

Democratic Services

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Date: 14 July 2011

E-mail: Democratic_Services@bathnes.gov.uk

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

Councillors: Gerry Curran (Chair), Malcolm Lees, Dine Romero (In place of Douglas Nicol) and Douglas Nicol

Chief Executive and other appropriate officers
Press and Public

Dear Member

Licensing (Gambling and Licensing) Sub-Committee: Friday, 22nd July, 2011

You are invited to attend a meeting of the **Licensing (Gambling and Licensing) Sub-Committee**, to be held on **Friday, 22nd July, 2011 at 10.30 am** in the **Brunswick Room - Guildhall, Bath**.

A private briefing session for Members will be held in the meeting room at 10.00am.

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, 22nd July, 2011

at 10.30 am in the Brunswick Room - Guildhall, Bath

A G E N D A

1. EMERGENCY EVACUATION PROCEDURE

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

2. ELECTION OF VICE-CHAIR (IF DESIRED)

3. APOLOGIES FOR ABSENCE AND SUBSTITUTIONS

4. DECLARATIONS OF INTEREST

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

5. TO ANNOUNCE ANY URGENT BUSINESS AGREED BY THE CHAIR

6. LICENSING PROCEDURE (Pages 5 - 8)

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

7. APPLICATION FOR A PREMISES LICENCE FOR CHANDAG SERVICE STATION, 20 BATH ROAD, KEYNSHAM, BRISTOL BS31 1NN (Pages 9 - 82)

8. REVIEW PROCEDURE (Pages 83 - 86)

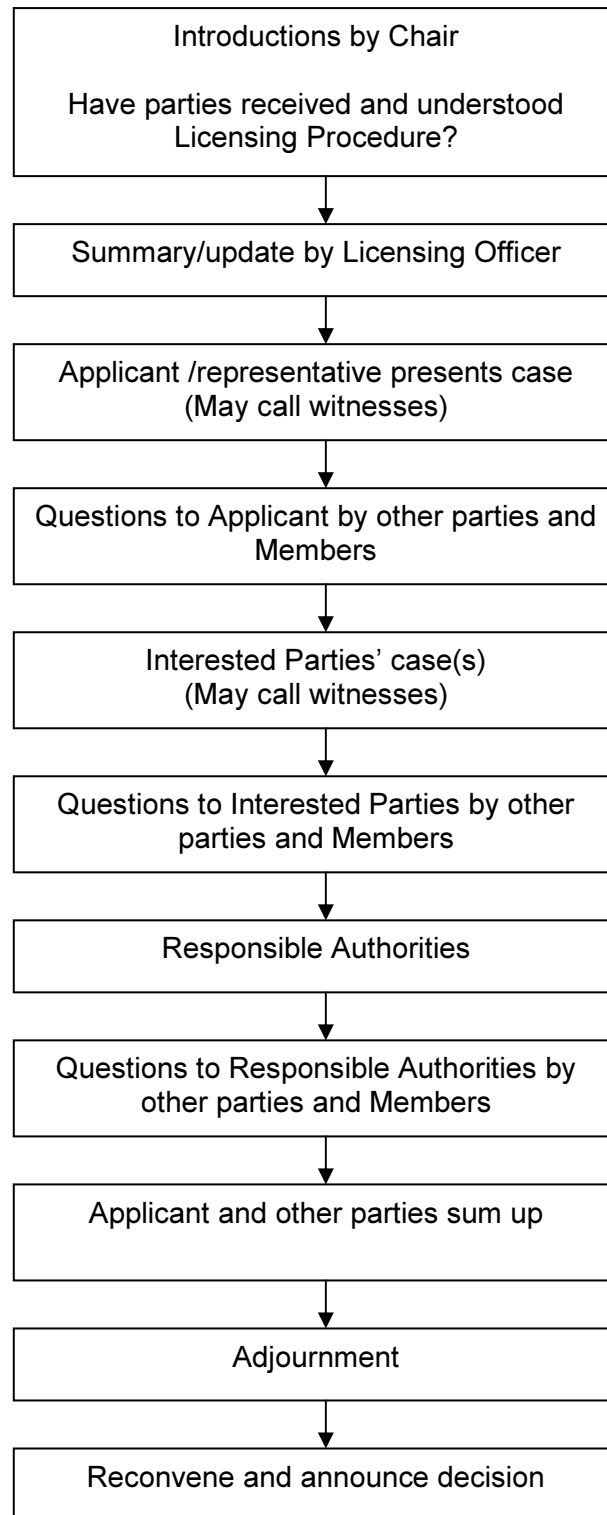
The Chair will, if required, explain the procedure.

9. APPLICATION FOR THE REVIEW OF PREMISES LICENCE FOR THE GUSS AND CROOK, SOUTH ROAD, TIMSBURY, BATH BA2 0LD (Pages 87 - 176)

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

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



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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 22 July 2011	
TITLE:	Application for a Premises Licence for Chandag Service Station, 20 Bath Road, Keynsham, Bristol BS31 1NN.	
WARD:	Keynsham East	
AN OPEN PUBLIC ITEM		
List of attachments to this report:		
Annex A Application for Premises Licence		
Annex B Site Plan		
Annex C Representations from Interested Parties		

1 THE ISSUE

- 1.1 An application has been received for a new Premises Licence under the Licensing Act 2003 in respect of Chandag Service Station, 20 Bath Road, Keynsham, Bristol BS31 1NN.

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 00.00 to 24:00 (24 hours)

2) The provision of **late night refreshment** indoors only, between the following hours:

Every Day 23:00 to 05:00

3) The requested **opening hours** are:

Every Day 00:00 to 24:00 (24 hours)

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
- d) The Protection of Children from Harm.

Each objective is of equal importance. As there are no other licensing objectives, these four are of paramount consideration at all times. When considering applications, representations or 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 2008 policy.
- b) Chapters 8, 9 and 10 of the Statutory Guidance (as revised on 28 June 2007).
- c) Sections 4, 9, 10, 11, 12, 13, 16, 17, 18, 23, 182, 183, and Schedule 2 of the Act.

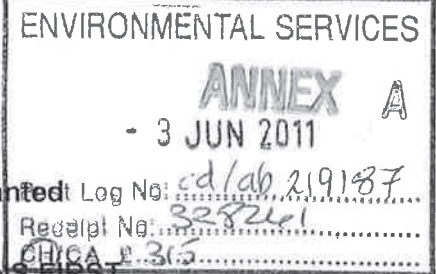
4.7 If the application is refused the applicant may appeal within 21 days of the notification to the Magistrates' Court. If the application is granted the person making the relevant representation may appeal within 21 days of the notification to the Magistrates' Court.

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 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 for submitting the application to the licensing authority.
- 4.10 Twenty-one relevant representations have been received from Interested Parties either residing within the vicinity of the premises, or carrying out a business within the vicinity. The representations depict the likely effect of the applicant's proposals undermining the licensing objectives, and allege how the premises has historically been the cause of public nuisance and anti-social behaviour.
- 4.11 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.

I/We ROC UK 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			
CHANDAG SERVICE STATION 20 BATH ROAD KEYNSHAM			
Post town	BRISTOL	Post code	BS31 1NN

Telephone number at premises (if any)	01179 863261
Non-domestic rateable value of premises	£62000

Part 2 - Applicant Details

Please state whether you are applying for a premises licence as

Please tick yes

- | | | |
|---|-------------------------------------|-----------------------------|
| a) an individual or individuals * | <input type="checkbox"/> | please complete section (A) |
| b) a person other than an individual * | | |
| i. as a limited company | <input checked="" 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) |
| d) a charity | <input type="checkbox"/> | 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:

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					
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			
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	ROC UK LTD
Address	EXXONMOBIL HOUSE ERMYN WAY LEATHERHEAD SURREY KT22 8UX
Registered number (where applicable)	4558828
Description of applicant (for example, partnership, company, unincorporated association etc.)	LIMITED COMPANY
Telephone number (if any)	01372 222000
E-mail address (optional)	

Part 3 Operating Schedule

When do you want the premises licence to start?

Day	Month	Year
0	6	0 7 2 0 1 1

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)

THIS 1000 SQ FT (APPROX) CONVENIENCE STORE IS SITED ON AN ESSO FORECOURT TRADING UNDER THE COMPANIES OWN RETAIL FORMAT WITH A RANGE OF FRESH FOODS, GROCERIES, DAIRY PRODUCTS, CONFECTIONERY, SOFT DRINKS AND TOBACCO PRODUCTS ON OFFER. IT SERVES BOTH THE LOCAL COMMUNITY AND THOSE FROM FURTHER AFIELD. PARKING SPACES ARE AVAILABLE ON THE FORECOURT.

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

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 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"/> |

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 type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	Please give further details here (please read guidance note 3)		
Mon					
Tue					
Wed			State any seasonal variations for performing plays (please read guidance note 4)		
Thur					
Fri					
Sat			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)		
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	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	Please give further details here (please read guidance note 3)		
Mon					
Tue			State any seasonal variations for the exhibition of films (please read guidance note 4)		
Wed					
Thur			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)		
Fri					
Sat					
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			<u>State any seasonal variations for indoor sporting events</u> (please read guidance note 4)
Tue			
Wed			
Thur			<u>Non standard timings. Where you intend to use the premises for indoor sporting events at different times to those listed in the column on the left, please list</u> (please read guidance note 5)
Fri			
Sat			
Sun			

D

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

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 type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish			
Mon			<u>Please give further details here</u> (please read guidance note 3)		
Tue					
Wed			<u>State any seasonal variations for the performance of live music</u> (please read guidance note 4)		
Thur					
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</u> (please read guidance note 5)		
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</u> (please read guidance note 2)		Indoors <input type="checkbox"/>
					Outdoors <input type="checkbox"/>
Day	Start	Finish			Both <input type="checkbox"/>
Mon			<u>Please give further details here</u> (please read guidance note 3)		
Tue					
Wed			<u>State any seasonal variations for the playing of recorded music</u> (please read guidance note 4)		
Thur					
Fri			<u>Non standard timings. Where you intend to use the premises for the playing of recorded music at different times to those listed in the column on the left, please list</u> (please read guidance note 5)		
Sat					
Sun					

G

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

H

Anything of a similar description to that falling within (e), (f) or (g) Standard days and timings (please read guidance note 6)			<u>Please give a description of the type of entertainment you will be providing</u>	
Day	Start	Finish	<u>Will this entertainment take place indoors or outdoors or both – please tick</u> (please read guidance note 2)	Indoors <input type="checkbox"/>
Mon				Outdoors <input type="checkbox"/>
				Both <input type="checkbox"/>
Tue			<u>Please give further details here</u> (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)</u> (please read guidance note 4)	
Fri				
Sat			<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)	
Sun				

I

Provision of facilities for making music Standard days and timings (please read guidance note 6)			<u>Please give a description of the facilities for making music you will be providing</u>	
			<u>Will the facilities for making music be indoors or outdoors or both – please tick</u> (please read guidance note 2)	
Day	Start	Finish	Indoors	<input type="checkbox"/>
			Outdoors	<input type="checkbox"/>
			Both	<input type="checkbox"/>
Mon			<u>Please give further details here</u> (please read guidance note 3)	
Tue				
Wed			<u>State any seasonal variations for the provision of facilities for making music</u> (please read guidance note 4)	
Thur				
Fri			<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> (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 type="checkbox"/>
					Outdoors	<input type="checkbox"/>
					Both	<input type="checkbox"/>
			<u>Please give a description of the facilities for dancing you will be providing</u>			
Day	Start	Finish				
Mon			<u>Please give further details here</u> (please read guidance note 3)			
Tue						
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

Provision of facilities for entertainment of a similar description to that falling within i or j Standard days and timings (please read guidance note 6)			<u>Please give a description of the type of entertainment facility you will be providing</u>		
Day	Start	Finish	<u>Will the entertainment facility be indoors or outdoors or both – please tick</u> (please read guidance note 2)	Indoors	<input type="checkbox"/>
Mon				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
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 i or j</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 i or j 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)			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"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish			
Mon	23.00	05.00	<u>Please give further details here</u> (please read guidance note 3) THE PROVISION OF HOT PIES, SAVOURIES, SOUP, HOT DRINKS ETC CONSISTENT WITH A TAKEOUT SERVICE FOR CONSUMPTION ON OR OFF THE PREMISES		
Tue	23.00	05.00			
Wed	23.00	05.00	<u>State any seasonal variations for the provision of late night refreshment</u> (please read guidance note 4)		
Thur	23.00	05.00			
Fri	23.00	05.00	<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	23.00	05.00			
Sun	23.00	05.00			

M

Supply of alcohol Standard days and timings (please read guidance note 6)			Will the supply of alcohol be for consumption (Please tick box) (please read guidance note 7)	On the premises	<input type="checkbox"/>
				Off the premises	<input checked="" type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	State any seasonal variations for the supply of alcohol (please read guidance note 4)		
Mon	00.00	24.00			
Tue	00.00	24.00			
Wed	00.00	24.00			
Thur	00.00	24.00	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	00.00	24.00			
Sat	00.00	24.00			
Sun	00.00	24.00			

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

Name ROBERT JAMES MORTIMER	
Address 187 COWLEAZE CHIPPENHAM WILTS	
Postcode	SN15 3YN
Personal Licence number (if known) VW0500548	
Issuing licensing authority (if known) WEST WILTSHIRE DISTRICT 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)

NONE

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	00.00	24.00	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 (please read guidance note 5)
Tue	00.00	24.00	
Wed	00.00	24.00	
Thur	00.00	24.00	
Fri	00.00	24.00	
Sat	00.00	24.00	
Sun	00.00	24.00	

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)

-CCTV SYSTEM WITH RECORDING FACILITIES IN PLACE AT SITE, IMAGES CAN BE MADE AVAILABLE UPON REASONABLE REQUEST BY A RELEVANT OFFICER OF A RESPONSIBLE AUTHORITY.
 -APPROPRIATE STAFF TRAINING TO BE SATISFACTORILY COMPLETED AND RECORDED. TRAINING RECORDS CAN BE MADE AVAILABLE FOR INSPECTION UPON REASONABLE REQUEST BY A RELEVANT OFFICER OF A RESPONSIBLE AUTHORITY.
 -REFUSALS BOOK WILL BE OPERATED AND MAINTAINED.
 -CHALLENGE 25 POLICY WILL BE OPERATED AT THE PREMISES, ACCEPTABLE FORMS OF PROOF OF AGE WILL BE A PASSPORT, A PHOTO CARD DRIVING LICENCE OR PASS ACCREDITED IDENTIFICATION CARD.

b) The prevention of crime and disorder

-CCTV SYSTEM WITH RECORDING FACILITIES IN PLACE AT SITE, IMAGES CAN BE MADE AVAILABLE UPON REASONABLE REQUEST BY A RELEVANT OFFICER OF A RESPONSIBLE AUTHORITY.
 -SPIRITS LOCATED BEHIND THE COUNTER.
 -APPROPRIATE STAFF TRAINING TO BE SATISFACTORILY COMPLETED AND RECORDED. TRAINING RECORDS CAN BE MADE AVAILABLE FOR INSPECTION UPON REASONABLE REQUEST BY A RELEVANT OFFICER OF A RESPONSIBLE AUTHORITY.

c) Public safety

-CCTV SYSTEM WITH RECORDING FACILITIES IN PLACE AT SITE, IMAGES CAN BE MADE AVAILABLE UPON REASONABLE REQUEST BY A RELEVANT OFFICER OF A RESPONSIBLE AUTHORITY.

d) The prevention of public nuisance

-APPROPRIATE STAFF TRAINING TO BE SATISFACTORILY COMPLETED AND RECORDED. TRAINING RECORDS CAN BE MADE AVAILABLE FOR INSPECTION UPON REASONABLE REQUEST BY A RELEVANT OFFICER OF RESPONSIBLE AUTHORITY.

e) The protection of children from harm

-APPROPRIATE STAFF TRAINING TO BE SATISFACTORILY COMPLETED AND RECORDED. TRAINING RECORDS CAN BE MADE AVAILABLE FOR INSPECTION UPON REASONABLE REQUEST BY A RELEVANT OFFICER OF A RESPONSIBLE AUTHORITY.
 -REFUSALS BOOK WILL BE OPERATED AND MAINTAINED.
 -SPIRITS LOCATED BEHIND THE COUNTER.
 -CHALLENGE 25 POLICY WILL BE OPERATED AT THE PREMISES, ACCEPTABLE FORMS OF PROOF OF AGE WILL BE A PASSPORT, A PHOTO CARD DRIVING LICENCE OR PASS ACCREDITED IDENTIFICATION CARD.

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	<i>S. Clement PP Lockett & Co</i>
Date	2 ND JUNE 2011
Capacity	LOCKETT & CO - DULY AUTHORISED AGENTS

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)			
LOCKETT & CO LOCKETT HOUSE 13 CHURCH STREET			
Post town	KIDDERMINSTER	Post code	DY10 2AH
Telephone number (if any)	01562 864488		
If you would prefer us to correspond with you by e-mail your e-mail address (optional)			
info@lockett.uk.com			

Notes for Guidance

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

Consent of individual to being specified as premises supervisor

I, Robert James Mortimer
[full name of prospective premises supervisor]

of 187 COWHERZE, CHIDDELDEN, WILTSH SW15 3YN
[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

NEW PREMISES LICENCE APPLICATION FOR THE SALE OF ALCOHOL FOR CONSUMPTION OFF THE PREMISES

[type of application]

by ROC UK LTD
[name of applicant]

relating to a premises licence: [number of existing licence, if any]

or CHANDAG, 20 BATH ROAD, KEYNSHAM, BRISTOL, AVON, BS31 1NN
[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: ROC UK LTD
[name of applicant]

concerning the supply of alcohol at:

CHANDAG, 20 BATH ROAD, KEYNSHAM, BRISTOL, AVON, BS31 1NN
[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: W30500548 [insert personal licence number, if any]

Personal licence issuing authority: West Wiltshire District Council
Licensing Team, Council Offices, Bradley Road, Trowbridge,
Wiltshire BA14 0RD WWW.WESTWILTSHIRE.COUNCIL.GOV.UK

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

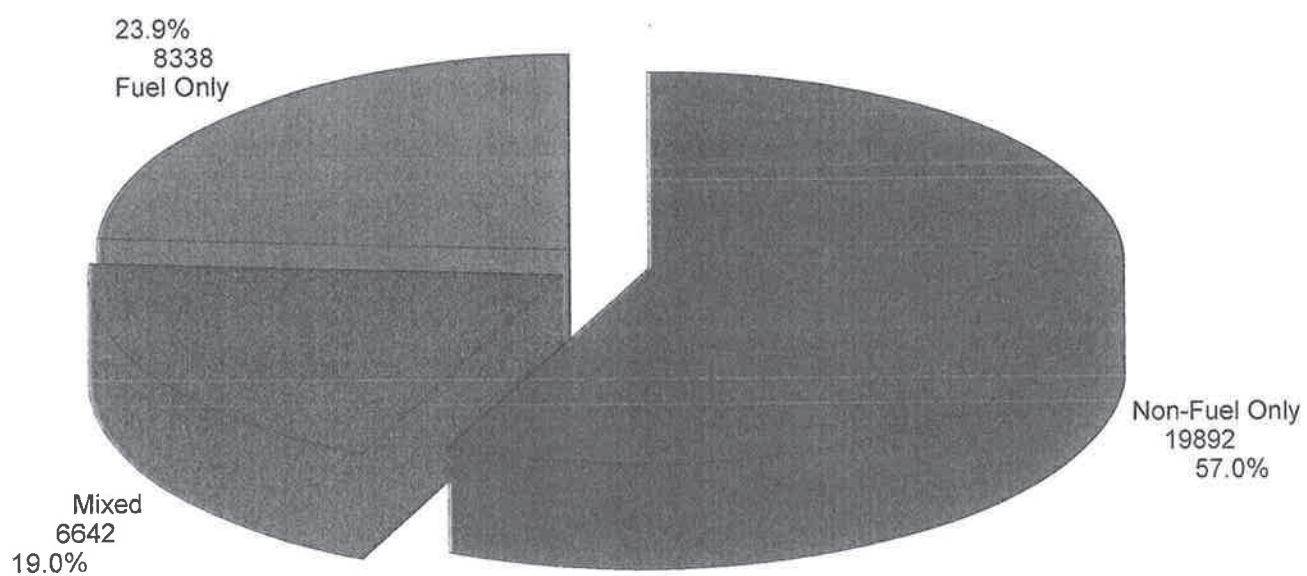
Signed 

Name (please print) ROB MORTIMER

Dated 19/4/2011

Analysis of Customer Flow - Shop v Forecourt

Chandag Service Station, 20 Bath Road, Keynsham, BS31 1NN. 1st to 28th February 2011 incl



Analysis of Customer Flow, Shop v Forecourt

Chandag Service Station

Source: Epos - 1st to 28th February 2011 incl.

	Non-Fuel Only	Mixed	Fuel Only	Total
1st to 28th February 2011.	19892	6642	8338	34872
Total	19892	6642	8338	34872

Background History

This is a well established ESSO forecourt which has a retail area of approximately 1000 sq ft.

The Shop

This purpose built shop has been designed to serve both the local community and those from further a field, trading as a full convenience store under the company's own format. A range of fresh foods, groceries and other products are offered and the off-licence is an important part of the service that such a store is expected to provide.

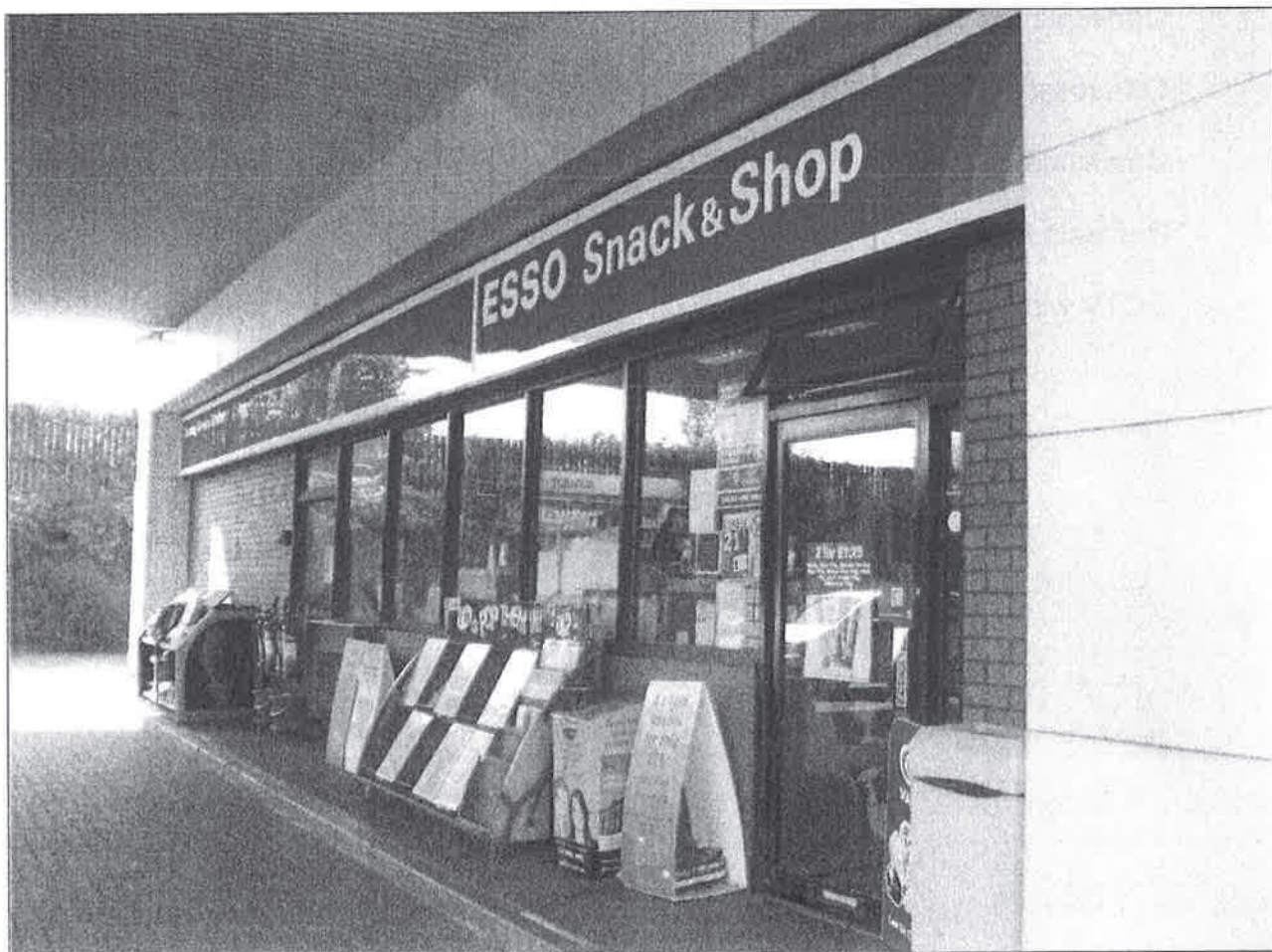
The Operation

The store is operated by the Manager, assisted by a team of staff, many of whom live locally. The Designated Premises Supervisor, is trained and certified through an accredited scheme and is responsible for training all staff and keeping and maintaining ongoing training records utilising the **Off-Licence Training** section. The **Challenge 25** trading initiative is used supported by the refusals system with records kept in the **Refusals Book** to tie in with the CCTV system.

Security

The **digital CCTV system** benefits from a **recorder** and recordings can be made available to Police if required.

Chandag Service Station Forecourt Shop.



Retail Trading Area

1000 sq ft (approx.)

Opening Hours

Monday	-	00.00 hours to 24.00 hours
Tuesday	-	00.00 hours to 24.00 hours
Wednesday	-	00.00 hours to 24.00 hours
Thursday	-	00.00 hours to 24.00 hours
Friday	-	00.00 hours to 24.00 hours
Saturday	-	00.00 hours to 24.00 hours
Sunday	-	00.00 hours to 24.00 hours

Summary

Convenience Trading Format

Off-Licence Training Records

Challenge 25

Refusals Book

CCTV with recorder

Range of goods – Chandag Service Station

A.



B.



C.

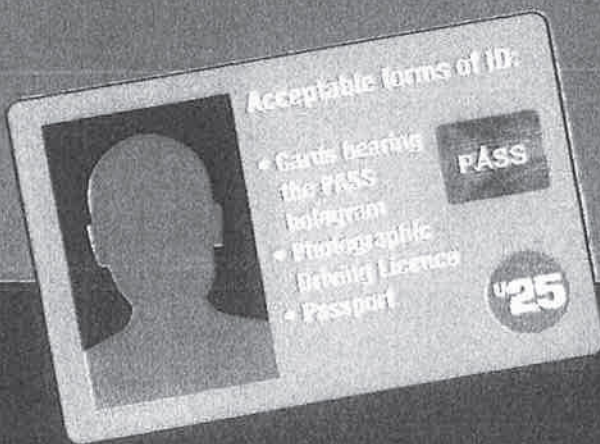
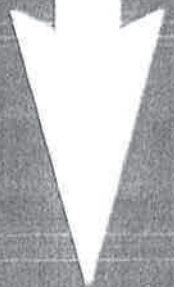


D.



UNDER 25?

- Please be prepared to show proof of age when buying alcohol



DRINKAWARE.CO.UK

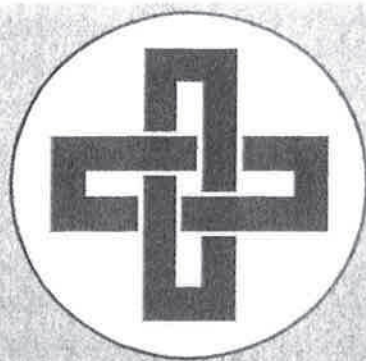


**It is an offence for
persons under 18
years to purchase
• or attempt to
purchase alcohol.
You could receive
a fine of £1000.**



DRINKAWARE.CO.UK





Lockett & Co

Retail, Licensing & Training Consultants
www.lockett.uk.com

ANNEX A

PROOF OF AGE CARDS

AGE RESTRICTED SALES

If there is any doubt about a persons age you are required to ask them to prove their age or you must refuse the sale
The following forms of ID are acceptable:

1. A Passport

www.ukpa.gov.uk



2. A Photo Driving Licence

www.dvla.gov.uk

or

Local Post Office



3. A PASS accredited proof of age card e.g.

Citizen Card

www.citizencard.com

or

Email: contact@citizencard.com



Validateuk Card

www.validateuk.co.uk

or

Tel: 01434 634996



LICENSING ACT 2003

INTERESTED PARTY REPRESENTATION

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

I/We object to the following application:

Application number:	11/02600/LAPRE
Applicant's name:	Roc UK Ltd
Premises name and address:	Chandag Service Station Bath Road Keynsham Bristol
Application for a:	license to sell alcohol off the premises and the provision of late night refreshment

Objector Details:

Objector's Name:	Tina Cartledge
Objector's Address: This is essential because a representation can only be considered relevant if you live, or are representing an address, in the vicinity of the premises.	2 Chandag Road Keynsham Bristol BS31 1NR
Organisation name if applicable:	

Objection Details:

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

Prevention of crime and disorder

☒

Prevention of public nuisance

☒

Protection of children from harm

☐

Public safety

☐

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

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

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

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

☐

The Chandag Service Station premises have traded without the benefit of an alcohol sales license for a number of years. Since its increase in trading hours were introduced, neighbours have suffered problems enough with noise and disruption at times, and I feel these will be amplified to a level of public nuisance if this license is granted, particularly by the sale of alcohol throughout the night.

I feel that the granting of this license will cause a public nuisance, and that the consumption of alcohol potentially sold at the service station will cause additional disorder in the area. Young people have - in the past - found this site an magnet, and have congregated on the low wall both adjacent to the car wash and, at times, on my own wall. On one occasion, having asked them to leave to no avail, I had to flag down a passing police car and ask them to ask the young people concerned to move on. At night, raised voices carry further, and I am particularly concerned at the level of abuse which may be thrown at anyone asking them to be quiet or move on. Potential disruption caused by those that choose to behave noisily and disruptively in the area will cause a public nuisance to not only the residents of Chandag Road, but to those that live in the nearby residences of Bath Road, particularly within the retirement flats opposite to the station.

Apart from having a microwave to heat up pies, there is currently no provision of hot food at the Chandag Station, yet the lane between my home and the rear of the station is constantly littered with Ginsters pie wrappers, empty crisp packets and drinks bottles, and I can only see this area deteriorating further. On one occasion, driving home late and parking on the driveway, I caught 2 young men urinating in the lane on to the garage wall: presumably this was not a one-off event, but it is not something that I or my daughter would like to witness again.

In summary, I believe that any existing problems will be exacerbated as people will find the service station a convenient stop-off point on their way back from other licensed premises in Keynsham which will by then have closed - such as the nearby New Inn and Talbot Inn, and would therefore like to object strongly to the granting of such a license, as I feel they may underline two of the objectives, namely public nuisance and crime and disorder.

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

Signed

Tina Cartledge

Date

5 July 2011

Contact telephone number(s)

07786 371177

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

There will be a hearing to determine this application. We will send you details of the time, date and location at least 10 working days before the hearing.

This section of the form must be returned to us a minimum of 5 working days before the hearing. If you wish, you may complete this now. Alternatively, you can keep this page and return it to us once you have received details of the hearing.

Name Tina Cartledge

I will be attending the hearing ☐ I will not be attending the hearing ☒

I will be represented at the hearing by

Lionel Cartledge

I will be calling the following witness(es):

<u>Name and signature of each witness</u>	<u>Details of evidence to be produced by witness</u>

Please delete as appropriate: I consider a hearing to be necessary / unnecessary

Form to be returned to:

Licensing Team
Public Protection
9-10 Bath Street
Bath
BA1 1SN

LICENSING ACT 2003

INTERESTED PARTY REPRESENTATION

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

I/We object to the following application:

Application number:	11/02600/LAPRE
Applicant's name:	Roc Uk Ltd
Premises name and address:	Chandag Service Station 20 Bath Road Keynsham Bristol BS31 1NN
Application for a:	New Premises Licence

Objector Details:

Objector's Name:	Alan Hale Cllr Keynsham South.
Objector's Address: <small>This is essential because a representation can only be considered relevant if you live, or are representing an address, in the vicinity of the premises.</small>	91 Lays Drive Keynsham Somerset BS31 2LD
Organisation name if applicable:	

Objection Details:

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

Prevention of crime and disorder



Prevention of public nuisance



Protection of children from harm



Public safety



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

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

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

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

☐

This property has already been a source of problems and disorder without the addition of a source of alcohol. In my opinion this can only increase problems. The property is located opposite a sheltered residential dwelling and next to a hotel that attracts visitors to the town and thus anything that will negate that benefit is bad for the town.

This will be another outlet where underaged children can have the opportunity to purchase alcohol illegally and then lead to further disorder. This will be detrimental to the welfare of children.

Where you have a source of alcohol there will always be the potential for disorder and at night when presumably people will be able to purchase fuel they will have to contend with the gathering of youths in order to pay for their fuel.

Such gatherings have been experienced in the past and will be more likely if they are trying to illegally buy alcohol - if underage.

I would object most strongly to the application for this licence.

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

Signed

Alan Hale

Date

July 2nd 2011

Contact telephone number(s)

07776493221

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

There will be a hearing to determine this application. We will send you details of the time, date and location at least 10 working days before the hearing.

This section of the form must be returned to us a minimum of 5 working days before the hearing. If you wish, you may complete this now. Alternatively, you can keep this page and return it to us once you have received details of the hearing.

Name

I will be attending the hearing ☐ I will not be attending the hearing ☒

I will be represented at the hearing by _____

I will be calling the following witness(es):

<u>Name and signature of each witness</u>	<u>Details of evidence to be produced by witness</u>

Please delete as appropriate: I consider a hearing to be necessary / unnecessary

Form to be returned to:

Licensing Team
Public Protection
9-10 Bath Street
Bath
BA1 1SN

LICENSING ACT 2003

INTERESTED PARTY REPRESENTATION

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

I/We object to the following application:

Application number:	11/02600/LAPRE
Applicant's name:	ROC UK LIMITED
Premises name and address:	CHANDAG SERVICE STATION 20 BATH ROAD KEYNSHAM BRISTOL BS31 1NN
Application for a:	NEW PREMISES LICENCE

Objector Details:

Objector's Name:	Alistair Walton
Objector's Address: This is essential because a representation can only be considered relevant if you live, or are representing an address, in the vicinity of the premises.	Grasmere Court Hotel 22-24 Bath Road Keynsham Bristol BS31 1SN
Organisation name if applicable:	

Objection Details:

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

Prevention of crime and disorder

☒

Prevention of public nuisance

☒

Protection of children from harm

☐

Public safety

☐

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

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

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

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

☐

My hotel is situated next to Chandag Service Station and we do find that at night and especially at the weekends there has always been a problem with youths congregating at the Chandag Road Entrance of the petrol station which goes on late into the night making a noise, then they will purchase goods from the petrol station and throw their rubbish in my car park, over my boundry wall into the hotel's patio area and along the Bath Road into the drives of my neighbours. On a few occasion we have had our sign boards damaged and stolen and found them in a neighbour's garden.

We have also experienced on a number of occasions youths using the hotel rubbish bin to urinate against. As we have a number of bedrooms at the front of our hotel we regularly have guests complaining about the noise keeping them awake at night. Some guests have already made comments on web sites to this effect.

With the petrol station being allowed to sell alcohol 24 hours a day, this would definatly increase the amount of youths and others trying to purchase goods from the petrol station especially after the public houses have closed and making a lot more noise and nuisance plus increase the amount of litter being thrown around the streets. This will then have a massive impact on my business and I will fear for my guests coming back late at night being abused by drunken youths and others trying to purchase alcohol and turning there agresstion onto my guests if they have been refused alchool by the service station. I would also have concerns with people sitting on front wall of my hotel drinking and making a nuisance of themselves, again this would cause my guests to complain more, which will definilty have an effect on my business.

Signed

A R Walton

Date

30/06/2011

Contact telephone number(s)

01179862662

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

There will be a hearing to determine this application. We will send you details of the time, date and location at least 10 working days before the hearing.

This section of the form must be returned to us a minimum of 5 working days before the hearing. If you wish, you may complete this now. Alternatively, you can keep this page and return it to us once you have received details of the hearing.

Name A R Walton

I will be attending the hearing ☒ I will not be attending the hearing ☐

I will be represented at the hearing by

I will be calling the following witness(es):

<u>Name and signature of each witness</u>	<u>Details of evidence to be produced by witness</u>

Please delete as appropriate: I consider a hearing to be necessary / unnecessary

I would like to strongly object to the application for a 24 hour alcohol licence for Chandag Garage, Bath Road, Keynsham. There are 2 public houses within a few yards of the garage plus hotels within 200 yards. There is also a shop in Chandag Road about 400 metres away which also sells alcohol. There are already problems at the bottom of Chandag Road with litter from takeaways and food wrappers, which is carried through the estate. A further alcohol outlet will significantly exacerbate the situation and cause groups of youths to congregate at the site and cause problems.

There was a history of problems when the Threshers off-licence was open in Chandag Road about 400 metres from this site. It was well known to the police as a place for rowdy and intimidating behaviour and with alcohol and drug abuse.

I was surprised at the local PACT meeting last night at Wellsway school that the Local Beat Manager PC Ian Harris was unaware of any such application. Surely the police view should be taken into account on matters such as this?

The Government is already concerned with alcohol abuse and any further unnecessary outlets will only increase the problem. There will be a further problem late at night to residents in the Homeavon retirement flats with noise from cars and light pollution late at night.

The only people to benefit from this application in any way is the shop owners.

I would ask you to reject this licence.

Yours faithfully,
Gill Hellier
15 Orwell Drive,
Keynsham

Rec'd as attachment to email
05.07.2011
12:33

ENVIRONMENTAL SERVICES

Flat

- 5 JUL 2011

Post Log No:

Receipt No:

CH/CA £.....

Mrs J. Pearce
 7, Homeaven House
 Bath Rd.,
 Kerynsham
 BS.31.193.

Re the proposed application for licensing
 of a business to sell alcohol 24 HRS a day
 plus refreshments on the Chancelry side of Esso

I strongly object to any such development

1 Our building providing 61. Retirement
 Flats is exactly opposite said site.

2 There is no need for either sale of
 alcohol or refreshments.

3 The noise and trouble we would have
 to endure because of drunkenness & lewdish
 behavior would be a terrible nuisance.

4 We already have 2 pubs a few yards
 away & Chinese takeaway which also sell
 beer etc & 2 other places of refreshments near.
 I hope you will consider our feelings in the
 matter. Yours faithfully Joan Pearce

Terrill Wolyn

From: Barrie Dunn [barrie@orchard-packaging.co.uk]
Sent: 28 June 2011 16:49
To: Licensing
Subject: application 11/026600/lapre

Good Afternoon

I wish to object to the above application in respect of Chandag Service Station , Keynsham.

There is no justification what so ever for a 24hour alcohol license , there are two Public Houses within 50 metres of the garage, and an off licence within 600metres in Chandag Rd.plus a Supermarket(Co-op) within a mile.

The garage is in a residential area which already suffers from excess noise and disturbance at closing times of the Public Houses and this is only likely to extend the problem into the early hours.

At a time when the government is looking to restrict easy access to alcohol, to permit another opening is ludicrous
I hope we will have the licensing committees support

Barrie Dunn

Barrie J Dunn

Director

Tel 0117 9863791

Fax 0117 9868068

barrie@orchard-packaging.co.uk

www.orchard-packaging.co.uk

Orchard Pkg, Orchard House, 20 Chandag Road, Keynsham, Bristol, BS31 1NR

consent given

Terrill Wolyn

From: Bryan Organ (Cllr)
Sent: 05 July 2011 19:57
To: Terrill Wolyn
Subject: Chandag Garage

I object most strongly to the Licensing Application for the above, on the grounds that it causes excess noise and confrontation between the authorities and groups that gather on these premises when the Public Houses shut.

As a minimum I think the hours applied for should be re-considered to fall in line with public house closing hours, which have been agreed to avoid confrontation with the public.

I think the food application from 00.00 hours to 05.00hrs should be removed completely.

Regards,
Bryan Organ

ANNEX C

The Licensing Officer
Bath & N.E.Somerset Council,
9-10 Bath Street,
Bath BA1 1SN

ENVIRONMENTAL SERVICES

- 1 JUL 2011

Post Log No:
Receipt No:
CH/CA 2.....

12 Homeavon House,
Bath Road,
Keynsham, BS31 1SJ

Tel:0117 986 8108

Dear Sir,

Application for 24 hour Alcohol License at Chandag Garage, Keynsham

As a resident at Homeavon House retirement flats directly opposite the Esso filling station in Bath Road, I wish to object to the application by the developer of the shop for a license to sell alcohol 24 hours a day and late night refreshments from 11 p.m. to 5 a.m.

My objections are :-

- 1) Extra noise, rubbish, disturbance and loss of security to the residents of the flats, especially those living on the ground floor and directly overlooking the garage.
- 2) There are already two public houses nearby, and two new food outlets have recently opened at the Broadmead roundabout.
- 3) There is only a tiny amount of traffic along the Bath Road between midnight and 6a.m.. If the developers feel their proposal will be financially viable this can only mean they anticipate trade will come from further afield.

Keynsham does not need this. It is a small town with a by-pass, not a "city that never sleeps"!

I hope you will refuse this application.

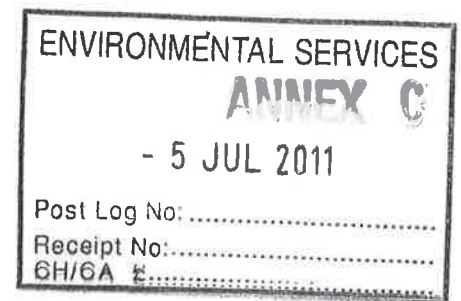
Yours faithfully,



Mrs Barbara Street

B.&N.E.S Planning Dept.

3rd. July, 2011.



Chandag Service Station Licensing application by ROC UK Ltd.

Dear Sir/ Madam,

As closest adjacent neighbours' to the proposed 24/7 Off Licence, we at nos.10, 12 & 14 Bath Road strongly object to the above application.

(Please note this objection is from 3 separate properties/ charge payers'.)

Despite strong opposition to previous applications for this site the latest application has been kept very quiet. It leaves very little time for local charge payers to object.

Our reasons are as follows:-

a) Alcohol sales from this site would encourage late night alcohol-related activity over and above that which we already have to endure.

We have several licensed premises within our residential area already. Our cars and gardens have been regularly vandalised by pub. Leavers'. Police are often called; and reports made the following day when previous night's vandalism noticed.

B) Increased litter (bottles, broken glass, cans, etc.), already a problem which local establishments' do not clear.(Not good for pets' paws.)

Vehicles are parked solidly in Bath Road area due to unrestricted parking; a mix of Pub & Take-away users 'along with free parking for Town Centre workers' cars and those left by 'over the limit' drivers'. These factors impede the Council's ability to clear rubbish/ glass, etc. From kerbs & gutters. This further degrades the appearance of this residential area. The Council rarely clears litter from this part of the road anyway.

C) There are several unlit areas where alcohol consumption could occur following purchase from proposed outlet. This could seriously impact upon residents' right to peace, privacy and security in their own homes . Areas of particular concern are:- Forecourt of Auto speed Tyre fitters; Access to Electricity sub-station to rear of service station site; Talbot Public House car park (after hours), Dapps Hill Parkland. N.B.The kitchen window to No. 14 Bath Road looks out directly onto said forecourt. An elderly person who suffers with Alzheimer's disease lives there alone.

We fear bus-stop drinking could increase greatly if off sales are available in the vicinity. Complaints have already been made to B&NES regarding the ridiculous re-positioning of The Talbot bus-stop; -N/A

ANNEX C

which again B&NES have largely ignored without consideration for people living opposite, or bus-stop users'.

D) We feel this application has been expedited following a protracted and controversial previous application to redevelop the site; and that scant information along with no consultation has been afforded to the neighbouring community. Little time and poor advice has been given to citizens to formulate and present their duly considered objections to the planning dept.

E) Residents of HomeAvon House (opposite proposed Off License) would also be detrimentally affected by light, and noise pollution throughout nights (more so than ever was the case with the previous limited retail outlet), and by footfall of people who have already been drinking in local pubs wanting to buy more alcohol.

F) It would be the only local 24hr. Off License and would therefore attract custom from a wide area.

G) Many school children use garage shop. Should any responsible Council/community encourage exposure to 24/7 alcohol sales and advertising to children?

H) We residents' pay high Council charges to live in this area. Is it right that businesses which profit from excessive alcohol sales should have the right to affect our residential amenity & to further degrade our community?

Please give these objections your fullest consideration.

Yours truly,

Mr. J. Stringer (no.10), P. Harris & family (no.12) & Mrs. S. Bane (no.14)




Mr. J. Stringer & P. Bane

54, Bath Road
Keynsham
BS31 1SP
ANNEX C

From: Licensing
Sent: 04 July 2011 07:49
To: Terrill Wolyn
Subject: FW: Chandag Service Station Bath Road Keynsham

consent given.

From: David Bickerton [mailto:david.bickerton929@btinternet.com]
Sent: 04 July 2011 07:30
To: Licensing
Subject: Chandag Service Station Bath Road Keynsham

Chandag Service Station 20 Bath Road. Keynsham BS31 1NN
Application under Section 17 Licensing Act 2003
Provision of Late Night Refreshment 2300 to 500 hours and
Alcohol Sales 00 to 2400 hours.

Lockett & Co. Agents

Dear Sir,

I consider the trading hours proposed in the above application to be unnecessary and inconsiderate. I would request that you do not encourage this trade at this Service Station which is in the midst of a residential area and is immediately opposite "Homeavon" the large MaCarthy and Stone complex housing elderly people. Inevitably the residents in the area will be disturbed during the night-time hours.

There are two Public Houses each less than 50 yards from the Service Station and both choose to restrict their opening times so that the nearby residents are not disturbed during the night.

The area is already adequately served by Fast Food, Takeaway, outlets in particular the Chinese takeaway nearly adjoining the Service Station and the Kentucky Fried Chicken and Domino Pizza units at the Broadmead roundabout at the end of the Keynsham bypass both of which are close to Chandag Service Station.

I also consider that 24 hour serving of alcohol at a petrol station is likely to encourage drink driving particularly during night-time hours.

Accordingly I would request that you reject the application in favour of one in which the trading hours are restricted to avoid disturbance to local residents.

Yours faithfully,
D.J.Bickerton.

Terrill Wolyn

From: Licensing
Sent: 05 July 2011 12:31
To: Terrill Wolyn
Subject: FW: ref:Licence Application - 11/02600/LAPRE

From: Alan Walker [mailto:A.Walker@wpcsoft.com]
Sent: 05 July 2011 11:01
To: Licensing
Subject: ref:Licence Application - 11/02600/LAPRE

I write to object to this application on behalf of:

WPC Software

9 Wellsway

Keynsham

Bristol BS31 1HS

The covered entrance to our offices at the beginning of the Wellsway, frequently has food and drink-related litter left in it and is also occasionally used as a urinal, which is very unpleasant for our staff arriving in the morning. A 24 hour license to sell alcohol and sell late night refreshments until 5am is highly likely to add to these problems, as well as increase the likelihood of property damage by people who have had too much to drink.

Regards

Alan Walker

Director

WPC Software Limited

Wellsway House, 9 Wellsway, Keynsham, BRISTOL BS31 1HS

Tel: +44 (0)117 908 1484, Fax: +44 (0)117 940 2060

Email: a.walker@wpcsoft.com, Web: www.wpcsoft.com

WPC Software is registered in England, No.: 3510785

This email and any files transmitted with it are confidential and intended solely for the use of the individual or entity to whom they are addressed.

If you have received this email in error please notify the sender as soon as possible.

This footnote also confirms that this email message has been swept for the presence of computer viruses.

The views expressed in this communication may not necessarily be the views of WPC Software Ltd.

ENVIRONMENTAL SERVICES

- 5 JUL 2011

Post Log No:

Receipt No:

CH/CA £.....

30 WELLSWAY
KEYNSHAM
BRISTOL BS31 1HT
2.7.11

DEAR SIR.

REF ALCOHOL LICENCE & LATE NIGHT
REFRESHMENT APPLICATION AT CHANDLER
FILLING STATION, KEYNSHAM.

I WISH TO OBJECT COMPLETELY TO THE
ABOVE APPLICATION AND WOULD LIKE YOU
TO REFUSE PERMISSION AS THE
ALCOHOL PART WILL ONLY ADD TO THE LATE
NIGHT DISTURBANCE & NUISANCE WE
ALREADY HAVE IN THE AREA. THERE ARE
ENOUGH OUTLETS ALREADY SERVING THIS
REQUIREMENT FOR PLENTY OF HOURS DURING
THE NIGHT & DAY.

WE DO NOT NEED ANY MORE LATE NIGHT
REFRESHMENTS, THE AREA IS ALREADY
SATURATED WITH THIS SERVICE, THIS ONE
WILL ONLY ADD MORE LITTER, TRAFFIC
& GENERAL LATE HOUR DISTURBANCE, NOISE
POLLUTION AND NON STOP ACTIVITY, NOT
NECESSARY OR REQUIRED

I DO HOPE YOU WILL REFUSE PERMISSION
AS WE MUST HAVE SOME SHUT DOWN
SOME PEACE SOME QUIET, WE DO NOT
WANT KEYNSHAM TO BECOME A PICCADILLY
CIRCUS.

THANK YOU
O. Y. Waymouth.

Terrill Wolyn

From: Terrill Wolyn
Sent: 04 July 2011 22:59
To: dwiltshire686@btinternet.com
Subject: RE: licence application 11/02600/LAPRE

Dear Heather and Dennis

Re: New premises licence application - Chandag Service Station

Thank you for your emailed correspondence regarding the aforementioned premises.

Please may I ask that you contact me tomorrow on 01225 396939 to discuss the points raised. I have a morning appointment but hope to be back at my desk by 10.30. Alternatively please email a contact number that I may call you on.

Kind regards

Terrill

Terrill Wolyn
Senior Licensing Officer
Bath & North East Somerset Council

From: Emma Stoneman
Sent: 04 July 2011 15:22
To: Terrill Wolyn
Subject: FW: licence application 11/02600/LAPRE

From: dwiltshire686@btinternet.com [mailto:dwiltshire686@btinternet.com]
Sent: 04 July 2011 15:05
To: Emma Stoneman
Subject: licence application 11/02600/LAPRE

Re – Chandag Service Station application for:-

24 hour licence to sell alcohol
licence to sell refreshments (hot and cold) between 11pm and 5am

We would like to strongly object to the granting of the above licences for the following reasons:-

This service station is situated in what is a predominantly residential area which already has two public houses in close proximity. We really do not need another outlet for the sale of alcohol. We already have to endure excessive noise and anti social behaviour when the pubs close, with groups hanging around the bottom of Chandag Road which is opposite our house. If further alcohol is available throughout the night it will draw more people who will then be creating more disturbances – it really is not easy to sleep with people shouting outside your bedroom window!

The selling of takeaway food through the night will also draw in people at night with the same consequences as above and with the added problem of even more litter than we already get.

CCTV cameras only record what happens they do not stop people shouting and littering and being anti social.

Heather and Dennis Wiltshire
31 Bath Road, Keynsham

Terrill Wolyn

From: Licensing
Sent: 05 July 2011 16:40
To: Terrill Wolyn
Subject: FW: Bath Road Esso Station Keynsham

From: kevin williams [mailto:kwchandaghouse@hotmail.co.uk]
Sent: 05 July 2011 16:25
To: Licensing
Subject: Bath Road Esso Station Keynsham

FAO, Terrill Wolyn

Dear Terrill

I wish to submit appeal against the licensing application regarding the Esso Service Station on the Bath Road in Keynsham. I believe the application is to sell alcohol 24 hours a day and late night refreshments from 11pm to 5am. My family and I live at no 18 Chandag Road Keynsham, our house is in close proximity to the service station and feel that granting this application would have a negative impact on the daily life of residents within the vicinity. I am concerned about public nuisance which has already been an issue. My family and I are often disturbed by shouting and the sounding of car horns from the Esso station in the early hours of most mornings. I can only anticipate that this nuisance would become much worse due to the 24 hour sale of alcohol.

I believe that if this license is granted that it will encourage antisocial behaviour, crime and disorder, a threat to public safety and will also not be conducive to the protection of children.

My family and I will be very grateful if you can raise our concerns through the appropriate channels.

Yours Sincerely Mr Kevin Williams

Brian and Angela Hewitt
37, Bath Rd
Keynsham
BANES
Sun 3 July 2011

Re Chandag Service Station, New Premises Licence application -
11/02600/LAPRE

We are writing to object to the granting of:

A) a 24 hour licence to sell alcohol for consumption of the premises

B) a licence to sell refreshments between 11pm and 5am.

This area is currently troubled by excessive noise and antisocial behaviour as a result of late night revellers returning home after the pubs have shut. Chandag garage is often a congregation point for some of these people who sit on the low wall around the garage shouting and generally causing a nuisance.

If this licence is approved chandag service station will become a magnet for this late night noise and anti social behavior. While the measures suggested by the operating company recognise these issues we all know that they will not stop the noise and litter problems associated with late night gatherings. Neither will they prevent antisocial behaviour associated with late night drinking.

All we and our neighbours want is a quiet nights sleep undisturbed by drunken shouting and yelling. Its not too much to ask is it?

BA Hewitt and A Hewitt.

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

ENVIRONMENTAL SERVICES	
- 5 JUL 2011	
Post Log No:
Receipt No:
CH/CA £

4th July 2011

Hand delivered by
 Mr. Ian MAXWELL.

Dear Sir

Application by Roc Ltd for Premises Licence at Chandag Service Station, 20 Bath Road, Keynsham, Bristol, BS31 1NN

- (i) Sale of alcohol for consumption off the premises - 24 hours
- (ii) Provision of late night refreshments - 23.00pm-5.00am

We live in Avon Road Keynsham and wish to object to the granting of a Premises Licence for the twenty four hour sale of alcohol and the sale of late night refreshments at the above premises. Our grounds of objection are as follows:

- The overnight sale of alcohol and refreshments in this location is entirely inappropriate in what is essentially a residential area. There are already two premises selling alcohol in the immediate vicinity of this site (The Talbot and New Inn public houses on Bath Road), both of which are licenced to remain open until 1:00 am - though are normally closed by 11:30 pm, together with a Chinese takeaway on the corner of the Wellsway. The addition of a third operator, selling alcohol and refreshments overnight would create an undesirable concentration of activity at a time when nearby residents could reasonably expect a lower level of noise and disturbance.
- Avon Road residents already experience noise, disturbance and anti-social behaviour as late night revellers make their way home from the nearby public houses. Avon Road is a narrow and otherwise quiet residential lane. But late at night it not unusual to see people urinating in our driveways or against walls. We have also suffered damage to property, including a recent incident in which a large plant container was taken from a front garden and lobbed into to a neighbouring driveway where it was found smashed, narrowly missing the occupants' parked car. We consider that a further late night / overnight operator in the vicinity would only exacerbate these problems.

- In particular we firmly oppose the granting of a 24 hour alcohol licence which is likely to draw custom from a wide area. Again, this is wholly inappropriate in a suburban residential area. Even the large scale 24 hour supermarkets such as Tesco and Asda have restrictions on the overnight sale of alcohol. We see no reason why such normal restrictions should be relaxed for Chandag service station.

Yours sincerely

A. Mary Fitter Michael C. Fitter

Michael and Mary Fitter, 6 Avon Road

Pauline and Ken Hawker

Pauline and Ken Hawker, 10 Avon Road

James and Nicky Burston

James and Nicky Burston, 12 Avon Road

Ian and Mary Simpson

Ian and Mary Simpson, 16 Avon Road

Adrian and Mervna Robbins

Adrian and Mervna Robbins, 18 Avon Road

Frank and Audrey Ormond

Audrey Ormond
18a.

Frank and Audrey Ormond, 20 Avon Road

Frank and Audrey Ormond

Ian and Margaret Maxwell, 14 Avon Road

Keynsham BS31 1LJ
0117 9860 781

Giles and Kelly Dudley, 31 Bath Hill (accessed from Avon Road)

ENVIRONMENTAL SERVICES
- 5 JUL 2011
Post Log No:
Receipt No:
CH/CA £.....

4 Chandag Road
Keynsham
Bristol
BS31 1NR

3rd July 2011

REF Application to sell alcohol and serve refreshment

Dear Sir Madam

I am writing to object to the proposed selling of alcohol 24 hours at Chandag Service Station.

Two pubs close by and numerous local supermarkets provide alcohol to the community.

Selling of alcohol 24 hours will attract noise ,traffic and loud drunken behaviour to this residential area throughout the early hours of the night.

Yours sincerely

Patrick Laban

P. A. Laban

* consent given by wife Mrs White Thomson →

LICENSING ACT 2003

INTERESTED PARTY REPRESENTATION

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

I/We object to the following application:

Application number:	
Applicant's name:	Rok UK
Premises name and address:	Chandag Service Station 20 Bath Road
Application for a:	24hr licence to sell alcohol/11pm - 5am hot food

Objector Details:

Objector's Name:	Morwenna White Thomson & PATRICK LABAN
Objector's Address: <small>This is essential because a representation can only be considered relevant if you live, or are representing an address, in the vicinity of the premises.</small>	4 Chandag Road Keynsham BS31 1NR
Organisation name if applicable:	

Objection Details:

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

Prevention of crime and disorder



Prevention of public nuisance



Protection of children from harm



Public safety



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

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

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

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



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

Signed

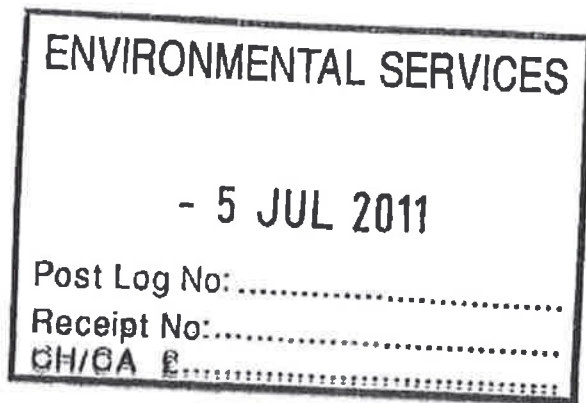
Morwenna White Thomson

Date

4/7/2011

Contact telephone number(s)
(This is essential as we may need to contact
you at short notice)

01179869724



Flat 24
 Heaven House
 Bath Road
 Keynsham. BS31 1SJ

B. & N.E.S. Council,
 Bath.

Dear Sirs,
 Chandag Filling Station - Licensing
Application to sell alcohol 24 hrs. a day.

I am horrified to read of the above
 proposal and wish to register my
 objection.

It is neither necessary nor appropriate to
 have this shop selling 24 hrs a day, plus
 late night refreshments, with two Pubs. in
 close proximity, a Chinese takeaway (which
 also sells beer etc.), and two food outlets,
 (KFC and Domino) just nearby.

1

This proposal will do more harm than good, what with extra traffic, noisy disturbance and the inevitable rubbish which would without doubt happen.

I strongly object to this new plan and hope our feelings, as residents living right opposite the Garage, will be considered and something more suitable be put on the site.

Yours faithfully,

Pamela Payne (MRS).

Alan Bartlett

From: Licensing
Sent: 05 July 2011 06:58
To: Terrill Wolyn
Subject: FW: Chandag Petrol Station BS31 1NN

From: Paul Sims [mailto:paulsims@blueyonder.co.uk]
Sent: 04 July 2011 22:32
To: Licensing
Subject: Chandag Petrol Station BS31 1NN

Dear Sirs,

I understand that a licence has been requested for the sale of alcohol at the Esso petrol station currently being redeveloped at Bath Road, Keynsham and I have tried to view details of the application on the licensing pages of your website but I can't find it.

As a local resident (I live on the Wellsway) I object to this application permitting the sale of alcohol at all times of the day and night and I would be grateful if you could register this formally.

I have no objection to the sale of alcohol up to 11.00pm or from 8.00am which, I believe, matches the times other local premises can sell it.

The reasons for my objections are:

- alcohol is not an essential or perishable commodity that has to be obtained at a particular time of day. There is no need for it to be available on demand 24 hours a day
- there are two pubs nearby and there is a significant risk that their customers will buy more alcohol after closing time and create an nuisance for local residents and possibly a danger for local road users
- there have been a number of complaints in the past about alleged anti social behaviour at Chandag petrol station and the crime rate in Keynsham East has reduced by 10-11% since it has been closed. It isn't worth the risk of provoking alcohol induced trouble when it reopens
- there are already a number of people who walk past my house in the early hours of the morning who are drunk and noisy. An additional outlet with alcohol available 24/7 is not going to reduce this problem
- there are already many local outlets from which alcohol can be bought most of the day. There are now serious concerns about the impact of alcohol on people's health and there are reports throughout the country of people becoming incapably drunk and placing strains on emergency services. I live in this community and I believe that closure at 11.00pm is a fair compromise for all parties.

Yours sincerely,

Paul Sims

63, Wellsway
Keynsham
Bristol
BS31 1HX.

Terrill Wolyn

From: Development Control
Sent: 01 July 2011 08:27
To: Licensing
Subject: FW: Planning application Esso Chandag Service Station, Bath Road, Keynsham

From: stace sutton [mailto:staceval@hotmail.co.uk]
Sent: 30 June 2011 21:36
To: Development Control
Subject: Planning application Esso Chandag Service Station, Bath Road, Keynsham

I wish to object to ROC Ltd application for the sale of alcohol 24 hours a day.

The Esso Chandag Service Station is located in a residential area, and in an area where younger generation congregate in the evenings. If this application were to be allowed, this would result in worsening the gathering of younger people, and in particular under age persons.

I have been approached by persons under 18 on a number of occasions outside shops to purchase alcohol on their behalf, which I have refused. I can see this happening on a large scale if this application went ahead, result in major drink problem causing disturbance to local residents. This application is only going to result in increase of sales of alcohol which we all know if drunk to excess can cause serious health problems or even death. What will happen is people will leave pubs at closing time and make for the Esso garage so they can continue drinking, and this will include driver, so encouraging drinking and driving.

To sum up, alcohol should not be available for sale at a petrol station in a residential area, and particular throughout the night.

Stace Suttomn
17 Welland Road
JKeynsham
BS31 1PB

ENVIRONMENTAL SERVICES

- 5 JUL 2011

Post Log No:

Receipt No:

CH/DA E:

Mrs J Fairburn
 21 Home Avon House
 Bath Road
 Keynsham
 BS31 1SJ

Thursday, 30 June 2011

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

Dear Sirs,

Re: Application 11/02600/LAPRE
24 hour alcohol license application for Chandag Service Station, Bath Road,
Keynsham

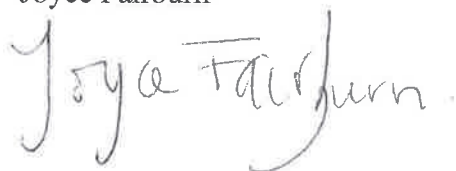
I write to object to the following application for the Chandag Service Station, Bath Road, Keynsham to have a 24 hour alcohol license. I live in the block of flats "Home Avon House" for the Elderly, which is on the Bath Road, and directly opposite, overlooking the petrol station and the shop.

Why do they need a license for alcohol? The Talbot Pub is literally across the road and they will sell alcohol over the counter up and until closing time. We are also within a five minute drive of 2 major supermarkets both of whom have alcohol licenses and sell alcohol. We have enough trouble with the young people who sit on * the wall outside the petrol station at night, without giving them the temptation and opportunity to purchase alcohol. There will also be the problem of increased noise and traffic which currently doesn't happen as the premises have not been accessible except to purchase fuel.

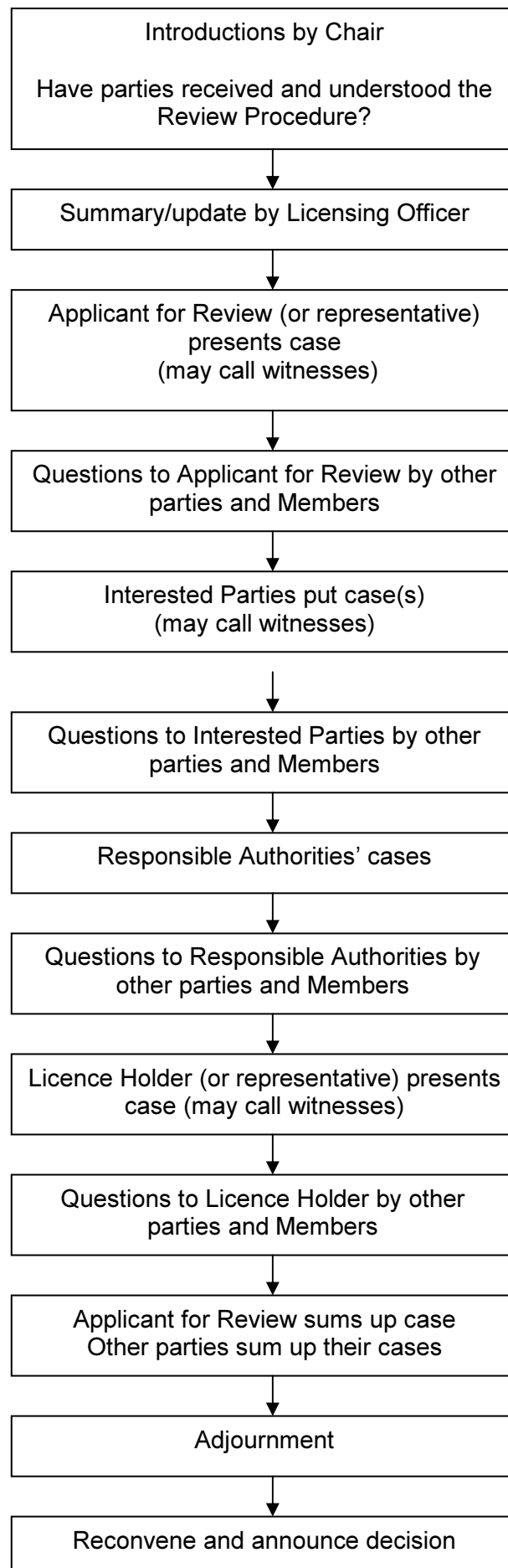
I therefore would like to register my objection against this and any further application to apply for a 24 hour alcohol license at Chandag Service Station.

Yours faithfully,

Joyce Fairburn



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



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LICENSING ACT 2003

LICENSING COMMITTEE HEARING PROCEDURE ALCOHOL, LATE NIGHT REFRESHMENT AND ENTERTAINMENT REVIEW OF PREMISES LICENCE / CLUB PREMISES CERTIFICATE

- 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 for Review (“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, the Licence Holder 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 their representative) will take it in turn to address the Sub Committee and may be asked relevant questions by the other parties, the Applicant, the Licence Holder and the Members.
 - (ii) Any interested party (or their representative) may call witnesses in support of their representations and each witness may be asked relevant questions by the other parties, the Applicant, the Licence Holder and the Members.
- 5 Any Responsible Authority [defined in s.69(4)] making a representation will address the Sub Committee. The Responsible Authorities may be asked relevant questions by the other parties, the Applicant, the Licence Holder and the Members.
- 6 The Licence Holder (or their representative) will address the Sub Committee. The Licence Holder may be asked relevant questions by the other parties, the Applicant and the Members.
- 7 The Applicant will then be invited to briefly summarise the application.
- 8 The other parties will then be invited in turn to briefly summarise their points if they wish in the same order as before.
- 9 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 Adviser 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.
- 10 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 Sub 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 Sub Committee will allow all parties to ask questions of another party present, as set out above, but formal cross examination will be discouraged.
- The Sub Committee 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.

NB 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 22 July 2011	
TITLE:	Application for a Review of Premises Licence for the Guss and Crook, South Road, Timsbury, Bath, BA2 0LD	
WARD:	Timsbury	
AN OPEN PUBLIC ITEM		
List of attachments to this report:		
Annex A	Application for the Review of a Premises Licence	
Annex B	Additional Information submitted by the Review Applicant	
Annex C	Copy of Current Premises Licence	
Annex D	Site Plan	
Annex E	Representation from the Licence Holder	
Annex F	Additional Information submitted by the Licence Holder	
Annex G	Representations from Interested Parties	

1 THE ISSUE

- 1.1 An application has been received from an Interested Party for the review of a Premises Licence under the Licensing Act 2003 in respect of the **Guss and Crook, South Road, Timsbury, Bath, BA2 0LD**

2 RECOMMENDATION

- 2.1 That the Sub Committee determines the application to review the Premises Licence.

3 FINANCIAL IMPLICATIONS

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

4 THE REPORT

- 4.1 An application for the review of the Premises Licence for the **Guss and Crook, South Road, Timsbury, Bath, BA2 0LD** has been received from a local resident (**Annex A**).

The application relates to the **prevention of crime and disorder and the prevention of public nuisance** licensing objectives. The grounds for the review, as detailed in the application, are;

- Constant anti-social behaviour at weekends and odd weeknights.
- Malicious damage being caused on a weekly basis.
- Drink driving to and from the public house resulting in criminal damage to cars and property.
- Under age drinking.
- Drug taking and dealing.
- Noise pollution on a daily basis.
- Serving customers who are already drunk.

The application summarises that 'the Guss and Crook is acting like a magnet for drunkenness and disorder resulting in anti-social behaviour due to having and using their late licence. Once surrounding pubs close the Guss and Crook is swamped with already drunk people turning up.'

- 4.2 The applicant has provided additional information in the form of a follow up letter from the Criminal Justice System, an incident log and photographs of damage to a vehicle (**Annex B**).
- 4.3 The Licensing Authority may, having had regard to the application and any relevant representations, take any of the following steps (if any) as it considers necessary for the promotion of the licensing objectives:
- a) Modify the conditions of the Licence
 - b) Exclude a licensable activity from the scope of the Licence
 - c) Remove the Designated Premises Supervisor
 - d) Suspend the Licence for a period not exceeding three months
 - e) Revoke the Licence

Where the Licensing Authority takes a step mentioned in 4.5 (a) or (b), it may provide that the modification or exclusion is to have effect for only such period (not exceeding three months) as it may specify.

Any determination made by the Licensing Authority does not have effect until the end of the period given for appealing against the decision, or, if the decision is appealed against, until the appeal is disposed of.

- 4.4 The Licensing Authority will also have regard to the Council's Licensing Policy, the Statutory Guidance issued under Section 182 of the Licensing Act 2003, the Licensing Act itself, and, in particular, to:-
- a) Sections 4, 9, 10, 13, 51, 52, 53, 182, and 183 of the Act.
 - b) Chapters 8 - 11 of the Statutory Guidance (as revised on October 2010).
 - c) Paragraphs 3, 5, 6, 15, 18 - 20, 33 - 37 and 40 - 45 inclusive of the Policy.
- 4.5 An appeal may be made to the Magistrates' Court within 21 days of the notification of the decision by the Council to the applicant for the review, the holder of the premises licence or any other person who made relevant

representations in relation to the application.

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.

4.6 The current Premises Licence (**Annex C**) permits the following licensable activities:

1) The **Sale of Alcohol for consumption on and off the premises** between the following hours:

Monday to Thursday	11:00 to 00:30
Friday and Saturday	11:00 to 02:00
Sunday	12:00 to 00:30
Christmas Eve	11:00 to 06:00
New Year's Eve:	11:00 to 06:00

2) The provision of **Regulated Entertainment** by way of **Live Music (Indoors Only)**, **Facilities for Dancing**, and **Facilities for Making Music** between the following hours:

Friday to Sunday	20:00 to 00:00 (midnight)
New Year's Eve	20:00 to 01:00

3) The current **Opening Hours** are:

Monday to Thursday	11:00 to 01.00
Friday and Saturday	11:00 to 02.15
Sunday	12:00 to 00:45

Non Standard Timings

Christmas Eve and New Year's Eve – open until 06:00 hours the following morning.

4.7 The following **conditions** are attached to the Premises Licence:

- No supply of alcohol may be made under the premises licence:
 - a) at a time when there is no designated premises in respect of the premises licence, or
 - b) at a time when the designated premises supervisor does not hold a personal licence or his personal licence is suspended.
- Every supply of alcohol under the premises licence must be made or authorised by a person who holds a personal licence.

- Any individual employed to carry out a security activity must be licensed by the Security Industry Authority.
- Subject to the standard terms and conditions attached to the public entertainment licence issued prior to the second appointed day. (See Annex B)
- CCTV to be used and maintained when the premises are open. Tapes to be kept for one month. Any equipment faults to be reported to the Council's Licensing Office.
- The maximum number of persons allowed on the premises is 70.
- Free drinking water to be available at all times when the premises are open.
- No all inclusive or irresponsible drinks promotions to be allowed.
- Customers are not allowed to bring their own drinks bottles on to the premises.

4.8 A site plan is attached at **Annex D**.

4.9 In accordance with the requirements of the Act the applicant has served copies of the application upon the Licence Holder, Police, Fire Authority, Environmental Health, Development Control, Trading Standards, and the Child Protection Agency.

4.10 Notices were placed by the Licensing Officer outside the premises and in the public area of the Licensing Office at 9-10 Bath Street, Bath, BA1 1SN, for a period of 28 days.

4.11 The Premises Licence Holders, Admiral Taverns, have submitted a representation in the form of a statement and also two letters of support for the premises (**Annex E**). The statement addresses the concerns raised and also details the following existing practices which they would be happy to have endorsed on the premises licence:

- 'There is a "No New Entry" policy after 11.30pm to alleviate the problem of people leaving the Star public house (local pub that closes at 11.30pm) and coming to the Guss and Crook.
- A strict Challenge 21 policy is in place and the staff are only permitted to accept photographic ID in the form of a passport, driving licence or PASS logo approved ID card. Challenge 21 posters are displayed at the site.
- If any customers are found to be underage and attempting to buy alcohol and refused by staff, the said persons are then banned from the premises indefinitely.
- Mr Flood [the DPS] adopts a zero tolerance to drugs and has a policy in place to ensure that all staff are trained and alert to the possibility of customers using or dealing in illegal substances. Regular walk arounds and toilets checks are already in operation.'

4.12 On behalf of the Premises Licence Holder, the DPS has also provided three

letters of support for the premises and a newspaper clipping (**Annex F**).

4.13 A petition has been submitted by the DPS with the following statement:

‘We the undersigned would like to register our opposition to the forthcoming License Review relating to the Guss and Crook, Timsbury. We firmly believe that the Guss and Crook makes a valuable contribution to the village community and to the best of our knowledge the activities of the Public House is unrelated to the grounds under which the Licence Review has been raised.’

There are just over 300 signatures on the petition, which will be circulated on the day of the hearing. Addresses given by the signatories are from a wide range of locations including Timsbury, Camerton, Paulton, Radstock, Peasedown St John, Temple Cloud, Bath, Frome, Gosport, Dunkerton. Writhlington, Midsomer Norton, Haydon, Westfield, Scotland and Cornwall.

4.14 Fourteen representations have been received from local residents in relation to the licensing objectives of the prevention of crime and disorder and the prevention of public nuisance (**Annex G**). The letters support the statements made in the review application and provide detail of individual experiences.

All of the residents have provided their addresses to the Licensing Office, and all reside in the vicinity of the premises, however there was considerable concern about the potential for reprisals as a result of the comments. In light of this, names and addresses have been removed prior to the representations being included in the public documents.

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

Contact person	Emma Stoneman, Senior Licensing Officer, 01225 396719
Background papers	The Licensing Act 2003, Guidance issued under s.182 of the Act, Regulations issued under the Act, BANES Licensing Policy

Application for the review of a premises licence or premises certificate under the Licensing Act 2003

PLEASE READ THE FOLLOWING INSTRUCTIONS FIRST - 1 JUN 2011

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 PETER GREENLEES

(Insert name of applicant)

apply for the review of a premises licence under section 51 / apply for the review of a club premises certificate under section 87 of the Licensing Act 2003 for the premises described in Part 1 below (delete as applicable)

Part 1 – Premises or club premises details

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

GUSS + CROOK
SOUTH ROAD
TIMSBURY

Post town

BAZ OLD

Post code (if known)

Name of premises licence holder or club holding club premises certificate (if known)

ADMIRAL TAVERNS

Number of premises licence or club premises certificate (if known)

10/04268 LAPRE

Part 2 - Applicant details

I am

Please tick yes

1) an interested party (please complete (A) or (B) below)

a) a person living in the vicinity of the premises



b) a body representing persons living in the vicinity of the premises



c) a person involved in business in the vicinity of the premises



d) a body representing persons involved in business in the vicinity of the premises



2) a responsible authority (please complete (C) below)



- 3) a member of the club to which this application relates (please complete (A) ☐ below)

(A) DETAILS OF INDIVIDUAL APPLICANT (fill in as applicable)

Please tick

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

Surname

GREENLEES

First names

PETER

Please tick yes

I am 18 years old or over



Current postal
address if
different from
premises
address

THE YEWS
1 SOUTH VIEW
TIMSBURY

Post town

BATH

Post Code

BA2 0LZ

Daytime contact telephone number

0780 3169956

E-mail address
(optional)

pgreenlees@mac.com

(B) DETAILS OF OTHER APPLICANT

Name and address

Telephone number (if any)

E-mail address (optional)

(C) DETAILS OF RESPONSIBLE AUTHORITY APPLICANT

Name and address
Telephone number (if any)
E-mail address (optional)

This application to review relates to the following licensing objective(s)

Please tick one or more boxes

- 1) the prevention of crime and disorder
- 2) public safety
- 3) the prevention of public nuisance
- 4) the protection of children from harm

<input checked="" type="checkbox"/>
<input checked="" type="checkbox"/>
<input checked="" type="checkbox"/>
<input checked="" type="checkbox"/>

Please state the ground(s) for review (please read guidance note 1)

CONSTANT ANTI-SOCIAL BEHAVIOUR AT WEEKENDS
AND ODD WEEKNIGHTS

MALICIOUS DAMAGE BEING CAUSED ON A WEEKLY
BASIS

DRINK DRIVING TO + FROM PUBLIC HOUSE RESULTING
IN CRIMINAL DAMAGE TO CARS + PROPERTY

UNDER-AGE DRINKING

DRUG TAKING + DEALING

NOISE POLLUTION ON A DAILY BASIS

SERVING CUSTOMERS WHO ARE ALREADY DRUNK

Please provide as much information as possible to support the application
(please read guidance note 2)

CONSTANT ANTI-SOCIAL BEHAVIOUR

BEING WOKEN EVERY FRI/SAT/SUN + ODD WEEKDAY NIGHTS BETWEEN 12-3am WITH DRUNK + DISORDERLY CONDUCT, SWEARING, URINATING IN GARDEN, AGAINST WALLS. A COUPLE HAVING SEXUAL INTERCOURSE IN OUR SIDE ENTRANCE.

LEAVING BROKEN GLASS + BEER BOTTLE IN HEDGES, GARDEN, PATH WHERE OUR CHILD PLAYS.

ABUSE + FOUR LANGUAGE WHEN ASKED TO BE QUIET. VOMIT ON PAVEMENTS.

CRIMINAL DAMAGE (GATES REMOVED, LIGHTS PULLED OFF)

CARS BEING BANGED AS WALKING PAST.
" " VANDELISED (SEVERAL TIMES)

DRINK DRIVER SMASHING INTO MY CAR + DRIVING OFF
" " " " MY WALL

FRONT + SIDE GATES REMOVED + THROWN OVER WALL

DRINK DRIVING

PEOPLE DRIVING TO + FROM PUB

NO CARS EARLY IN MORNING. LATE LICENCE IS ENCOURAGING + ATTRACTING PEOPLE TO MIGRATE FROM SURROUNDING AREAS TO DESCEND TO PUB + IS ACTING LIKE A MAGNET.

NEIGHBOURS CAR SERIOUSLY DAMAGED DUE TO DRINKING DRIVER WHICH HAD BEEN DRINKING ALL EVENING IN PUB (SEE ATTACHED EVIDENCE)

UNDER AGE DRINKING

YOUTHS DRUNK + BEING SERVED - NO PROOF OF AGE POLICY IN.

DRUGS WITNESSED PEOPLE ~~AND~~ SMOKING DOPE OUTSIDE PUB. SOME CUSTOMERS DEAL IN DRUGS.

SUMMARY

THE GUSST CROOK IS ACTING LIKE A MAGNET FOR DRUNK + DISORDER RESULTING IN ANTI-SOCIAL BEHAVIOUR DUE TO HAVING + USING THERE LATE LICENCE. ONCE SURROUNDING PUBS CLOSE THE GUSST CROOK IS SWAMPED WITH ALREADY DRUNK PEOPLE TURNING UP.

Please tick yes

Have you made an application for review relating to this premises before ☐

If yes please state the date of that application

Day Month Year

--	--	--	--	--	--	--	--

If you have made representations before relating to this premises please state what they were and when you made them

Please tick yes

- I have sent copies of this form and enclosures to the responsible authorities and the premises licence holder or club holding the club premises certificate, as appropriate ☒
- 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

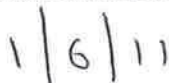
Part 3 – Signatures (please read guidance note 3)

Signature of applicant or applicant's solicitor or other duly authorised agent (See guidance note 4). **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 5)

Post town

Post Code

Telephone number (if any)

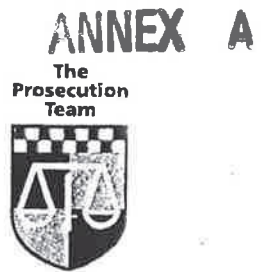
If you would prefer us to correspond with you using an e-mail address your e-mail address (optional)

Notes for Guidance

1. The ground(s) for review must be based on one of the licensing objectives.
2. Please list any additional information or details for example dates of problems which are included in the grounds for review if available.
3. The application form must be signed.
4. An applicant's agent (for example solicitor) may sign the form on their behalf provided that they have actual authority to do so.
5. This is the address which we shall use to correspond with you about this application.



CRIMINAL JUSTICE SYSTEM



Mr Peter Greenlees
1 South View
Timsbury
Bath
BA20LZ

Witness Care Unit
Froomsgate House
Rupert Street
Bristol
BS1 2QJ

0117 930 2940

0800 - 1730 Monday - Friday

16th May 2011

Dear Mr Greenlees

Case Against
Unique Reference Number 52SD/312/11

I am writing to give you an update on this case in which you are a witness. A hearing took place on 6th May, 2011 at Bath Magistrates Court, where appeared in relation to the following offences:

- 1 Use a motor vehicle without third party insurance on 23.01.11
- 2 Attempt to drive motor vehicle - alcohol level above limit on 23.01.11

The outcome of that hearing was that [REDACTED] has pleaded Guilty to the above offences but has stated that there are extenuating circumstances as to why she was behind the wheel. Therefore a Special Reasons hearing will be held on 3rd June 2011 at Bath Magistrates Court.

In the normal course of events, when a Defendant is guilty of an offence their licence will be endorsed. Special reasons occur when the Court concludes that there are particular circumstances that relate to the offence that are sufficient not to order an endorsement or disqualification. If the Court finds that there are Special Reasons, although the Defendant will be found guilty, no penalty points will be endorsed. Accordingly, a person could admit that an offence has been committed, but argue that there are special reasons as to why there should be no endorsement.

The procedure is similar to a trial, subject to all the rules of evidence and procedure, but at a special reasons hearing the burden is on the defendant (not the prosecution) to prove his case. In this case no witnesses are being called to court.

is on unconditional bail.

This letter is for information only and you **don't** need to do anything further **at this stage**. I will let you know if anything changes.

In the meantime if there is anything else I can help you with, please call me on the number at the top of this letter during our usual opening hours. Alternatively, you can e-mail or write to me at the above addresses.

Thank you again for providing a statement to the police. Your help is very important to the criminal justice process and it is greatly appreciated.

Yours sincerely



Witness Care Officer



CRIMINAL JUSTICE SYSTEM

ENVIRONMENTAL SERVICES

27 JUN 2011

Post Log No:

Receipt No:

CH/QA £



ANNEX B

Mr Peter Greenlees
1 South View
Timsbury
Bath
BA20LZ

Paper 1

Witness Liaison Unit
Froomsgate House
Rupert Street
Bristol
BS1 2QJ

0117 930 2940

0800 - 1730 Monday - Friday

16th June 2011

Dear Mr Greenlees

**Case Against
Unique Reference Number 52SD/312/11**

I am writing to let you know what has happened in this case in which you are a witness.

At the hearing on 3rd June, 2011 at Bath Magistrates Court, the Magistrates ruled that did not have extenuating circumstances regarding the following offences:

- 1 Use a motor vehicle without third party insurance
- 2 Attempt to drive motor vehicle - alcohol level above limit

She was therefore sentenced as follows:

- 3 year driving disqualification
- Ordered to pay £100 fine, £100 costs and £15 surcharge

The case is now concluded. It is possible for to appeal against the conviction and sentence. If that happens it will be dealt with at the Crown Court. There are however few appeals and an offender has to let the court and the prosecution know within 21 days if they are going to appeal. If that happens I will let you know.

In the meantime if there is anything I can help you with, please call me on the number at the top of this letter during our usual opening hours. If you prefer, you can write to me or e-mail me at my addresses above. I can provide you with contact information for Victim Support or other organisations that may be able to help you if you think that would be useful.

I would like to thank you for your assistance as a witness in this case. Your evidence was very important in bringing this case to justice and your help is greatly appreciated.

Yours sincerely

[Redacted signature]

Witness Care Officer

RECORD OF DISTURBANCE/NUISANCE

ANNEX B

Name of Premises: Cross + Crook

Page: 2

Date	Start Time	Finish Time	Nature of Nuisance/Disturbance Give as full a description as possible - you may find it helpful to write down which licensing objective(s) the nuisance/disturbance relates to
26/4/11	11-15	11h	CAUSE NOISE. ALOT of people hanging around pub, underage drinking and constant loud swearing till 11h.
21/11			
22/11			DRINK DRIVEN CRASHES INTO NEIGHBOURHOOD CARS. (SEE PHOTOS) LADY BEEN DRINKING ALL EVENING AT GROSS + CROOK. ALSO SEE PAPER 1 FOR SENTENCE.
MAY 08			CAR CRASHES INTO MY WALL. POSITION OUT AS SPOTTED GUY FROM GROSS + CROOK, DRIVING off. (SEE PICS 2)

27 JUN 2011

Post Log No:
Receipt No:
CH/GA £

Name of Premises: Gusst crook

Page: 1

Date	Start Time	Finish Time	Nature of Nuisance/Disturbance
2002/3.			Give as full a description as possible - you may find it helpful to write down which licensing objective(s) the nuisance/disturbance relates to
Dec 10	1ish		DRINK DRIVER CRASHES INTO BERRY CAR AND PUSHES INTO CAR IN FRONT. DRIVER HAD BEEN DRINKING IN GUSST. HAD NO INSURANCE + WAS TANNED ALREADY.
MAY 11	12ish		MASSIVE ARGUMENT GOING ON BETWEEN A MAN + WOMEN AFTER DRINKING IN PUB
3/8/10	11	11.45.	CAR ROOF'S BEING SMACKED ON ROUTE TO PUB + BACK. POLICE CALLED AS ARGUMENT + LIGHT BROKEN OUT NEAR PHONE BOX. MORE STROTTING AROUND TOWN.
MAY -			DISTURBANCE - FIGHT BREAKS OUT IN STREET. BEEN DRINKING IN PUB.
			CALL POLICE AS MAN SMOKING + SMOKING DOPE (CIGARETTES) OUTSIDE OF PUB.

Pics 2





Bath & North East Somerset Council

Schedule 12 Part A

Regulation 33, 34

Premises Licence

Premises Licence Number	10/04268/LAPRE
--------------------------------	----------------

Part 1 – Premises Details

Postal address of premises, or if none, ordnance survey map reference or description, including Post Town, Post Code	
Guss & Crook South Road Timsbury Bath BA2 0LD	
Telephone number	01761 470373

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

Licensable activities authorised by the licence and the times the licence authorises the carrying out of licensable activities	
Sale of Alcohol	
Monday to Thursday	11:00 - 00:30
Friday and Saturday	11:00 - 02:00
Sunday	12:00 - 00:30
Christmas Eve	11:00 - 06:00
New Year's Eve	11:00 - 06:00
Performance of Live Music (Indoors only)	
Friday to Sunday	20:00 - 00:00
Facilities for Dancing	
Friday to Sunday	20:00 - 00:00
Facilities for Making Music	
Friday to Sunday	20:00 - 00:00
Non Standard Timings for Entertainment:	
New Year's Eve 20:00 - 01:00	

The opening hours of the premises

Monday to Thursday	11:00 - 01:00
Friday and Saturday	11:00 - 02:15
Sunday	12:00 - 00:45

Non-standard opening Times:

Christmas Eve and New Year's Eve - open until 0600 hours the following morning.

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

Alcohol is supplied for consumption both on and off the premises

Bath & North East Somerset Council

Part 2

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

Admiral Taverns (Portfolio No 2) Limited
150 Aldersgate Street
London
EC1A 4EJ

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

Registered Business Number - 05072654

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

Mr Laurence Flood
Flat 3
19 The Esplanade
Weymouth
Dorset
ST4 8DN

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

WSPBC/05/0476
Weymouth And Portland Borough Council

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

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



Dated 22 December 2010

Bath & North East Somerset Council

Annex 1 – Mandatory conditions

No supply of alcohol may be made under the premises licence:

- a) at a time when there is no designated premises supervisor in respect of the premises licence, or
- b) at a time when the designated premises supervisor does not hold a personal licence or his personal licence is suspended.

Every supply of alcohol under the premises licence must be made or authorised by a person who holds a personal licence.

Any individual employed to carry out a security activity must be licensed by the Security Industry Authority.

Subject to the standard terms and conditions attached to the public entertainment licence issued prior to the second appointed day.

Annex 2 – Conditions consistent with the Operating Schedule

The maximum number of persons allowed on the premises is 70.

Free drinking water to be available at all times when the premises are open.

CCTV. to be used and maintained when the premises are open. Tapes to be kept for one month. Any equipment faults to be reported to the Council's Licensing Office.

No all inclusive or irresponsible drinks promotions to be allowed.

Customers are not allowed to bring their own drinks/bottles on to the premises.

Bath & North East Somerset Council

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

Annex 4 – Plans

As submitted with application.

Bath & North East Somerset Council

Part B

Premises Licence Summary

Premises Licence Number

10/04268/LAPRE

Premises Details

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

Guss & Crook
South Road
Timsbury
Bath
BA2 0LD

Telephone number 01761 470373

Where the licence is time limited the dates Not applicable

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

Sale of Alcohol

Monday to Thursday	11:00 - 00:30
Friday and Saturday	11:00 - 02:00
Sunday	12:00 - 00:30
Christmas Eve	11:00 - 06:00
New Year's Eve	11:00 - 06:00

Performance of Live Music (Indoors only)

Friday to Sunday	20:00 - 00:00
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Facilities for Dancing

Friday to Sunday	20:00 - 00:00
------------------	---------------

Facilities for Making Music

Friday to Sunday	20:00 - 00:00
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Non Standard Timings for Entertainment:

New Year's Eve 20:00 - 01:00

Bath & North East Somerset Council

The opening hours of the premises

Monday to Thursday	11:00 - 01:00
Friday and Saturday	11:00 - 02:15
Sunday	12:00 - 00:45

Non-standard opening times:

Christmas Eve and New Year's Eve - open until 0600 hours the following morning.

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

Alcohol is supplied for consumption both on and off the premises

Name, (registered) address of holder of premises licence

Admiral Taverns (Portfolio No 2) Limited
150 Aldersgate Street
London
EC1A 4EJ

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

Registered Business Number - 05072654

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

Mr Laurence Flood

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

As per Operating Schedule at Annex 2.

STANDARD TERMS, CONDITIONS AND RESTRICTIONS FOR

PUBLIC ENTERTAINMENT & THEATRE LICENCES

CONTENTS

SECTION 1	GENERAL
SECTION 2	CONTROL AND CONDUCT
SECTION 3	FIRE PREVENTION & MEANS OF ESCAPE
SECTION 4	TESTING AND CERTIFICATION
SECTION 5	HOLDERS OF SPECIAL HOURS CERTIFICATES
SECTION 6	HEALTH AND SAFETY
SECTION 7	THEATRE LICENCES
SECTION 8	OPEN AIR CONCERTS AND SIMILAR EVENTS
SECTION 9	SANITARY ARRANGEMENTS IN PLACES OF PUBLIC ENTERTAINMENT
SECTION 10	DEFINITIONS

GENERAL POLICY

POLICY ON PREMISES OPENING AFTER MIDNIGHT

POLICY ON SUNDAY LICENSING HOURS

REVISED JULY 2002

GUIDELINES FOR APPLICANTS IN RELATION TO PUBLIC ENTERTAINMENT LICENCES

1. Applications for the grant renewal or transfer shall be made on a form obtainable from the Environmental and Consumer Services, 9-10, Bath Street, Bath BA1 1SN.
2. The notification which the applicant is required to give to the Chief Officer of Police and Fire Authority by Paragraph 6 of Schedule 1 to the Act shall be in the form of a copy of the application submitted to the Council including any plan or other accompanying documents.
3. Every application for the grant of an Entertainment's Licence (with the exception of an occasional licence) and every application for consent to alterations to the Premises shall be accompanied by a drawing or drawings to a scale of 1:100 showing the area, the subject of the application, coloured red and in the case of an application for consent to alterations showing in such detail as the Council may require the alterations intended to be carried out.
4. The appropriate fee shall accompany each application in accordance with the scale of fees then in force, subject to any statutory exemption and subject also to the power of the Council to remit the whole or any part of the fee in appropriate cases. No application will be considered before the appropriate fee has been paid.
5. The applicant shall place an advertisement in the attached format for all new and occasional applications for a Public Entertainment Licence in a local newspaper. A copy of the newspaper with the advertisement highlighted shall accompany the application.
6. An Entertainment's Licence will normally be granted for a period not exceeding one year and shall expire on the anniversary of the original grant every year but the Council reserves the right to grant a Licence for a shorter period as it deems fit.
7. An Entertainment's Licence will be granted to the person named therein in respect of the Premises named therein. Any changes in those particulars must be notified to the Council immediately. The Council's standard Terms, Conditions and Restrictions are issued with the first grant and renewal of a licence and may also be inspected at the offices of Environmental and Consumer Services, 9-10, Bath Street, Bath BA1 1SN between the hours of 8.30 am and 5.00 p.m. Monday to Thursday and 8.30 am to 4.30 p.m. on Fridays.
8. Applicants for the grant and renewal of licences must obtain from the Council and enclose with their applications an Inspection and Test Certificate for the electrical installation at the Premises completed by a competent person such as the manufacturer's appointed agent, the electricity supplier, a professionally qualified electrical engineer, a member of the Electrical Contractors' Association, a member of the Electrical Contractors' Association of Scotland, a contractor approved by the National Inspection Council for Electrical Installation Contracting, or a qualified person acting on behalf of one of the above.

LOCAL GOVERNMENT (MISCELLANEOUS PROVISIONS) ACT 1982

Application for **THE GRANT OF A PUBLIC ENTERTAINMENTS LICENCE**

In Respect of: -

Take notice that application has been made to Bath & North East Somerset Council for the Grant of a **Public Entertainment's Licence** by...

The application is for entertainment by way of ...at the above premises between the hours of: -

FOR A NUMBER OF PERSONS TO BE DETERMINED BY AVON FIRE BRIGADE

A copy of the application may be inspected at the Council offices below during office hours for the period of 7 days from the date of application of this notification: -

Environmental and Consumer Services,
9-10, Bath Street, Bath BA1 1SN
Hours 8.30 am and 5.00 p.m. Monday to Thursday and 8.30 am to 4.30 p.m. on Fridays.

Any person wishing to make objection/representation about the application should make it in writing to the Council's Licensing Service, 9/10 Bath Street, Bath BA1 1SN.

Under the provisions of the Local Government Act 1972 as amended by the Local Government (Access to Information) Act 1985, such representations will normally be made available for public inspection.

Dated

SECTION 1

GENERAL

Notice

There shall be affixed and kept visible in some conspicuous position on the door or entrance, including the foyer of the premises, an inscription in capital letters not less than 25 mm in height, as follows: "LICENSED IN PURSUANCE OF ACT OF PARLIAMENT FOR PUBLIC ENTERTAINMENT"

Statutory Restrictions

Nothing in this licence purports to authorise any public dancing or music or any other public entertainment of a like kind which is otherwise prohibited by statute.

Additional Conditions

These terms, conditions and restrictions shall apply insofar as they are not varied by any special terms, conditions and restrictions appearing on the Licence, referred to as additional conditions.

Hours of Use

Subject to Para (ii) below:

- (i) The premises shall not without the written consent of the Council be opened and used for the purposes for which the licence is granted except during the hours shown on the Public Entertainment Licence.
- (ii) This condition will not apply where a Special Order of Exemption has been granted in respect of the premises under Section 74(4) of the Licensing Act 1964 and the premises are open in accordance with that Order.
- (iii) The premises shall not be opened or used for the purposes for which this Licence is granted on Christmas Day.

Admission of Authorised Officers

Any police officer or authorised officer of the Council or Fire Authority shall at all times, whilst in the course of their employment, have free access to the licensed premises. All parts of the licensed premises shall be open to inspection by such persons during the time the premises are being used for the purpose for which the licence is granted, or at any other time upon reasonable notice being given to the licensee.

Change of Use

No change of use of any portion of the premises from that approved by the Council shall be made until the Council's consent has been obtained.

Alterations

- * The licensee shall not allow any alterations to the building, including works on the electrical installation, to be carried out on the licensed premises without the prior consent of the Council.
- * In the event of the premises being closed for alterations, additions, repairs or decorating they shall not be reopened until the consent of the Council has been obtained.
- * Except with the prior consent of the Council no work in connection with any alterations, repairs or decorating in areas occupied by the public or performers should be carried out whilst the public or performers are on the premises. If the Council so require, the premises shall be closed to the public until the work has been completed.

N.B. any consent given by the Council for licensing purposes does not exempt you from the need to obtain Planning Permission or Building Regulations Approval. Nor does consent given by the Council relieve the licensee of the necessity to seek a variation in the terms of the licence e.g. increase in the permitted numbers or variation of hours, and if required by the Council, of advertising that application.

Revocation or Modification of Conditions

The Council reserves the right, at any time, to revoke or modify, any of these conditions and/or to make such additional conditions as may be appropriate, either generally or in respect of any particular licence or occasion.

Revocation of Licence

If the Licensee is convicted of using the licensed premises otherwise than in accordance with these conditions the Council may revoke this licence.

Young Persons

The licensee shall comply with the provisions of Section 12 of the Children and Young Persons Act 1933 in all respects and shall comply with any requirement of the Council or the Police in respect thereof.

SECTION 2

CONTROL AND CONDUCT

Overcrowding

- a) The maximum number of persons present on the premises during the time the premises are being used for the purposes for which the Licence is granted shall not exceed the number specified on the Licence.

Nuisance

- a) Nothing which may be or becomes a nuisance or cause damage or unreasonable inconvenience to the occupiers of neighbouring properties shall be permitted on the licensed premises.
- b) The level of noise emanating from the premises must not be such as to cause a nuisance or annoyance to the occupiers of any other premises and any form of amplification shall be so controlled as to prevent such nuisance or annoyance.

Managers of Events

The licensee shall ensure that at all times when the licence applies there is a nominated person 21 years of age or over, in control of the premises. That person must be competent to assume the responsibilities of the licence holder and, in the absence of the licence holder, be granted the authority to make all necessary decisions concerning the operation of the premises under the terms of the licence. The nomination shall be in writing and signed by the licensee and must be kept on the premises and available for inspection.

Attendants

- a) There shall be sufficient competent adult attendants on the premises when public entertainment is taking place for the purposes of securing the health and safety of all persons occupying the premises.
- b) The Licensee, the person in charge of the premises and all **nominated** members of staff shall be properly instructed in the protection of the premises from fire, the use of the fire appliances provided and the method of summoning the Fire Authority.

Conduct of Premises

- a) The Licensee shall maintain good order and decent behaviour on the premises. Drunkenness or other disorderly conduct shall not be permitted.
- b) The Licensee shall take all reasonable steps to prevent the use of, distribution of, or dealing in controlled drugs taking place on the licensed premises.
- c) No part of the premises shall be used by prostitutes for the purposes of soliciting or of otherwise exercising their calling.
- d) The Licensee shall take all due precautions for the health and safety of the public, the performers and employees and except with the approval of the Council in writing shall retain control over all portions of the premises.
- e) The Licensee shall ensure that no poster, advertisement, photograph, sketch, synopsis or programme shall be displayed, sold or supplied anywhere by or on behalf of an entertainment which may cause offence to the public. If the licensee is notified by the Council of such a poster, advertisement, photograph, sketch, synopsis or programme such items shall not be displayed, sold or supplied.

Performances

- a) No exhibition, recitation, acting, singing or dancing or entertainment of a like kind, which is obscene, offensive to public decency or calculated to incite a breach of peace, shall be allowed on the licensed premises.
- b) No exhibition, demonstration or performance of hypnotism (as defined by Section 6 of the Hypnotism Act, 1952) shall take place at the licensed premises.
- c) Performances involving danger to the public shall not be given.
- d) Except with the permission of the Council in writing and in accordance with any conditions attached to such permission scenery or stage properties shall not be kept or used on any stage or platform or in any other part of the premises.
- e) No cotton wool or other highly inflammable material shall be used for decoration or costume.
- f) No naked flames, lasers, smoke producing effects, foam machines, light shows (strobe lights) or pyrotechnics should be introduced without the written consent of the Council which must be applied for at the time of application for the licence or, in the case of an occasional event, not less than 14 days prior to the date of the event.
- g) Except with the consent of the Council, explosives or highly inflammable substances shall not be brought on to or used in the premises.

- h) Balloons filled with inflammable gas shall not be used or sold or exhibited on the premises.

Maintenance of Premises

All parts of the premises and fittings therein, including the seating, door fastenings and notices, shall be maintained at all times in good order and condition.

- a) All floors, floor coverings and upholstery in the licensed premises shall be maintained in a clean condition.
- b) Mats, matting and other floor coverings shall be secured and maintained so that they will not ruck or be in any way a source of danger.
- c) The edges of the treads of steps and stairways shall be made conspicuous if so required by the Council. All gangways, exitways and the treads of steps and stairways shall be maintained with a non-slip surface.

Heating and Ventilation

- a) The public parts of the premises shall be kept properly and sufficiently ventilated.
- b) The type, positioning and guarding of all heating appliances shall be to the satisfaction of the Council.
- c) Portable Liquid Petroleum Gas is not a satisfactory form of heating and may only be used as a form of pre-heating before the arrival of the public when it should be removed from the premises.

Sanitary Accommodation

The sanitary installations in the premises shall at all times be kept in good order and repair, and be properly and effectively cleansed, ventilated, disinfected, and supplied with water, and the doors leading thereto shall be suitably marked. Adequate and separate sanitary conveniences shall be provided for persons of each gender and provision shall be made for suitable sanitary accommodation for disabled persons wherever practicable (more detailed requirements for sanitary accommodation are provided in Section 9 of these standard terms, conditions and restrictions).

SECTION 3

FIRE PREVENTION & MEANS OF ESCAPE

Exits

- a) All doors leading from exits into passages or the outside of the premises shall, where required by the Council, be kept open and fastened back by means of a padlock or other device, and be kept clear of obstruction. Temporary barriers shall not be fitted and any permanent barrier in exitways which may be provided with the approval of the Council for checking or controlling admission, shall be so arranged that the portion immediately in the line of exit will open automatically upon pressure being applied in the direction of the exit.
- b) All doors used for the purposes of exit must, if fastened during the time the public are in the building, be secured during such time only by automatic panic bolts and latches complying with British Standard 5725: Part 1. The crossbars shall, where practicable, be placed at the height of 900mm from the bottom of the door. Doors fitted with automatic bolts shall have the words "PUSH BAR TO OPEN" painted on them in block letters at least 50mm high complying with British standard 5499: Part 1. The pattern and position of automatic bolts may be varied with the written consent of the Council.
- c) All gangways, passages, staircases and exitways must be left entirely free from items or any other obstructions, whether permanent or temporary.
- d) The number, size and position of all doors or openings provided for the purpose of the egress of the public from the premises shall be to the satisfaction of the Council and shall comply with the following requirements:
 - i) All such doors or openings approved by the Council shall be clearly indicated by signs complying with the Health and Safety (Safety Signs and Signals) Regulations 1996 or fire safety signs conforming to BS5499 Part 1, 1990, large enough to be clearly seen from the furthest viewing point.
 - ii) Doors and openings, other than exits, which lead to parts of the premises accessible to the public shall have notices placed over them indicating the use of such parts or be marked "PRIVATE";
 - iii) Such notices and signs indicating the way out of the premises shall be provided, as the Council may consider necessary;
 - iv) Notices bearing the words "NO EXIT" shall not be exhibited without the consent of the Council;
 - v) All new EXIT signs shall comply with Health and Safety (Safety Signs and Signals) Regulations 1996 or fire safety signs conforming to BS5499 Part 1, 1990.

- e) Only such parts of the premises as have been approved by the Council shall be used as retiring rooms, or cloakrooms, and provision for hanging hats or coats shall not be made in corridors, passages gangways or exit ways used by the public.
- f) No fastenings, other than automatic bolts as described above, shall be fitted on exit doors used by the public without the consent of the Council in writing, except that cabin hooks or stops to keep the exit doors in an open position may be fitted. If the Council gives consent to the use of chains, padlocks or other locking devices for securing exit doors when the public are not in the premises, a responsible person shall be required to remove such chains, padlocks or other devices before admission of the public and such chains, padlocks or other devices shall not be replaced during the whole time the public are present in the premises.
- g) Where collapsible gates or roll-up shutters are used these must be locked in the open position whilst the public are present. Revolving doors shall not be used as exit doors.
- h) Suitable access and egress shall be provided for disabled persons wherever practicable possible and at the discretion of the Council.

Fire Extinguishers and Access for Emergency Vehicles

The number and accessibility of fire extinguishers on the licensed premises and access for emergency vehicles must be to the satisfaction of the Fire Authority.

Outbreak of Fire

Any outbreak of fire, however slight, shall be reported immediately to the Fire Authority.

Fixtures and Fittings

- a) The hanging curtains over exit doors or across gangways shall be made to part in the centre, to hang so as to be readily drawn aside and not to trail on the floor, and be arranged so as not to conceal notices.
- b) All fixed or permanent decorations shall be of inherently incombustible materials or shall be treated and so maintained so that they will not readily catch fire.
- c) Any seating in the licensed premises shall be so arranged as to allow free access to all exits.
- d) For a closely seated audience chairs shall be either securely fixed to the floor or alternatively shall be battened securely together in units of not less than four seats. Adequate gangways not less than 1.05m wide, unless otherwise approved by the Council, shall be provided. The gangways shall lead directly to each exit door and shall be kept free from obstruction. No seat shall be more than 15m from any exit measured along the line of travel.

Fire Precautions

- a) No rubbish, waste paper or other combustibles shall be stored or allowed to accumulate in any part of the licensed premises, so as to create a hazard.
- b) No acetylene gas installations, liquefied petroleum gas or any flammable liquids or substance for producing light, heat or explosion shall be kept or used in the premises except with the consent of the Council.

Emergency Lighting

- a) All premises regularly open to the public (that is on more than one occasion each year) shall be fitted with emergency lighting of a minimum of one hour duration:-

In the event of failure of the main lighting system the public should be instructed to leave the premises immediately if the emergency lighting is only of one hour duration. If the emergency lighting is available for a longer period then the entertainment may continue until there is one hour remaining of the emergency lighting at which point the entertainment should be stopped and the public should be instructed to leave.

- b) The premises shall be fitted with illuminated exit signs in accordance with British Standards 5266 Part II 1988 should the main lighting be dimmed or extinguished at any time.

SECTION 4

TESTING AND CERTIFICATION

Ceiling Certificates

- a) If required by the Council all ceilings and ornamental plasterwork in those parts of the premises to which the public are admitted shall be inspected at least once in every five years by a suitably qualified or other competent person, with relevant experience and a certificate concerning the condition of such ceiling and plasterwork shall, after each inspection, be forwarded to the Council.
- b) Notwithstanding the provisions of the previous paragraph the Council reserves the right in any instance to require the provision of a certificate as to the condition of the aforesaid ceilings and plasterwork at such lesser interval than five years as the Council shall deem necessary.

Electrical Installation

- a) An electrical inspection and test certificate shall be provided to the Council every year or upon request.
- b) All electric fittings, wiring, and appliances shall be constructed and maintained in a safe and satisfactory condition and to the satisfaction of the Council.
- c) Where the socket outlets from the electrical installation may be used for the connection of lighting, video or sound amplification equipment, display models and other portable equipment, the Council may consider that each socket outlet, particularly in the **stage area** (except for socket outlets which are controlled by a properly installed **stage** lighting installation), should be protected by an integral residual current device (RCD) (earth leakage circuit-breaker) having a rated tripping current not exceeding 30 milliamps. RCD's should comply with the provision of British Standard 4293.

SECTION 5*** HOLDERS OF SPECIAL HOURS CERTIFICATES****Holders of Special Hours Certificates**

- a) Where a Special Hours Certificate under Section 77 of the Licensing Act 1964 has been converted and forms part of the Premises Licence, all sleeve glasses in the premises shall be made of toughened material.
- b) In all premises subject to the Special Certificate granted under Section 77 of the Licensing Act 1964, the following additional Conditions shall apply:
 - i) In all premises where the licence is operated in conjunction with a Section 77 Certificate, granted under the provisions of the Licensing Act 1964, there shall be person(s) on duty to vet customers and maintain public order at any given time. Such person(s) shall be approved by the Security Industry Authority.
 - ii) Every person on duty to vet customers and maintain public order at any given time shall wear an identification badge issued by Security Industry Authority. Badges shall be worn in a conspicuous position on the upper body.
 - iii) A register of the names of persons on duty to vet customers and maintain public order at any given time shall be kept at the premises and made available for inspection upon request by a Police Officer or authorised officer of the Council. Such a register shall be in a format as approved by the Council. Registers shall be retained for at least 12 months.
 - iv) In all premises where the licence is operated in conjunction with a Section 77 Certificate granted under the provisions of the Licensing Act 1964, there shall be installed a Closed Circuit Television system to a standard approved by the Council.
 - v) Tape recordings made at any licensed premises will be retained for a period of 31 days. If required, they will be made available for viewing and copying to the Police and to an authorised officer of the Council. The original tape may be retained by the Police or the Council for evidential purposes.

* These Certificates should not be confused with "Special Orders of Exemption" which are required for birthdays, engagements etc., or "Occasional Liquor Licenses".

These conditions are applicable to all new Premises Licences issued to take effect on 24 November 2005 that have converted their former Public Entertainment Licence conditions.

SECTION 6

HEALTH AND SAFETY

Risk Assessment

The Management of Health and Safety at Work Regulations 1992 require you to make a suitable and sufficient assessment of the health and safety risks, which exist or may arise in your business. You must identify all hazards; assess the risks that they could cause; and put effective measures in place to either remove those risks altogether or if that is not practicable, reduce them to the lowest level practicable. The assessment and any revision of it must be brought to the attention of all staff, subcontractors' etc, who must fully understand its contents.

Again the Regulations require the assessment to be in writing only if you employ five or more people. However, because of the inherent risks in your operation and the large number of people using your premises, the assessment must be in writing, irrespective of the number of employees.

Both the health and safety policy and the risk assessment must be readily available to all staff who should have free and easy access to it, whether or not you are on the premises.

SECTION 7

THEATRE LICENCES

Seating and Gangways

- a) The seating assigned to each person should not be less than:-
 - i) 760mm deep where backs are provided to the seats or 600mm deep where backs are not provided
 - ii) 500mm wide where arms are provided to the seats or 450mm wide where arms are not provided.
- b) In fixed seats there should be a clear seatway or space of at least 305mm measured between the perpendiculars from the back of one seat to the front of the seat immediately behind it.

Stage Area

- a) Smoking and the use of naked lights or flame in the stage area is prohibited except so far as is necessary for the performance.
- b) Except with the permission of the Council in writing and in accordance with any conditions of such permission, scenery or stage properties shall not be kept or used on the platform or in any other part of the premises which are not provided with a safety curtain of a type approved by the Council.
- c) The safety curtain to the proscenium opening shall be lowered and raised in the presence of each audience.
- d) The words "SAFETY CURTAIN" shall be painted on the curtain in plain block letters not less than 300mm in height, in a position, which can be seen from all parts of the auditorium.
- e) In premises, which are not provided with a safety curtain, a proscenium will be permitted for occasional use if formed of heavy woollen material or similar substance, or incombustible sheeting on stout framing.
- f) Confetti paper or other inflammable material shall not be thrown about in the auditorium or in any rooms used as dressing rooms, nor shall there be any unnecessary accumulation of inflammable material in any part of the building.
- g) All drapery or scenery used in connection with a performance shall be made of material which is not readily inflammable, or of material which has been rendered flame retardant to standards particulars of which will be supplied, on request, by the Fire Authority or the Council.

Occasional Theatre Licences

No intoxicating liquor shall be sold on the premises unless a Licence to sell intoxicating liquor has been obtained from the Licensing Justices.

SECTION 8

OPEN AIR CONCERTS AND SIMILAR EVENTS

The policy and regulations below shall apply to entertainment held "*wholly or mainly in the open air*". They will apply in full or in part dependent upon the particular facts and circumstances, at the discretion of the Council.

General

The application, with all necessary supporting documents, must be submitted within the period set out below, before the date of the event:-

For up to 2,000 people	3 months
For above 2,000 people	6 months

Except as otherwise provided, the applicant, or licensee, shall submit for prior approval scale drawings to the Council showing: -

- a) The position of the site in relation to surrounding roads, residential areas, schools, hospitals or other potentially noise sensitive areas.
- b) The layout of the site showing:-
 - i) Car parking areas.
 - ii) Camping areas (if applicable).
 - iii) Access gates, perimeter roads and roads within the site.
 - iv) Stage and auditorium positions.
 - v) Sanitary accommodation, positions and drinking water positions.
 - vi) Maintained clear routes into the site for emergency use.
 - vii) Any other information relevant to the proposals or that may be requested by the Council.

The applicant shall submit, for prior approval of the Council, information in respect of the following items:-

- a) The anticipated audience numbers.
- b) The names of performers and a schedule of events.

- c) Details of security personnel and other attendants.
- d) Provision of fire fighting equipment.
- e) Means of calling the emergency services.
- f) The name and contact telephone number of the sound engineer.

SAFETY

The licensee shall meet all the fire precaution requirements (relevant to open air, or similar, events) as detailed in Section 3, of these standard terms, conditions and restrictions.

All temporary buildings, tented structures, stages, lighting rigs and any other structures used in connection with the event shall be positioned, constructed and maintained to be:-

- a) Fire resistant to the satisfaction of the Council.
- b) Structurally sound and not liable to collapse in the event of settlement, wind damage, crowd movement or other reasonably foreseeable course.
- c) Electrically safe.
- d) Otherwise safe for its intended use.

The licensee shall provide suitable and sufficient crowd barriers and other physical measures, to the satisfaction of the Council, to minimise dangers arising from audience movement. Similarly the licensee shall provide adequate numbers of attendants and security personnel to maintain good order.

No special effects shall be used as any part of the entertainment without the prior approval of the Council.

WELFARE

The licensee shall provide, in location to the approval of the Council:-

- a) Sanitary accommodation in accordance with the standard laid down in Section 9 of these standard terms, conditions and restrictions. The sanitary accommodation provided shall be maintained in good working order and kept clean at all times.
- b) Supplies of wholesome drinking water.
- c) Disposal facilities for waste water and litter.

NOISE CONTROL

Generally the licensee shall undertake all reasonable measures to control noise from the event. They shall, in particular:-

- a) exercise control, at all time, over the level of amplification.
- b) be able to stop the entertainment in the event of an emergency or if permitted time restrictions are exceeded.

The licensee shall, if required by the Council, appoint acoustic consultants or, experts of similar standing, at the licensee's expense to:-

- a) act on behalf of the licensee to represent their interests in terms of noise control and to liaise with officers of the Council on matters of noise control.
- b) undertake sound level readings prior to the event, during rehearsals or sound checks, and during the event itself.

The Council may impose such conditions as it feels appropriate to control noise. In particular the Council may impose noise conditions to:-

- a) control the permitted times of entertainment.
- b) establish monitoring points to measure sound levels.
- c) set sound level limits in relation to particular monitoring points and during particular times.

DISPOSAL OF WASTE

All waste shall be disposed of in an approved manner. No waste or other materials shall be burnt on site.

The site shall be cleared of litter, or other extraneous matter, within 24 hours of the close of the event.

SECTION 9

SANITARY ARRANGEMENTS IN PLACES OF PUBLIC ENTERTAINMENT

General

Suitable and sufficient sanitary conveniences shall be provided in enclosed and private accommodation for male and female.

Suitable and sufficient hand washing facilities including bowls, hot and cold water, or warm water at a suitably controlled temperature, soap and hand drying facilities shall be provided.

Sanitary conveniences should be readily visible, well lit and should be clearly indicated by notices and signs.

The minimum recommended standard for sanitary accommodation should be based on British Standard BS 6465 (Code of Practice for Scale of Provision, Selection and Installation of Sanitary Appliances).

Table 7 – Buildings used for public entertainment

Appliances	Males	Females
WC	In single-screen cinemas, theatres, concert halls and similar premises without licensed bars: 1 for up to 250 males plus 1 for every additional 500 males or part thereof	For single-screen cinemas, theatres, concert halls and similar premises without licensed bars: 2 for up to 40 females 3 for 41 to 70 females 4 for 71 to 100 females plus 1 for every additional 40 females or part thereof
Urinal	In single-screen cinemas, theatres, concert halls and similar premises without licensed bars: 2 for up to 100 males plus 1 for every additional 80 males or part thereof.	
Wash basins	1 per WC and in addition 1 per 5 urinals or part thereof	1 , plus 1 per 2 WCs or part thereof
Bucket/cleaner's sink	Adequate provision should be made for cleaning facilities including at least one cleaner's sink	

NOTE 1 In the absence of more reliable information it should be assumed that the audiences will be 50% male and 50% female.

NOTE 2 In cinema-multiplexes and similar premises where the use of facilities will be spread through the opening hours the level or provision should normally be based upon 75% of total capacity and the assumption of equal proportions of male and female customers. (For single-screen cinemas 100% occupancy is assumed.)

NOTE 3 Where buildings for public entertainment have licensed bars, facilities should also be provided in accordance with Table 10, based upon the capacity of the bar(s) and assuming equal proportions of male and female customers.

NOTE 4 Attention is drawn to the necessity to provide facilities for the disposal of sanitary dressings.

NOTE 5 Attention is drawn to the Workplace (Health, Safety and Welfare) Regulations 1992. See also Table 4 and Annex A.

NOTE 6 For toilets for disabled people see clause 6.

Sanitary Accommodation at Open Air Concerts and Similar Events

The table below shows a general guideline for sanitary accommodation at a music event, though these figures may be too high for short duration events such as country fairs and garden parties, or too low for events with high levels of fluid consumption.

For Events of <u>More</u> than 6 Hours		For Event of <u>Less</u> than 6 Hours	
Female	Male	Female	Male
1 toilet per 100 females	1 toilet per 500 males, plus 1 urinal per 150 males	1 toilet per 120 females	1 toilet per 600 males, plus 1 urinal per 175 males.

Wash-hand basins should be provided at each unit/block of sanitary accommodation on a scale of one basin per unit/block plus one for every five WCs or one for every five urinals.

Facilities for People with Special Needs

Sufficient and appropriate sanitary accommodation should be provided for the disabled. The WC and associated fittings including wash-hand basins should be sited close to the area set aside for entertainment, and should be designed to comply with the provisions of British Standard 5810 (Access for the Disabled to Buildings – General Recommendations). The provision of WCs should relate to the expected number of disabled people attending the entertainment.

Drinking Water Supplies

A sufficient number of drinking water outlets shall be distributed throughout the venue at locations approved by the Council.

Disposal of Waste

An adequate number of suitable refuse containers shall be placed in approved locations around the venue and clearly identified for the purposes of litter.

All waste receptacles shall be emptied sufficiently frequently to ensure that the site is maintained in a clean condition. All waste shall be disposed of in a manner approved by the Council. No waste or other materials shall be burnt on site.

SECTION 10

DEFINITIONS

British Standards (BS): includes British Standards Codes of Practice and Specifications issued by The British Standards Institution

The public: people resorting to places of entertainment and recreation, irrespective of payment and includes audiences, performers, contractors and other people who have a legal right to be present on the premises.

Places of public entertainment: means such places to which people resort, including places of recreation, whether as members of the public, members of a club or otherwise.

Public Entertainment: a licence is required under the Local Government (Miscellaneous Provisions) Act 1982, for public dancing or music or any other entertainment of a like kind. A licence is required whether or not the public are entertained by a performer or music or dancing, or where the public themselves take part in the dancing or music.

Private Events: these are events where the public does not have free access, e.g. events that are by invitation only.

Licence: means the document issued by the Council giving permission to the Licensee to hold either a performance of a play or public entertainment. The licence document shall comprise of all the conditions specified and any special conditions.

Prior Approval: means information submitted, in writing, to the Council, at least 28 days before the event, for approval by the Council.

Building: includes a temporary or movable building and also includes a permanent or temporary structure and any vessels remaining moored, or on, dry land.

Council: means Bath and North East Somerset District Council.

Special Hours Certificates (Licensing Act 1964, s.77)

This certificate is available for licensed premises which, are intended to be used for the regular provision of music and dancing and substantial refreshment.

It extends the permitted hours in a licensed premises.

Special Orders of Exemption

This order extends the permitted hours on a single “special occasion”. The magistrates will decide whether or not the event is a “special occasion”, in which they have wide discretion.

Occasional Liquor Licences

This licence allows the holder of a justice's "on licence" to sell any intoxicating liquor covered by their licence at a place other than their own licensed premises.

Suitably Qualified/Competent Person: for the purposes of this licence must be: -

1. **For the inspecting of Electrical Installations/Equipment**

- a) a corporate member of the Institute of Electrical Engineers.
- b) a contractor enrolled with the National Inspection Council for Electrical Installation Contracting.
- c) a suitably qualified representative of the supply authority.
- d) any other person deemed competent, with prior approval of the Council.

2. **For the Inspecting of Gas Installations/Equipment**

- a) a member of the Confederation for Registration of Gas Installers (CORGI).

3. **For the Inspecting of Liquid Petroleum Gas (LPG) Installation Equipment**

- a) an engineer from either the installation company or the manufacturers of the equipment.

GENERAL POLICY

1. That Public Entertainment Licence and Theatre Licences are issued annually for 12 months from the date of current renewal or from the new application date or for a shorter period, if required.
2. That the following consultations are carried out on new applications and renewals: -
 - a) Avon and Somerset Constabulary
 - b) County of Avon Fire Brigade
 - c) The Council's Building Control Officer
 - d) The Council's Environmental Health Officer (Noise and Health and Safety)
 - e) The Council's Planning Officer
 - f) Parish Council
 - g) Ward Councillors
3. That the following checks are carried out on applications and renewals for Public Entertainment Licences and Theatre Licences: -
 - a) Receipt of satisfactory application form
 - b) Drawings (if new, or premises have been altered)
 - c) Test certificate for the electrical installation
 - d) Correct fee
4. That a test certificate for the electrical installation is required annually for all premises.
5. That the applicant shall place an advertisement in an approved format for all new and occasional applications for a Public Entertainment Licence in a local newspaper. A copy of the newspaper with the advertisement highlighted shall accompany the application.
6. That any contentious or "objected to" applications be referred to the Licensing Sub-Committee for determination.

POLICY FOR THE GRANT OF PUBLIC ENTERTAINMENT LICENCES TO PREMISES WHICH PERMIT OPENING AFTER MIDNIGHT

- 1 Each application for the grant, or renewal of a public entertainment licence, or a variation in the terms, conditions or restrictions on or subject to which the licence is held shall be considered on its merits.

- 2 In considering such applications, the Council will have due regard to the following:-
 - (i) The hours of operation applied for.
 - (ii) The proximity of residential/hotel/guest house accommodation.
 - (iii) Concerns of any residents, traders or institutions or other interested persons objecting to the application.
 - (iv) The comments of the appropriate Residents and Traders Associations.
 - (v) The observations/objections of consultees.
 - (vi) Evidence of complaints about noise and disturbance from the premises or its patrons, including any history of noise complaints.
 - (vii) The current planning permission.
 - (viii) The observations of the Licensing Officer regarding compliance with the licensing conditions.
 - (ix) The proximity of other late night music and dancing venues.
 - (x) Any other relevant factors.

- 3 (a) As a matter of general policy, places of Public Entertainment will not normally be licensed after 2.00 a.m.

- (b) An application to permit opening after 2.00 a.m. will be referred to the Licensing Sub-Committee for determination*. The principal concerns of the Licensing Sub-Committee in determining such applications will be the impact the proposals will have on the Environment and the effect of noise and disturbance of residents/traders in the vicinity.

- (c) Any Public Entertainment Licence granted which permits opening after 2.00 a.m. will normally be subject to the following additional conditions in addition to the Councils standard terms and conditions: -
 - (i) No alcohol to be served after 2.00 a.m.
 - (ii) No admittance after 1.00 a.m.

Applicants should be aware that where officers have concerns with regard to any application, such an application may be referred to the Licensing Sub-Committee **for determination.*

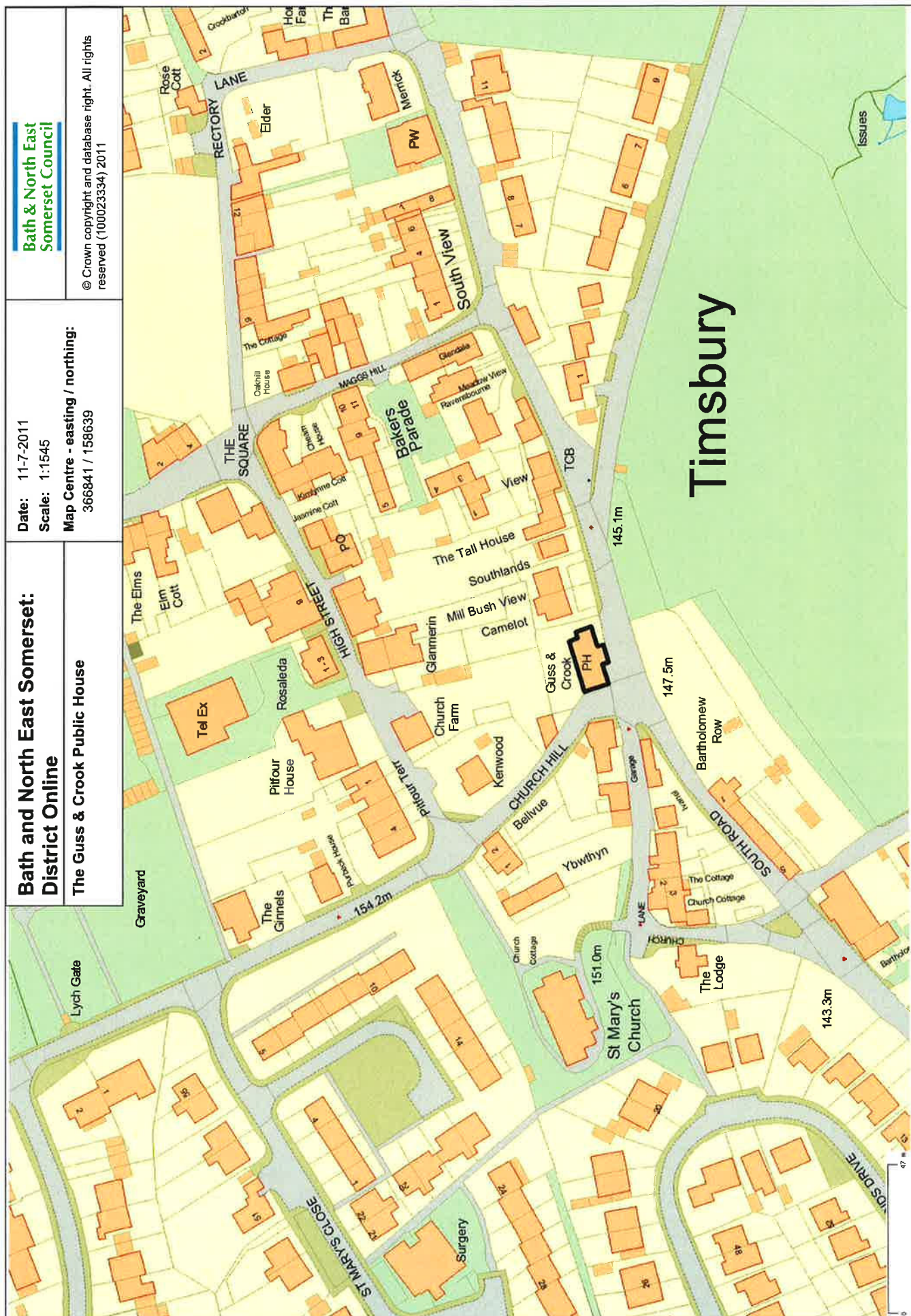
**POLICY FOR UNLIMITED PERMITTED HOURS FOR PUBLIC ENTERTAINMENT
ON FRIDAY NIGHTS AND SATURDAY NIGHTS.**

On the 10 May 2001 the Council's Housing and Public Protection Committee resolved that unlimited permitted hours for public entertainment on Friday nights and Saturday nights be agreed subject to the standard terms, conditions and restrictions applied to public entertainment licences plus those specific additional conditions as follows:-

- a) The licensee will be responsible for the installation and maintenance of a closed circuit television system immediately inside and outside the club entrance, the system to be operated in accordance with the Council's approved code of practice. Tapes must show the time, date, camera location detail, be used a maximum of ten times and retained before reuse for a minimum period of 31 days in a secure place.
- b) The number of duty staff shall be such as to enable active monitoring in the immediate environment (i.e. staff outside the doors to the premises) and to take reasonable and appropriate steps to minimise the negative impact of customers arriving or leaving.
- c) There shall be no new admissions or re-admissions after 2 am.
- d) Freephones or payphones shall be made available to all customers and have displayed contact telephone numbers for a selection of hackney carriages and private hire taxi services.
- e) Advice on personal safety shall be displayed prominently within the premises.
- f) Any proof of age card initiative undertaken by the Council shall be actively promoted.
- g) The licensee will support initiatives by the Community Safety Partnership or other agencies, to address under age drinking and drug misuse.
- h) Reasonable steps shall be taken to bring to the notice of customers a request that they respect the needs of local residents and leave the premises and locality in a quiet and orderly fashion.
- i) The licensee shall notify the Police and the Council's Licensing Service of any variation in the hours specified in the licence.
- j) The licensee shall provide information on request to the group responsible for monitoring and reviewing the trial.

POLICY ON SUNDAY LICENSING HOURS

The Council, on application, will not normally permit an extension of Public Entertainment Licences on a Sunday, beyond 10.30pm



Representations following an application to review the premises licence for the Guss & Crook

Westward Management Services Ltd are the tenants and operators of this site and are a very experienced pub management company.

The premises licence holder is Admiral Taverns (Portfolio No 2) Limited with the Designated Premises Supervisor being Laurence (Larry) Flood. Mr Flood has 10 years experience as a licensee and is a former professional sportsman having played rugby league for Warrington.

Westward Management along with Mr. Flood are more than willing to cooperate with all responsible authorities to resolve any issues within the pub so it can be enjoyed by the local community.

In reply to the allegations within the review application, Mr. Flood absolutely refutes the use of drug taking and underage drinking at the site.

Notwithstanding the above, Mr Flood has confirmed the pub already operates under the following conditions, and would be happy to have these endorsed on the licence:

- There is a "No New Entry" policy after 11:30pm to alleviate the problem of people leaving the Star public house (local pub that closes at 11:30pm) and coming to the Guss & Crook.
- A strict Challenge 21 policy is in place and the staff are only permitted to accept photographic ID in the form of a passport, driving licence or PASS logo approved ID card. Challenge 21 posters are displayed at the site.
- If any customers are found to be underage and attempting to buy alcohol and refused by staff, the said persons are then banned from the premises indefinitely.
- Mr Flood adopts a zero tolerance to drugs and has a policy in place to ensure that all staff are trained and alert to the possibility of customers using or dealing in illegal substances. Regular walk arounds and toilets checks are already in operation.

Mr. Flood also disputes the allegations of malicious damage caused on a weekly basis. Whilst this is difficult to prove as there are several pubs and youth gangs in the area it is hard to prove it is caused by customers leaving the Guss & Crook. The pub also wants to work with the complainant and signage will be provided on site along with staff encouraging customers to leave the site quietly and in an orderly fashion. All staff will be reminded to refuse serving anyone who is already intoxicated, which should always be the case in any event.

Mr. Flood advises there was a history of anti social behavior before his time running the pub, and since he and Westward Management have taken over the site they have not had to call the police out for any issues. They believe they are paying the price for the pubs past poor reputation.

Mr. Flood has the support from the local community and can provide a petition of over 300 names in support of the Guss & Crook and the way in which the site is run and managed. We have also enclosed two separate written letters from local customers expressing their support for the site.

Mr. Flood feels the site is not the sole cause of any anti social behavior in Timsbury and having massive support from the local community only demonstrates the site is a focal point for many locals in the area. Any reduction in licensing hours would seriously affect the pubs viability as a business and therefore its future of staying open.

CONCERNING THE GUS + CROOK

Dear Gus,

I am an 85 year old disabled pensioner and have been visiting the Gus + Crook formally the New Inn from a very early age playing darts dominos back etc, now as age is creeping on I like to go along and meet my old pals and have a chat about old times etc.

I don't know what we do should it close

Please keep the Gus + Crook open

13 June 2011

*Ms Stephanie Adams
Admiral Taverns Ltd
Suite H3
Steam Mill Business Centre
Steam Mill Street
Chester
CH3 5AN*

Dear Ms Adams

Review of License - Guss & Crook - Timsbury

I write to you to support my local pub "The Guss & Crook" at the forthcoming review of its license. I have been a regular customer at this pub for over 50 years, initially, when it was known as the "New Inn". In that time this has been, for the large part, a well run establishment and never more so than today under the stewardship of its current management. It is a community pub visited regularly by mature drinkers, mostly of a mature age. The pub has, in my lifetime, served our community well and is much liked and needed by the people of Timsbury.

My understanding is that this forthcoming review relates to an incident within the local vicinity of the pub but not specifically related to the pub. Furthermore we have two other licensed premises in the village which are geographically close to the Guss & Crook which may be related to this incident but have not been subjected to the same scrutiny.

It would be a tragedy to the locals of Timsbury (and other clientele) if the "The Guss & Crook" had its activities restricted in anyway and I know that the support I offer has the additional support of many in our community. Please would you kindly offer my comments of support to "The Guss & Crook" at the forthcoming license review hearing?

Yours Sincerely

RE: Review of licence for the Guss and Crook, Timsbury.

I have regularly enjoyed a drink at the Guss and Crook over a period of seventeen years, since 1994. During that time I have never witnessed any breaches of the peace, crimes or disorderly behaviour at the above premises. In my experience the majority of customers are mature people over the age of forty, who like to relax and enjoy each others company.

The Guss and Crook is also very much a community centre where events and charities are both initiated and supported. Regular donations are sent to the lifeboat appeal, which have been funded by local customers generosity. Both myself and my girlfriend amongst others have run in the Bath half marathon on several occasions to raise money for the Cheshire Home in Timsbury along with other local charities. A large proportion of the donations have again been raised in the Guss and Crook.

After the Tsunami disaster in Japan a local music group entertained us in the pub and all the proceeds were sent to help the unfortunate Japanese victims. That night two Japanese volunteer workers from the Cheshire Home in Timsbury, at their own expense, made local style Japanese delicacies and wrote cards with Japanese sayings on them to order. All profits were also sent to help the tsunami victims. Currently we are running a campaign to 'Help The Heroes'.

Many activity groups have been and still are formed using the pub as their base, such as fishing trips, fell walking and long distance running. Several customers have taken up interests that they would never otherwise have had the knowledge to know where to start. I, personally, have had the pleasure of taking part in motorcycle trips to Snowdonia where we have camped and walked in the mountains. The emphasis being on sensible riding, fitness and comeraderie. All of us met through the pub. Needless to say the Guss and Crook regularly fields teams for both darts and pool, both activities keeping alive old English traditions.

To close down the Guss and Crook would knock the heart out of the village as is happening all to often in our country. It is a meeting place for local people and in my experience has shown friendship and generosity of spirit to newcomers and foreigners alike. No public meeting place can be perfect all the time as there is no accounting for all types of people, however any form of misbehaviour is never condoned by either the landlord or us customers. I ask you: rather than shut down a much needed and appreciated business that instead you can find ways to help the publican to maintain the true values of this establishment and keep alive our proud heritage.

Thank you for taking the time to read my view on the subject.

Yours,

i (local resident).

ENVIRONMENTAL SERVICES	
29 JUN 2011	
Post Log No:
Receipt No:
CH/CA £

10th June 2011

ENVIRONMENTAL SERVICES
29 JUN 2011
Post Log No:
Receipt No:
CH/CA £.....

BANES Councillors on Licensing Committee

It has been brought to my attention that you are thinking about reviewing the licence for the Guss and Crook public house on South Road, Timsbury, with the possibility of revoking it. May I draw your attention to the fact that there has been a public house here for 308 years, which as you will know is circa 1703, when it was called the New Inn.

This public house plays its part in the local community and the wider community by holding fund raising events such as for the Japanese disaster, Help for Heroes, and collection boxes for RNLI and Fire Services Fund.

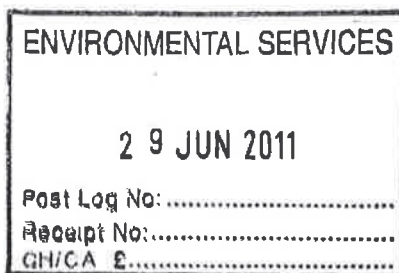
It is also a good place for meeting friends and making new ones. Other activities are playing pub games such as pool, darts, card games, shove ha'penny etc. The only other pub in the village is the Seven Stars, which is more of a food/wine bar and not so much a village local. In my opinion this village needs to keep the Guss and Crook to be able to service the local community. As for the age group, I would say it is 21 years and upwards and not the type of people who would go around doing mindless damage of any sort.

Also in my opinion, to close the Guss and Crook would be unjust and unfair to the law abiding persons who use this public house.

Local Timsbury resident

Licensing Team

BANES

13th June 2011

Dear Sirs/Madams

I am writing with reference to the forthcoming licence review for the Guss and Crook, Timsbury. I understand that due to where I live I may not qualify as an interested party under the terms of the 2003 Licensing Act and therefore am passing this letter directly to the landlord to include as part of his evidence.

I have been involved with the Guss and Crook for 28 years, being a member of various darts and pool teams over the years. Now that I have moved away from the village, I still visit regularly and have been recently been involved in charity fund raising events at the pub. The attached article from the Somerset Guardian details recent events to raise money for Japanese Tsunami victims. I have also brought a band to the pub to help raise money for a local stroke victim.

The Guss and Crook remains at the heart of the village community. In the years that I have been a patron of the pub I have come to appreciate the community spirit and the willingness to help and support others that is displayed on a regular basis.

Recent landlords have made great efforts to improve the reputation and standing of this pub in the community, with significant success.

I give my complete support to the Guss and Crook in opposing this Licence Review.

Yours Faithfully

BSG-E01-S2

Thursday, June 2, 2011



GIG SUCCESS: The members of the band Chill who helped raise money for Japanese earthquake and tsunami victims are from left, Jake Carder (keyboards), Alex Denning (guitar, vocals), Mark Day (guitar), Julie Edgell (vocals), Simon Carder (harmonica)

Chill play to raise money for victims

A gig at the Guss and Crook in Timsbury has raised more than £160 for the Japanese victims of the tsunami.

It was organised by Simon Carder who plays in the band Chill and whose Japanese wife Akiko works as a volunteer at the local Cheshire Home.

Many of Mrs Carder's relatives still live in the Miyagi area of Japan where the earthquake and

tsunami struck and there were weeks of uncertainty before it was established that they were all safe.

Chill play acoustic covers of blues, soul and modern songs and its singer, Julie Edgell is also a member of the D'yell band. D'yell are an electric party band and they agreed to come along as well.

Mrs Carder provided platefuls of maki sushi (rolled sushi) which was

offered to the customers in return for a donation to the fund while Kaoru, another Japanese volunteer from the Cheshire Home raised more money with her examples of Japanese calligraphy which proved very popular.

At the end of the night a bucket was passed round and the final total raised was sent to the Japanese Red Cross via the Japanese Embassy.

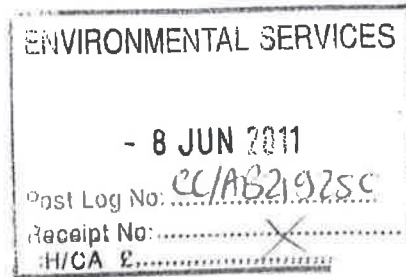
ENVIRONMENTAL SERVICES

29 JUN 2011

Post Log No:

Receipt No:

CH/CA £



Date 7th June 2011

The Licensing Team
B & NES Council
9-10 Bath Street
Bath BA1 1SN

Dear Sir,

Ref: Guss and Crook License Review Application

I must object in the strongest terms possible to any proposals to extend the licensing hours of the Guss and Crook.

Years ago it used to be a good village pub with a pleasant atmosphere. In recent years it has degenerated into a noisy and antisocial drinking den, attracting a badly behaved and anti social clientele.

Late at night we have to put up with the noise of drunken men shouting and swearing and girls screaming as they leave the pub and make their way along South Road and Radford Hill.

We are often woken up in the early hours by drunken men and women shouting at the top of their voices.

Any extension of the licensing hours would just attract more of this bad behaviour and prolong the noise later into the early hours of the morning. This would be totally unacceptable.

Yours faithfully,

The Licensing Dept.
Bath and North East Somerset Council
9-10 Bath Street
Bath BA1 1SN

Ref. Guss and Crook, South Road, Timsbury, Bath BA2 0LD.

Dear Ms. Stoneman

I am writing to you about the present review for the above public house. I have lived in the area for about 12 years and in this time we have experienced a lot of noise nuisance and damage to cars on a couple of occasions. Currently with their extended license we are woken up on a regular basis around 2 to 3 am with large groups walking by talking, shouting and swearing. Occasionally it is more menacing with groups shouting threats back and forth to each other. It can be very intimidating and does cloud our experience of living in this area and hope that you won't renew their extended hours license.

Yours sincerely

Concerned resident

29th June 2011

To whom it may concern

I am a resident on Timsbury.

I understand that a review notice has been issued in respect of the Guss and Crook public house on South Road.

I have lived for four years and up until the permission to extend the opening hours for the pub, had not been given too many reasons for making a complaint.

However this is definitely not the current situation.

My weekends have been completely ruined since the extension was authorised.

I have lost count of the number of calls I have had to make to the police.

The following are just some of the concerns that I have.....

- Regular fighting along the road and outside of my home.
- Urinating up against my house.
- Damage to my neighbours cars.
- Damage to my car...of which I have had to pay an excess of £250 to have Key scratches removed.
- Shouting and brawling.
- Road traffic accident, involving 3 adults, who had left the Guss and Crook and proceeded to drive erratically down the road, crashing into my neighbour's car and causing a significant amount of damage. The disturbance that followed this was extremely unpleasant and involved several police cars, a police dog, multiple arrests, including the arrest of a further intoxicated adult male who had left the pub at closing time, walked along the road and taken it upon himself to be extremely rude and abusive towards all of the residents and very threatening towards the police, thus resulting in his arrest as well. This incident lasted for several hours and was extremely upsetting.
- Repeated late night arguments involving intoxicated adults and young people, who choose to stager around on the road, whilst screaming abusive and extremely threatening statements at each other.

- A constant drone of cars driving away from the pub in the early hours, with drivers who choose to open their windows and turn their music up to such a high volume, that my cottage windows rattle as they pass.
- Repeated inappropriate behaviour, including sexual acts and exposure of male genitals.
- On three separate occasions I have found intoxicated adults passed out on my path, having stopped to urinate on my cottage wall. On asking them to move, I have been subjected to torrents of both verbal abuse, including threats of violence.
- Groups of intoxicated young adults, who find it amusing to walk along the road hitting all of the wing mirrors or the roofs of the cars as they pass.
- Groups of intoxicated young adults who find it amusing to build barricades along the road, with the potential of causing a serious accident.
- Groups of intoxicate young adults who deliberately intimidate anybody who has the miss fortune to be returning to their home at the same time as they pass by.

I consider myself to be a reasonable individual, who moved into Timsbury four years ago, having been taken by its quite atmosphere and fantastic countryside. I am now saddened to say that myself and my son are so fed up of having our evenings and nights disturbed, that we are seriously considering moving out of the village.

The police have been extremely supportive, however they are clearly unable to prevent this sort of thing form happening, which is why I have chosen to write to you. Please reconsider the extension to the hours at the pub as it is having an extremely detrimental effect on the residents and community along the road.

14th June 2011

The Licensing Dept,
Bath and North East Somerset Council,
9-10 Bath Street, Bath.
BA1 1SN

Ref : THE GUSS AND CROOK, SOUTH Rd, TIMSBURY.
PREVENTION OF PUBLIC NUISANCE, CRIME AND DISORDER

Dear Sir

We have received your recent circular regarding the above reference and wish to comment on the matter.

We have lived at the above address for more than 4 years and in that time have on several occasions been subjected to noise, harassment and even criminal damage from people leaving the Guss and Crook late at night.

The main problem is the late opening times at weekends which seem to see teenagers being allowed to drink all day and then have no respect for the local residents when they leave. We cannot understand how this small village pub has been given an extension until 2am. We sleep in a front bedroom nearby and are quite often woken by shouting drunken youths leaving the pub on Friday and Saturday nights. Bottles and glasses have been thrown around the street which we end up cleaning up the following morning.

We have reported the actions on at least two occasions, the first being a hash pipe thrown through a window of our lounge, costing over £130 for repair and glass fragments in our carpets.

The second was particularly worrying as we had four irate drunken youths beating on our front door at just after 2am looking for someone. They only left after we had convinced them he did not live here.

On both occasions the police were contacted and visited us and on the second occasion I also confronted the landlord, as my wife was very frightened by the incident.

I really do wish we had a quiet local there, we could frequent but it is a no go area for decent residents while heavy drinkers and youths are allowed to spend all day and half the night getting into a stupor and taking it out on each other and the local law abiding householders.

I would like to state that although I have supplied my name and address in the first instance I do not want it revealed during this process for fear of reprisals.

Yours Sincerely

Local resident.



June 2011

The Licensing Department
Bath & North East Somerset Council
9-10 Bath Street
Bath
BA1 1SN

15-6-11

Dear Sir/Madam

As a resident of Timsbury, I am writing to confirm my support for the review currently taking place into the licensing of the "Gus and Crook". My reason for supporting this review is that recently my garden wall was seriously damaged by a vehicle, being driven by a driver over the limit, who I believe had left the aforementioned public house prior to the accident.

Yours faithfully

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

June 23 2011

To the Licensing Department

I am writing to express our concerns for the antisocial behaviour happening along South Road Timsbury. We believe this is closely linked to customers going to or leaving the Guss and Crook Public House between the hours of 11.00pm and 3.00am as most of the incidents occur between these hours. It seems that those who use regularly use the pub, rarely cause problems, but the pub is a magnet for people leaving other pubs in the village and surrounding area to get a late drink between 11.00 and 3.00.

We have lived for 10 years and there has always been the occasional incident relating to the pub on Friday and Saturday nights, but nothing too regular. The previous tenants, kept very close tabs on things and for a year we hardly had any problems. However, since the start of 2011 the incidents have increased and it is now beyond a joke. I have no problem with the pub or the people that go there, but I have real problems with the sheer lack of respect (mainly by a small minority) for local residents.

This came to a head for us personally when my car door was needlessly vandalised in the early hours of Friday May 13th 2011. This will cost £300-£400 to repair. I have reported this incident to the police and to the landlord, and I am in the process of finding out who is responsible. I am also prepared to pursue the brewery for damages if the culprit is not found. Here is a list of other incidents that have directly affected my family over recent months.

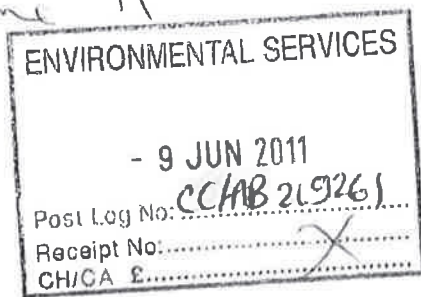
Sorry I can not give exact dates.

- I contacted the police to report a very violent incident that woke us up in the early hours where a man was attacking a woman
- My 3 children have been woken up on numerous occasions between 11.00pm and 3.00am with rowdy behaviour
- There was a very serious car accident out side our house with a drunk driver leaving the pub. A number of us assisted the police this incident, which escalated when other people in the pub needlessly got involved.
- We have had people urinating outside our house, one morning we even found human excrement on the pavement
- There have been numerous occasions when beer glassed (plastic and glass) are left on garden walls or in gardens where children play. Sometime the glasses are smashed and we have to clear up broken glass.

I don't want to see another village pub closed but I feel the late night licence needs reviewing in the light of the amount of incidents

Yours truly,

6th June '11



Re: Licence Application Review
of Guss & Crook Public House
Tunbury BA2 0LD

Dear Sir / Madam

I write to ask for the
opening hours of this Public House
to be reduced. At present, when
ever we have warm fine nights,
we have to endure shouting,
screaming etc until the early
hours of the morning. I strongly
feel this is totally inappropriate
in a village setting, especially
with so many elderly residents
living nearby.
I myself have contacted the

police due to the disturbance x 2. II

ANNEX 6

We've had drunken young people
walking down the middle of

way past 1 o'clock, shouting
& arguing, only a short while

ago, my husband & a neighbour
had to get out of bed at 2am

& stop 2 youngsters screaming
at each other (due to drink) outside

our homes before a fight began.

The opening hours should be
reduced to "normal" time of 10.30pm

& allow us all to get some

peaceful sleep. Please reconsider

the opening hours. It's unfair &
unreasonable to expect our

village to be disrupted in this way

Sincerely yours

17 JUN 2011

Post Log No: CC/AB 219365

Receipt No: X

CH/CA E

ANNEX G

Dear Miss Storeman 16th June 11

Further to our previous letter re:
renew of Guss & Crook licence

We would very much like our previous
letter to be forwarded on to assist
the licensing Sub Committee but are
very concerned regarding reprisals
from customers using this public house
(other villages have attempted to speak
to youngsters, & ask the noise to be
kept down in the early hours of the
morning & have woken up to
find car tyres let down, wing mirrors
ripped off & we are very concerned
this could happen to us)

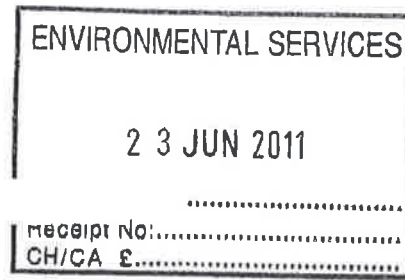
My husband is away at times →

4 both he & I are very worried ②
if our Name & Address is made ANNEX G
public.

This may seem a cowardly act
but we do feel we have no
other option.

it We live in close proximity of
the pub & really do hope something
can be done to stop this continual
disturbance — especially with the
summer coming when the problems
escalates even more.

Sincerely yours



The Licensing Officer
Environmental Services
Bath & North East Somerset Council
9 - 10 Bath Street
Bath BA1 1SN

June 21 2011

Dear Licensing Officer,

Prevention of Public Nuisance, Crime and Disorder

We write in response to the public notice posted outside the "Guss & Crook" public house, South Road, Timsbury.

You may recall that we have been in contact with you in the past about the above premises. I refer to our telephone conversation and e-mail regarding incidents on 30/31 August 2008.

We have lived here since 1996 and in the early years of our residence, had very little trouble, but we note that the incidence of nuisance has increased to unacceptable levels since the introduction of extended licensing hours. As a rule, we make it our policy to support local businesses and are disappointed to have to complain about the "Guss & Crook".

Frequently, we have been disturbed from sleep in the early hours at weekends by shouting, foul language, drunken behaviour and fighting in the street outside our home. In the morning we have, from time to time, found broken glass, bottles, glasses, cans and litter including take-away food containers in the street and in our front garden.

For example, early in last December we were awoken at 1.30 a.m. on a Sunday morning by the noise of shouting. I looked out of my bedroom window and saw a young man and woman in the middle of the road, shouting and arguing about a mobile phone. The woman was screaming, the man attacked her and she fell. He kicked her as she lay in the road. I telephoned 999 from my bedside phone. By the time a police patrol car arrived twenty minutes later the couple had walked on down

On another occasion we were asleep and heard a noise outside the house, again in the early hours of the morning. I looked out and saw a man, obviously intoxicated, swaying in our front garden. Someone from the pub was trying to get him to leave our premises, which eventually, he did.

One Saturday evening recently we were disturbed at 11.45 p.m. I looked outside and two men were arguing outside the ' ' opposite our house. One of the men had been ejected and was arguing with someone from the pub. There was some pushing, shoving and shouting. Eventually the customer went off and the person from the pub, saw me watching from the window and gave me a shrug of his shoulders as he returned past our house. Later the same night we were awoken by shouting outside just after 2 o'clock in the morning and looked outside. Two men and two women were in the street arguing,

obviously the worse for drink, near our front gate. One of the men went into the phone box, which is now a library. He came out and shouted to the others, "If anyone ruins that f*** ing library I'll kick their f***ing head off because I haven't got internet!" Eventually, as I watched, at 2.30 a.m., a police patrol car came along South Road and stopped and spoke to the group. It was a good half an hour before the street was quiet again.

I am sorry that I have gone into some detail; I have not recorded everything but hope these examples give you some idea of the sort of nuisance we have had to endure regularly in recent years.

Yours faithfully,

The Licensing Officer,
Environmental Services
Barnes Council
9-10 Bath St
Bath, BA1 1SN



29 June 2011

RE: PREVENTION OF ~~CRIME~~ PUBLIC NUISANCE, CRIME & DISORDER, Guss & Creek,
Timsbury.

Dear Licensing Officer,

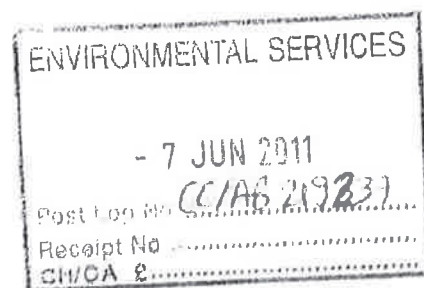
We write in response to the public notice posted outside the 'Guss & Creek' & in support of letters we know that neighbours have sent to yourselves.

With reference to previous emails we sent, things improved for a while under the previous land lord, but sadly noise & disturbance have returned as a frequent event under the current landlord.

There have been many such events over the last few months that should at least result in the reduction of its licensing hours. As recent as Sunday night (26/06/11) there was loud shouting, swearing, arguing & disturbance up until 12.30 pm, including one individual leaving the pub, shouting & swearing & subsequently punching the wing mirror of my car. Fortunately there was no damage, but it is a good example of the mindless disturbance & violence that we have to put up with whilst trying to sleep. I have previously witnessed full-blown fights & would like to see the licensing hours reviewed & reduced to ~~min~~ cut out this late night disturbance.

Yours Sincerely,

Licensing Dept.
Bath & North East Somerset Council
9 -10 Bath Street
Bath
BA1 1SN



Re: Review of License
Guss and Crook, South Rd., Timsbury

4th June 2011

Dear Sirs,

I write with reference to the above review of the current license of the Guss and Crook public house in Timsbury on the grounds of ***'The prevention of Public Nuisance, Crime and Disorder'***.

As residents who may be affected by changes to a licensed premises, we live we were never consulted when the license was originally extended and since this time have had to deal with a number of issues.

- We regularly have to hose down vomit from my drive and the pavement adjoining our property.
- We have regularly had to remove glasses, sometimes empty - sometimes part filled but the contents may be questionable, often broken from our front drive/garden.
- We have had to remove broken glass from around our cars before they are able to be moved and on one occasion had to sweep the drive down on my return following a night shift in order to park my car on my drive.
- We have experienced pub users urinating on our property in the early hours of the morning.
- On one occasion a couple were having sex by one of our cars and then moved to our neighbours front steps and eventually moved on, leaving behind soiled underwear etc. for us to remove the following morning.
- We have had people using the pub sit on our garden wall whilst using their mobile phones. When our windows are open during the summer we can hear every word they say and the type of language is often a cause for concern.
- There is regularly noise and loud vocalisation outside the premises into the early hours.

1.

- There have been numerous after hours arguments and fights including the threat from one person that they will 'go and get their shotgun and sort him out for good'.
- We dread the appearance of the 'Karaoke Here Saturday Night' or 'Live Music', sign as we know this will result in loud music and/or people singing in the street until 01.00 and beyond.
- The smoking ban, although I am totally in favour, has resulted in a significant increase in pub related litter, dog ends, crisp packets, cigarette packets and beer mats which, due to the location and the prevailing wind, end up on our drive.
- The smoking ban also has the added effect that smokers are concentrated at the front of the pub and the smell of cigarette smoke is often very strong. This, together with the excessive noise, means we often cannot have the bedroom windows open at the front of the house in the summer months.

We have elderly neighbours on one side and a couple with a young child on the other. Both have too experienced significant issues concerning early morning disturbance from pub users. Another single elderly lady in her 80's who lives on the opposite side of the road from the pub has expressed her fear on several occasions and now has sadly taken to padlocking her gate at eight o'clock every evening.

Parking is a major issue at the Guss & Crook as there is no car park. The result is that patrons park either directly outside or along the road side opposite the pub in contravention of sections 242 and 243 of the 'Highway Code' which states 'you **MUST NOT** leave your vehicle' 'in a dangerous position or where it causes any unnecessary obstruction of the road' (*section 242*) and '**DO NOT** stop or park' 'opposite or within 10 meters (32 feet) of a junction...' 'near the brow of a hill...' (*section 243*)

We are fortunate to have off road parking but access, road use and more importantly, safety of the use of this section of South Road to both road users and pedestrians is severely compromised by the clientele of the Guss & Crook on a daily basis.

I am a keen supporter of the facilities we have in Timsbury, these are vital for the survival of the village. There is a need for meeting and social premises and businesses such as the Guss & Crook and I do not want to see village businesses fail due to the thoughtlessness of a few.

The Guss & Crook (formerly the New Inn) has always been the 'working man's pub' of the village with the Seven Stars catering for the food and family needs of Timsbury. There is also the British Legion with another, possibly more elderly clientele. Timsbury has the capacity for all of these facilities.

The major issues for me has to be the late night drinking. Clients are often served to a point way beyond capable (*an issue which was stated to me by a former licensee was 'not their responsibility'*) and that many clients visit the Guss & Crook after other facilities have stopped serving.

These are very often patrons from out of the village who know that the Guss & Crook has a license into the early morning. They are then driving home in the early hours and I suspect are often over the limit. A situation highlighted by a collision involving a stationary car, the owners boundary wall and two people driving home to Camerton following a session at the Guss & Crook one Saturday evening / Sunday morning earlier this year.

In summary. there is a need for extended hour licenses in some areas, towns away from residential areas, cities after theatre and cinema performances etc. but not in a small village like Timsbury, there is simply no need and allowing such will just lead to disorder.

I offer these point in support of reducing the licensing hours of the Guss & Crook back to the standard hours to close at eleven o'clock nightly.

Regards,

ENVIRONMENTAL SERVICES	
- 9 JUN 2011	
Post Log No:	CC/AB 20660
Receipt No:	
CH/CA £	

7-6-2011.

Dear Sir/Madam,

Re: License review, Guss+Crack
BA20LD.

Since moving to Tinsbury in August 2009, we have experienced problems with patrons of the Guss+Crack. These are usually disturbed sleep on a Friday + Saturday night due to drunken behaviour. We did not expect this when we moved to this lovely village, and hope that the opening hours will be reduced.

Yours faithfully,

ENVIRONMENTAL SERVICES	
16 JUN 2011	
Post Log No.	CC/AB 219559
Receipt No.	X
CH/CA £	

Licence Review 11/02575/LAPRE

Dear Sir or Madam,

I wish to make serious representations concerning the licence review, I have suffered 3 broken windows, loud noise and music to the early hours of the morning, fights in the street outside my property causing disturb sleep.

~~Please can you register my objection~~

Yours sincerely

28 JUN 2011

Post Log No:

Receipt No:

CH/CA £

27.06.11.

GUSS & CROOK PUBLIC HOUSE.

Dear Sir,

Reference the proposal to review the licence for the above premises I would like the following to be considered.

I have lived close to the pub for nearly 30 years and for about the last 20, despite continual changes of licensee, the character of the pub has remained more or less the same. There have been disturbances, fights and excessive noise, most of which is later at night or early morning.

If the pub is going to stay open I feel the present licence which allows very late opening should be reconsidered.

Yours sincerely

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

ENVIRONMENTAL SERVICES	
- 8 JUN 2011	
Post Log No	CC/AB 219251
Receipt No	
CH/CA £	

ANNEX G

4 June 2011

Dear Sirs,

The Guss & Crook, South Road, Timsbury BA2 0LD

We are writing to express our concern regarding the above licensed premises, we understand that they have to go through a review of their license. We would like to make the following points:-

1. We live and are old age pensioners
2. During the last few months we have experienced:
 - a. Litter (dog ends, glasses bottles and cans) left on our flower beds
 - b. Vomit on steps to our house
 - c. Using the space where we park our cars (on patio in front of our house) as a public toilet. On one occasion I have actually caught the person, and after a complaint to the landlord, he was banned.
- 3 But main reason for complaint is the excessive noise late at night, screams, loud laughter, car doors banging and occasional fights. we understand that to a public house since 1969 that some inconvenience to us is to be expected but recently this has become beyond acceptable.
- 4 The parking of the customers using the pub has become dangerous, especially the cars parked on the junction of South Rd and Church Hill causing problems for through traffic.

Timsbury needs a local and the Guss and Crook fills this requirement. But the licensing hours need to be reviewed, the late hours of opening in a sleepy village with young families and pensioners living close by, has caused a lot of local public unrest.

To try and remedy this is to have no after eleven o'clock drinking outside. Or if this does not work then the pub closes at eleven o'clock.

We firmly believe in trying to keep the trade in Timsbury and supporting the people who are trying to do the same

Yours faithfully