

**Democratic Services**

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**Your ref:**

**Our ref:**

**Date:** 20 May 2011

**E-mail:** Democratic\_Services@bathnes.gov.uk

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

Councillors: Douglas Nicol (Chair), Other Member, Other Member

Chief Executive and other appropriate officers  
Press and Public

Dear Member

**Licensing (Gambling and Licensing) Sub-Committee: Tuesday, 31st May, 2011**

You are invited to attend a meeting of the **Licensing (Gambling and Licensing) Sub-Committee**, to be held on **Tuesday, 31st May, 2011** at **10.30 am** 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 - Tuesday, 31st May, 2011**

**at 10.30 am 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: 6 MAY 2011 (Pages 5 - 8)

7. LICENSING PROCEDURE (Pages 9 - 12)

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

8. APPLICATION FOR A PREMISES LICENCE FOR FARRELL'S RESTAURANT, 44 TEMPLE STREET, KEYNSHAM, BRISTOL BS31 1EH (Pages 13 - 46)

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



**BATH AND NORTH EAST SOMERSET**

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

Friday, 6th May, 2011

**Present:-** Councillors:- Tim Warren (Chair), Tim Ball and Gabriel Batt

**Also in attendance:** Terrill Wolyn (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: 1ST APRIL 2011 AND 18 APRIL 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 FOR A PREMISES LICENCE FOR CHAPLIN'S , 4-6 HIGH STREET, UPPER WESTON, BATH BA1 4BX**

Applicant: Nigel Chaplin

Responsible Authority: Avon and Somerset Police, represented by Martin Purchase (Liquor Licensing Officer)

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

The Licensing Officer summarised the application, which sought authority for the sale of alcohol for consumption off the premises between 08.00 and 21.45 every day. The Police had made a representation relating to the licensing objective of the prevention of crime and disorder and had proposed that the following three conditions be attached to the licence:

- 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

The applicant had confirmed in writing his willingness to accept these conditions.

The applicant and Mr Purchase both said that they had nothing to add to their written submissions.

Following an adjournment the Sub-Committee **RESOLVED** to grant the application, subject to the mandatory conditions for the sale of alcohol and age verification policy, the conditions consistent with the Operating Schedule, and to the additional conditions proposed by the Police and agreed to by the applicant.

Authority was delegated to the Licensing Officer to issue the licence accordingly.

## **REASONS**

Members have today determined an application for the grant of a new premises licence for Chaplin's 4-6 High Street, Weston, 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 Responsible Authority, i.e. the Police in reaching a decision.

Members noted that the Police had stated that the area was subject to sporadic crime and disorder and anti social behaviour particularly in the early evenings and were alcohol related. The Police proposed that several conditions were imposed on

the premises licence in order to promote the licensing objective of the prevention of crime and disorder. Members noted that the applicant had agreed to the conditions being imposed.

Members therefore granted the licence as applied for together with the mandatory conditions for the sale of alcohol and age verification policy, the conditions consistent with the Operating Schedule and the conditions proposed by the Police and agreed to by the applicant.

The meeting ended at 2.37 pm

Chair(person) .....

Date Confirmed and Signed .....

**Prepared by Democratic Services**





**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.

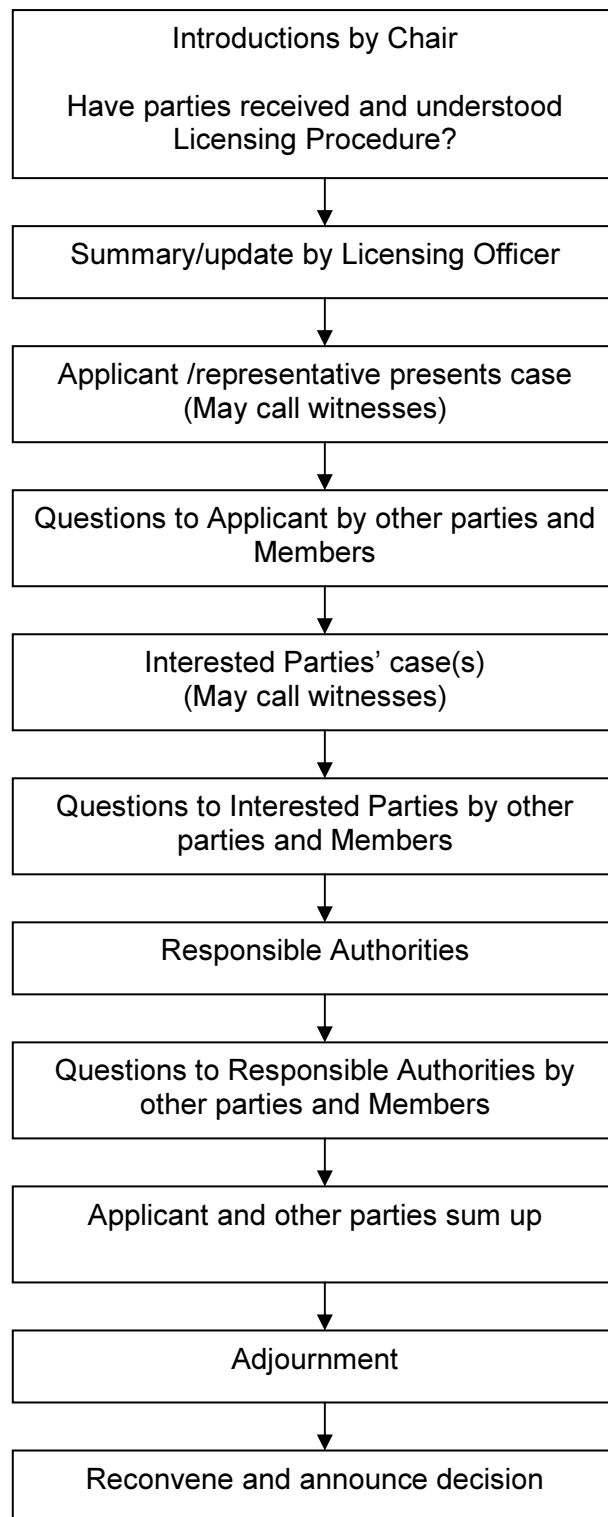
*In the following paragraphs where the term “party” or “parties” is used in addition to other terms this will mean anyone to whom notice of this meeting has been given.*

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.

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





<b>Bath &amp; North East Somerset Council</b>		
<b>MEETING:</b>	Licensing (Gambling and Licensing) Committee	<b>AGENDA ITEM NUMBER</b>
<b>MEETING DATE:</b>	<b>Tuesday 31 May 2011</b>	
<b>TITLE:</b>	Application for a Premises Licence for <b>Farrell's Restaurant</b> , 44 Temple Street, Keynsham, Bristol BS31 1EH	
<b>WARD:</b>	Keynsham South	
<b>AN OPEN PUBLIC ITEM</b>		
<b>List of attachments to this report:</b>		
Annex A Application for a Premises Licence		
Annex B Site Plan		
Annex C Police representation		
Annex D Correspondence from applicant		

## 1 THE ISSUE

1.1 An application has been received from The Irish Italian Limited for a new Premises Licence under the Licensing Act 2003 in respect of Farrell's Restaurant, 44 Temple Street, Keynsham, Bristol BS31 1EH (**Annex A**).

## 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.

4.2 The application is for:

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

Monday to Saturday                      11.00 to 00.00 (midnight)

Sunday    12.00 to 23.30

- 2) The Provision of Regulated Entertainment by way of Live Music (indoors only) between the following hours:

Thursday to Sunday      19:00 to 21:30

Non Standard Timings

Christmas Eve            19:00 – 22:30

New Years Eve            19:00 – 00:00 (midnight)

- 3) The Provision of Regulated Entertainment by way of Recorded Music (indoors only) between the following hours:

Monday to Saturday      12:00 – 15:00

17:00 – 23:00

Sunday                    12:00 – 17:00

Non Standard Timings

Christmas Eve            12:00 – 15:00

17:00 – 22:30

New Year's Eve            12:00 – 15:00

17:00 – 00:00 (midnight)

- 4) The provision of Late Night Refreshment between the following hours:

Monday to Saturday      23:00 – 00:00 (midnight)

Sunday                    23:00 – 23:30

- 5) The proposed opening hours are:

Monday to Saturday      11.00 to 00:00 (midnight)

Sunday                    12.00 to 23:30

4.3 A site plan is attached at **Annex B**.

4.4 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:-

- a) The Prevention of Crime and Disorder.
- b) Public Safety.
- c) The Prevention of Public Nuisance, and
- d) 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.

- 4.5 The Licensing Authority may grant the application with or without additional conditions.
- 4.6 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, 9, 10, 15-20, 23, 24, 28, 33-37, 41 to 44 of the policy.
  - b) Chapters 8, 9 and 10 of the Statutory Guidance (as revised March 2010).
  - c) Sections 4, 9, 10, 11, 12, 13, 16, 17, 18, 23, 182, 183, and Schedule 2 of the Act.
- 4.7 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.

- 4.8 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.
- 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 of submitting the application to the licensing authority.
- 4.10 A representation has been received from the Police in relation to the "Prevention of Crime & Disorder" licensing objective (**Annex C**). The representation proposes the following conditions be attached to the premises licence:
- 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. Alcohol will be served by waiter/waitress service to persons who are sat at tables, except to persons who are in the area awaiting a table.**
  - 3. All staff will be trained in the sale of alcohol, with records kept of such training and made available for inspection to the Police and Licensing Authority.**
- 4.11 The premises licence holder has agreed to the proposed conditions (**Annex D**).
- 4.12 This report has not been sent to the Trades Union because they would have no involvement.

Contact person	Terrill Wolyn, Senior 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.



11/01809

ANNEX A

ENVIRONMENTAL SERVICES	
30 MAR 2011	
Post Log No.	07/115 218183
Receipt No.	14455
CH/CA	£ 315

**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.

I/We THE IRISH ITALIAN LTD  
(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	
44 TEMPLE STREET KEYNSHAM	
Post town	BRISTOL
Post code	BS31 1EH

Telephone number at premises (if any)	0117 9866 330
Non-domestic rateable value of premises	£ NOT KNOWN

**Part 2 - Applicant Details**

Please state whether you are applying for a premises licence as  
Please tick yes

- a) an individual or individuals \*  please complete section (A)
- b) a person other than an individual \*
  - i. as a limited company  please complete section (B)
  - ii. as a partnership  please complete section (B)
  - iii. as an unincorporated association or  please complete section (B)
  - iv. other (for example a statutory corporation)  please complete section (B)
- c) a recognised club  please complete section (B)
- 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 in Wales  please complete section (B)
- ga) a person who is registered under Chapter 2 of Part 1 of the Health and Social Care Act 2008 (within the meaning of that Part) in an independent hospital in England  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:

Please tick yes

- 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

**(A) INDIVIDUAL APPLICANTS** (fill in as applicable)

Mr <input type="checkbox"/>	Mrs <input type="checkbox"/>	Miss <input type="checkbox"/>	Ms <input type="checkbox"/>	Other Title (for example, Rev)	
Surname			First names		
I am 18 years old or over					<input type="checkbox"/> Please tick yes
Current postal address if different from premises address		NOT APPLICABLE			
Post Town				Postcode	
Daytime contact telephone number					
E-mail address (optional)					

**SECOND INDIVIDUAL APPLICANT** (if applicable)

Mr <input type="checkbox"/>	Mrs <input type="checkbox"/>	Miss <input type="checkbox"/>	Ms <input type="checkbox"/>	Other Title (for example, Rev)	
Surname			First names		

I am 18 years old or over		<input type="checkbox"/> Please tick yes	
Current postal address if different from premises address		NOT APPLICABLE	
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	THE IRISH ITALIAN LTD
Address	UNIT 1 OFFICE 1 TOWER LANE BUSINESS PARK TOWER LANE WARMLEY BRISTOL BS30 8XT
Registered number (where applicable)	07468819
Description of applicant (for example, partnership, company, unincorporated association etc.)	COMPANY
Telephone number (if any)	07971269237
E-mail address (optional)	barry@farrellsrestaurant.co.uk

**Part 3 Operating Schedule**

When do you want the premises licence to start?

Day	Month	Year
01	05	2011

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

Day	Month	Year

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

OPEN PLAN RESTAURANT AT STREET LEVEL WITH ALL FUNCTIONS ON ONE LEVEL, THE PREMISES HAVE BEEN PURPOSE BUILT FOR USE AS A RESTAURANT.

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

N/A

What licensable activities do you intend to carry on from the premises?

(Please see sections 1 and 14 of the Licensing Act 2003 and Schedules 1 and 2 to the Licensing Act 2003)

**Provision of regulated entertainment**

Please tick yes

- |   |                                     |
|---|-------------------------------------|
| 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 checked="" type="checkbox"/> |
| f) recorded music (if ticking yes, fill in box F)   | <input checked="" 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"/>            |

**Provision of entertainment facilities:**

- |   |                          |
|---|--------------------------|
| 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"/> |

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

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

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	<input checked="" type="checkbox"/>
Day	Start	Finish		Outdoors	<input type="checkbox"/>
Mon			Please give further details here (please read guidance note 3)		
Tue					
Wed			State any seasonal variations for performing plays (please read guidance note 4)		
Thur					
Fri			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)		
Sat					
Sun					

*NOT APPLICABLE*

**B**

Films Standard days and timings (please read guidance note 6)			<u>Will the exhibition of films take place indoors or outdoors or both – please tick</u> (please read guidance note 2)	Indoors	<input checked="" type="checkbox"/>
Day	Start	Finish		Outdoors	<input type="checkbox"/>
Mon			<u>Please give further details here</u> (please read guidance note 3)	Both	<input type="checkbox"/>
Tue				<i>NOT APPLICABLE</i>	
Wed					
Thur			<u>State any seasonal variations for the exhibition of films</u> (please read guidance note 4)		
Fri					
Sat			<u>Non standard timings. Where you intend to use the premises for the exhibition of films at different times to those listed in the column on the left, please list</u> (please read guidance note 5)		
Sun					

C

Indoor sporting events Standard days and timings (please read guidance note 6)			<u>Please give further details</u> (please read guidance note 3)
Day	Start	Finish	
Mon			
Tue			<u>State any seasonal variations for indoor sporting events</u> (please read guidance note 4)  NOT APPLICABLE
Wed			
Thur			<u>Non standard timings. Where you intend to use the premises for indoor sporting events at different times to those listed in the column on the left, please list</u> (please read guidance note 5)
Fri			
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"/>
Day	Start	Finish		Outdoors	<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 boxing or wrestling entertainment</u></b> (please read guidance note 4)		
Thur					
Fri			<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)		
Sat					
Sun					

*NOT APPLICABLE*

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</u> (please read guidance note 2)	Indoors	<input checked="" type="checkbox"/>
Day	Start	Finish		Outdoors	<input type="checkbox"/>
Mon			<u>Please give further details here</u> (please read guidance note 3) GUITAR, KEYBOARDS AND LIGHT IRISH TRADITIONAL MUSIC. AMPLIFIED TO SMALL DEGREE ONLY.	Both	<input type="checkbox"/>
Tue					
Wed				<u>State any seasonal variations for the performance of live music</u> (please read guidance note 4)	
Thur	19-00	21-30			
Fri	19-00	21-30			
Sat	19-00	21-30		<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> (please read guidance note 5) CHRISTMAS EVE 19-00 - 22-30 NEW YEARS EVE 19-00 - 24-00	
Sun	19-00	21-30			

F

Recorded music Standard days and timings (please read guidance note 6)			Will the playing of recorded music take place indoors or outdoors or both – please tick (please read guidance note 2)	Indoors	<input checked="" type="checkbox"/>
Day	Start	Finish		Outdoors	<input type="checkbox"/>
Mon	12-00	15-00	Please give further details here (please read guidance note 3) BACKGROUND RECORDED MUSIC AMPLIFIED TO SMALL DEGREE ONLY	Both	<input type="checkbox"/>
	17-00	23-00			
Tue	12-00	15-00	State any seasonal variations for the playing of recorded music (please read guidance note 4)		
	17-00	23-00			
Wed	12-00	15-00	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 (please read guidance note 5)		
	17-00	23-00			
Thur	12-00	15-00	CHRISTMAS EVE 12-00-15-00 17-00-22-30		
	17-00	23-00			
Fri	12-00	15-00	NEW YEARS EVE 12-00-15-00 17-00-24-00		
	17-00	23-00			
Sat	12-00	15-00			
	17-00	23-00			
Sun	12-00	17-00			

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
Mon			Please give further details here (please read guidance note 3)	<input checked="" type="checkbox"/>
Tue				<input type="checkbox"/>
Wed			State any seasonal variations for the performance of dance (please read guidance note 4)	<input type="checkbox"/>
Thur				
Fri			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 (please read guidance note 5)	
Sat				
Sun				

*NOT APPLICABLE*

H

<p><b>Anything of a similar description to that falling within (e), (f) or (g)</b> Standard days and timings (please read guidance note 6)</p>			<p><u>Please give a description of the type of entertainment you will be providing</u></p>		
Day	Start	Finish	<p><u>Will this entertainment take place indoors or outdoors or both – please tick</u> (please read guidance note 2)</p>	Indoors	<input type="checkbox"/>
Mon				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Tue			<p><u>Please give further details here</u> (please read guidance note 3)</p>		
Wed			<p>NOT APPLICABLE</p>		
Thur			<p><u>State any seasonal variations for entertainment of a similar description to that falling within (e), (f) or (g)</u> (please read guidance note 4)</p>		
Fri					
Sat			<p><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> (please read guidance note 5)</p>		
Sun					

I

<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"/> Both <input type="checkbox"/>
Day	Start	Finish	<b><u>Please give further details here</u></b> (please read guidance note 3)		
Mon			NOT APPLICABLE		
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

Provision of facilities for dancing Standard days and timings (please read guidance note 6)			Will the facilities for dancing be indoors or outdoors or both – please tick (see guidance note 2)	Indoors <input checked="" type="checkbox"/>
				Outdoors <input type="checkbox"/>
				Both <input type="checkbox"/>
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</u> (please read guidance note 3)	
Tue			NOT APPLICABLE	
Wed			<u>State any seasonal variations for providing dancing facilities</u> (please read guidance note 4)	
Thur				
Fri			<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</u> (please read guidance note 5)	
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			NOT APPLICABLE	
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

Late night refreshment Standard days and timings (please read guidance note 6)			Will the provision of late night refreshment take place indoors or outdoors or both – please tick (please read guidance note 2)	Indoors	<input checked="" type="checkbox"/>
Day	Start	Finish		Outdoors	<input type="checkbox"/>
Mon	23-00	24-00	<b>Please give further details here</b> (please read guidance note 3)  SALE OF FOOD FOR CONSUMPTION ON THE PREMISES	Both	<input type="checkbox"/>
Tue	23-00	24-00			
Wed	23-00	24-00	<b>State any seasonal variations for the provision of late night refreshment</b> (please read guidance note 4)		
Thur	23-00	24-00			
Fri	23-00	24-00	<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)		
Sat	23-00	24-00			
Sun	23-00	23-30			

## 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)</b> (please read guidance note 7)	On the premises	<input checked="" type="checkbox"/>			
				Off the premises	<input type="checkbox"/>			
				Both	<input type="checkbox"/>			
Day	Start	Finish	<b>State any seasonal variations for the supply of alcohol</b> (please read guidance note 4)					
Mon	11-00	24-00						
Tue	11-00	24-00						
Wed	11-00	24-00						
Thur	11-00	24-00				<b>Non standard timings. Where you intend to use the premises for the supply of alcohol at different times to those listed in the column on the left, please list</b> (please read guidance note 5)		
Fri	11-00	24-00						
Sat	11-00	24-00						
Sun	12-00	23-30						

State the name and details of the individual whom you wish to specify on the licence as premises supervisor

Name	BARRY FARNELL
Address	96 MAIN ROAD CLEEVE BRISTOL
Postcode	BS49 4PN
Personal Licence number (if known)	NSC/19103
Issuing licensing authority (if known)	NORTH SOMERSET COUNCIL

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)

NOT  
APPLICABLE

O

Hours premises are open to the public Standard days and timings (please read guidance note 6)			State any seasonal variations (please read guidance note 4)
Day	Start	Finish	
Mon	11-00	24-00	<p><b>Non standard timings. Where you intend the premises to be open to the public at different times from those listed in the column on the left, please list</b> (please read guidance note 5)</p>
Tue	11-00	24-00	
Wed	11-00	24-00	
Thur	11-00	24-00	
Fri	11-00	24-00	
Sat	11-00	24-00	
Sun	12-00	23-30	

**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)**

A PROFESSIONAL HEALTH & SAFETY COMPANY HAS BEEN EMPLOYED TO ADVISE ON ALL SUCH MATTERS. CCTV IS TO BE INSTALLED BOTH INSIDE AND OUTSIDE THE PREMISES. ALL STAFF WILL BE FULLY TRAINED IN ALL MATTERS RELATING TO THE WELL BEING OF OUR CUSTOMERS

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

BY THE INSTALLATION OF CCTV INSIDE AND OUTSIDE THE PREMISES.

**c) Public safety**

EMERGENCY EXITS WILL BE CLEARLY INDICATED AND STAFF WILL BE TRAINED TO ENSURE THAT EXIT ROUTES ARE KEPT CLEAR AT ALL TIMES.

**d) The prevention of public nuisance**

MUSIC WILL BE KEPT AT A LEVEL SO AS NOT TO INVADE ON THE PRIVACY OF NEIGHBOURING OCCUPANTS BUT IT SHOULD BE NOTED THAT THERE ARE NO RESIDENTIAL PREMISES ADJACENT TO THE RESTAURANT. CCTV WILL BE MONITORED AT ALL TIMES.

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

CHILDREN ARE UNLIKELY TO BE ON THE PREMISES UNLESS IN THE COMPANY OF ADULTS. STAFF WILL BE TRAINED TO ENSURE THAT NO INTOXICATING LIQUOR IS SUPPLIED TO UNDER AGE CHILDREN


Please tick yes

- 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

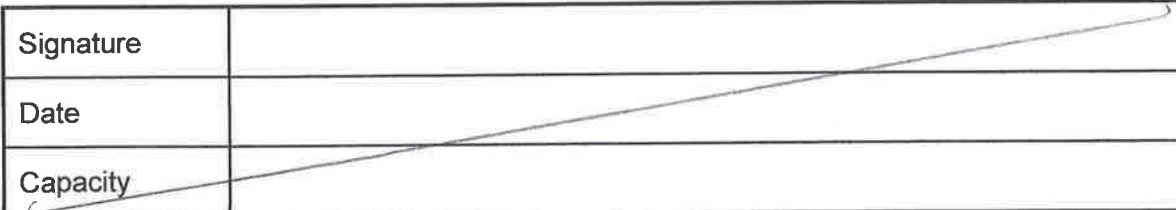
IT IS AN OFFENCE, LIABLE ON CONVICTION TO A FINE UP TO LEVEL 5 ON THE STANDARD SCALE, UNDER SECTION 158 OF THE LICENSING ACT 2003 TO MAKE A FALSE STATEMENT IN OR IN CONNECTION WITH THIS APPLICATION

**Part 4 – 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	
Date	29/3/11
Capacity	MANAGING DIRECTOR

**For joint applications signature of 2<sup>nd</sup> applicant or 2<sup>nd</sup> 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)

BARRY FARRELL  
96 MAIN ROAD  
CLEVE

Post town	BRISTOL	Post code	BS49 4PN
Telephone number (if any)	07971269237		
If you would prefer us to correspond with you by e-mail your e-mail address (optional)			

**Consent of individual to being specified as premises supervisor**

BARRY ANTHONY FARRELL

-----  
*[full name of prospective premises supervisor]*

of

MYRTLE COTTAGE  
96 MAIN ROAD  
CLEEVE  
NORTH SOMERSET  
BS49 4PN

-----  
*[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

PREMISES LICENCE

-----  
*[type of application]*

by

THE IRISH ITALIAN LIMITED

-----  
*[name of applicant]*

relating to a premises licence

N/A

-----  
*[number of existing licence, if any]*

for

FARRELLS RESTAURANT  
44 TEMPLE STREET  
KEYNSHAM  
BRISTOL  
BS31 1EH

-----  
*[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

THE IRISH ITALIAN LIMITED

-----  
*[name of applicant]*

concerning the supply of alcohol at

FARRELLS RESTAURANT  
 44 TEMPLE STREET  
 KEYNSHAM  
 BRISTOL  
 BS31 1EH

-----  
*[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

NSC/19103

-----  
*[insert personal licence number, if any]*

Personal licence issuing authority

NORTH SOMERSET COUNCIL  
 PO BOX 143  
 SOMERSET HOUSE  
 OXFORD STREET  
 WESTON S MARE  
 BS23 1TG  
 01934 888888

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

Signed



Name (please print)

BARRY FARRELL

Date

MARCH  
 22 ~~APRIL~~ 2011







**Bath & North East Somerset Council**

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

**Farrells Restaurant 44 Temple Street**



Scale 1/1250

Date 13/5/2011

Centre = 365475 E 168355 N

Drawn by:

Terrill Wolyn





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.	Farrells Restaurant
Address of the premises you are making a representation about.	44 Temple Street Keynsham Bristol BS31 1EH

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 Temple Sreet within the town centre, it is a restaurant premises. 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.	<p>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.</p> <p>2. Alcohol will be served by waiter/waitress service to persons who are sat at tables, except to persons who are in the area awaiting a table. 3.All staff will be trained in the sale of alcohol and records kept of such training and made available for inspection. to the police and Licensing Authority.</p>	

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

**Signed:**  **Date:** 3/5/11

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

Farrells Restaurant  
44 Temple Street,  
Keynsham  
Bristol  
BS31 1EH



Ref: Premises Licence application

Date 28<sup>th</sup> May 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. Alcohol will be served by waiter/waitress service to persons who are sat at tables, except to persons who are in the area awaiting a table.
3. All staff will be trained in the sale of alcohol and records kept of such training and made available for inspection to the Police and Licensing Authority.

Yours truly,

Barry FARRELL for and on behalf of the Licence holder.

