon			
Tue			
Wed			
Thur			
Fri			
Sat			
Sun			<b>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</b> (please read guidance note 6)

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

Please tick as appropriate

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

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

Reasons why I have not enclosed the premises licence or relevant part of premises licence.

The premises licence is with your office currently being update to DPS variation.

This application is for a small variation regarding music. I believe that all the licensing objectives in place at the moment will be sufficient.

## M

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

**a) General – all four licensing objectives (b, c, d and e) (please read guidance note 10)**

**b) The prevention of crime and disorder**

**c) Public safety**

**d) The prevention of public nuisance**

**e) The protection of children from harm**

**Checklist:**

**Please tick to indicate agreement**

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

**IT IS AN OFFENCE, LIABLE ON SUMMARY CONVICTION TO A FINE NOT EXCEEDING  
LEVEL 5 ON THE STANDARD SCALE, UNDER SECTION 158 OF THE LICENSING ACT 2003,  
TO MAKE A FALSE STATEMENT IN OR IN CONNECTION WITH THIS APPLICATION.**

**Part 5 – Signatures** (please read guidance note 11)

**Signature of applicant (the current premises licence holder) or applicant's solicitor or other duly authorised agent** (please read guidance note 12). **If signing on behalf of the applicant, please state in what capacity.**

Signature	
Date	23/07/2015
Capacity	owner

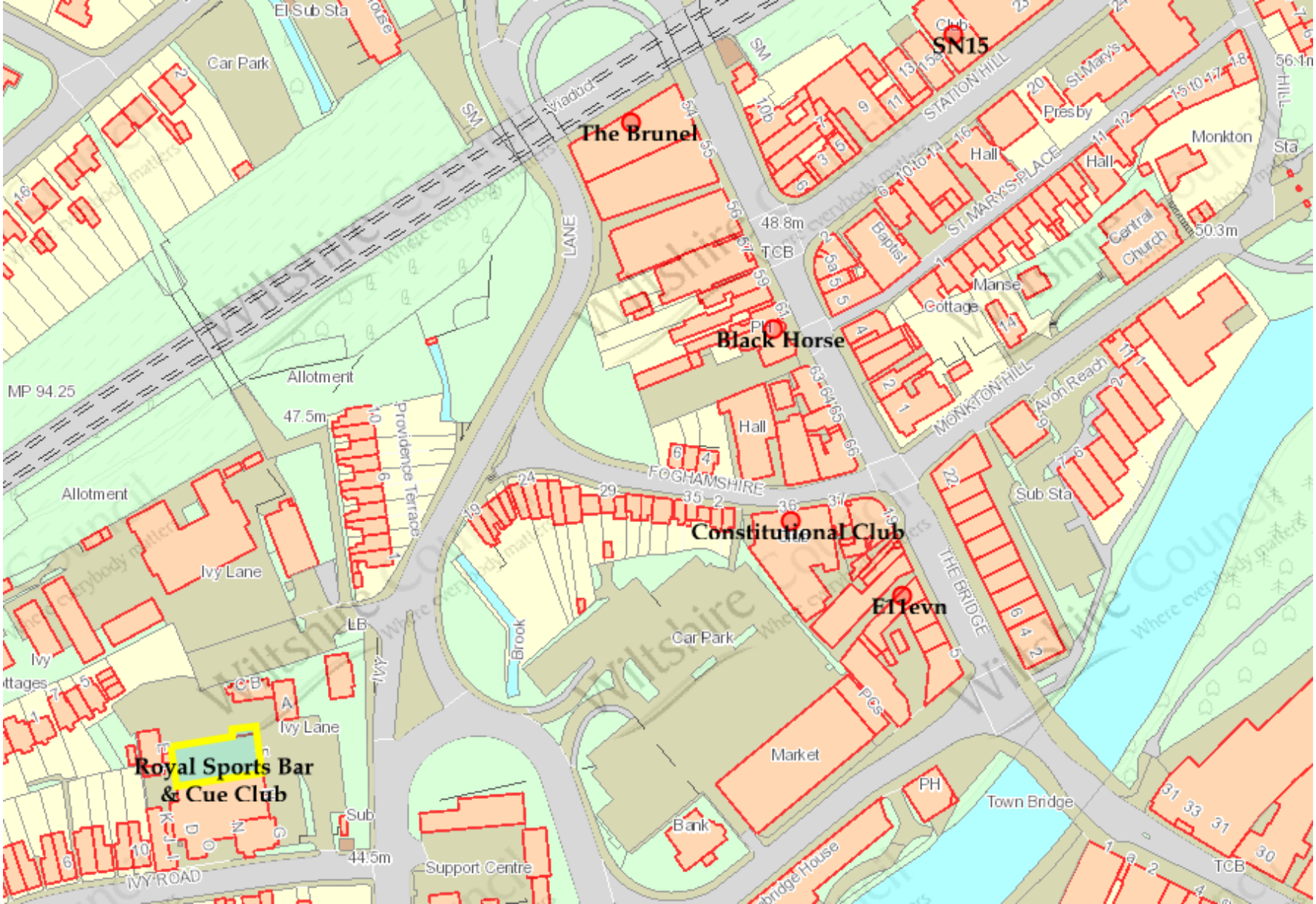
**Where the premises licence is jointly held, signature of 2nd applicant (the current premises licence holder) or 2nd applicant's solicitor or other authorised agent** (please read guidance note 13). **If signing on behalf of the applicant, please state in what capacity.**

Signature	
Date	
Capacity	

**Contact name (where not previously given) and address for correspondence associated with this application** (please read guidance note 14)

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)			

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Licensing Act 2003  
Premises Licence

LN/000003270

ISSUING LOCAL AUTHORITY



**PART 1 – PREMISES & LICENCE HOLDER DETAILS**

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

**Royal Sports Bar and Cue Club**  
Unit F, Ivy Road Industrial Estate, Ivy Road, Chippenham, Wiltshire, SN15 1SB

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

Mr Gordon Smart  
18 Bouverie Street, Bristol, BS5 0RS  
Tel: 01249 650017

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

Not Applicable

**NAME, ADDRESS AND TELEPHONE NUMBER OF DESIGNATED PREMISES SUPERVISOR WHERE THE PREMISES LICENCE AUTHORISES THE SUPPLY OF ALCOHOL**

Mr Gordon Smart  
18 Bouverie Street, Bristol, BS5 0RS  
Tel: 01249 650017

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

Bristol City Council 15/02114/LAPER

**WHERE THE LICENCE IS TIME LIMITED - THE DATES AND TIMES**

Not Applicable

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

ON and OFF Sales

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

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

**PART 2 – LICENSABLE ACTIVITIES & TIMINGS**

LICENSABLE ACTIVITIES AUTHORISED BY THE LICENCE						
Licensable activities	Location	Day	Time From	Time To	Time From	Time To
Alcohol Sales	ON and OFF Sales	Sunday	11:00	23:00		
		Monday	11:30	23:00		
		Tuesday	11:30	23:00		
		Wednesday	11:30	23:00		
		Thursday	11:30	23:00		
		Friday	11:30	01:00		
		Saturday	11:30	01:00		
Non Standard Timings & Seasonal Variations	<p>New Years Eve:</p> <p>If New Years Day falls on a Monday-Thursday; from the end of permitted hours on New Years Eve until midnight on 1st January.</p> <p>If New Years Day falls on a Friday or Saturday; from the end of permitted hours on New Years Eve until 02:00 on 2nd January.</p> <p>If New Years Day falls on a Sunday; from the end of permitted hours on New Years Eve until 23:30hrs on 1st January.</p>					
Late Night Refresh	Indoors	Sunday	23:00	23:30		
		Monday	23:00	00:00		
		Tuesday	23:00	00:00		
		Wednesday	23:00	00:00		
		Thursday	23:00	00:00		
		Friday	23:00	02:00		
		Saturday	23:00	02:00		
Non Standard Timings & Seasonal Variations	<p>New Years Eve:</p> <p>If New Years Day falls on a Monday-Thursday; from the end of permitted hours on New Years Eve until midnight on 1st January.</p> <p>If New Years Day falls on a Friday or Saturday; from the end of permitted hours on New Years Eve until 02:00 on 2nd January.</p> <p>If New Years Day falls on a Sunday; from the end of permitted hours on New Years Eve until 23:30hrs on 1st January.</p>					

Hrs premises open to public	Sunday	10:00	00:00		
	Monday	11:30	00:00		
	Tuesday	11:30	00:00		
	Wednesday	11:30	00:00		
	Thursday	11:30	00:00		
	Friday	11:30	02:00		
	Saturday	11:30	02:00		
Non Standard Timings & Seasonal Variations	<p>New Years Eve:</p> <p>If New Years Day falls on a Monday-Thursday; from the end of permitted hours on New Years Eve until midnight on 1st January.</p> <p>If New Years Day falls on a Friday or Saturday; from the end of permitted hours on New Years Eve until 02:00 on 2nd January.</p> <p>If New Years Day falls on a Sunday; from the end of permitted hours on New Years Eve until 23:30hrs on 1st January.</p>				

**Licence Commencement Date**

24th November 2005

\_\_\_\_\_  
Licensing Officer

**Current Licence Date**

14th July 2015

\_\_\_\_\_  
Licensing Officer

**ANNEX 1 - MANDATORY CONDITIONS**

**Supply of Alcohol**

1. Where this Licence authorises the supply of alcohol:

No supply of alcohol may be made under this licence:

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

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

**Exhibition of Films**

1. Where a premises licence authorises the exhibition of films, the licence must include a condition requiring the admission of children to the exhibition of any film to be restricted in accordance with this section.
2. Where the film classification body is specified in the licence, unless subsection (3)(b) applies, admission of children must be restricted in accordance with any recommendation by that body.
3. Where:-
  - (a) The film classification body is not specified in the licence, or
  - (b) The relevant licensing authority has notified the holder of the licence that this subsection applies to the film in question,

admission of children must be restricted in accordance with any recommendation made by that licensing authority.

4. In this section “children” means any person aged under 18; and

“film classification body” means the person or persons designated as the authority under Section 4 of the Video Recordings Act 1984(c39) (authority to determine suitability of video works for classification).

**Irresponsible Promotions**

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

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

### **Free Tap Water**

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

### **Age Verification Policy**

1.
  - (a) The premises licence holder or club premises certificate holder must ensure that an age verification policy is adopted in respect of the premises in relation to the sale or supply of alcohol.
  - (b) The designated premises supervisor in relation to the premises licence must ensure that the supply of alcohol at the premises is carried on in accordance with the age verification policy.
  - (c) The policy must require individuals who appear to the responsible person to be under 18 years of age (or such older age as may be specified in the policy) to produce on request, before being served alcohol, identification bearing their photograph, date of birth and either—
    - i. a holographic mark, or.
    - ii. an ultraviolet feature.

### **Drink Volume Measures**

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

## **Permitted Price**

1.
  - (a) A relevant person shall ensure that no alcohol is sold or supplied for consumption on or off the premises for a price which is less than the permitted price.
  - (b) For the purposes of the condition set out in paragraph 1—
    - A. “duty” is to be construed in accordance with the Alcoholic Liquor Duties Act 1979;
    - B. “permitted price” is the price found by applying the formula—
$$P = D + (D \times V)$$
where—
      - i. P is the permitted price,
      - ii. D is the amount of duty chargeable in relation to the alcohol as if the duty were charged on the date of the sale or supply of the alcohol, and
      - iii. V is the rate of value added tax chargeable in relation to the alcohol as if the value added tax were charged on the date of the sale or supply of the alcohol;
    - C. “relevant person” means, in relation to premises in respect of which there is in force a premises licence—
      - i. the holder of the premises licence,
      - ii. the designated premises supervisor (if any) in respect of such a licence, or
      - iii. the personal licence holder who makes or authorises a supply of alcohol under such a licence;
    - D. “relevant person” means, in relation to premises in respect of which there is in force a club premises certificate, any member or officer of the club present on the premises in a capacity which enables the member or officer to prevent the supply in question; and
    - E. “value added tax” means value added tax charged in accordance with the Value Added Tax Act 1994.
2. Where the permitted price given by Paragraph B of paragraph 2 would (apart from this paragraph) not be a whole number of pennies, the price given by that sub-paragraph shall be taken to be the price actually given by that sub-paragraph rounded up to the nearest penny.
3. (1) Sub-paragraph (2) applies where the permitted price given by Paragraph B of paragraph 2 on a day (“the first day”) would be different from the permitted price on the next day (“the second day”) as a result of a change to the rate of duty or value added tax.  
(2) The permitted price which would apply on the first day applies to sales or supplies of alcohol which take place before the expiry of the period of 14 days beginning on the second day.

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

1. Where a premises licence includes a condition that at specified times one or more individuals must be at the premises to carry out a security activity, each such individual must:
  - (a) be authorised to carry out that activity by a licence granted under the Private Security Industry Act 2001; or
  - (b) be entitled to carry out that activity by virtue of section 4 of the Act.
2. But nothing in subsection (1) requires such a condition to be imposed:
  - (a) in respect of premises within paragraph 8(3)(a) of Schedule 2 to the Private Security Industry Act 2001 (c12) (premises with premises licences authorising plays or films); or

(b) in respect of premises in relation to:

- i. any occasion mentioned in paragraph 8(3)(b) or (c) of that Schedule (premises being used exclusively by club with club premises certificate, under a temporary event notice authorising plays or films or under a gaming licence), or
- ii. any occasion within paragraph 8(3)(d) of that Schedule (occasions prescribed by regulations under that Act).

3. For the purposes of this section:

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

## **ANNEX 2A – CONVERTED CONDITIONS**

None

## **ANNEX 2B – OPERATING SCHEDULE**

### **PREVENTION OF PUBLIC NUISANCE**

- None

### **PUBLIC SAFETY**

- None

### **PROTECTION OF CHILDREN FROM HARM**

- Children shall not be permitted in the bar area.
- A recognised proof of age, which includes a photograph, is to be required for anyone who appears to be under the age of 21 and who wishes to purchase or consume alcohol.

### **PREVENTION OF CRIME AND DISORDER**

- A Closed Circuit Television recording system shall be installed at the premises. The number and position of cameras should be determined by a risk assessment of the premises.
- The CCTV shall be maintained in full working order and used at all times when any licensable activity is taking place.
- Recordings taken from the CCTV system are to be kept for a minimum of 28 days and are to be made available to any authorised officer of the Licensing Authority, Police or Weights and Measure Authority upon request.
- The Premises shall register as a member of the Pubwatch Scheme in the locality and a representative of the Management Team shall attend all meeting.

## **ANNEX 3 – CONDITIONS ATTACHED AFTER HEARING**

None

## **ANNEX 4 – PLANS**

Attached Separately



**From:** Gisela Norman [REDACTED]  
**Sent:** 20 August 2015 18:42  
**To:** Bahadoor, Roy  
**Cc:** [REDACTED]  
**Subject:** Ivy Road Industrial Estate sports bar

Dear Mr Bahadoor,

Please see below my objections sent to Cllr Caswill to the proposed licence for the Royal Sports Bar and Cue Club on the Ivy Road Industrial Estate.

I am deeply concerned at the disturbance that the noise levels will create. I am concerned that the management of the premises have been dreadful. A fenced partition is frequently broken or taken out so that users of the sports club can take a short cut. When this happens there is always debris of cans of beer and other rubbish around the entrance to our cottages, we seen antisocial behaviour and have found people wandering around our front doors and gardens at night, it is a dark area with no lighting and feels unsafe!

There has been a flow of water through Ivy School car park that has been there for some months now. Which again shows me that they management of the site is inadequate.

What will be in place for sound proofing or noise insulation?

I object to this application on the grounds that the noise will be unbearable and the management of these premises has proven to be highly inadequate. I do not have confidence that they will be able to manage the noise levels.

Yours sincerely,  
Gisela Norman

Gisela Norman  
7 Ivy Cottages  
Ivy Lane  
Chippenham  
Wiltshire SN15 1HE

[REDACTED]

**From:** Gisela Norman [REDACTED]  
**Date:** Tue, 18 Aug 2015 21:54:40 +0100  
**To:** [REDACTED]  
**Subject:** Ivy Road Industrial Estate sports bar

Dear Chris Caswill,

I have just received your flyer regarding the "Sports Bar Late Licence Application" for the Royal Sports Bar and Cue Club on the Ivy Road Industrial Estate, who are applying to play music on a Friday and Saturday evening until 1pm.

Please record my serious concerns. I disagree with the application. There are four of us who live at number 7 Ivy Cottages, next door to the club and we all have serious concerns. In a nutshell it will be a nightmare! Even now, often the fence is broken from Ivy Lane Primary School to the Sports Club, and the crowd who cut through and use the club make an awful noise at night. They leave beer bottles and rubbish all over the place. It feels unsafe

as it is now, so more crowds around the area and making more noise plus music blaring out at 1.00 in the morning will be absolutely awful, even more disturbance.

As an example of local community relations: there has been a serious drainage leak, water pouring out of a porto cabin next to the Sports Bar. The attitude and behaviour of local business on the Ivy Road Industrial Estate gives me no guarantees that the occupiers of the Sports Bar will be conducive to keeping to any noise bond agreement when they cannot even repair a basic leak.

Please record our objections to this application!

With regards,  
Gisela

Gisela Norman  
7 Ivy Cottages  
Ivy Lane  
Chippenham  
Wiltshire SN15 1HE



**From:** Stephen Harrison [REDACTED]  
**Sent:** 21 August 2015 08:18  
**To:** Bahadoor, Roy  
**Cc:** [REDACTED] Pauline Harrison  
**Subject:** Ivy Road Industrial Estate sports bar

Dear Mr. Bahadoor,

I would like to re-iterate those comments made by Gisela Norman. We have only recently moved into the cottages and have been very disappointed with the general untidiness of the Sports Club premises area backing on to Ivy Lane School car park. Missing fence panel, leaking water or something, litter, and most recently my nephew found empty capsules of nitrous oxide, commonly known as laughing gas. This is not acceptable management control especially with the school being in such close proximity [REDACTED] [REDACTED] Additional noise up to 1 a.m. without strict management control and soundproofing is unacceptable especially when they are not managing their premises under the current license agreement.

These views represent both my wife and myself.

Yours sincerely

Stephen and Pauline Harrison,  
6, Ivy Road Cottages,  
Chippenham,  
SN15 1HE

Sent from my iPad

On 20 Aug 2015, at 18:41, Gisela Norman <[REDACTED]> wrote:

Dear Mr Bahadoor,

Please see below my objections sent to Cllr Caswill to the proposed licence for the Royal Sports Bar and Cue Club on the Ivy Road Industrial Estate.

I am deeply concerned at the disturbance that the noise levels will create. I am concerned that the management of the premises have been dreadful. A fenced partition is frequently broken or taken out so that users of the sports club can take a short cut. When this happens there is always debris of cans of beer and other rubbish around the entrance to our cottages, we seen antisocial behaviour and have found people wandering around our front doors and gardens at night, it is a dark area with no lighting and feels unsafe!

There has been a flow of water through Ivy School car park that has been there for some months now. Which again shows me that they management of the site is inadequate.

What will be in place for sound proofing or noise insulation?

I object to this application on the grounds that the noise will be unbearable and the management of these premises has proven to be highly inadequate. I do not have confidence that they will be able to manage the noise levels.

**Yours sincerely,  
Gisela Norman**

Gisela Norman  
7 Ivy Cottages  
Ivy Lane  
Chippenham  
Wiltshire SN15 1HE



**From:** CHRIS CASWILL [REDACTED]  
**Sent:** 24 August 2015 20:22  
**To:** Bahadoor, Roy  
**Subject:** Royal Sports Bar and Cue Club licence application

Good evening

I am writing to make a representation in respect of the application for a licence for the Royal Sports Bar and Cue Club on the Ivy Road Industrial Estate. My representation concerns the Licensing Objective of Preventing Public Nuisance.

On Wiltshire Council I represent the Monkton Ward area in which the Club is located. In that capacity I have received representations from residents living nearby, specifically in Ivy Cottages, SN15 1HE. The residents there tell me that they are currently too often disturbed by customers of the Club, who exit via a removed or destroyed panel in the fence opposite Ivy Road School, and create alcohol-fuelled noise and other disturbances there. As this practice appears to have gone unchecked for some time, there is an understandable concern that the management of the Club are not performing their duties adequately, and may therefore not be capable of managing the late-night music for which the application is now being made.

I sympathise with and support these concerns. Following the format of the Council's Licensing Representation form, I ask that this license should not be granted unless the Council and its Licensing Committee are satisfied on the following grounds:

- that the owner and Designated Premises Supervisor of the club will ensure that the fencing on the boundary between the industrial estate and the school is maintained, and that all breaches in this fencing are immediately repaired
- and that therefore direct access to that area by Club customers is prevented
- that the CCTV which the Club is presumably required to maintain includes coverage of the boundary mentioned above
- that the Club has adequate soundproofing to prevent any significant noise disturbance to the residents of Ivy Cottages before and after 11 PM, and that there is a condition in place to require this – such that any breaches of that condition can lead to action by the Council and, if necessary, to a challenge to the Licence

If providing these assurances requires a License Committee hearing, then please take this as a request for such a hearing. If they do not, then I look forward to hearing that these requirements have been built into conditions for a new License for the Club.

Regards.

Chris Caswill

*Independent Wiltshire Councillor, Chippenham Monkton ward*  
[REDACTED]

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# Agenda Item 5f

**From:** Freegard, John  
**Sent:** 25 August 2015 08:54  
**To:** Bahadoor, Roy  
**Cc:** Holland, Linda  
**Subject:** RE: Ivy Road Industrial Estate sports bar

Hello Roy,

Yes, I can confirm that the reasoning behind the fact that I have raised no adverse comments is the following :

1. No record of previous noise complaints
2. The extended hours are for 'recorded music' only which in my experience is relatively low impact
3. I carried out a desk-top assessment of the position of premises in relation to residential receptors
4. The fact that our nuisance and licensing regimes exist to deal with any adverse impact in the future

Nevertheless, because of the concerns raised re the potential for noise problems, I decided to inspect the premises yesterday afternoon for completeness.

I have fully considered the internal layout and fabric of the building and also considered the conceptual noise model (source /pathway/receptors) for recorded music and it only reinforces my earlier opinion that this proposal should not cause an adverse impact locally, let alone nuisance.

If any noise complaints are received in the future, naturally I am happy to investigate nuisance at any residential property affected.

Regards

John Freegard  
Senior Public Protection Officer  
Wiltshire Council  
North/West

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