

TOWER HOUSE MALMESBURY WILTSHIRE SN16 9AX  


RECEIVED

14 FEB 2014

13<sup>th</sup> February 2014

For the attention of: Roy Bahadoor  
Licensing Officer,  
Wiltshire Council,  
Monkton Park,  
Chippenham  
Wiltshire, SN16 9AX

PUBLIC PROTECTION

Reference: Application for a licence to sell alcohol  
No. 2014 02262  
Abbey Food City, 4 Market Cross, Malmesbury, Wilts

Dear Sir,

The attached Representative Form and attached appendix is submitted for your consideration in response to the application to sell alcohol from Abbey Food City at 4 Market Cross, Malmesbury (Ref: 2014 02262).

I am writing as a local resident who lives close by the premises and has considerable concerns about allowing this licence to be granted.

There is much evidence from the recent past that would show that the four key Licensing Objectives would be at risk and this evidence is supplied in the attached Representative Form.

It would be appropriate to review the revocation of the licence for the Guildhall (January 2012) which is in Oxford Street and close to the Market Cross where many of the previous violations took place. The police were also involved extensively in monitoring and acting upon these violations.

Malmesbury is subject to a Designated Public Place Order which was introduced to combat antisocial and unacceptable use of drinking alcohol on the streets within the Town centre. As this premises is located at the epicentre of the town it would be wholly inappropriate to reintroduce the potential for alcohol related abuse and violent behaviour.

I trust that these points will be considered and that the application will, therefore, be refused



Tower House  
Oxford Street  
Malmesbury  
Wiltshire, SN16 9AX

Subj: **Licence application 2014 02262**  
Date: 13/02/2014 15:51:30 GMT Standard Time  
From: [REDACTED]  
To: [roy.bahadoor@wiltshire.gov.uk](mailto:roy.bahadoor@wiltshire.gov.uk)

Please find attached my covering letter, Representation Form and appendix for your consideration in respect of the application from Abbey Food City, 4 Market Cross, Malmesbury.

Your acknowledgement of receipt would be much appreciated.

Perhaps you would be kind enough to confirm whether you need a hard printed copy sent to you?

Regards

William A Sykes

The Tower House  
Malmesbury  
Wilts SN16 9AX  
[REDACTED]

# Wiltshire Council



Where everybody matters

RECEIVED

14 FEB 2014

PUBLIC PROTECTION

## 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.

Any individual, body or business can make a Representation to the Licensing Authority in relation to an application, regardless of their geographic proximity to the premises. Any Representation must be relevant, in that the Representation relates to one or more of the Licensing Objectives.

Premises about which Representation is being made	ABBEY FOOD CITY
Your Name	William A Sykes
Postal Address	Tower House Oxford Street Malmesbury, Wiltshire SN16 9AX
Contact Telephone Number	[REDACTED]
Are you:	
• An individual?	<input checked="" type="checkbox"/>
• A person who operates a business?	<input type="checkbox"/>
• A person representing residents or businesses?	<input type="checkbox"/>
• A member of the Relevant Licensing Authority (ie, elected Councillor of the Licensing Authority)?	<input type="checkbox"/>
If you are representing 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	SEE ATTACHED
2. To prevent public nuisance	SEE ATTACHED

OBJECTIVES	EVIDENCE
<b>3.</b> To prevent crime and disorder	<b>SEE ATTACHED</b>
<b>4.</b> Public Safety	<b>SEE ATTACHED</b>

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

**In the recent past, the centre of Malmesbury and especially the Market Cross where this applicant is located have been the subject of considerable time , resources and effort by the police, local residents, Town and Unitary councillors and the Licensing authority to correct a dangerous, unacceptable social situation caused by the violation of the Licensing Objectives.**

**Time and effort was spent over a 5-6 year period and included two Licensing authority tribunals and much hard work to correct the situation.**

**Great improvements have been made but the urban blight is still much in evidence and hopefully will be tackled in the very near future.**

**While the fact that, there are already other retail premises close by which sell alcohol, is not reason to reject this application, the potential for this new application, if approved, to cause the failure of the four Licensing Objectives is evident.**

**I submit this evidence for your consideration and as detailed in the attachments to this form.**

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. A copy of Representations will be annexed to the Licensing Officer's hard copy report, which is a public document circulated to the Licensing Sub-Committee and to all those who have made relevant Representations.**

Signature

Date ..... 13/2/14

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):

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

**Ref: Representation Form for Licensing Application  
Abbey Food City 4 Market Cross, Malmesbury, Wilts**

**APPLICATION NO. 2014 02262**

**This document forms part of the submission by:**

**William A Sykes  
Tower House  
Oxford Street  
Malmesbury, Wilts  
SN16 9AX**

**Objectives and Evidence:**

**1. The prevention of harm to children:**

**Recent evidence has shown that up to the revocation of the Guildhall licence in 2012 there was underage drinking and the granting of this licence for Abbey Food City could well have the same dangers and results.**

**2. To prevent public nuisance:**

**Malmesbury is subject to a Designated Public Place Order which was put in place because in the past misconduct and antisocial behaviour which was caused by the purchase and drinking of alcohol in the centre of town.**

**The Abbey Food City premises is in the centre of town in the Market Cross where, in the past, many groups and unruly crowds of intoxicated people have gathered and caused considerable property damage, threatening behaviour and noise disruption at unacceptable times.**

**3. To prevent crime and disorder:**

**Past evidence has shown that the Market Cross is a natural place for groups of mainly young people to gather and, with a licence to sell alcohol from this premises in such a location it can only encourage people, who have been drinking, to commit criminal acts such as damage to properties (eg broken shop windows and more).**

**The damage caused by such criminal behaviour can still be seen in Oxford Street where there are boarded up premises, which had resulted from broken windows and antisocial acts such as urinating in the shop doorways. This urban blight has been evident since 2006.**

**4. Public Safety:**

**There would be great cause for concern, if drinking by groups of people buying alcohol from Abbey Food City were to escalate in the manner which occurred in the past.**

**Police records will show that the danger to public safety was serious and threatening. Obstruction of the highways was frequent and many local people had to find alternative ways home to avoid the drunken and threatening behaviour which frequently took place.**

**For many the area became a 'no go' area of town. This must not be allowed to occur again.**