

Democratic Services

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Your ref:

Our ref:

Date: 26 April 2011

E-mail: 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, 6th May, 2011

You are invited to attend a meeting of the **Licensing (Gambling and Licensing) Sub-Committee**, to be held on **Friday, 6th May, 2011** at **2.30 pm** in the **Council Chamber - 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, 6th May, 2011

at 2.30 pm in the Council Chamber - 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: 1ST APRIL 2011 AND 18 APRIL 2011 (Pages 5 - 12)

7. LICENSING PROCEDURE (Pages 13 - 16)

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

8. APPLICATION FOR A PREMISES LICENCE FOR CHAPLIN'S, 4-6 HIGH STREET, UPPER WESTON, BATH BA1 4BX (Pages 17 - 46)

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

LICENSING (GAMBLING AND LICENSING) SUB-COMMITTEE

Friday, 1st April, 2011

Present:- Councillors:- Tim Warren, Tim Ball and Gabriel Batt

Also in attendance: Emma Stoneman (Licensing Officer) and Francesca Smith (Senior Legal Adviser)

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: 21ST FEBRUARY 2011

These were approved as a correct record and signed by the Chair.

7 LICENSING PROCEDURE

The Chair drew attention to the Licensing Procedure, copies of which had been made available to members of the public attending the meeting.

8 APPLICATION TO VARY A PREMISES LICENCE FOR DOMINO'S PIZZA, LONG ACRE, LONDON ROAD, WALCOT, BATH BA1 5NL

Applicant: Bath Pizza Ltd, t/a Domino's Pizza, represented by Tim Skelton (Head of Estates), Kelvin Price (Operations Manager), Sigurd Wilberg (Franchisee)

Interested Parties: Steven Dyson, Alex Schlesinger, Rachel Witcombe

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

The Licensing Officer summarised the application. The applicant was seeking to extend the terminal hour for late night refreshment and the closing hour from 01.00 Mondays to Saturdays and 23.30 on Sundays to 01.30 seven days a week. She said that she had received a late email and a photograph from an Interested Party that had not been enclosed with their representation and asked whether they could be submitted in evidence. Mr Skelton did not agree to this, and following advice from the Senior Legal Adviser the Chair did not admit them.

The Applicant's representatives stated their case. Mr Skelton said that he had little add to the Applicant's written submissions, though he was happy to discuss any issues. He submitted that the application sought only a minor extension of hours. He was conscious that local residents had concerns about the operation of the premises, but Domino's prided itself on its community relations. Mr Wilburg said that he had written to all residents in the vicinity informing them of the application and had arranged a meeting to discuss any concerns that they may have. At the meeting it had been agreed that the hours of the premises would be extended in stages; this application was the first stage.

In reply to questions from Members, the Applicant's representatives stated:

- about 20 people had attended the meeting arranged for residents
- five dedicated parking spaces were included in the lease of the premises
- when the residents were comfortable with the operation of the premises, Domino's would like to open for the same hours as other takeaways in the vicinity
- radios in delivery vehicles had on/off buttons
- it was Domino's intention to introduce low-noise electric bikes for deliveries in due course

In reply to a question from a Member, the Licensing Officer stated that there were other takeaways in the vicinity which stayed open till 3am.

The Interested Parties put questions to the Applicant's representatives.

Ms Witcombe asked how the Applicant could prevent customers from playing loud music in their cars. Mr Price suggested that not all the loud music could be attributed to customers; residents were constantly passing back and forth and they could be responsible for some of it.

Mr Dyson asked about the occupation of disabled parking places by other vehicles. Mr Price replied that Domino's staff could not be parking enforcers. However, if there were recurrent problems caused by regular customers, Domino's would speak to them.

Mr Schlesinger asked what time staff would leave the premises at night. Mr Price said that they would do so within ten or fifteen minutes of closing. Cleaning was done behind closed doors and should not give rise to noise nuisance.

The Interested Parties were invited to state their cases.

Mr Schlesinger said that he was concerned about the continuing increase in economic activity along London Road, which was bringing more and more people into the area. He thought that London Road was becoming, in effect, a motorway service station.

Mr Dyson said that his main concern was parking. Domino's delivery vehicles had on occasion obstructed residents parking outside Walcot House. Sometimes residents had to reverse onto the main road because they had been blocked in. In reply to a question from a Member he said that the delivery vehicles did not park at the rear of the premises, but in the double bays at the front, where they caused an obstruction that pedestrians had to walk round.

In reply to a question from a Member Mr Price stated that although there were a maximum of five delivery vehicles, they would not all be at the premises at the same time; Domino's employed drivers to make deliveries and not to sit in parked vehicles at the premises.

The parties were invited to sum up.

Mr Schlesinger said that he was concerned by the prospect of a creeping extension of the operating hours of the premises.

Mr Dyson said that the parking issues should be resolved before the operating hours were extended.

Mr Price said that since moving into the neighbourhood Domino's had met local residents. They were always willing to discuss the concerns of residents. If residents found the extension applied for acceptable, Domino's would meet them again to discuss a further extension. Mr Wilburg said that Domino's believed in working with the local community. It had been originally intended to apply for a terminal hour of 3.00am, but this had been cut back following discussions with residents.

Following an adjournment, the Sub-Committee **RESOLVED** to grant the application as applied for, subject to conditions consistent with the Operating Schedule. Authority was delegated to the Licensing Officer to issue the licence accordingly.

REASONS

Members have today determined an application for the variation of a premises licence for Domino's Pizza, Long Acre, London Road, Bath. In doing so they have taken account of the Licensing Act, Human Rights Act, the Council's Policy and the Statutory Guidance.

Members are aware that the proper approach under the Licensing Act is to only do what is necessary and proportionate to promote the licensing objectives in light of what is presented to them.

Members considered the relevant representations and took account of the evidence put before them. They were careful to balance the competing interests of the applicant and those of the Interested Parties in reaching a decision.

Members considered evidence from the Interested Parties in relation to nuisance parking by delivery vehicles and customers attending the premises.

They noted that the premises could use five bays for the parking of delivery vehicles and that only five delivery vehicles would be used after 23.30 on Sundays and 01.00 Mondays to Saturdays.

Members noted that they did not have any powers under the Licensing Act which would enable them to control where customers parked as this is a matter for parking enforcement. They considered that the measures proposed in the Operating Schedule would adequately address the problems experienced by the Interested Parties.

The meeting ended at 11.59 am

Chair(person)

Date Confirmed and Signed

Prepared by Democratic Services

LICENSING (GAMBLING AND LICENSING) SUB-COMMITTEE

Monday, 18th April, 2011

Present:- Councillors:- Tim Warren, Tim Ball and Carol Paradise (In place of Bryan Chalker)

Also in attendance: Emma Stoneman (Senior Licensing Officer) and Francesca Smith (Senior Legal Adviser)

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

Apologies were received from Councillor Bryan Chalker, for whom Councillor Carol Paradise substituted.

4 DECLARATIONS OF INTEREST

There were none.

5 TO ANNOUNCE ANY URGENT BUSINESS AGREED BY THE CHAIR

There was none.

6 LICENSING PROCEDURE

The Chairman drew attention to the review procedure, copies of which had been made available to members of the public attending the meeting.

7 APPLICATION FOR A REVIEW OF A PREMISES LICENCE FOR BODRUM TAKEAWAY, 34 BROAD STREET, BATH BA1 5LP

Applicant for Review: Diarmid Henry (Environmental Health Officer)

Licence Holder: Ramazan Kolcak, represented by Professor Roy Light (St John's Chambers)

Responsible Authority: Avon and Somerset Police, represented by Inspector Steve Mildren

Interested Parties: The Abbey Residents Association, represented by Ian Perkins

Witness for Environmental Protection: Mr Remo Del-Greco

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

The Licensing Officer summarised the application. She explained that the premises was currently authorised to provide late-night refreshment until 03.00 Sunday to Thursday and until 04:00 Friday and Saturday. The application for review related to the licensing objective of the prevention of public nuisance. The Police had made a representation in relation to the licensing objective of the prevention of crime and disorder and an Interested Party had made a representation in relation to the licensing objective of the prevention of public nuisance. The Environmental Health Officer had requested that the terminal hour for late-night refreshment should be 02:00 on Friday and Saturday and 00:00 (midnight) on Sunday to Thursday. The Police had requested that a condition should be attached to the licence requiring the presence of two SIA-registered door staff on from 23:00 to the end of licensable activities on Friday and Saturday each week. A representation had been received from a local resident in support of the premises. Additional information from the Police, the Environmental Health Officer and the Licence Holder had been received and circulated to all parties. The Licensing Officer informed the Sub-Committee that the licence holder was seeking an adjournment of today's hearing.

Professor Light stated the licence holder's case for adjourning the hearing. He said that a deferral of 28 days would give the licence holder an opportunity to have discussions with the applicant for review, the other parties and the Licensing Officer with a view to finding a resolution of the issues through agreement rather than confrontation.

The Chair asked the other parties for their views on a deferral.

The Environmental Health Officer said that Environmental Health had been aware of problems relating to Bodrum since July 2010 and that he believed that the only solution would be an earlier terminal hour for the provision of late-night refreshment. He did not agree to the adjournment.

Inspector Mildren said that he believed that all relevant information about crime disorder associated with the premises had been presented with the police representation and that there was no need for the application to be deferred.

Professor Light said that a deferral would give the licence holder an opportunity to explore several options including speaking to the local taxi companies and to experiment with the use of door staff on one or two weekends to see if they actually made any difference.

Mr Del-Greco said that he thought that the use of door staff would merely encourage people to move elsewhere and would not change the fact that they were still in the street at 4am. He believed that the only solution was for the premises to stop trading earlier.

Mr Perkins said that residents had already suffered considerable distress over a long period and he believed that further delay was unjustified.

Following an adjournment, the Sub-Committee **RESOLVED** to defer this application until 16 May at 10.30am.

REASONS

Members have today been asked to determine an application for the review of a premises licence for Bodrum Takeaway, 34 Broad Street, Bath.

The solicitor acting for the Premises Licence Holder had requested an adjournment as his client wished to have discussions with the parties in respect of the evidence that they had submitted. He also agreed to trial a condition, proposed by the Police, to use Door Supervisors on Friday and Saturday nights from 23.00 to close.

Members heard representations from the other parties regarding the application for an adjournment.

Members took into account the Hearings Regulations which gives power to a licensing authority to adjourn a hearing where it considers this necessary for its consideration of any representation or notice made by a party. Secondly that the Regulations allow for an extension of the statutory time limits for the determination of applications in the public interest.

Members considered that the interests of the public would be served if the Premises Licence Holder negotiated with the parties and trialled the use of Door Supervisors as proposed by the Police. They therefore exercised their powers and allowed the adjournment of the application and to extend the time for determination in 28 days time or as near as reasonably practicable.

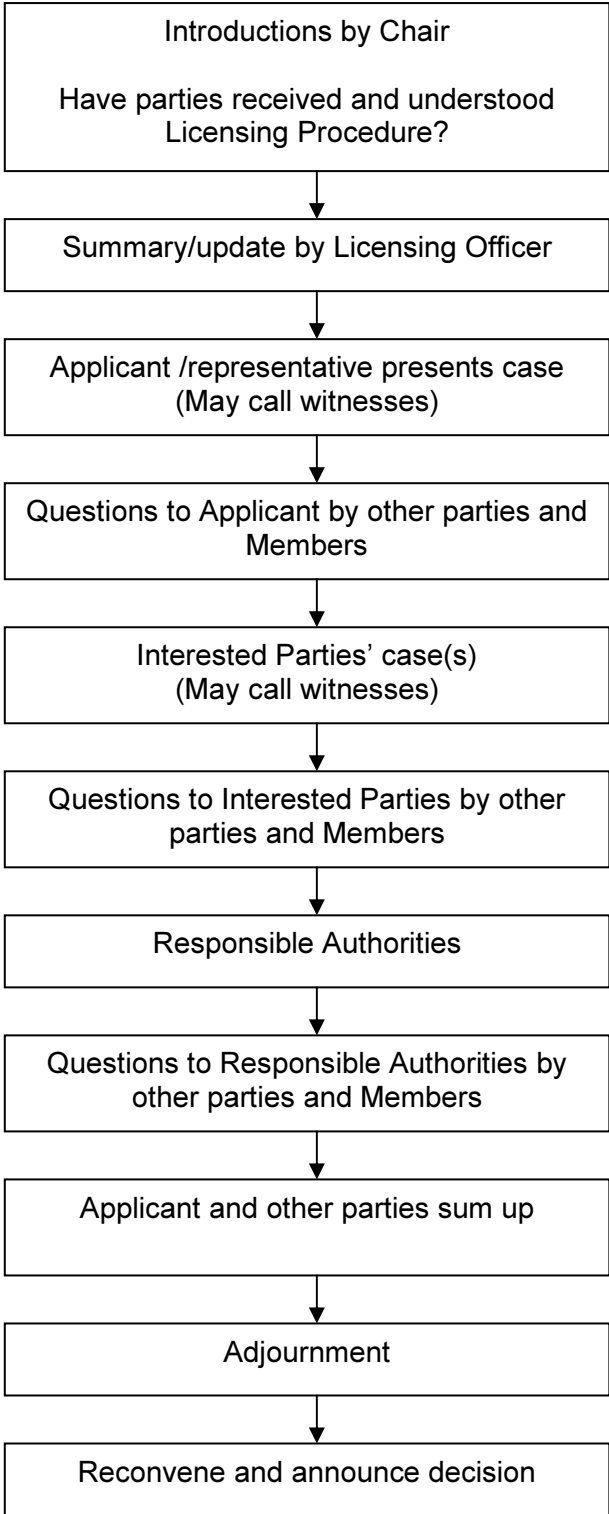
The meeting ended at 11.15 am

Chair(person)

Date Confirmed and Signed

Prepared by Democratic Services

**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 6 May 2011	
TITLE:	Application for a Premises Licence for Chaplin's 4-6 High Street, Upper Weston, Bath BA1 4BX	
WARD:	Weston	
AN OPEN PUBLIC ITEM		
List of attachments to this report:		
Annex A Application for a New Premises Licence		
Annex B Site Plan		
Annex C Representation from the Police		
Annex D Response from Applicant		

1 THE ISSUE

1.1 An application has been received for a new Premises Licence under the Licensing Act 2003 in respect of Chaplin's, 4-6 High Street, Upper Weston, Bath BA1 4BX.

2 RECOMMENDATION

2.1 That the sub committee determines this application.

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 a new Premises Licence (**Annex A**).

4.2 The application is for:

- 1) The Sale of Alcohol for consumption off the premises between the following hours:

Every Day	08.00 to 21.45
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4.9 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 days for submitting the application to the licensing authority.

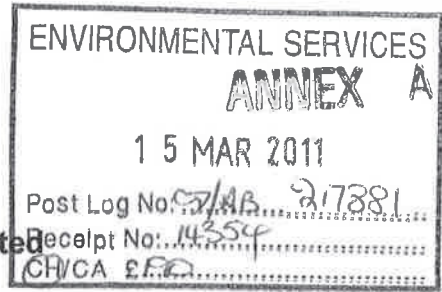
4.10 A representation has been received from the **Police** in relation to the crime prevention objective (**Annex C**). As the locality of the premises has experienced incidents of sporadic anti-social behaviour, crime and disorder, the Police have proposed the following conditions necessary to promote the crime prevention objective:

- **A CCTV system will be installed and maintained at the premises in consultation with the Police. The images will be of evidential standard and recordings will be kept for 31 days and made available to the Police on reasonable request;**
- **All spirits and fortified wines will be displayed at the rear of the serving area and therefore will not be subject to self service;**
- **All staff will be trained in the sale of alcohol and records kept of such training and made available for inspection;**
- **A refusal of sales register will be maintained and made available for inspection.**

4.11 The applicant has provided written correspondence in which he agrees to the conditions proposed by the Police (**Annex D**).

4.12 This report has not been sent to the Trades Union because they would have no involvement.

Contact person	Terrill Wolyn, Licensing Officer, 01225 396939
Background papers	Licensing Act 2003, Guidance Notes issued under Section 182 of the Licensing Act 2003, Licensing Act 2003 Regulations, B&NES Statement of Licensing Policy



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

PLEASE READ THE FOLLOWING INSTRUCTIONS FIRST

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

INIGEL KENNETH CHAPLIN
(Insert name(s) of applicant)

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

Part 1 – Premises details

Postal address of premises or, if none, ordnance survey map reference or description CHAPLINS 4-6 HIGH STREET. WESTON BATH	
Post town BATH	Post code BA1 4BX

Telephone number at premises (if any)	
Non-domestic rateable value of premises	£11,500

Part 2 - Applicant details

Please state whether you are applying for a premises licence as

- | | |
|---|---|
| | Please tick ✓ yes |
| a) an individual or individuals* | <input checked="" type="checkbox"/> please complete section (A) |
| b) a person other than an individual* | |
| i. as a limited company | <input type="checkbox"/> please complete section (B) |
| ii. as a partnership | <input type="checkbox"/> please complete section (B) |
| iii. as an unincorporated association or | <input type="checkbox"/> please complete section (B) |
| iv. other (for example a statutory corporation) | <input type="checkbox"/> please complete section (B) |
| c) a recognised club | <input type="checkbox"/> please complete section (B) |
| | <input type="checkbox"/> |

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

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

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

Please tick yes

(A) INDIVIDUAL APPLICANTS (fill in as applicable)

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

Surname
CHAPLIN

First names
NIGEL KENNETH

I am 18 years old or over Please tick yes

Current postal Address if different from premises address

Post Town Postcode

Daytime contact telephone number

E-mail address (optional)

SECOND INDIVIDUAL APPLICANT (IF APPLICABLE)

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

Surname

First names

Please tick yes

I am 18 years old or over

Current postal Address if different from premises address

Post Town

Postcode

Daytime contact telephone number

E-mail address (optional)

(B) OTHER APPLICANTS

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

Name
Address
Registered number (where applicable)
Description of applicant (for example partnership, company, unincorporated association etc)
Telephone number (if any)
E-mail address (optional)

Part 3 Operating Schedule

Day Month Year

When do you want the premises licence to start? AS SOON AS POSSIBLE

<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>
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Day Month Year

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

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

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

CONVENIENCE STORE SELLING USUAL CONVENIENCE STORE GOODS AND SERVICES.

What licensable activities do you intend to carry on from the premises?
(Please see sections 1 and 14 of the Licensing Act 2003 and Schedule 1 and 2 to the Licensing Act 2003)

	Please tick <input type="checkbox"/> yes
<u>Provision of regulated entertainment</u>	
a) plays (if ticking yes, fill in box A)	<input type="checkbox"/>
b) films (if ticking yes, fill in box B)	<input type="checkbox"/>
c) indoor sporting events (if ticking yes, fill in box C)	<input type="checkbox"/>
d) boxing or wrestling entertainment (if ticking yes, fill in box D)	<input type="checkbox"/>
e) live music (if ticking yes, fill in box E)	<input type="checkbox"/>
f) recorded music (if ticking yes, fill in box F)	<input type="checkbox"/>
g) performances of dance (if ticking yes, fill in box G)	<input type="checkbox"/>
h) anything of a similar description to that falling within (e), (f) or (g) (if ticking yes, fill in box H)	<input type="checkbox"/>
<u>Provision of entertainment facilities for:</u>	
i) making music (if ticking yes, fill in box I)	<input type="checkbox"/>
j) dancing (if ticking yes, fill in box J)	<input type="checkbox"/>
k) entertainment of a similar description to that falling within (i) or (j) (if ticking yes, fill in box K)	<input type="checkbox"/>
<u>Provision of late night refreshment</u> (if ticking yes, fill in box L)	<input type="checkbox"/>
<u>Supply of alcohol</u> (if ticking yes, fill in box M)	<input checked="" type="checkbox"/>
In all cases complete boxes N, O and P	

A

Plays Standard days and timings (please read guidance note 6)			Will the performance of a play take place indoors or outdoors or both – please tick [✓] (please read guidance note 2)	Indoors	
Day	Start	Finish		Outdoors	
				Both	
Mon			Please give further details here (please read guidance note 3)		
Tues			State any seasonal variations for performing plays (please read guidance note 4)		
Wed			Non standard timings. Where you intend to use the premises for the performance of plays at different times to those listed in the column on the left, please list (please read guidance note 5)		
Thur					
Fri					
Sat					
Sun					

B

Films Standard days and timings (please read guidance note 6)			Will the exhibition of films take place indoors or outdoors or both – please tick [✓] (please read guidance note 2)	Indoors	
Day	Start	Finish		Outdoors	
				Both	
Mon			Please give further details here (please read guidance note 3)		
Tues			State any seasonal variations for the exhibition of films (please read guidance note 4)		
Wed					
Thur					

Fri			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 (please read guidance note 5)
Sat			
Sun			

C

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

D

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

E

Live music Standard days and timings (please read guidance note 6)			<u>Will the performance of live music take place indoors or outdoors or both – please tick [√] (please read guidance note 2)</u>	Indoors	
				Outdoors	
Day	Start	Finish		Both	
Mon			<u>Please give further details here (please read guidance note 3)</u>		
Tues			<u>Please give further details here (please read guidance note 3)</u>		
Wed			<u>State any seasonal variations for the performance of live music (please read guidance note 4)</u>		
Thur			<u>State any seasonal variations for the performance of live music (please read guidance note 4)</u>		

Fri			<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 (please read guidance note 5)</u>
Sat			
Sun			

F

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

G

Performances of dance Standard days and timings (please read guidance note 6)			Will the performance of dance take place indoors or outdoors or both – please tick [✓] (please read guidance note 2)	Indoors	
Day	Start	Finish		Outdoors	
				Both	
Mon			Please give further details here (please read guidance note 3)		
Tues					
Wed			State any seasonal variations for the performance of dance (please read guidance note 4)		
Thur					
Fri			Non standard timings. Where you intend to use the premises for the performance of dance entertainment at different times to those listed in the column on the left, please list (please read guidance note 5)		
Sat					
Sun					

H

Anything of a similar description to that falling within (e), (f) or (g) Standard days and timings (please read guidance note 6)			Please give a description of the type of entertainment you will be providing		
Day	Start	Finish	Will this entertainment take place indoors or outdoors or both – please tick [✓] (please read guidance note 2)	Indoor	
				Outdoor	
Mon				Both	
Tue			Please give further details here (please read guidance note 3)		
Wed					

Thur			<u>State any seasonal variations for entertainment of a similar description to that falling within (e), (f) or (g) (please read guidance note 4)</u>
Fri			
Sat			<u>Non standard timings. Where you intend to use the premises for the entertainment of similar description to that falling within (e), (f) or (g) at different times to those listed in the column on the left, please list (please read guidance note 5)</u>
Sun			

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

J

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

K

Provision of facilities for entertainment of a similar description to that falling within J or K Standard days and timings (please read guidance note 6)			Please give a description of the type of entertainment facility you will be providing		
Day	Start	Finish	<u>Will the entertainment facility be indoors or outdoors or both – please tick [√] (please read guidance note 2)</u>	Indoor	
Mon				Outdoor	
				Both	

Tue			<u>Please give further details here</u> (please read guidance note 3)
Wed			
Thur			<u>State any seasonal variations for the provision of facilities for entertainment of a similar description to that falling within j or k</u> (please read guidance note 4)
Fri			
Sat			<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 j or k at different times to those listed in the column on the left, please list</u> (please read guidance note 5)
Sun			

L

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

M

Supply of Alcohol Standard days and timings (please read guidance note 6)			Will the sale of alcohol be for consumption (please tick [✓]) (please read guidance note 7)	On the premises	
Day	Start	Finish		Off the premises	
				Both	
Mon	08.00	21.45	State any seasonal variations for the supply of alcohol (please read guidance note 4)	✓	
Tues	08.00	21.45			
Wed	08.00	21.45			
Thur	08.00	21.45		Non standard timings. Where you intend to use the premises for the supply of alcohol at different times to those listed in the column on the left, please list (please read guidance note 5)	
Fri	08.00	21.45			
Sat	08.00	21.45			
Sun	08.00	21.45			

State the name and details of the individual whom you wish to specify on the licence as premises supervisor
NameNIGEL KENNETH CHAPLIN...
Address 1 COOKS CLOSE, LOWER STANTON, ST. QUINTON, CHIPPENHAM
.....
Postcode ...SN14 6BE...
.....
Personal Licence number(if known) NOT ISSUED YET.....
Issuing licensing authority (if known)

N

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

NONE

O

Hours premises are open to the public Standard timings (please read guidance note 6)			State any seasonal variation (please read guidance note 4)
Day	Start	Finish	
Mon	05.00	21.45	<p><u>Non standard timings. Where you intend to use the premises to be open to the public at different times from those listed in the column on the left, please list (please read guidance note 5)</u></p>
Tue	05.00	21.45	
Wed	05.00	21.45	
Thur	05.00	21.45	
Fri	05.00	21.45	
Sat	05.00	21.45	
Sun	05.00	21.45	

P

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

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

STAFF TRAINING TO OCCUR AT REGULAR INTERVALS.
ESTABLISHED RETAILER FOR 22 YEARS

b) The prevention of crime and disorder

-CCTV----. DRUNKS NOT TO BE SERVED. I.D. PERSONS WHO APPEAR TO BE UNDER 21 WHO ATTEMPT TO PURCHASE ALCOHOL. LIASE WITH LOCAL POLICE COMMUNITY SUPPORT TEAM AS REQUIRED. ACCEPTABLE I.D. TO BE PASSSPORT, NEW STYLE DRIVING LICENCE WITH PHOTO I.D. AND PASS ACCREDITED CARDS.

c) Public safety

-----DISPLAY ANY NOTICES REQUIRED BY RELEVANT AUTHORITIES.

d) The prevention of public nuisance

----- STAFF TRAINING AND RESPONSIBLE RETAILING SHOULD ENSURE THE SHOP DOES NOT PRESENT A PUBLIC NUISANCE.

e) The protection of children from harm

REFUSAL REGISTER-I.D. PERSONS WHO APPEAR TO BE UNDER 21 WHO ATTEMPT TO PURCHASE ALCOHOL. BE AWARE OF POSSIBLE PROXY SALES. STAFF TRAINING AT SIX MONTHLY INTERVALS WHICH WILL BE RECORDED.



CHECKLIST:-

- I have made or enclosed payment of the fee
- I have enclosed the plan of the premises
- I have sent copies of this application and the plan to responsible authorities and others where applicable
- I have enclosed the consent form completed by the individual I wish to be premises supervisor, if applicable
- I understand that I must now advertise my application
- I understand that if I do not comply with the above requirements my application will be rejected

Please tick ✓ yes

✓
✓
✓
✓
✓
✓

IT IS AN OFFENCE, LIABLE ON CONVICTION TO A FINE UP TO LEVEL 5 ON THE STANDARD SCALE (£5000), 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 or applicant’s solicitor or other duly authorised agent. (See guidance note 11) **If signing on behalf of the applicant please state in what capacity.**

Signature *[Handwritten Signature]*

Date *13/11*

Capacity
...APPLICANT.....

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

Signature

Date.....

Capacity

Contact name (where not previously given) and postal address for correspondence associated with this application (please read guidance note 13)	
R. JORDAN PR RETAIL CONSULTANTS THE PUMP HOUSE, OLD MEAD ROAD, HENHAM, BISHOPS STORTFORD, HERTS, CM22 6JG	
Post town BISHOPS STORTFORD	Post code CM22 6JG
Telephone number (if any) 01279 850753	
If you would prefer us to correspond with you by e-mail your e-mail address (optional) robertjordan01@btinternet.com	

TO LICENSING TEAM, BATH + NORTH EAST SOMERSET COUNCIL
4-10 BATH ST, BATH, BA1 1SN

Consent of individual to being specified as premises supervisor

ANNEX A

NIGEL KENNETH CHAPLIN

I _____
[full name of prospective premises supervisor]

of

1 COOKS CLOSE, LOWER STANTON ~~BA15 4BX~~

ST QUINTIN CHIPPENHAM.
SN14 6BE.

[home address of prospective premises supervisor]

hereby confirm that I give my consent to be specified as the designated premises supervisor in relation to the application for

A PREMISES LICENCE

[type of application]

by

NIGEL KENNETH CHAPLIN

[name of applicant]

relating to a premises licence

[number of existing licence, if any]

for

CHAPLINS, 4-6 HIGH STREET, WESTON BATH, BA1 4BX

[name and address of premises to which the application relates]

and any premises licence to be granted or varied in respect of this application made by

NIGEL KENNETH CHAPLIN

[name of applicant]

concerning the supply of alcohol at

CHAPLINS, 4-6 HIGH STREET, WESTON BATH, BA1 4BX

[name and address of premises to which application relates]

I also confirm that I am applying for, intend to apply for or currently hold a personal licence, details of which I set out below.

Personal licence number

NOT ISSUED YET

[insert personal licence number, if any]

Personal licence issuing authority

[insert name and address and telephone number of personal licence issuing authority, if any]

Signed

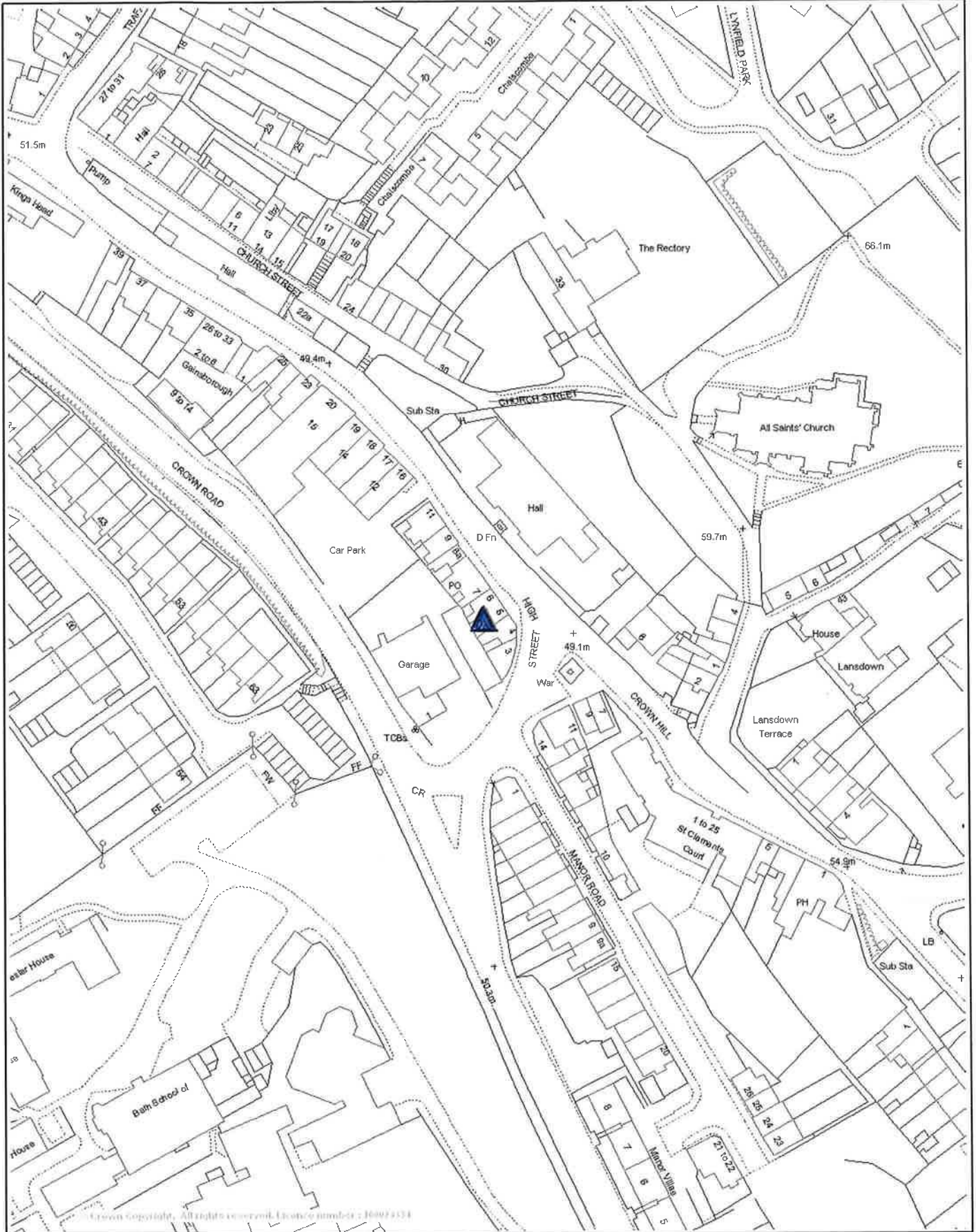


Name (please print)

NIGEL KENNETH CHAPLIN

Date

12 / 3 / 2011



Bath & North East Somerset Council

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



Scale 1/1250
 Date 13/4/2011
 Centre = 373005 E 166302 N
 Drawn by:
 Terrill Wolyn



Licensing Services, 9-10 Bath Street, Bath, BA1 1SN

Representation Form

Responsible Authority. (Please delete as applicable.)

Police / Fire / EP (noise) / Health and Safety / Child Protection / Weights and Measures / Planning Authority / Marine Agency.


Your Name	Martin Purchase
Job Title	Liquor Licensing Officer
Postal and email address	Bath Police Station Manvers St. Bath. BA1 4BX
Contact telephone number	01225842475

Name of the premises you are making a representation about.	Chaplins
Address of the premises you are making a representation about.	4-6 High Street Weston Bath

Which of the four licensing objectives does your representation relate to? Please state yes or no.	Yes or No	Please detail the evidence supporting your representation. Or the reason for your representation. Please use separate sheets if necessary.
To prevent crime and disorder	Yes	The premises is situated at Weston High St, to the West of the city, it is a convenience store selling grocery, newspapers, cigarettes and general goods. The area does experience sporadic crime and disorder and anti social behaviour. The problems are most frequent in the early evenings and are alcohol related. There are also incidents of young persons obtaining alcohol and causing anti social incidents within the area. The operating schedule lacks detail and clarity to further the licensing objectives in respect of this type of application that has been applied for. A number of conditions have been offered and agreed with the applicant to rectify this position,
Public safety		

To prevent public nuisance		
The prevention of harm to children		
Suggested conditions that could be added to the licence to remedy your representation you would like the Licensing Sub Committee to take into account. Please use separate sheets where necessary and refer to checklist.	1.A CCTV system will be installed and maintained at the premises in consultation with the police. The images will be of evidential standard and recordings will be kept for 31 days and made available to the police on reasonable request. 2.All spirits and fortified wines will be displayed at the rear of the serving area and therefore will not be subject to self service. 3.All staff will be trained in the sale of alcohol and records kept of such training and made available for inspection. 4.A refusal of sales register will be maintained and made available for inspection.	

N.B. If you do make a representation you will be expected to attend the Licensing Panel and any subsequent appeal proceeding.

Signed: 

Date: 31/3/11

Please return this form along with any additional sheets to:

Bath and North East Somerset Council
Licensing Services
9-10 Bath Street
Bath
BA1 1SN

Chaplins
High Street 4-6
Weston
Bath
BA1 4BX.

Ref: Premises Licence application

Date 24th March 2011

Dear Sir / Madam,

As you are aware, I am in the process of applying for a premises licence for the above named premises.

Having been in consultation with the Police Licensing department at Bath Police Station, I have decided that I want to amend my application.

As a result I wish to formally agree to the conditions below.

Therefore, can I ask that this letter be submitted with my application for the consideration of the Licensing sub-committee, prior to the licence being, granted.

- 1.A CCTV system will be installed and maintained at the premises in consultation with the police. The images will be of evidential standard and recordings will be kept for 31 days and made available to the police on reasonable request.
- 2.All spirits and fortified wines will be displayed at the rear of the serving area and therefore will not be subject to self service.
- 3.All staff will be trained in the sale of alcohol and records kept of such training and made available for inspection.
- 4.A refusal of sales register will be maintained and made available for inspection.

Yours truly



Nigel Kenneth CHAPLIN...

Licence holder.

