

**Democratic Services**

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**Your ref:**

**Our ref:**

**Date:** 24 March 2011

**E-mail:** [Democratic\\_Services@bathnes.gov.uk](mailto:Democratic_Services@bathnes.gov.uk)

**To: All Members of the Licensing (Gambling and Licensing) Sub-Committee**

Councillors: Tim Warren, Tim Ball and Gabriel Batt

Chief Executive and other appropriate officers  
Press and Public

Dear Member

**Licensing (Gambling and Licensing) Sub-Committee: Friday, 1st April, 2011**

You are invited to attend a meeting of the **Licensing (Gambling and Licensing) Sub-Committee**, to be held on **Friday, 1st April, 2011** at **10.30 am** in the **Brunswick Room - Guildhall, Bath**.

The agenda is set out overleaf.

Yours sincerely

Sean O'Neill  
for Chief Executive

**If you need to access this agenda or any of the supporting reports in an alternative accessible format please contact Democratic Services or the relevant report author whose details are listed at the end of each report.**

## NOTES:

1. **Inspection of Papers:** Any person wishing to inspect minutes, reports, or a list of the background papers relating to any item on this Agenda should contact Sean O'Neill who is available by telephoning Bath 01225 395090 or by calling at the Riverside Offices Keynsham (during normal office hours).
2. **Public Speaking at Meetings:** The Council has a scheme to encourage the public to make their views known at meetings. They may make a statement relevant to what the meeting has power to do. They may also present a petition or a deputation on behalf of a group. Advance notice is required not less than two full working days before the meeting (this means that for meetings held on Wednesdays notice must be received in Democratic Services by 4.30pm the previous Friday)

The public may also ask a question to which a written answer will be given. Questions must be submitted in writing to Democratic Services at least two full working days in advance of the meeting (this means that for meetings held on Wednesdays, notice must be received in Democratic Services by 4.30pm the previous Friday). If an answer cannot be prepared in time for the meeting it will be sent out within five days afterwards. Further details of the scheme can be obtained by contacting Sean O'Neill as above.

3. **Details of Decisions taken at this meeting** can be found in the minutes which will be published as soon as possible after the meeting, and also circulated with the agenda for the next meeting. In the meantime details can be obtained by contacting Sean O'Neill as above.

Appendices to reports are available for inspection as follows:-

**Public Access points** - Riverside - Keynsham, Guildhall - Bath, Hollies - Midsomer Norton, and Bath Central, Keynsham and Midsomer Norton public libraries.

**For Councillors and Officers** papers may be inspected via Political Group Research Assistants and Group Rooms/Members' Rooms.

4. **Attendance Register:** Members should sign the Register which will be circulated at the meeting.
5. THE APPENDED SUPPORTING DOCUMENTS ARE IDENTIFIED BY AGENDA ITEM NUMBER.
6. **Emergency Evacuation Procedure**

When the continuous alarm sounds, you must evacuate the building by one of the designated exits and proceed to the named assembly point. The designated exits are sign-posted.

Arrangements are in place for the safe evacuation of disabled people.

**Licensing (Gambling and Licensing) Sub-Committee - Friday, 1st April, 2011**

**at 10.30 am in the Brunswick Room - Guildhall, Bath**

**A G E N D A**

**1. EMERGENCY EVACUATION PROCEDURE**

The Chair will draw attention to the emergency evacuation procedure as set out under Note 5 on the previous page.

**2. ELECTION OF VICE-CHAIR (IF DESIRED)**

**3. APOLOGIES FOR ABSENCE AND SUBSTITUTIONS**

**4. DECLARATIONS OF INTEREST**

To receive any declarations from Members/Officers of personal/prejudicial interests in respect of matters for consideration at this meeting, together with their statements on the nature of any such interests declared.

**5. TO ANNOUNCE ANY URGENT BUSINESS AGREED BY THE CHAIR**

**6. MINUTES: 21ST FEBRUARY 2011 (Pages 5 - 8)**

**7. LICENSING PROCEDURE (Pages 9 - 12)**

The Chair will, if required, explain the licensing procedure.

**8. APPLICATION TO VARY A PREMISES LICENCE FOR DOMINO'S PIZZA, LONG ACRE, LONDON ROAD, WALCOT, BATH BA1 5NL (Pages 13 - 62)**

The Committee Administrator for this meeting is Sean O'Neill who can be contacted on 01225 395090.





**LICENSING (GAMBLING AND LICENSING) SUB-COMMITTEE**

Monday, 21st February, 2011

**Present:-** Councillors:- Tim Warren (Chair), Bryan Chalker and Tim Ball

**Also in attendance:** Terrill Wolyn (Licensing Officer), Francesca Smith (Senior Legal Adviser) and Michaela Gay (Senior Democratic Services Officer)

**1      EMERGENCY EVACUATION PROCEDURE**

The Democratic Services Officer read out the procedure.

**2      ELECTION OF VICE-CHAIR (IF DESIRED)**

**RESOLVED** that a Vice-Chair was not required on this occasion.

**3      APOLOGIES FOR ABSENCE AND SUBSTITUTIONS**

There were none.

**4      DECLARATIONS OF INTEREST**

There were none.

**5      TO ANNOUNCE ANY URGENT BUSINESS AGREED BY THE CHAIR**

There was none.

**6      MINUTES: 17 DECEMBER 2010 AND 10 JANUARY 2011**

The minutes of the meetings of 17<sup>th</sup> December 2010 and 10<sup>th</sup> January 2011 were approved and signed by the Chair.

**7      LICENSING PROCEDURE**

The Chair drew attention to the licensing procedure, copies of which had been made available to those attending the meeting.

**8      APPLICATION TO VARY A PREMISES LICENCE FOR KEYNSHAM RUGBY FOOTBALL CLUB, BRISTOL ROAD, KEYNSHAM, BRISTOL BS31 2BE**

Applicant: Mr Craig Wetton, Premises Licence Holder & Honorary Treasurer, Keynsham Rugby Football Club.

Interested Parties: Mr and Mrs Bateman and Ms Blackwood.

The parties confirmed that they had received and understood the licensing procedure.

The Licensing Officer summarised the application. The applicant was seeking authority to vary the existing Premises Licence to correct a typing error so that the closing time in respect of Fridays reads 02:00 hours; to include the patio area within the boundary of the licensed premises; to remove all references to the use of marquees on the sports field from the premises licence and to remove all obsolete conditions and those that duplicate existing legislation from the licence. Relevant representations had been received from local residents in relation to prevention of public nuisance.

Mr Wetton stated the case for the applicant. He explained that he was trying to tidy up the existing licence as set out above. He acknowledged the concerns that had been raised by the Interested Parties to the application. He explained that it was a large club that had good relations with the local police and Neighbourhood Watch Groups and endeavoured to get on with its neighbours. In response to questions from members, Mr Wetton stated that the club has existed for 80 years and they had had live entertainment for at least 13 years. He explained that he was not aware of any complaints from local residents regarding the use of the patio area, he had only been aware of concerns regarding parking. He stated that the club no longer allowed 18<sup>th</sup> birthday celebrations with a view to not upsetting its neighbours. He explained that the specified smoking area was at the front of the building (a covered area) and not the patio. He explained that the patio area could not be closed off during functions as it was a fire exit. Mrs Bateman, an Interested Party, asked if the doors would be kept open to the patio area until 11pm when there is a function. Mr Wetton replied that they would be kept shut in the main. The Licensing Officer explained that it was a condition of the licence that doors and windows are kept closed whenever regulated entertainment was taking place, and in any event after 11pm.

Mrs Bateman, an Interested Party, stated her case. She said that she had no grievance against the club. She had moved into the area a year ago and had three young children. She said she had concerns about the use of the patio area, especially in the summer, due to the noise and potential disturbance caused. In response to questions from Members, Mrs Bateman explained that she has been disturbed by noise twice this year. She said the disturbance was worse in the summer months. She asked the applicant if he could fit an automatic door, the applicant explained that there were not the resources to do this but that there was a commitment to keep the front door closed. In response to a suggestion from Members, he stated that he was happy to encourage smokers to use the facility at the front of the club. In response to a question from Members, Mrs Bateman said she was aware of the club when she moved into the house but that concerns about any noise disturbance were not highlighted to her. She stated that she would be reassured to have a contact number from the applicant.

Following an adjournment the Sub-Committee **RESOLVED** to grant the application to vary a Premises Licence as applied for, with the additional conditions as set out in paragraph 4.14 of the report that in respect of the patio area:

1. No regulated entertainment shall take place on the patio under the premises licence; and
2. No consumption of alcohol shall take place on the patio after 23:00 hours.

The Chair added that the Sub-Committee asked the applicant to provide the interested parties with a phone number so they could contact him if there were problems and also asked him to encourage smokers to use the front area of the building. Mr Wetton agreed.

## **REASONS**

Members have today determined an application to vary a Premises Licence for Keynsham Rugby Football Club, Bristol Road, Keynsham. In doing so they have reminded themselves of the Licensing Act 2003, Statutory Guidance, the Council's Statement of Licensing Policy and the Human Rights Act 1998.

Members are aware that the proper approach under the Licensing Act 2003 is to be reluctant to regulate in the absence of real evidence. Further, they must only do what is necessary and proportionate to promote the licensing objectives in light of what is presented to them.

Members listened carefully to the Applicant and the Interested Parties. Members were also careful to balance the competing interests of all the parties in reaching their decision.

The Interested Parties were concerned that if the patio area was used for regulated entertainment it would cause noise nuisance already experienced by them on some occasions.

Members noted that the applicant had proposed that the patio area would not be used for regulated entertainment and would close for the consumption of alcohol at 23.00.

They considered that the conditions offered by the applicant would ensure that noise nuisance caused by customers on the patio would be kept to a minimum.

Members therefore granted the application as applied for with the addition of the two conditions offered by the applicant. They considered that this was necessary and proportionate to meet the licensing objectives.

Authority is delegated to the licensing officer to issue the licence.

The meeting ended at 11.25 am

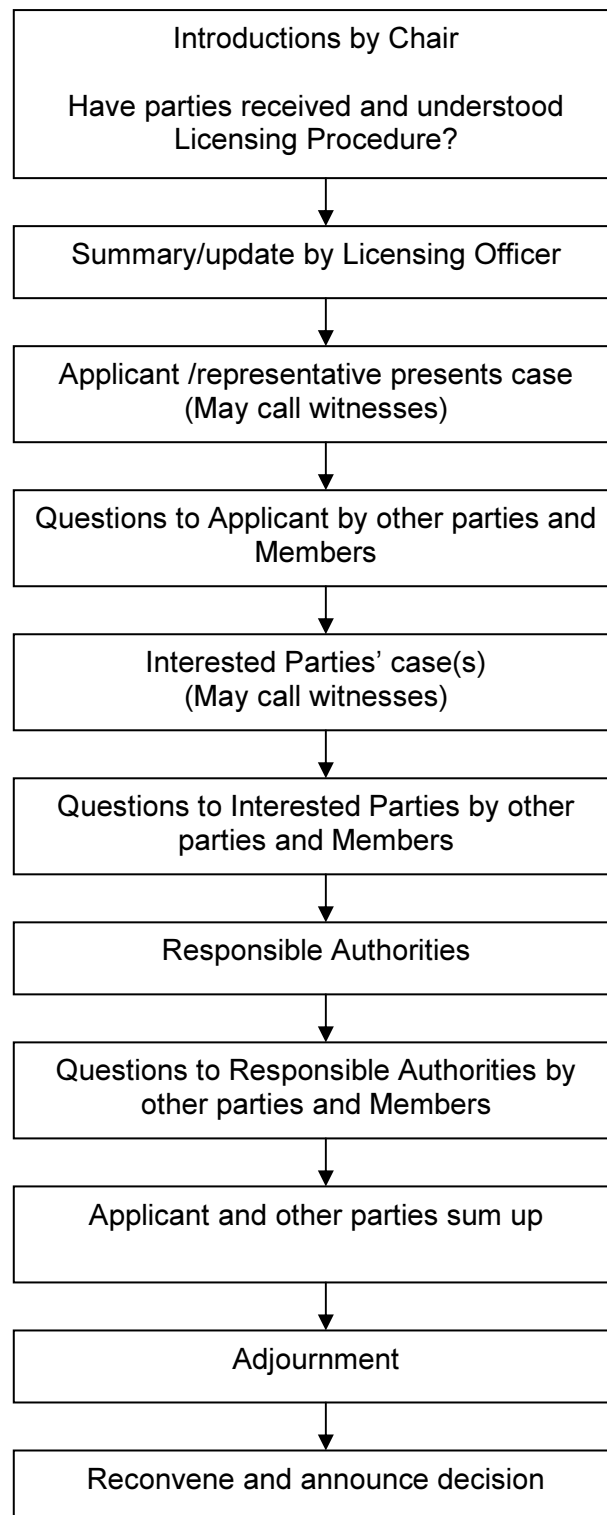
Chair(person) .....

Date Confirmed and Signed .....

**Prepared by Democratic Services**

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**LICENSING (GAMBLING AND LICENSING) SUB-COMMITTEE  
PROCEDURE FOR NEW APPLICATIONS AND VARIATIONS**





## LICENSING ACT 2003

### LICENSING COMMITTEE HEARING PROCEDURE ALCOHOL, LATE NIGHT REFRESHMENT AND ENTERTAINMENT

1. The Chair will introduce Members of the Sub-Committee and Officers present and explain the procedure to be followed.
2. The Licensing Officer will outline the nature of the matter to be considered by the Sub-Committee.

*In the following paragraphs where the term "party" or "parties" is used in addition to other terms this will mean anyone to whom notice of this meeting has been given.*

3. (i) The Applicant/Licence Holder ("the Applicant"), or representative, addresses the Sub-Committee. The Applicant may be asked relevant questions about the matters before the Sub-Committee by the other parties and the Members.  
(ii) The Applicant, or representative, may call witnesses in support of the application and each witness may be asked relevant questions by the other parties and the Members.
4. (i) Any interested parties [defined in s.69(3)] making relevant representations, or representative, will take it in turn to address the Sub-Committee. You may be asked relevant questions by the other parties, the Applicant and the Members.  
(ii) You (or your representative) may call witnesses in support of your representations and each witness may be asked relevant questions by the Applicant, the other parties and the Members.
5. Any Responsible Authority [defined in s.69(4)] making a representation will address the Committee. The Responsible Authorities may be asked relevant questions by the Applicant, other parties and the Members.
6. The Applicant will then be invited to briefly summarise the application.
7. The other parties will then be invited in turn to briefly summarise their points if they wish in the same order as before.
8. The Chair will invite the Sub-Committee to move into private session to enable the Sub-Committee to deliberate in private in accordance with Paragraph 14(2) of the Hearings Regulations 2005. The Sub-Committee will only reconvene to resolve any points of uncertainty on the evidence already given. During their deliberation the Sub-Committee will be accompanied *for advice only* by the Legal Advisor and the Committee Administrator. The Sub-Committee may retire to a private room or alternatively require vacation of the meeting room by all other persons.
9. When the Sub-Committee resumes, the Chair will announce the decision in public; this will include the reasons (or advise that the decision will be released in writing with reasons within the statutory time limit in this instance 5 working days).

### **PLEASE NOTE:**

- Where the Sub-Committee considers it necessary to do so, it may vary this procedure.
- Decisions will generally be taken regardless of whether the Applicant is present. All notices and representations received from absent parties will be considered.
- Only in **exceptional circumstances** will the Committee take into account any additional late documentary or other information produced by an existing party in support of their application/representation. This will be at the discretion of the Chair and with the agreement of all the other parties. No new representations will be allowed at the hearing.
- The hearing will take the form of a discussion. However, the Council will allow all parties to ask questions of another party present, as set out above, but formal cross examination will be discouraged.
- The Authority will disregard any information or representation given by a party which is not relevant to the Application and the Licensing Act 2003.
- The Chair will allow the parties an equal maximum period of time in which to make representations. The amount of time will be at the discretion of the Chair, but in the interests of costs and efficiency will not normally exceed **twenty minutes**. This will include the time taken for the presentation and the summing up, but not the time taken for questions.
  - **N.B. Where there is more than one party making relevant representations the time will be split between those parties.** It is recommended that they arrive early to discuss the application with the other interested parties.
- The Chair may require any person attending the hearing who is behaving in a disruptive manner to leave the hearing and refuse to allow that person to return, or only allow them to return subject to certain conditions. Any person so excluded will however be entitled to submit to the Sub-Committee any information which they would have been entitled to give orally had they not been required to leave.
- Bath & North East Somerset Council is committed to taking decisions in an honest, accountable and transparent fashion, but on occasion may find it necessary to exclude members of the press and public based upon the legal framework given in the Local Government Act 1972 Schedule 12 (a). On these occasions decisions based on the above framework will be given.



## Bath & North East Somerset Council

MEETING:	Licensing (Gambling and Licensing) Committee	AGENDA ITEM NUMBER
MEETING DATE:	Friday 4 April 2011	
TITLE:	Application to Vary a Premises Licence for <b>Domino's Pizza</b> , Long Acre, London Road, Walcot, Bath, BA1 5NL	
WARD:	Walcot	
AN OPEN PUBLIC ITEM		
List of attachments to this report:		
Annex A Application to Vary the Premises Licence		
Annex B Current Premises Licence		
Annex C Site Plan		
Annex D Representations from Interested Parties		

### 1 THE ISSUE

- 1.1 An application has been received for the variation of an existing Premises Licence under Section 34 of the Licensing Act 2003 in respect of Domino's Pizza, Long Acre, London Road, Walcot, Bath, BA1 5NL (Annex A).

### 2 RECOMMENDATION

- 2.1 That the sub committee determine the application to vary the licence.

### 3 FINANCIAL IMPLICATIONS

- 3.1 There are no financial implications arising from this report.

### 4 THE REPORT

- 4.1 An application has been received for the variation of a Premises Licence.
- 4.2 The current Premises Licence permits the following licensable activities:

- 1) **Late Night Refreshment** between the following hours:

Monday to Saturday      23.00 to 01.00

Sunday                      23.00 to 23.30

- 2) The **Opening Hours** for the premises are as follows:

Monday to Saturday      10.00 to 01.00

Sunday                      10.00 to 23.30

- 3) The licence is subject to the following condition:

- CCTV to be installed and maintained in full working order, and the images will be retained for a minimum period of 60 days.

4.3 The **variation** application seeks to extend the permitted hours. The proposed hours are as follows:

1) **Late Night Refreshment** between the following hours:

Every Day 23.00 to 01.30

2) The proposed **Opening Hours** for the premises are as follows:

Every Day 10.00 to 01.30

4.4 A site plan is attached at Annex C.

4.5 The Licensing Act 2003 (Section 4) states that it is the duty of all Licensing Authorities to carry out their functions under the Act with a view to promoting the licensing objectives. The licensing objectives are:-

- The Prevention of Crime and Disorder.
- Public Safety.
- The Prevention of Public Nuisance, and
- The Protection of Children from Harm.

Each objective is of equal importance; there are no other licensing objectives so these four are of paramount consideration at all times. When considering applications/representations /notifications the Licensing Authority will have regard to these licensing objectives.

4.6 The Licensing Authority may vary and grant the application with or without additional conditions.

4.7 The Licensing Authority can refuse the variation or part of the variation as it considers necessary for the promotion of the licensing objectives.

4.8 The Licensing Authority may not however do anything to reduce the effect of the rights guaranteed by the existing premises licence.

4.9 The Licensing Authority should also have regard to the Council's Licensing Policy, the Statutory Guidance issued under Section 182 of the Licensing Act 2003, and the Licensing Act itself, and in particular to:-

- a) Paragraphs 3, 5, 6, 10, 16, 17, 18, 19, 20, 23(5), 24, 28, 30, 33, 35, 36, 37, 41 to 44 of the policy.
- b) Chapters 8, 9 and 10 of the Statutory Guidance (as revised October 2010)
- c) Sections 4, 9, 10, 13, 34, 35, 36, 182 and 183 of the Act.

4.10 If the application is refused the applicant may appeal within 21 days of the notification to the Magistrates Court.

If the application is granted the person making the relevant representation may appeal within 21 days of the notification to the Magistrates Court.

On appeal the court may either dismiss the appeal; substitute the decision appealed against for any other decision which could have been made by the Licensing Authority, or remit the case to the Licensing Authority to dispose of it in accordance with the direction of the court. The court may make such order for costs as it thinks fit.

4.11 In accordance with the requirements of the Act the applicants served copies of the application upon the Police, the Fire Authority, Environmental Health, Development Control, Trading Standards, and the Child Protection Agency. No representations have been received from any of the Responsible Authorities.

4.12 The applicant is required to place a notice at the premises for a period of 28 days starting the day after the application is made and place an advert in a local newspaper within 10 working days of submitting the application to the licensing authority.

4.13 Relevant representations have been received from local residents in relation to the licensing objectives of the Prevention of Public Nuisance and the Prevention of Crime and Disorder (Annex D).

4.16 This report has not been sent to the Trades Union because they would have no involvement in this application.

<b>Contact person</b>	Emma Stoneman, Senior Licensing Officer, 01225 396719
<b>Background papers</b>	Licensing Act 2003, Guidance Notes issued under Section 182 of the Licensing Act 2003, Licensing Act 2003 Regulations, B&NES Statement of Licensing Policy.



ENVIRONMENTAL SERVICES

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

28 JAN 2011

## PLEASE READ THE FOLLOWING INSTRUCTIONS FIRST

Post Log No: 07/AB 200952  
Receipt No: 13657  
CH/CA 190

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 Bath Pizza LTD T/A Domino's Pizza

(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  
10/03279/LAPRE

## Part 1 – Premises Details

Postal address of premises or, if none, ordnance survey map reference or description  
Domino's Pizza, Long Acre, London Road

Post town	Bath	Post code	BA1 5DL
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Telephone number at premises (if any)	01225421421
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Non-domestic rateable value of premises	£28750
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## Part 2 – Applicant details

Daytime contact telephone number	07717228979		
E-mail address (optional)	Teamwestoffice@btinternet.com		
Current postal address if different from premises address	38 Ferndale Road		
Post Town	Swindon	Postcode	SN2 1EX

**Part 3 - Variation**

Please tick yes

Do you want the proposed variation to have effect as soon as possible?

☒

If not do you want the variation to take effect from

Day Month Year

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**Please describe briefly the nature of the proposed variation (Please see guidance note 1)**

To extend current closing time for Monday to Saturday by half an hour to 01:30

To extend current closing time for Sunday by one and an half hours to 01:30

To extend the terminal hour in respect of late night refreshment, in line with the above mentioned closing times

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 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 yes**

- 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 entertainment facilities:**

- i) making music (if ticking yes, fill in box I) ☐
- j) dancing (if ticking yes, fill in box J) ☐
- k) entertainment of a similar description to that falling within (i) or (j) (if ticking yes, fill in box K) ☐

**Provision of late night refreshment (if ticking yes, fill in box L)**☒**Sale by retail of alcohol (if ticking yes, fill in box M)**☐

In all cases complete boxes N, O and P

## A

<b>Plays</b> Standard days and timings (please read guidance note 6)			<b><u>Will the performance of a play take place indoors or outdoors or both – please tick</u></b> (please read guidance note 2)	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 3)		
Mon					
Tue					
Wed			<b><u>State any seasonal variations for performing plays</u></b> (please read guidance note 4)		
Thur					
Fri			<b><u>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</u></b> (please read guidance note 5)		
Sat					
Sun					



**B**

<b>Films</b> Standard days and timings (please read guidance note 6)			<b>Will the exhibition of films take place indoors or outdoors or both – please tick</b> (please read guidance note 2)	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 3)		
Mon					
Tue					
Wed					
Thur			<b>State any seasonal variations for the exhibition of films</b> (please read guidance note 4)		
Fri			<b>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</b> (please read guidance note 5)		
Sat					
Sun					

C

<b>Indoor sporting events</b> Standard days and timings (please read guidance note 6)			<b><u>Please give further details</u></b> (please read guidance note 3)
Day	Start	Finish	
Mon			
Tue			<b><u>State any seasonal variations for indoor sporting events</u></b> (please read guidance note 4)
Wed			
Thur			
Fri			<b><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></b> (please read guidance note 5)
Sat			
Sun			

## D

<b>Boxing or wrestling entertainments</b> Standard days and timings (please read guidance note 6)			<b><u>Will the boxing or wrestling entertainment take place indoors or outdoors or both – please tick</u></b> (please read guidance note 2)	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 3)		
Mon					
Tue					
Wed					
Thur			<b><u>State any seasonal variations for boxing or wrestling entertainment</u></b> (please read guidance note 4)		
Fri					
Sat					
Sun					
			<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 5)		

E

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

## F

<b>Recorded music</b> Standard days and timings (please read guidance note 6)			<b><u>Will the playing of recorded music take place indoors or outdoors or both – please tick</u></b> (please read guidance note 2)	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 3)		
Mon					
Tue					
			<b><u>State any seasonal variations for the playing of recorded music</u></b> (please read guidance note 4)		
Wed					
Thur					
			<b><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></b> (please read guidance note 5)		
Fri					
Sat					
Sun					

## G

<b>Performances of dance</b> Standard days and timings (please read guidance note 6)			<b><u>Will the performance of dance take place indoors or outdoors or both – please tick</u></b> (please read guidance note 2)	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 3)		
Mon					
Tue					
Wed			<b><u>State any seasonal variations for the performance of dance</u></b> (please read guidance note 4)		
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 5)		
Sat					
Sun					

## H

<b>Anything of a similar description to that falling within (e), (f) or (g)</b> Standard days and timings (please read guidance note 6)			<b><u>Please give a description of the type of entertainment you will be providing</u></b>	
Day	Start	Finish	<b><u>Will this entertainment take place indoors or outdoors or both – please tick</u></b> (please read guidance note 2)	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 3)	
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 4)	
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 5)	
Sun				

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



J

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

K

<b>Provision of facilities for entertainment of a similar description to that falling within i or j</b> Standard days and timings (please read guidance note 6)			<b><u>Please give a description of the type of entertainment facility you will be providing</u></b>	
Day	Start	Finish	<b><u>Will the entertainment facility be indoors or outdoors or both – please tick</u></b> (please read guidance note 2)	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 3)	
Wed				
Thur			<b><u>State any seasonal variations for the provision of facilities for entertainment of a similar description to that falling within i or j</u></b> (please read guidance note 4)	
Fri				
Sat			<b><u>Non standard timings. Where you intend to use the premises for the provision of facilities for entertainment of a similar description to that falling within i or j at different times to those listed in the column on the left, please list</u></b> (please read guidance note 5)	
Sun				

L

<b>Late night refreshment</b> Standard days and timings (please read guidance note 6)			<b>Will the provision of late night refreshment take place indoors or outdoors or both – please tick</b> (please read guidance note 2)	Indoors	<input checked="" type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input checked="" type="checkbox"/>
Day	Start	Finish	<b>Please give further details here</b> (please read guidance note 3) Not Applicable.		
Mon	23:00	01:30			
Tue	23:00	01:30	<b>State any seasonal variations for the provision of late night refreshment</b> (please read guidance note 4) Not Applicable		
Wed	23:00	01:30	<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 5) Not Applicable		
Thur	23:00	01:30			
Fri	23:00	01:30			
Sat	23:00	01:30			
Sun	23:00	01:30			

## M

<b>Supply of alcohol</b> Standard days and timings (please read guidance note 6)			<b>Will the supply of alcohol be for consumption (Please tick box) (please read guidance note 7)</b>		On the premises	<input type="checkbox"/>		
					Off the premises	<input type="checkbox"/>		
					Both	<input type="checkbox"/>		
Day	Start	Finish	<b><u>State any seasonal variations for the supply of alcohol</u></b> (please read guidance note 4)					
Mon								
Tue								
Wed								
Thur							<b><u>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</u></b> (please read guidance note 5)	
Fri								
Sat								
Sun								

**N**

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

O

<b>Hours premises are open to the public</b> Standard days and timings (please read guidance note 6)			<b><u>State any seasonal variations</u></b> (please read guidance note 4) Not Applicable
Day	Start	Finish	
Mon	10:00	01:30	
Tue	10:00	01:30	<b><u>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</u></b> (please read guidance note 5) Not Applicable
Wed	10:00	01:30	
Thur	10:00	01:30	
Fri	10:00	01:30	
Sat	10:00	01:30	
Sun	10:00	01:30	

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 yes

- 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 failed to enclose the premises licence or relevant part of premises licence

**P** 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,e) (please read guidance note 9)**

With the exception of staff still undergoing training, all staff will be trained in those aspects of their job relating to the prevention of crime and disorder, the prevention of public nuisance, and will be aware of those aspects of the Health and Safety at Work etc. Act 1974 which relate to their role within the business

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

We will not employ any staff unless they have been properly trained in those aspects of their job which may have an impact on crime and disorder. The only exception will be for staff still undergoing training, providing that they are closely supervised when serving customers

CCTV does cover the store inside and out footage shall be kept for a minimum of 60 days, this footage will be made available to the Police if they request it at any time A alarm will be fitted that has panic buttons linked to the local Police station We would like it also noted that we have many years of experience operating our Newbury and Swindon stores until 5am without causing concern for the local Authorities this is due to our staff being trained to a high standard

**c) Public safety**

The public Safety side of our business is governed by the Health and Safety at Work etc. Act 1974 and in general we well not be doing anything extra to satisfy the requirements of the Licensing act 2003. We will take care not to leave dangerous items such as dinner knives and glass containers within the reach pf customers at night, when some of them may have consumed alcohol elsewhere before entering the premises  
The premise is covered by CCTV and the alleyway at the side of the store is floodlight

**d) The prevention of public nuisance**

The sale of heated food on our premises does not cause any noise problem in itself. We will make sure that our customer door does not bang shut, and that any alert used to signal that the door has been left open does not create a noise problem for neighbours.

1. Relevance of Licensing Conditions:

The store will ensure that the conditions of the Premises Licences are strictly adhered to. The store will be operated to encourage customers to leave as quietly as possible and deliveries to be made as quietly as possible.

2. Notices at Exit:

Highly visible notices are placed at the entrance asking customers to leave quietly and to respect neighbours and their property

3. Delivery vehicles:

- No delivery vehicles will be moped<sup>after</sup> midnight.

- All drivers have a label in their car stating "Do not slam car doors, rev engines or play loud music;
- Any member of staff found to be contravening any of the above policies or otherwise creating a nuisance will be subject to the Company's disciplinary procedures;
- No more than five delivery vehicles will be used from 11:30pm Sundays and 01:00 Monday to Saturday

4. Internal noise:

- No music is played in the store
- All doors and windows are kept shut except for access and egress;

5. The name and contact number of the Store Manager is displayed in a position where it can be seen by the public without having to enter the store.

6. Rubbish:

The store sends out a 'Rubbish Patrol' during trading and following closure. They pick up bottles and food wrappings in a designated area. (These are very likely to be from sources other than the store – but they will be collected and disposed of.)

On rare occasions this patrol may be faced with the result of antisocial behaviour such as vomiting and urination. This will be cleared by use with a mop and bucket containing a disinfectant solution.

7. Staff:

Consideration will be given to procedures for staff departures at the end of the evening.

8. Training:

Training at all levels will be conducted to ensure understanding and implementation of this plan.

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

The sale of heated food has no direct relevance to protecting children from harm and we will discharge our responsibilities under the Licensing Act simply by being good citizens.




Please tick yes

- I have made or enclosed payment of the fee ☒
- 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 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 5 – Signatures** (please read guidance note 10)

**Signature of applicant (the current premises licence holder) or applicant's solicitor or other duly authorised agent (please read guidance note 11). If signing on behalf of the applicant please state in what capacity.**

Signature	
Date	26 <sup>th</sup> January 2011
Capacity	Company Manager

**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 12). 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 13)**

Post town		Post code	
Telephone number (if any)			
If you would prefer us to correspond with you by e-mail your e-mail address (optional)			

## Notes for Guidance

**This application cannot be used to vary the licence so as to extend the period for which the licence has effect or to vary substantially the premises to which it relates. If you wish to make that type of change to the premises licence you should make a new premises licence application under section 17 of the Licensing Act 2003.**

1. Describe the premises. For example the type of premises, its general situation and layout and any other information which could be relevant to the licensing objectives. Where your application includes off-supplies of alcohol and you intend to provide a place for consumption of these off-supplies you must include a description of where the place will be and its proximity to the premises.
2. Where taking place in a building or other structure please tick as appropriate. Indoors may include a tent.
3. For example state type of activity to be authorised, if not already stated, and give relevant further details, for example (but not exclusively) whether or not music will be amplified or unamplified.
4. For example (but not exclusively), where the activity will occur on additional days during the summer months.
5. For example (but not exclusively), where you wish the activity to go on longer on a particular day e.g. Christmas Eve.
6. Please give timings in 24 hour clock (e.g. 16:00) and only give details for the days of the week when you intend the premises to be used for the activity.
7. If you wish people to be able to consume alcohol on the premises please tick on, if you wish people to be able to purchase alcohol to consume away from the premises please tick off. If you wish people to be able to do both please tick both.
8. Please give information about anything intended to occur at the premises or ancillary to the use of the premises which may give rise to concern in respect of children regardless of whether you intend children to have access to the premises, for example (but not exclusively) nudity or semi-nudity, films for restricted age groups, the presence of gaming machines.
9. Please list here steps you will take to promote all four licensing objectives together.
10. The application form must be signed.
11. An applicant's agent (for example solicitor) may sign the form on their behalf provided that they have actual authority to do so.
12. Where there is more than one applicant, both applicants or their respective agents must sign the application form.
13. This is the address which we shall use to correspond with you about this application.

## **Dominos Pizza, Long Acre, London Road Bath**

### **Operational Plan**

#### **Introduction**

It is acknowledged that there may be a conflict between the legitimate right of Dominos to provide hot food and drink beyond 23:00 and other licensable activities and the equally legitimate right of neighbours to enjoy their homes and businesses without disturbance.

It is also acknowledged that takeaways are potential sources of nuisance, antisocial behaviour and crime which may create concern for the immediate neighbourhood, its residents and the authorities.

#### **Definition**

This Plan is designed to make the maximum contribution (by using pro-active measures), to reduce disturbance or nuisance to neighbours, both residential and business, and to make the minimum impact upon the neighbourhood in relation to potential nuisance, antisocial behaviour and crime.

This plan is specific to Domino's Pizza, Long Acre, London Road, Bath and its locality, but it includes a number of measures which are common to other Dominos.

This Plan is subject to review and will address problems and concerns as they are identified in order to establish a permanent reduction or elimination of nuisance, antisocial behaviour and crime.

#### **Measures**

##### **1. Relevance of Licensing Conditions:**

The store will ensure that the conditions of the Premises Licences are strictly adhered to. The store will be operated to encourage customers to leave as quietly as possible and deliveries to be made as quietly as possible.

##### **2. Notices at Exit:**

Highly visible notices are placed at the entrance asking customers to leave quietly and to respect neighbours and their property

##### **3. Delivery vehicles:**

- No delivery vehicles will be moped after midnight.
- All drivers have a label in their car stating "Do not slam car doors, rev engines or play loud music;
- Any member of staff found to be contravening any of the above policies or otherwise creating a nuisance will be subject to the Company's disciplinary procedures;
- No more than five delivery vehicles will be used from 11:30pm Sundays and 01:00 Monday to Saturday

##### **4. Internal noise:**

- No music is played in the store

- All doors and windows are kept shut except for access and egress;
5. The name and contact number of the Store Manager is displayed in a position where it can be seen by the public without having to enter the store.
  6. Rubbish:

The store sends out a 'Rubbish Patrol' during trading and following closure. They pick up bottles and food wrappings in a designated area. (These are very likely to be from sources other than the store – but they will be collected and disposed of.)

On rare occasions this patrol may be faced with the result of antisocial behaviour such as vomiting and urination. This will be cleared by use with a mop and bucket containing a disinfectant solution.
  7. Staff:

Consideration will be given to procedures for staff departures at the end of the evening.
  8. Training:

Training at all levels will be conducted to ensure understanding and implementation of this plan.

**We would be willing to accept the following**

**Additional Conditions for Domino's Pizza**

---

1. The Premises Licence Holder will adhere to the attached Operational Plan;
2. CCTV equipment which is fit for purpose and which covers all trading areas and entrance areas shall be provided and maintained in working condition when the premises are open for business. The CCTV product will be maintained for a minimum of 60 days and made available to enforcement bodies on request.
3. To prevent incidents of crime and disorder the operator of the premises and their staff will maintain a good relationship with the local Police and other enforcement agencies and take steps to ensure that members of staff understand their responsibility under the Licensing Act 2003.



# Bath & North East Somerset Council

## Schedule 12 Part A

Regulation 33, 34

### Premises Licence

<b>Premises Licence Number</b>	10/03279/LAPRE
--------------------------------	----------------

#### Part 1 – Premises Details

**Postal address of premises, or if none, ordnance survey map reference or description, including Post Town, Post Code**

Domino's Pizza  
Long Acre  
London Road  
Walcot  
Bath  
BA1 5NL

**Telephone number** Not available

**Where the licence is time limited the dates** Not applicable

**Licensable activities authorised by the licence and the times the licence authorises the carrying out of licensable activities**

#### Late Night Refreshment (Indoors only)

Monday to Saturday	23:00 - 01:00
Sunday	23:00 - 23:30

#### The opening hours of the premises

Monday to Saturday	10:00 - 01:00
Sunday	10:00 - 23:30

**Where the licence authorises supplies of alcohol whether these are on and/or off supplies**

Not applicable

## Part 2

**Name, (registered) address, telephone number and email (where relevant) of holder of premises licence**

Bath Pizza Ltd T/A Domino's Pizza  
38 Ferndale Road  
Swindon  
Wiltshire  
SN2 1EX  
07717228979  
teamwestoffice@btinternet.com

**Registered number of holder, for example company number, charity number (where applicable)**

Registered Business Number - 05129511

**Name, address and telephone number of designated premises supervisor where the premises licence authorises for the supply of alcohol**

Not applicable

**Personal licence number and issuing authority of personal licence held by designated premises supervisor where the premises licence authorises for the supply of alcohol**

Not applicable

This licence is issued by Bath & North East Somerset Council as licensing authority under Part 3 of the Licensing Act 2003 and regulations made thereunder.

Signed for and on behalf of  
Bath & North East Somerset Council:



Dated 12 October 2010



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# Bath & North East Somerset Council

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## Annex 1 – Mandatory conditions

**Annex 2 – Conditions consistent with the Operating Schedule**

CCTV to be installed and maintained in full working order, and the images will be retained for a minimum period of 60 days.

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**Annex 3 – Conditions attached after a hearing by the licensing authority**

**Annex 4 – Plans**

As submitted with application.

**Part B**

**Premises Licence Summary**

**Premises Licence Number**

10/03279/LAPRE

**Premises Details**

**Postal address of premises, or if none, ordnance survey map reference or description, including Post Town, Post Code**

Domino's Pizza  
Long Acre  
London Road  
Walcot  
Bath  
BA1 5NL

**Telephone number**

Not available

**Where the licence is time limited the dates** Not applicable

**Licensable activities authorised by the licence and the times the licence authorises the carrying out of licensable activities**

**Late Night Refreshment (Indoors only)**

Monday to Saturday	23:00 - 01:00
Sunday	23:00 - 23:30

**The opening hours of the premises**

Monday to Saturday	10:00 - 01:00
Sunday	10:00 - 23:30

**Where the licence authorises supplies of alcohol whether these are on and/or off supplies**

Not applicable



## Bath & North East Somerset Council

**Name, (registered) address of holder of premises licence**

Bath Pizza Ltd T/A Domino's Pizza  
38 Ferndale Road  
Swindon  
Wiltshire  
SN2 1EX

**Registered number of holder, for example company number, charity number (where applicable)**

Registered Business Number - 05129511

**Name of designated premises supervisor where the premises licence authorises for the supply of alcohol**

Not applicable

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

As per Operating Schedule at Annex 2.







Scale 1/1250

Date 22/3/2011

Drawn by:

Centre = 375387 E 165831 N



Bath & North East Somerset Council, Planning Services,  
Trimbridge House, Trim Street, Bath BA1 2DP

Bath &amp; North East Somerset Council



INTERESTED PARTY REPRESENTATION

ENVIRONMENTAL SERVICES
<b>ANNEX</b>
- 3 FEB 2011
Post Log No: 07/AS 207066
Receipt No: .....
CH/CA £: .....

**Please read the notes at the back of this form prior to completing it.**

**I/We object to the following application:**

Application number:	10/03754/LARRE
Applicant's name:	DOMINO'S PIZZA
Premises name and address:	LONG ACRE LONDON ROAD WALCOT BATH BA1 5NL
Application for a:	EXTENSION OF TRADING HOURS

**Objector Details:**

Objector's Name:	RACHEL WILSON & STEVEN DYSON
Objector's Address: This is essential because a representation can only be considered relevant if you live, or are representing an address, in the vicinity of the premises.	16 WALCOT HOUSE SNOWHILL BATH BA1 6DD
Organisation name if applicable:	

**Objection Details:**

My/our representation is relevant to the following licensing objective(s):

Prevention of crime and disorder

☐

Prevention of public nuisance

☒

Protection of children from harm

☐

Public safety

☒

Please detail your objection(s) as fully as possible in the box below. If you do not then the Committee may not understand why you have objected.

Please attach supporting documents/further pages as necessary and number all extra pages.

Try to be as specific as possible and give examples e.g. *On 1 February I could hear loud music from the premises between 10pm and 1 am. I am concerned that if the premises open until 2 am this will cause a nuisance to me and other residents of the street.*

I/We have already made a written representation and have no further comments ☐

At the back of Domino's Pizzeria we have some concerns about the delivery boys way of parking. The problems are not so bad early afternoons but from about 5pm onwards they park on double yellow lines, sometimes in the middle of the road and on occasions have blocked in (and out) local residents who are parked in the spaces outside whilst there. If emergency vehicles had been needed they would not have clear access on most nights which is of some concern. If they are allowed extra opening the problems will be a lot worse, as people collecting pizzas also park round the back - there is no room.

**I am aware that a full copy of my representation (including my name and address) will be sent to the applicant and will form part of a public document prior to any hearing on this matter.**

Signed

C. W. Dyer S. Dyer

Date

2/2/11

Contact telephone number(s)

(This is essential as we may need to contact you at short notice)



LICENSING ACT 2003

INTERESTED PARTY REPRESENTATION

**Please read the notes at the back of this form prior to completing it.**

**I/We object to the following application:**

Application number:	<b>11/00878/LAPRE</b>
Applicant's name:	<b>Domino's Pizza</b>
Premises name and address:	<b>Domino's Pizza London Road Bath</b>
Application for a:	<b>extension of licence to 1.30am 7 days a week</b>

**Objector Details:**

Objector's Name:	<b>Dr David Dunlop</b>
Objector's Address: This is essential because a representation can only be considered relevant if you live, or are representing an address, in the vicinity of the premises.	<b>Chairman, LoRARA Acacia Lodge Kensington Place Bath BA1 6AP</b>
Organisation name if applicable:	<b>London Road Area Residents Association</b>

**Objection Details:**

My/our representation is relevant to the following licensing objective(s):

- Prevention of crime and disorder
- Prevention of public nuisance
- Protection of children from harm
- Public safety

☐  
☒  
☒  
☒

Please detail your objection(s) as fully as possible in the box below. If you do not then the Committee may not understand why you have objected.

Please attach supporting documents/further pages as necessary and number all extra pages.

Try to be as specific as possible and give examples e.g. *On 1 February I could hear loud music from the premises between 10pm and 1 am. I am concerned that if the premises open until 2 am this will cause a nuisance to me and other residents of the street.*

I/We have already made a written representation and have no further comments

☐

As we asserted to the Licensing Committee in our objections to Domino's previous application, vehicular movement and management AND parking are integral to Domino's business, involving both home deliveries and take away. Thus these matters should be considered by the committee.

London Road is the historic Roman and Georgian entry to Bath. Its many Listed houses testify that it is also RESIDENTIAL in character. The northern slopes are entirely residential as is the Snow Hill estate.

When B&NES Planning Services gave permission (10/01644/FUL) to Domino's on 25.8.10, it included conditions :- eg "2) The use hereby approved shall not be carried on and no customer shall be served or remain on the premises outside of the operational hours of 09:00- 01:30 commencing on the days from Monday to Saturday and 10:00-23:30 hours on Sundays and Bank holidays.

**REASON: TO SAFEGUARD THE AMENITIES OF NEARBY OCCUPIERS"**

"3) No service vehicles unloading at the premises shall arrive outside the hours of 09:00 to 15:00 hours Monday to Friday. There shall be no unloading on Saturday and Sundays.

**REASON: TO SAFEGUARD THE AMENITIES OF NEARBY OCCUPIERS."**

"8) Prior to the use commencing, a final Travel Plan shall be submitted to and approved in writing by the Local Planning Authority and shall be implemented in accordance with the approved details. **REASON: IN THE INTERESTS OF HIGHWAY SAFETY AND SUSTAINABLE DEVELOPMENT."**

"9) Before works commence, plans showing the designated delivery vehicle and staff parking spaces and service vehicle loading bay in addition to a secure and sheltered cycle parking area (providing for 5 cycles) shall be submitted to and approved in writing by the Local Planning Authority. These areas shall be marked and installed prior to the use commencing and shall not be used other than for the parking of vehicles in connection with the development hereby permitted. **REASON: IN THE INTERESTS OF HIGHWAY SAFETY AND SUSTAINABLE DEVELOPMENT."**

Domino's last Licensing application Operational Plan stated on page 19 box d) point 3 "After 11:30 on Sundays and 01:00 Monday to Saturday, all delivery vehicles will park in the bay at the FRONT of the store on the main London Road TO REDUCE any potential disturbance to residents ."

In other words in January, Domino's acknowledged in its Operational Plan that the site is residential.

However the current application reads differently - please see page 19 box d) point 3 . It now wants to park 5 vehicles BEHIND the store ie regardless of possible disturbance to

residents of Walcot House. Furthermore, the Planning Decision Notice stated :-  
 "10) Notwithstanding the approved plans no more than FOUR delivery vehicles shall be parked within the site at any one time. REASON: IN THE INTERESTS OF HIGHWAY SAFETY AND AMENITY."

Since the last hearing Domino's has opened. There have been repeated instances of parking on the pavement IN FRONT of the store eg :- 1) On the evening of 15.02.11 (the day the blue notices were properly repositioned) the pavement was completely blocked by 3 parked vehicles so that pedestrians had to step into and walk along London Road -at 20.45. 2) at 11am on Monday 7<sup>th</sup> March a large delivery lorry was parked in the roadway outside Domino's facing oncoming eastbound traffic which was obliged to pull out and cross the middle of the road in the face of westbound traffic. We believe the consequence is dangerous and further adds to London Road's congestion. In addition, there have been numerous examples of cars parked illegally on the pavement at the front presumably pizza buying customers.

These points should all be properly addressed by the Licensing Committee and Law Enforcement Authorities. There is no justification for approving Domino's latest attempts to circumvent the Planning Authority decision.

**I am aware that a full copy of my representation (including my name and address) will be sent to the applicant and will form part of a public document prior to any hearing on this matter.**

Signed

David A B Dunlop

Date

12.03.11

Contact telephone number(s)

(This is essential as we may need to contact you at short notice)



LICENSING ACT 2003

INTERESTED PARTY REPRESENTATION

**Please read the notes at the back of this form prior to completing it.**

**I/We object to the following application:**

Application number:	<b>11/00878/LAPRA</b>
Applicant's name:	<b>Dominoes</b>
Premises name and address:	<b>5, Longacre London Road, BATH</b>
Application for a:	<b>Licence to sell food until 1.30 am. 7 days.</b>

**Objector Details:**

Objector's Name:	<b>Alex Schlesinger</b>
Objector's Address: This is essential because a representation can only be considered relevant if you live, or are representing an address, in the vicinity of the premises.	<b>16, Walcot Buildings Bath BA1 6AD</b>
Organisation name if applicable:	

**Objection Details:**

My/our representation is relevant to the following licensing objective(s):

Prevention of crime and disorder



Prevention of public nuisance



Protection of children from harm



Public safety





Please detail your objection(s) as fully as possible in the box below. If you do not then the Committee may not understand why you have objected.

Please attach supporting documents/further pages as necessary and number all extra pages.

Try to be as specific as possible and give examples e.g. *On 1 February I could hear loud music from the premises between 10pm and 1 am. I am concerned that if the premises open until 2 am this will cause a nuisance to me and other residents of the street.*

I/We have already made a written representation and have no further comments

☐

I am concerned about this application for the following reasons:

London Road experiences inner city problems of late night noise and disorder, whilst not enjoying the advantage of city centre night time supervision. Ever late opening hours will only encourage more people to congregate, bringing with them increased probability of disorder, noise and crime.

London Road and the Snow Hill Estate are residential areas: they are not incidental appendages of the London Road thoroughfare. Late night delivery vehicles arriving and departing will further disturb residents. It should be noted that according to Somer's estate manager (12.2.11) five flats in Chelsea House have resident children and in Walcot House 10 flats have resident children.

The London Road is already too well provided with late night food venues, and with the filling station thrown in for good measure, I am beginning to wonder whether we are soon to be designated as a motorway service station.

**I am aware that a full copy of my representation (including my name and address) will be sent to the applicant and will form part of a public document prior to any hearing on this matter.**

Signed

Alex Schlesinger

