
Bath & North East Somerset Council

Democratic Services

Guildhall, High Street, Bath BA1 5AW

Telephone: (01225) 477000 *main switchboard*

Direct Lines - Tel: democratic_services@bathnes.gov.uk

Web-site - <http://www.bathnes.gov.uk>

Date: 7 December 2015

E-mail: Democratic_Services@bathnes.gov.uk

To: All Members of the Licensing Sub-Committee

Councillors:- Paul Myers, Mark Shelford and Caroline Roberts

Chief Executive and other appropriate officers
Press and Public

Dear Member

Licensing Sub-Committee: Tuesday, 15th December, 2015

You are invited to attend a meeting of the **Licensing Sub-Committee**, to be held on **Tuesday, 15th December, 2015 at 10.00 am** in the **Kaposvar Room - Guildhall, Bath.**

Briefing

Members of the Sub-Committee are reminded that the meeting will be preceded by a briefing at 9.30am.

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.

This Agenda and all accompanying reports are printed on recycled paper

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 democratic_services@bathnes.gov.uk or by calling at the Guildhall Bath (during normal office hours).
2. **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 - Reception: Civic Centre - 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.

3. **Recording at Meetings:-**

The Openness of Local Government Bodies Regulations 2014 now allows filming and recording by anyone attending a meeting. This is not within the Council's control.

Some of our meetings are webcast. At the start of the meeting, the Chair will confirm if all or part of the meeting is to be filmed. If you would prefer not to be filmed for the webcast, please make yourself known to the camera operators.

To comply with the Data Protection Act 1998, we require the consent of parents or guardians before filming children or young people. For more information, please speak to the camera operator

The Council will broadcast the images and sound live via the internet www.bathnes.gov.uk/webcast An archived recording of the proceedings will also be available for viewing after the meeting. The Council may also use the images/sound recordings on its social media site or share with other organisations, such as broadcasters.

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.

Protocol for Decision-making

Guidance for Members when making decisions

When making decisions, the Cabinet/Committee must ensure it has regard only to relevant considerations and disregards those that are not material.

The Cabinet/Committee must ensure that it bears in mind the following legal duties when making its decisions:

- Equalities considerations
- Risk Management considerations
- Crime and Disorder considerations
- Sustainability considerations
- Natural Environment considerations
- Planning Act 2008 considerations
- Human Rights Act 1998 considerations
- Children Act 2004 considerations
- Public Health & Inequalities considerations

Whilst it is the responsibility of the report author and the Council's Monitoring Officer and Chief Financial Officer to assess the applicability of the legal requirements, decision makers should ensure they are satisfied that the information presented to them is consistent with and takes due regard of them.

Licensing Sub-Committee - Tuesday, 15th December, 2015

at 10.00 am in the Kaposvar 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. APOLOGIES FOR ABSENCE AND SUBSTITUTIONS

3. DECLARATIONS OF INTEREST

At this point in the meeting declarations of interest are received from Members in any of the agenda items under consideration at the meeting. Members are asked to indicate:

(a) The agenda item number in which they have an interest to declare.

(b) The nature of their interest.

(c) Whether their interest is **a disclosable pecuniary interest** or an **other interest**,
(as defined in Part 2, A and B of the Code of Conduct and Rules for Registration of Interests)

Any Member who needs to clarify any matters relating to the declaration of interests is recommended to seek advice from the Council's Monitoring Officer or a member of his staff before the meeting to expedite dealing with the item during the meeting.

4. TO ANNOUNCE ANY URGENT BUSINESS AGREED BY THE CHAIR

5. MINUTES: 1ST DECEMBER 2015 (Pages 7 - 12)

6. TAXI PROCEDURE (Pages 13 - 16)

The Chair will draw attention to the procedure to be followed for Agenda Item 8.

7. EXCLUSION OF THE PUBLIC

The Committee is asked to consider passing the following resolution:

“that having been satisfied that the public interest would be better served by not disclosing relevant information, in accordance with the provisions of Section 100(A)(4) of the Local Government Act 1972, the public be excluded from the meeting for the

following item(s) of business and the reporting of the meeting be prevented under Section 100A(5A) because of the likely disclosure of exempt information as defined in paragraphs 1 and 2 of Part 1 of Schedule 12A of the Act, as amended.

8. CONSIDERATION OF CONVICTION OBTAINED - MR JR (Pages 17 - 30)

9. RETURN TO PUBLIC SESSION

The Sub-Committee will return to public session for the next two items of business.

10. LICENSING ACT PROCEDURE (Pages 31 - 34)

The Chair will, if required, explain the procedure to be followed for the next item of business.

11. VARIATION OF A PREMISES LICENCE, THE BELL, WALCOT STREET (Pages 35 - 158)

The Committee Administrator for this meeting is Sean O'Neill who can be contacted on democratic_services@bathnes.gov.uk.

LICENSING SUB-COMMITTEE

Tuesday, 1st December, 2015, 10.00 am

Councillors: Paul Myers (Chair), Mark Shelford and Caroline Roberts

Officers in attendance: Alan Bartlett (Public Protection Team Leader), John Dowding (Senior Public Protection Officer) and Carrie-Ann Evans (Senior Legal Adviser)

80 EMERGENCY EVACUATION PROCEDURE

The Democratic Services Officer read out the procedure.

81 APOLOGIES FOR ABSENCE AND SUBSTITUTIONS

There were none.

82 DECLARATIONS OF INTEREST

There were none.

83 TO ANNOUNCE ANY URGENT BUSINESS AGREED BY THE CHAIR

There was none.

84 MINUTES: 17 NOVEMBER 2015

The minutes of 17 November 2015 were approved as a correct record and signed by the Chair.

85 LICENSING PROCEDURE

The Chair explained the procedure to be followed for Agenda Items 8-12.

86 EXCLUSION OF THE PUBLIC

The Committee having been satisfied that the public interest would be better served by not disclosing relevant information, **RESOLVED** that in accordance with the provisions of Section 100(A)(4) of the Local Government Act 1972, the public should be excluded from the meeting for Agenda Items 8-12 and that the reporting of the meeting should be prevented under Section 100A(5A), because of the likely disclosure of exempt information as defined in paragraphs 1 and 2 of Part 1 of Schedule 12A of the Act, as amended.

87 CONSIDERATION OF FIT AND PROPER PERSON IN THE ABSENCE OF A VALID DBS CERTIFICATE - MR DM

The Senior Public Protection Officer reported that the licensee had had no contact with Public Protection and that he was not present. The Senior Legal Adviser reported that additional material information had come to light, which needed to be

laid before the Sub-Committee in a revised report, and advised Members to defer the meeting.

It was **RESOLVED** to defer the hearing of this matter to 15 December 2015 or the earliest date thereafter to allow the report to be updated.

Reasons

Members were due to determine what action to take against the holder of a combined Hackney Carriage/Private Hire Driver's Licence who has failed to provide a valid DBS Certificate.

Mr D M did not attend and had provided no explanation in relation to his absence.

Members were advised that further information had come to light which should be reported to the LSC and were therefore asked to consider deferring consideration of this matter in order that an updated report could be presented to them. Members considered this advice and in the interests of fairness, openness and transparency resolved to defer determination of this matter until 15 December or the earliest date thereafter where an updated report could be considered and the licensee would have the opportunity to present his case. The matter may proceed in Mr D M's absence if he fails to attend on the next occasion.

88 APPLICATION FOR HACKNEY CARRIAGE/PRIVATE HIRE DRIVER'S LICENCE - MR RJC

Mr R J C confirmed that he had received and understood the procedure to be followed for the hearing.

The Senior Public Protection Officer summarised the report. He provided Members with copies of a DBS certificate and a DVLA report concerning Mr R J C, a statement from him and a reference submitted on his behalf. The meeting was adjourned to allow Members time to read these documents.

When the meeting reconvened, Mr R J C stated his case and was questioned by Members. He did not wish to make a closing statement.

Following an adjournment the Sub-Committee **RESOLVED** to grant Mr R J C's combined Hackney Carriage/Private Hire Driver's Licence subject to the standard terms and conditions.

Reasons

Members have had to determine an application for a combined Hackney Carriage/Private Hire Driver's Licence. In doing so they took account of the Local Government (Miscellaneous Provisions) Act 1976, Human Rights Act 1998, case law and the Council's Policy.

In making a determination Members took account of the applicant's oral representations, his statement and reference, and balanced these against the information provided by the Disclosure and Barring Service and DVLA.

The applicant explained the background relating to his convictions and his aspirations to be a taxi driver.

Members noted from the Policy that the Council will expect that an applicant will not have been convicted of three or more minor motoring offences during the previous three years and will not have been convicted of a serious motoring offence during the previous 5 years. Mr C's last minor motoring conviction was 4 years ago and his last serious motoring offence, for excess alcohol, was over 5 years old.

Whilst Members had some concerns regarding Mr C's motoring convictions, they found his explanations to be credible, and specifically noted that he recognised that it was absolutely vital to have insurance to drive a vehicle. Members did note however, that they would take a very dim view of any appearance of Mr C before LSC at a future date, involving convictions for similar offences.

Members took the view that on balance the applicant was a fit and proper person to hold a combined Hackney Carriage/Private Hire Driver's Licence and accordingly, his application was granted.

89 APPLICATION FOR HACKNEY CARRIAGE/PRIVATE HIRE DRIVER'S LICENCE - MR PR

Mr P R confirmed that he had received and understood the procedure to be followed for the hearing.

The Senior Public Protection Officer summarised the report and provided Members with copies of a DBS certificate relating to Mr PR, a statement from him and twenty-seven references submitted on his behalf. The meeting was adjourned to allow Members time to read these documents.

When the Sub-Committee reconvened, Mr P R stated his case and was questioned by Members. Mr P R made a closing statement. The Committee adjourned and was then reconvened, so that Members could seek clarification of something that Mr P R had said in his closing statement.

Following a further adjournment the Sub-Committee **RESOLVED** to grant Mr P R a combined Hackney Carriage/Private Hire Driver's Licence subject to the standard terms and conditions.

Reasons

Members have had to determine an application for a combined Hackney Carriage/Private Hire Driver's Licence. In doing so they took account of the Local Government (Miscellaneous Provisions) Act 1976, Human Rights Act 1998, case law and the Council's Policy.

In making a determination Members took account of the applicant's oral representations, his statement, character references and balanced these against the information provided by the Disclosure and Barring Service.

The applicant indicated that there had been a short, low period in his past, but he had rebuilt his life, had been conviction-free for 6 years and had not been involved in a driving accident in 31 years of driving.

Members noted that Mr R's most recent conviction was from 2009 and therefore he had been conviction-free for the period expected in the Council's policy.

Members took the view that on balance, the applicant was a fit and proper person to hold a combined Hackney Carriage/Private Hire Driver's Licence, and accordingly his application was granted.

90 CONSIDERATION OF CONVICTION OBTAINED - MR JR

On the advice of officers it was **RESOLVED** to defer the hearing of this application to the 15th December 2015 to allow Mr J R to seek legal advice.

Reasons

The Licensee made a written request in advance of the LSC Meeting for a deferral of his application so that he could take legal advice. Members agreed to Mr J R's request, and decided to defer this matter to the 15 December 2015. The matter may proceed in Mr J R's absence if he fails to attend on the next occasion.

91 CONSIDERATION OF CONVICTION OBTAINED - MR ZM

Mr Z M confirmed that he had received and understood the procedure to be followed for the hearing.

The Senior Public Protection Officer summarised the report. Mr Z M had received two convictions during the term of his Hackney Carriage/Private Hire Driver's Licence, so had been referred to the Sub-Committee in accordance with the Council's Policy. Mr Z M had notified him in July 2015 that he had been charged with two offences arising from the same incident. He had stated that he had initially intended to plead not guilty to both of them, but on legal advice had pleaded guilty to a lesser offence in place of the first charge, of which he had been convicted, and that the other charge had been dismissed. However, a DVLA report in respect of Mr Z M showed endorsements for two offences arising from the incident. The Senior Public Protection Officer provided Members with copies of the DVLA report. (A statement from Mr Z M had been circulated with the agenda report). The meeting was adjourned to allow Members time to read the DVLA report.

After the meeting reconvened, Mr Z M stated his case. He maintained that he had not committed the offences, and that it was not his vehicle that had been involved in the incident. He explained that he had thought that he had only been convicted of a single offence, because no penalty had been imposed in respect of the second charge. Mr Z M was questioned by Members. He did not wish to make a closing statement.

Following an adjournment, it was **RESOLVED** to issue Mr Z M with a stern warning in relation to his conduct.

Reasons

Members have had to determine what action to take against the holder of a combined Hackney Carriage/Private Hire Driver's Licence who has obtained convictions during the course of his licence. In doing so they took account of the Local Government (Miscellaneous Provisions) Act 1976, Human Rights Act 1998, case law and the Council's Policy.

Consideration of this matter had been deferred from the meeting of the LSC on 17th November, on the request of the licensee.

In making a determination Members took account of the licensee's oral representations, his statement, character references and balanced these against the information provided by the DVLA.

In making his representations, the licensee stated he had originally pleaded not guilty to the offences because he had no knowledge of the incident and believed the whole matter was based on a case of mistaken identity. Whilst he was prepared for the matter to go to trial, in order to reduce the risk of damage to himself, and to guarantee his personal freedom, he pleaded guilty on legal advice.

In making their determination Members were aware that they were not there to re-open the conviction but rather to take account of the licensee's oral and written representations and determine whether or not the Licensee remained a fit and proper person. Further they were mindful that each case should be decided on its own merits and that they may depart from their policy where there are reasons for doing so. Members noted from the Policy, that a serious view will be taken of any conviction obtained by a licensee whilst acting in the course of their employment and where there has been a conviction for a serious motoring offence, for example failing to stop and report an accident, a licensee is expected to remain conviction free for a period of 5 years.

Whilst taking a dim view of the offences Members noted that:

- i. No complaints had been recorded against the licensee since he first obtained a licence in 2004.
- ii. He had reported the charges brought against him to the Licensing Team.
- iii. The apparent leniency of sentence imposed by the court – the licensee was given a moderate level of fine and 7 penalty points for the careless driving offence and no separate penalty for the offence of failing to stop and report an accident.

On balance Members find Mr M is a fit and proper person to continue holding a licence however, they issued Mr M with a stern warning that should he appear before the LSC again in relation to his conduct, he was at risk of having his license revoked.

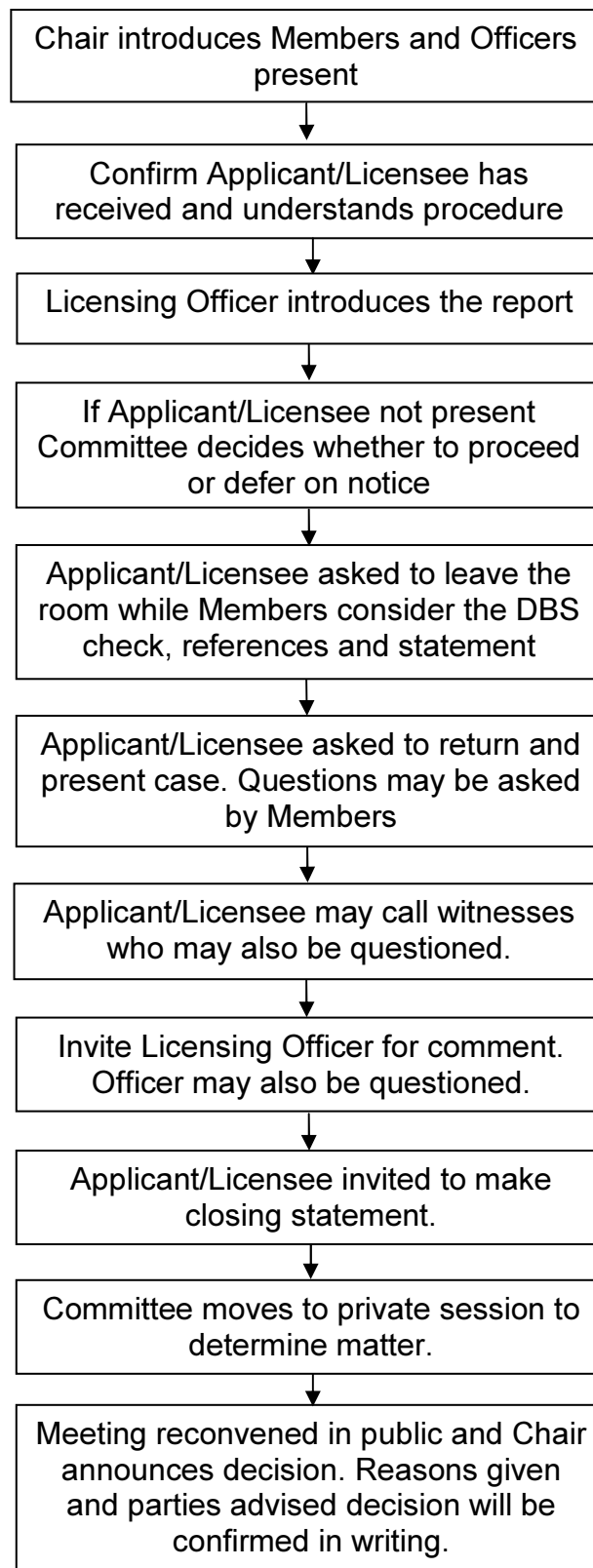
The meeting ended at 1.35 pm

Chair(person)

Date Confirmed and Signed

Prepared by Democratic Services

**LICENSING SUB-COMMITTEE
HACKNEY CARRIAGE (TAXI) AND
PRIVATE HIRE VEHICLES DRIVERS' LICENCE PROCEDURE**



This page is intentionally left blank

**Licensing Sub Committee
Hackney Carriage (taxi) and Private Hire
Driver Application Procedure**

1. The Chair will introduce Members of the Committee, introduce the Officers present, explain the procedure to be followed and ensure those present have received and understood that procedure.
2. The Licensing Officer will outline the nature of the matter to be considered by the Committee.
3. The Applicant, representative and/or witness is asked to leave the room while the Committee consider the Disclosure and Barring Service report, references and statement.
4. The Applicant, representative and/or witness returns and presents the case to the Committee.
5. The Applicant may be questioned about the matter by the Committee.
6. The Applicant may call witnesses in support of their application and each witness may be asked questions.
7. The Chair will ask the Licensing Officers present whether they wish to comment. If an Officer makes comment they may be asked questions.
8. The Applicant will be invited to make a closing statement.
9. The Chair will invite the Committee to move into private session to enable the Members to deliberate in private. The Committee will reconvene publicly if clarification of evidence is required and/or legal advice is required. The Committee may retire to a private room, or alternatively require vacation of the meeting room by all other persons.
10. Whilst in deliberation the Committee will be accompanied by Legal and Democratic Services Officers for the purpose of assisting them in drafting their reasoning for the decision.
11. The Committee will reconvene the meeting and the Chair will announce the Committee's decision with reasons and advise that the decision will be released in writing within the statutory time limits.

Updated November 2013

PLEASE NOTE:

- Where the Committee considers it necessary the procedure may be varied.
- In circumstances where a party fails to attend the Committee will consider whether to proceed in absence or defer to the next meeting. Should a matter be deferred the deferral notice will state that the matter may proceed in a party's absence on the next occasion. In deciding whether to proceed all notices, communications and representations will be considered.
- Only in **exceptional circumstances** will the Committee take account of additional late documentary or other information and will be at the discretion of the Chair and on notice to all the other parties. No new representations will be allowed at the hearing.
- The Committee will disregard all information or representations considered irrelevant.
- The hearing will take the form of a discussion. The Committee will allow parties to the proceedings to ask questions. Formal cross examination will be discouraged and, should they be necessary, supplementary questions allowed for clarification purposes only.
- Parties will have an equal amount of time to present their cases. Whilst time limits are at the Chair's discretion, in the interests of cost and efficiency, presentations will not normally exceed **twenty minutes** to include summarising the case. Time limits will not include the time taken for questions.

N.B.

1. Where there is more than one party making relevant representations the time allocated will be split between those parties.
 2. Where several parties are making the same or similar representations it is suggested that one representative is appointed to avoid duplication and to make the most efficient use of the allocated time.
 3. Where an objection is made by an association or local residents group, a duly authorised person – as notified to the Licensing authority – may speak on behalf of that association or local residents group.
- The Chair may request that persons behaving in a disruptive manner should leave the hearing and their return refused, or allowed subject to conditions. An excluded person is however, entitled to submit the information they would have been entitled to present had they not been excluded.
 - Bath & North East Somerset Council is committed to taking decisions in an honest, accountable and transparent fashion. On occasion however, it may be necessary to exclude members of the press and public pursuant to the Local Government Act 1972 Schedule 12 (a). In those circumstances reasons for such decisions will be given.
 - If a person has special needs regarding access, hearing or vision, this should be brought to the Licensing Authority's attention prior to the hearing so that reasonable adjustments may be made.

Access to Information Arrangements

Exclusion of access by the public to Council meetings

Information Compliance Ref: LGA-1649/15

Meeting / Decision: Licensing Sub-Committee

Date: 1st December 2015

Author: John Dowding

Exempt Report Title: Consideration of Conviction Obtained:

Exempt Appendix Title:

List of attachments to this report:

**Annex A – Current Combined Hackney Carriage/Private Hire Drivers
Licence.**

Annex B – Current Council Policy.

The Report contains exempt information, according to the categories set out in the Local Government Act 1972 (amended Schedule 12A). The relevant exemption is set out below.

Stating the exemption:

1. Information relating to any individual
2. Information which is likely to reveal the identity of an individual
3. Information relating to the financial or business affairs of any particular person (including the authority holding that information)

The public interest test has been applied, and it is concluded that the public interest in maintaining the exemption outweighs the public interest in disclosure at this time. It is therefore recommended that the Report be withheld from publication on the Council website. The paragraphs below set out the relevant public interest issues in this case.

PUBLIC INTEREST TEST

If the sub-Committee wishes to consider a matter with press and public excluded, it must be satisfied on two matters.

Firstly, it must be satisfied that the information likely to be disclosed falls within one of the accepted categories of exempt information under the Local Government Act 1972. The officer responsible for this item believes that this information falls within the following exemptions and this has been confirmed by the Council's Information Compliance Manager.

The following exemptions are engaged in respect to this report:

1. Information relating to any individual
2. Information which is likely to reveal the identity of an individual
3. Information relating to the financial or business affairs of any particular person (including the authority holding that information)

Exemptions 1 and 2 above must be considered in conjunction with the Principles of the Data Protection Act 1998 (DPA). It is considered that disclosure of the information in this report would breach the first principle of the DPA, which requires personal data to be fairly and lawfully processed. Further, as any information revealed by the Criminal Records Bureau check is likely to constitute sensitive personal data in terms of the DPA, this information cannot be disclosed by the Council without the explicit consent of the individual concerned.

Secondly, it is necessary to weigh up the arguments for and against disclosure on public interest grounds. It is considered that there is a public interest in information about individuals applying for taxi licences in the area, and in particular, information as to the backgrounds of those individuals.

Other factors in favour of disclosure include:

- furthering public understanding of the issues involved;
- furthering public participation in the public debate of issues, in that disclosure would allow a more informed debate;
- promoting accountability and transparency by the Council for the decisions it takes;
- allowing individuals and companies to understand decisions made by the Council affecting their lives and assist individuals to challenge those decisions.

However there is a real risk that the first Principle of the DPA will be breached by this disclosure, and that the individual/s concerned could bring a successful action against the Council if the disclosure occurred. Therefore it is recommended that exemptions 1 and 2 in Schedule 12A stand. The Council considers that the public interest is in favour of not holding this matter in open session at this time and that any reporting on the meeting is prevented in accordance with Section 100A(5A)

Due to the factors outlined above, further consideration has not been given to the application of exemption 3 of Schedule 12A.

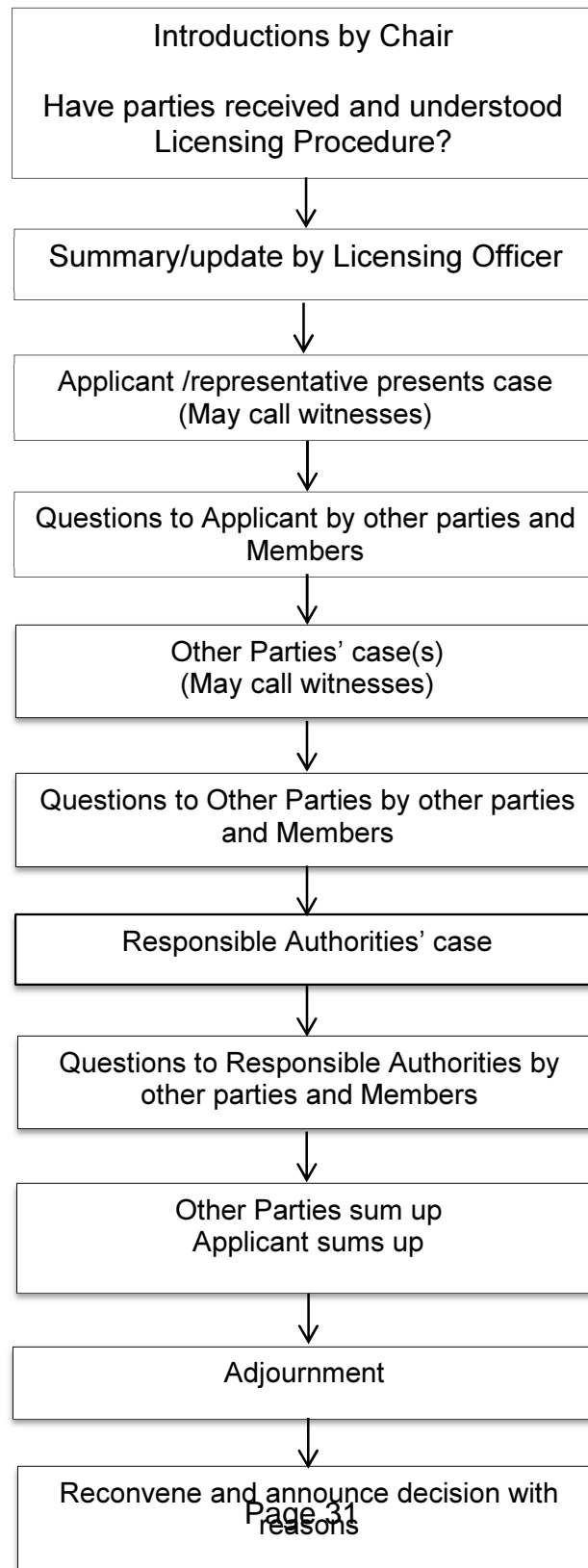
By virtue of paragraph(s) 1, 2, 3 of Part 1 of Schedule 12A
of the Local Government Act 1972.

Document is Restricted

This page is intentionally left blank

**LICENSING SUB-COMMITTEE
LICENSING ACT 2003
PROCEDURE FOR NEW APPLICATIONS AND VARIATIONS**

*The parties will be allowed an equal maximum period of time not normally exceeding **twenty minutes**. Where more than one party make representations the time should be split equally between them. Where several parties make similar representations one representative should be appointed avoiding duplication and making the best use of the available time*



This page is intentionally left blank

**LICENSING SUB-COMMITTEE
LICENSING ACT 2003
PROCEDURE FOR HEARING AN APPLICATION FOR A NEW PREMISES
LICENCE OR FOR A VARIATION OF A PREMISES LICENCE**

*The Chair will allow the parties an equal maximum period of time in which to make representations that will not normally exceed **twenty minutes**. Where more than one party makes relevant representations this time will be split between the parties and where several parties make similar representations it is suggested one representative is appointed to avoid duplication.*

The term “party” or “parties” will mean anyone to whom notice of this meeting has been given.

1. The Chair will introduce Members of the Sub-Committee, the 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.
3. (i) The Applicant/Licence Holder , or representative, addresses the Sub-Committee who may be asked relevant questions by the other parties and Members.
(ii) witnesses may be called in support of the application who may be asked relevant questions by the other parties and Members.
4. (i) Any party making relevant representations, or representative, will address the Sub-Committee who may be asked relevant questions by the Applicant, other parties and Members.
(ii) witnesses may be called in support of such representations who may be asked relevant questions by the Applicant, other parties and Members.
5. Responsible Authorities making representation will address the Committee and may be asked relevant questions by the Applicant, other parties and Members.
6. The other parties will be invited in turn to summarise their representations.

Responsible Authorities will be invited to summarise their representations

The Applicant/ Licence Holder will be invited to summarise the application.

8. *The Chair will invite the Committee to move into private session to enable the Members to deliberate in private. The Committee will reconvene publicly if clarification of evidence is required and/or legal advice is required. The Committee may retire to a private room, or alternatively require vacation of the room by all other persons.*

Whilst in deliberation the Committee will be accompanied by Legal and Democratic Service Officers for the purpose of assisting them in drafting their reasoning for the decision.

The Committee will reconvene the meeting and the Chair will announce the Committee’s decision with reasons and advise that the decision will be released in writing within the statutory time limits 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.
- In circumstances where a party fails to attend the Committee will consider whether to proceed in absence. Should a matter be deferred the deferral notice will state that the matter may proceed in a party's absence on the next occasion. In deciding whether to proceed all notices, communications and representations 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 and parties will be able to ask questions as set out above. However, 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.
- Where there is more than one party making relevant representations the time allocated will be split between those parties.
- Where several parties are making the same or similar representations it is suggested that one representative is appointed to avoid duplication and make efficient use of the allocated time.
- Where an objection is made by an association or residents group, a duly authorised person – as notified to the Licensing Authority – may speak on behalf of that association or group.
- The Chair may request that persons behaving in a disruptive manner should leave the hearing and their return refused, or allowed subject to conditions. An excluded person is however, entitled to submit the information they would have been entitled to present had they not been excluded.

Bath & North East Somerset Council is committed to taking decisions in an honest, accountable and transparent fashion. On occasion however, it may be necessary to exclude members of the press and public pursuant to the Local Government Act 1972 Schedule 12 (a). In those circumstances reasons for such decisions will be given.

Bath & North East Somerset Council

MEETING:	Licensing Sub-Committee	AGENDA ITEM NUMBER
MEETING DATE:	Thursday 15 December 2015	
TITLE:	Application to Vary the Premises Licence for The Bell , 103 Walcot Street, Bath. BA1 5BW.	
WARD:	Abbey.	
AN OPEN PUBLIC ITEM		
List of attachments to this report:		
Annex A	Application to Vary the Premises Licence	
Annex B	Current Premises Licence	
Annex C	Plan of Premises	
Annex D	Site Plan	
Annex E	Representations received from other persons	

1 THE ISSUE

1.1 An application has been received for the variation of an existing Premises Licence under Section 34 of the Licensing Act 2003 in respect of **The Bell**, 103 Walcot Street, Bath. BA1 5BW.

2 RECOMMENDATION

2.1 That the Licensing Sub-Committee determines the application.

3 RESOURCE IMPLICATIONS (FINANCE, PROPERTY, PEOPLE)

3.1 The costs of processing licences are covered by the fees charged. The fee for this application is £190.00.

4 STATUTORY CONSIDERATIONS AND BASIS FOR PROPOSAL

4.1 An Equality Impact Assessment (EqIA) has been completed. No adverse or other significant issues were found.

4.2 Consideration must be given to the Human Rights Act 1998 and the "convention rights".

4.3 The Licensing Sub-Committee has been delegated authority to determine the application on behalf of the Licensing Authority in accordance with the Licensing Act 2003.

4.4 When reaching a decision, the Licensing Authority must carry out its functions with a view to promoting the four licensing objectives.

5 THE REPORT

5.1 An application has been received to vary an existing premises licence (**Annex A**).

5.2 The current premises licence as detailed in **Annex B** authorises the following:

1) **The Sale of Alcohol**, for consumption **on** the premises:

Monday and Saturday 10:00 – 23:00

Sunday 12:00 – 22:30

2) **Performance of Dance** (Indoors only).

Monday to Saturday 11:30 – 15:00

Monday to Saturday 20:00 – 23:00

Sunday 12:00 – 15:00

Sunday 20:00 – 22:30

3) **Exhibition of Film** (Indoors only)

Sunday 20:00 - 22:30

4) **Performance of Live Music** (Indoors only).

Monday to Saturday 11:30 – 15:00

Monday to Saturday 20:00 – 23:00

Sunday 12:00 – 15:00

Sunday 20:00 – 22:30

5) **Performance of Recorded Music**.

Monday to Saturday 11:30 – 15:00

Monday to Saturday 20:00 – 23:00

Sunday 12:00 – 15:00

Sunday 20:00 – 22:30

6) **Other Entertainments within the Act** (Indoors only).

Monday to Saturday 11:30 – 15:00

Monday to Saturday 20:00 – 23:00

Sunday 12:00 – 15:00

Sunday 20:00 – 22:30

7) **Performance of Plays** (Indoors only).

Sunday 20:00 – 22:30

8) **Non-standard timings for the Sale of Alcohol:**

Sale of Alcohol - From normal activity start time on New Year's Eve until normal activity finish time on New Year's Day.

9) **Licensable activities for the Function Room:**

Sale of Alcohol:

Monday to Friday: 10:30 to 23:00 hours

Saturday: 10:30 to 02:00 hours

Sunday: 12:00 to 22:30 hours.

Performance of Dance –

Monday to Friday: 11:30 to 15:00 and 20:00 to 23:00 hours

Saturday: 11:30 to 15:00 and 20:00 to 02:00 hours

Sunday: 12:00 to 15:00 and 20:00 to 22:30 hours.

Performance of Live Music –

Monday to Friday: 11:30 to 15:00 and 20:00 to 23:00 hours

Saturday: 11:30 to 15:00 and 20:00 to 02:00 hours

Sunday: 12:00 to 15:00 and 20:00 to 22:30 hours.

Performance of Recorded Music –

Monday to Friday: 11:30 to 15:00 and 20:00 to 23:00 hours

Saturday: 11:30 to 15:00 and 20:00 to 02:00 hours

Sunday: 12:00 to 15:00 and 20:00 to 22:30 hours.

Other Entertainment within Act –

Monday to Friday: 11:30 to 15:00 and 20:00 to 23:00 hours

Saturday: 11:30 to 15:00 and 20:00 to 02:00 hours

Sunday: 12:00 to 15:00 and 20:00 to 22:30 hours.

10) **Opening Hours**

Monday to Friday	10:00 - 00:00
Friday	10:00 - 00:00
Saturday	10:00 - 02:30
Sunday	12:00 - 23:30

From normal opening time on New Year's Eve until normal opening time on 1 January.

7) **Conditions attached to the premises licence**

Annex 1 – Mandatory conditions

These are a standard set of conditions prescribed by Parliament which apply to all premises. These conditions can be found on the premises licence at **Annex B** of this report.

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

There are to be no irresponsible drinks promotions or happy hours.

The playing of live music in the garden will not be permitted.

A notice will be displayed reminding customers to leave the premises quietly.

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

On 30 September 2005 the Sub-Committee granted the application for a variation of the applied for licence subject to the following conditions, namely:

Subject to the Mandatory Conditions under Sections 19 & 20 of the Licensing Act 2003.

Subject to the additional conditions as specified in the operating schedule.

Subject to the following further conditions as specified by the Sub-Committee;

The function room shall be allowed to operate at the applied for extended hours on Saturdays on no more than 15 occasions per year. All doors and windows shall be closed during the provision of regulated entertainment, save for access and egress.

Subject to the following times for opening, the sale of alcohol and the provision of regulated entertainment, namely:

Opening hours –

Sunday	12:00 - 23:30
Monday - Friday	10:00 - 00:00
Saturday	10:00 - 02:30

Sale of Alcohol (Main Bar) –

Sunday	12:00 - 22:30
Monday - Saturday	10:00 - 23:00

Sale of Alcohol (Function Room) –

Sunday	12:00 - 22:30
Monday - Friday	10:30 - 23:00
Saturday	10:30 - 02:00

Provision of Regulated Entertainment (by way of Live and Recorded Music, Dance, Similar Entertainment and the Provision of Facilities for Making Music, Dancing and Similar Entertainment) -

Main Bar –

Sunday	12:00 - 15:00 and 20:00 - 22:30
Monday - Saturday	11:30 - 15:00 and 20:00 - 23:00

Function Room –

Sunday	12:00 - 15:00 and 20:00 - 22:30
Monday - Friday	11:30 - 15:00 and 20:00 - 23:00
Saturday	11:30 - 15:00 and 20:00 - 02:00

Provision of Regulated Entertainment (by way of Films and Plays) –

Sunday	20:00 - 22:30
--------	---------------

The above times shall be in addition to the seasonal variations as applied for and set out in the Operating Schedule.

5.3 The variation application seeks:-

▪ **To Extend the sale of alcohol for consumption on the premises:-**

Monday to Thursday	10:00 – 00:00
Fridays and Saturdays	10:00 – 01:00
Sunday	10:30 – 23:30

▪ **To Extend Live Music (Indoors only):-**

Monday to Saturday	11:00 – 23:15
Sunday	11:00 – 23:00

▪ **To Extend Recorded Music (Indoors only):-**

Monday to Thursday	11:00 – 00:00
Fridays and Saturdays	11:00 – 01:00
Sunday	11:00 – 23:30

▪ **To Extend Opening Times:-**

Monday to Thursday	10:00 – 00:30
Fridays and Saturdays	10:00 – 01:30
Sunday	10:00 – 00:00

▪ **To Add Late Night Refreshments:-**

Monday to Thursday	23:00 – 00:00
Fridays and Saturdays	23:00 – 01:00
Sunday	23:00 – 23:30

▪ **To Remove:-**

The playing of live music in the garden will not be permitted.

The Conditions attached to the Public Entertainment Licence.

5.4 The plan submitted with the application can be found in **Annex C**

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

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

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

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

- 5.7 The Licensing Authority may vary and grant the application with or without additional conditions if they consider it appropriate and proportionate to do so.
- 5.8 The Licensing Authority can refuse the variation, or part of the variation, for the promotion of the licensing objectives.
- 5.9 The Licensing Authority may not however do anything to reduce the effect of the rights granted by the existing premises licence.
- 5.10 Section 4(3) Licensing Act 2003 states that the Licensing Authority should also have regard to the Council's Licensing Policy and Statutory Guidance issued under Section 182 of the Licensing Act 2003 and in particular:-
- a) Paragraphs 3-6, 8-10, 13-14, 16-23, 27, 33-36, 38-41 and 43 of the policy as revised in 2015.
 - b) Chapters 8, 9 and 10 of the Statutory Guidance (as revised March 2015)
 - c) Sections 4, 9, 10, 13, 34, 35, 36, 182 and 183 of the Act.
- 5.11 The Licensing Authority recognises that Licensing and Planning are separate regimes. Where an application is granted by the Licensing Authority which would require planning permission this would not relieve the applicant of the need to obtain that permission. It will still be necessary for the applicant to ensure that he/she has **ALL** the necessary permissions in place to enable them to run the business within the law.
- 5.12 If the application is refused the applicant may appeal within 21 days of the notification to the Magistrates Court.
- If the application is granted the person making the relevant representation may appeal within 21 days of the notification to the Magistrates Court.
- On appeal the court may either dismiss the appeal; substitute the decision appealed against for any other decision which could have been made by the Licensing Authority, or remit the case to the Licensing Authority to dispose of it in accordance with the direction of the court. The court may make such order for costs as it thinks fit.
- 5.13 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, the Health Authority and the Child Protection Agency.
- 5.14 The applicant is required to place a notice at the premises for a period of 28 days starting the day after the application is made and place an advert in a local newspaper within 10 working days of submitting the application to the licensing authority.
- 5.15 Relevant representations have been received from local residents. All representations express concerns that the applicant's proposals will undermine the Prevention of Public Nuisance licensing objective. (Annex E).
- 5.16 The premises licence allows the consumption of alcohol 'on the premises' and falls within the cumulative impact area. As a representation has been received, there is a rebuttable presumption that the application will be refused unless the applicant has demonstrated that the application promotes the licensing objectives and would be unlikely to add significantly to the cumulative impact.
- 5.17 This report has not been sent to the Trades Union because they would have no involvement in this application.

6 RATIONALE

- 6.1 As relevant representations have been received the Licensing Sub-Committee must determine the application in accordance with the Licensing Act 2003.

7 OTHER OPTIONS CONSIDERED

- 7.1 None

8 CONSULTATION

- 8.1 In accordance with the Licensing Act 2003 (Premises Licence and Club Premises Certificate) Regulations 2005, the applicant has given notice of the application to all the relevant Responsible Authorities and has advertised the application in the manner prescribed, both at the premises and within a local publication.

9 RISK MANAGEMENT

- 9.1 A risk assessment related to the issue and the recommendations has been undertaken in compliance with the Council's decision making risk management guidance.

10 ADVICE SOUGHT

- 10.1 The Council's Monitoring Officer (Divisional Director – Legal & Democratic Services), s.151 Officer (Divisional Director – Finance) and the Divisional Director have had the opportunity to input to this report and have cleared it for publication.

Background papers	Licensing Act 2003; Guidance issued under s.182 of the Licensing Act 2003; Licensing Act 2003 (Premises and Club Premises Certificates) Regulations 2005; B&NES Statement of Licensing Policy
Contact person	Mike Dando, Senior Public Protection Officer (Licensing Enforcement) 01225 477946

Application to vary a premises licence under the Licensing Act 2003

PLEASE READ THE FOLLOWING INSTRUCTIONS FIRST

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

You may wish to keep a copy of the completed form for your records.

I/We **THE BELL INN LTD**

(Insert name(s) of applicant)

being the premises licence holder, apply to vary a premises licence under section 34 of the Licensing Act 2003 for the premises described in Part 1 below

Premises licence number 14/03895/LAPRE

Part 1 – Premises Details

Postal address of premises or, if none, ordnance survey map reference or description THE BELL, 103 WALCOT STREET			
Post town	BATH	Postcode	BA1 5BW
Telephone number at premises (if any)	01225 460426		
Non-domestic rateable value of premises	£		

Part 2 – Applicant details

Daytime contact telephone number		07970882930	
E-mail address (optional)		a.rron@yahoo.co.uk	
Current postal address if different from premises address			
Post town		Postcode	

Part 3 - Variation

Please tick as appropriate

Do you want the proposed variation to have effect as soon as possible? ☒ Yes ☐ No

If not, from what date do you want the variation to take effect?

DD	MM	YYYY
<input type="text"/>	<input type="text"/>	<input type="text"/>

Do you want the proposed variation to have effect in relation to the introduction of the late night levy?
 (Please see guidance note 1) ☐ Yes ☒ No

Please describe briefly the nature of the proposed variation (Please see guidance note 2)

Extend the Sale of Alcohol for consumption on the premises, Mondays to Thursdays from 10.00 to 00.00 hours, Fridays and Saturdays from 10.00 to 01.00 hours and on Sundays from 10.30 to 23.30 hours.

Extend live music, Mondays to Saturdays from 11.00 to 23.15 hours and on Sundays from 11.00 to 23.00 hours

Extend recorded music, Mondays to Thursdays from 11.00 to 00.00, Fridays and Saturdays from 11.00 to 01.00 hours and on Sundays from 11.00 to 23.30 hours

To extended opening times, Mondays to Thursdays 10.00 to 00.30, Fridays and Saturdays from 10.00 to 01.30 and Sundays from 10.00 to 00.00 hours.

Extend late night Refreshment, Mondays to Thursdays 23.00 to 00.00 hours, Fridays and Saturdays from 23.00 to 01.00 hours and Sundays from 23.00 to 23.30 hours.

To remove the conditions attached to the public entertainment licence.

If your proposed variation would mean that 5,000 or more people are expected to attend the premises at any one time, please state the number expected to attend:

Part 4 Operating Schedule

Please complete those parts of the Operating Schedule below which would be subject to change if this application to vary is successful.

Provision of regulated entertainment**Please tick all that apply**

- | | |
|---|--------------------------|
| 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) | X |
| f) recorded music (if ticking yes, fill in box F) | X |
| 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 late night refreshment (if ticking yes, fill in box I) X

Supply of alcohol (if ticking yes, fill in box J) X

In all cases complete boxes K, L and M

A

Plays Standard days and timings (please read guidance note 7)			<u>Will the performance of a play take place indoors or outdoors or both – please tick</u> (please read guidance note 3)	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 4)		
Mon					
Tue					
Wed			<u>State any seasonal variations for performing plays</u> (please read guidance note 5)		
Thur					
Fri					
Sat			<u>Non standard timings. Where you intend to use the premises for the performance of plays at different times to those listed in the column on the left, please list</u> (please read guidance note 6)		
Sun					

B

Films Standard days and timings (please read guidance note 7)			Will the exhibition of films take place indoors or outdoors or both – please tick (please read guidance note 3)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	Please give further details here (please read guidance note 4)		
Mon					
Tue					
Wed			State any seasonal variations for the exhibition of films (please read guidance note 5)		
Thur					
Fri					
Sat			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 6)		
Sun					

C

Indoor sporting events Standard days and timings (please read guidance note 7)			<u>Please give further details</u> (please read guidance note 4)
Day	Start	Finish	
Mon			
Tue			<u>State any seasonal variations for indoor sporting events</u> (please read guidance note 5)
Wed			
Thur			
Fri			<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 6)
Sat			
Sun			

D

Boxing or wrestling entertainments Standard days and timings (please read guidance note 7)			Will the boxing or wrestling entertainment take place indoors or outdoors or both – please tick (please read guidance note 3)	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 4)		
Mon					
Tue					
Wed			<u>State any seasonal variations for boxing or wrestling entertainment</u> (please read guidance note 5)		
Thur					
Fri					
Sat			<u>Non standard timings. Where you intend to use the premises for boxing or wrestling entertainment at different times to those listed in the column on the left, please list</u> (please read guidance note 6)		
Sun					

E

Live music Standard days and timings (please read guidance note 7)			<u>Will the performance of live music take place indoors or outdoors or both – please tick</u> (please read guidance note 3)	Indoors	X <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 4)		
Mon	11.00	23.15			
Tue	11.00	23.15	<u>State any seasonal variations for the performance of live music</u> (please read guidance note 5)		
Wed	11.00	23.15	<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 6)		
Thur	11.00	23.15			
Fri	11.00	23.15			
Sat	11.00	23.15			
Sun	11.00	23.00			

F

Recorded music Standard days and timings (please read guidance note 7)			Will the playing of recorded music take place indoors or outdoors or both – please tick (please read guidance note 3)	Indoors	<input checked="checked" type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	<u>Please give further details here</u> (please read guidance note 4)		
Mon	11.00	00.00			
Tue	11.00	00.00			
Wed	11.00	00.00	<u>State any seasonal variations for the playing of recorded music</u> (please read guidance note 5)		
Thur	11.00	00.00			
Fri	11.00	01.00			
Sat	11.00	01.00	<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 6)		
Sun	11.00	23.30			

G

Performances of dance Standard days and timings (please read guidance note 7)			<u>Will the performance of dance take place indoors or outdoors or both – please tick</u> (please read guidance note 3)	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 4)		
Mon					
Tue					
Wed			<u>State any seasonal variations for the performance of dance</u> (please read guidance note 5)		
Thur					
Fri					
Sat			<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 6)		
Sun					

H

Anything of a similar description to that falling within (e), (f) or (g) Standard days and timings (please read guidance note 7)			Please give a description of the type of entertainment you will be providing		
Day	Start	Finish	<u>Will this entertainment take place indoors or outdoors or both – please tick</u> (please read guidance note 3)	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 4)		
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 5)		
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 6)		
Sun					

I

Late night refreshment Standard days and timings (please read guidance note 7)			Will the provision of late night refreshment take place indoors or outdoors or both – please tick (please read guidance note 3)	Indoors	X
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	Please give further details here (please read guidance note 4)		
Mon	23.00	00.00			
Tue	23.00	00.00			
Wed	23.00	00.00	State any seasonal variations for the provision of late night refreshment (please read guidance note 5)		
Thur	23.00	00.00			
Fri	23.00	01.00			
Sat	23.00	01.00	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 (please read guidance note 6)		
Sun	23.00	23.30			

J

Supply of alcohol Standard days and timings (please read guidance note 7)			Will the supply of alcohol be for consumption – please tick (please read guidance note 8)	On the premises	X
				Off the premises	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	State any seasonal variations for the supply of alcohol (please read guidance note 5)		
Mon	10.00	00.00			
Tue	10.00	00.00			
Wed	10.00	00.00			
Thur	10.00	00.00	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 6)		
Fri	10.00	01.00			
Sat	10.00	01.00			
Sun	10.30	23.30			

K

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 9).

NONE

L

Hours premises are open to the public Standard days and timings (please read guidance note 7)			State any seasonal variations (please read guidance note 5)
Day	Start	Finish	
Mon	10.00	00.30	
Tue	10.00	00.30	
Wed	10.00	00.30	
Thur	10.00	00.30	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 6)
Fri	10.00	01.30	
Sat	10.00	01.30	
Sun	10.00	00.00	

Please identify those conditions currently imposed on the licence which you believe could be removed as a consequence of the proposed variation you are seeking.

Conditions attached to the public entertainment licence

The playing of live music in the garden will not be permitted

Please tick as appropriate

- I have enclosed the premises licence ☐
- I have enclosed the relevant part of the premises licence ☐

If you have not ticked one of these boxes, please fill in reasons for not including the licence or part of it below

Reasons why I have not enclosed the premises licence or relevant part of premises licence.
I do not have an original copy of the premises licence

M

Describe any additional steps you intend to take to promote the four licensing objectives as a result of the proposed variation:

a) General – all four licensing objectives (b, c, d and e) (please read guidance note 10)

All persons involved in the sale and supply of alcohol will be trained in such sales and records kept at the premises of the training. Records will be made available to the police and licensing authority on request.

b) The prevention of crime and disorder

A digital CCTV system will be fitted and maintained at the premises in consultation with the police. The recordings will be of evidential quality and kept for a minimum of 31 days. They will be time and date marked and available to the police on request. Notices to be displayed at the entrances to the premises advising that CCTV is in operation.

Where a risk assessment by the DPS and/or at the written request of the police or licensing authority, door staff will be on duty to supervise all patrons entering and leaving and to ensure the good order of the premises.

c) Public safety

A challenge 21 scheme shall be operated at all times when the premises is selling alcohol

Proof of age will be required from any person who appears under the age of 21

d) The prevention of public nuisance

Signs are to be displayed at each exit to encourage patrons to leave quietly

All doors and windows will be kept closed after 23.00 hours to reduce noise outbreak, except for access and egress

The placing of bottles into receptacles outside the premises is only permitted to take place between the hours of 09.00 and 17.00

e) The protection of children from harm

A challenge 21 scheme shall be operated at all times when the premises are selling alcohol. Proof of age will be required from any person who appears under 21.

Checklist:**Please tick to indicate agreement**

- I have made or enclosed payment of the fee; or
I have not made or enclosed payment of the fee because this application has been made in relation to the introduction of the late night levy. X
- I have sent copies of this application and the plan to responsible authorities and others where applicable. X
- I understand that I must now advertise my application. X
- I have enclosed the premises licence or relevant part of it or explanation. X
- I understand that if I do not comply with the above requirements my application will be rejected. X

IT IS AN OFFENCE, LIABLE ON SUMMARY CONVICTION TO A FINE NOT EXCEEDING LEVEL 5 ON THE STANDARD SCALE, UNDER SECTION 158 OF THE LICENSING ACT 2003, TO MAKE A FALSE STATEMENT IN OR IN CONNECTION WITH THIS APPLICATION.

Part 5 – Signatures (please read guidance note 11)

Signature of applicant (the current premises licence holder) or applicant's solicitor or other duly authorised agent (please read guidance note 12). **If signing on behalf of the applicant, please state in what capacity.**

Signature	Arron Whan
Date	19/10/2015
Capacity	General Manager / DPS

Where the premises licence is jointly held, signature of 2nd applicant (the current premises licence holder) or 2nd applicant's solicitor or other authorised agent (please read guidance note 13). **If signing on behalf of the applicant, please state in what capacity.**

Signature	
Date	
Capacity	

Contact name (where not previously given) and address for correspondence associated with this application (please read guidance note 14)

Arron Whan
The Bell, 103 Walcot street

Post town	Bath	Post code	BA1 5BW
Telephone number (if any)	07970882930		
If you would prefer us to correspond with you by e-mail, your e-mail address (optional)			
a.rron@yahoo.co.uk			

Notes for Guidance

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

1. You do not have to pay a fee if the only purpose of the variation for which you are applying is to avoid becoming liable to the late night levy.
2. 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.
3. Where taking place in a building or other structure please tick as appropriate (indoors may include a tent).
4. For example state type of activity to be authorised, if not already stated, and give relevant further details, for example (but not exclusively) whether or not music will be amplified or unamplified.
5. For example (but not exclusively), where the activity will occur on additional days during the summer months.
6. For example (but not exclusively), where you wish the activity to go on longer on a particular day e.g. Christmas Eve.
7. 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.
8. If you wish people to be able to consume alcohol on the premises, please tick 'on the premises'. If you wish people to be able to purchase alcohol to consume away from the premises, please tick 'off the premises'. If you wish people to be able to do both, please tick 'both'.
9. 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 or the presence of gaming machines.
10. Please list here steps you will take to promote all four licensing objectives together.
11. The application form must be signed.
12. An applicant's agent (for example solicitor) may sign the form on their behalf provided that they have actual authority to do so.
13. Where there is more than one applicant, each of the applicants or their respective agents must sign the application form.
14. This is the address which we shall use to correspond with you about this application.

**Schedule 12
Part A**

Regulation 33, 34

Premises Licence

Premises Licence Number	15/01412/LAPRE
--------------------------------	----------------

Part 1 – Premises Details

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

The Bell
103 Walcot Street
Bath
BA1 5BW

Telephone number 01225 460426

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 Saturday	10:00 - 23:00
Sunday	12:00 - 22:30

Performance of Dance (Indoors only)

Monday to Saturday	11:30 - 15:00
Monday to Saturday	20:00 - 23:00
Sunday	12:00 - 15:00
Sunday	20:00 - 22:30

Exhibition of a Film (Indoors only)

Sunday	20:00 - 22:30
--------	---------------

Performance of Live Music (Indoors only)

Monday to Saturday	11:30 - 15:00
Monday to Saturday	20:00 - 23:00
Sunday	12:00 - 15:00
Sunday	20:00 - 22:30

Performance of Recorded Music (Indoors only)

Monday to Saturday	11:30 - 15:00
Monday to Saturday	20:00 - 23:00
Sunday	12:00 - 15:00
Sunday	20:00 - 22:30

Other Entertainment within Act (Indoors only)

Monday to Saturday	11:30 - 15:00
Monday to Saturday	20:00 - 23:00
Sunday	12:00 - 15:00
Sunday	20:00 - 22:30

Performance of a Play (Indoors only)

Sunday	20:00 - 22:30
--------	---------------

Sale of Alcohol - From normal activity start time on New Year's Eve until normal activity finish time on New Year's Day.

Licensable activities for the Function Room:

Sale of Alcohol:

Monday to Friday: 10:30 to 23:00 hours

Saturday: 10:30 to 02:00 hours

Sunday: 12:00 to 22:30 hours.

Performance of Dance - Monday to Friday: 11:30 to 15:00 and 20:00 to 23:00 hours

Saturday: 11:30 to 15:00 and 20:00 to 02:00 hours

Sunday: 12:00 to 15:00 and 20:00 to 22:30 hours.

Performance of Live Music - Monday to Friday: 11:30 to 15:00 and 20:00 to 23:00 hours

Saturday: 11:30 to 15:00 and 20:00 to 02:00 hours

Sunday: 12:00 to 15:00 and 20:00 to 22:30 hours.

Performance of Recorded Music - Monday to Friday: 11:30 to 15:00 and 20:00 to 23:00 hours

Saturday: 11:30 to 15:00 and 20:00 to 02:00 hours

Sunday: 12:00 to 15:00 and 20:00 to 22:30 hours.

Other Entertainment within Act - Monday to Friday: 11:30 to 15:00 and 20:00 to 23:00 hours

Saturday: 11:30 to 15:00 and 20:00 to 02:00 hours

Sunday: 12:00 to 15:00 and 20:00 to 22:30 hours.

The opening hours of the premises

Monday to Friday	10:00 - 00:00
Friday	10:00 - 00:00
Saturday	10:00 - 02:30
Sunday	12:00 - 23:30

From normal opening time on New Year's Eve until normal opening time on 1 January.

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

Alcohol is supplied for consumption on the premises

Part 2**Name, (registered) address, telephone number and email (where relevant) of holder of premises licence**

The Bell Inn (Bath) Limited
 103 Walcot Street
 Bath
 BA1 5BW
 07900 956002
 a.rron@yahoo.co.uk

Registered number of holder, for example company number, charity number (where applicable)**Name, address and telephone number of designated premises supervisor where the premises licence authorises for the supply of alcohol**

Mr Arron John Whan
 103 Walcot Street
 Bath
 BA1 5BW

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

05/00334

Oxford City 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 20 April 2015

Annex 1 – Mandatory conditions

Mandatory conditions in respect of premises supplying alcohol for consumption on the premises only, or both on and off the premises:

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.

From 28 May 2014:

The Licensing Act 2003 (Mandatory Licensing Conditions) Order 2014

1. A relevant person shall ensure that no alcohol is sold or supplied for consumption on or off the premises for a price which is less than the permitted price.

2. For the purposes of the condition set out in paragraph 1:

(a) "duty" is to be construed in accordance with the Alcoholic Liquor Duties Act 1979(a)*;

(b) "permitted price" is the price found by applying the formula:

$$P = D + (D \times V)$$

where:

(i) P is the permitted price,

(ii) D is the rate of duty chargeable in relation to the alcohol as if the duty were charged on the date of the sale or supply of the alcohol, and

(iii) V is the rate of value added tax chargeable in relation to the alcohol as if the value added tax were charged on the date of the sale or supply of the alcohol;

(c) "relevant person" means, in relation to premises in respect of which there is in force a premises licence:

(i) the holder of the premises licence,

(ii) the designated premises supervisor (if any) in respect of such a licence, or

(iii) the personal licence holder who makes or authorises a supply of alcohol under such a licence;

(d) "relevant person" means, in relation to premises in respect of which there is in force a club premises certificate, any member or officer of the club present on the premises in a capacity which enables the member or officer to prevent the supply in question; and

(e) "valued added tax" means value added tax charged in accordance with the Value Added Tax Act 1994(b)*.

3. Where the permitted price given by Paragraph (b) of paragraph 2 would (apart from this paragraph) not be a whole number of pennies, the price given by that sub-paragraph shall be taken to be the price actually given by that sub-paragraph rounded up to the nearest penny.

4. (1) Sub-paragraph (2) applies where the permitted price given by Paragraph (b) of paragraph 2 on a day ("the first day") would be different from the permitted price on the next day ("the second day") as a result of a change to the rate of duty or value added tax.

(2) The permitted price which would apply on the first day applies to sales or supplies of alcohol which take place before the expiry of the period of 14 days beginning on the second day.

(a)* 1979 c. 4. Section 1 was amended by regulation 2 of the Excise Duty (Amendment of the Alcoholic Liquor Duties Act 1979 and the Hydrocarbon Oil Duties Act 1979) Regulations 1992 (S.I. 1992/3158), section 162 of and Part 1 of Schedule 29 to the Finance Act 1995 (c. 4), section 7 of and paragraph 2(a) of Schedule 2 to the Finance Act 1991(c. 31), section 3 of the Finance Act 1993 (c. 34), section 227 of and paragraph 51 of Schedule 39 to the Finance Act 2012 (c. 14), section 1 of the Finance Act 1995, section 1 of and Part 2 of Schedule 1 to the Finance Act 1988 (c. 39), section 5 of the Finance Act 1997 (c. 16) and Article 2 of the Alcoholic Liquor Duties (Definition of Cider) Order 2010 (S.I. 2010/1914). Section 2 was amended by article 6 of the Alcoholic Liquors (Amendment of Enactments Relating to Strength and to Units of Measurement) Order 1979 (S.I. 1979/241), regulation 2 of S.I. 1992/3158, section 11 of and Part 2 of Schedule 8 to the Finance Act 1981 (c. 35), section 7 of and paragraph 3 of Schedule 2 to the Finance Act 1991 and section 5 of the Finance Act 1997. Section 3 was amended by article 7 of S.I. 1979/241. Section 4 was amended by article 8 of S.I. 1979/241, section 15 of and paragraphs 2 and 3 of Schedule 1 to the Finance Act 2011 (c. 11) and section 227 of and paragraphs 51 of Schedule 39 to the Finance Act 2012 (c. 14). Section 5 was amended by section 1 of the Finance Act 1982 (c. 39) and section 180 of the Finance Act 2013. Section 36 was amended by section 7 of the Finance Act 1991, section 4 of and paragraph 1 of Schedule 1 to the Finance Act 2002 (c. 23), sections 14 and 15 of paragraphs 2 and 4 of Schedule 1 to the Finance Act 2011, section 180 of the Finance Act 2013 and section 1 of and paragraph 9 of Schedule 1 to the Finance Act (No. 2) Act 1992 (c. 48). Section 37 was amended by section 15 of and paragraph 1 of Schedule 1 to the Finance Act 2011 and section 180 of the Finance Act 2013. Section 54 was amended by section 1 of and paragraph 12 of Schedule 1 to the Finance (No. 2) Act 1992 and section 5 of the Finance Act 1985 (c. 54). Section 55 was amended by section 1 of the Finance Act 1984 (c. 43) and section 1 of and paragraph 13 of Schedule 1 to the Finance (No. 2) Act 1992. Section 62 was amended by section 3 of the Finance Act 1996 (c. 8), section 10 of the Finance (No.2) Act

1997 (c. 58), section 180 of the Finance Act 2013, section 4 of the Finance Act 1998 (c. 36) and section 3 of the Finance Act 1997. There are other amendments which are not relevant to this Order.

(b)* 1994 c. 23. Section 2 was amended by section 3 of the Finance (No.2) Act 2010 (c.31). Section 7 was amended by section 76 of and Part 1 of Schedule 36 to the Finance Act 2009 (c. 10) and section 203 of and paragraphs 2 and 3 of Schedule 28 to the Finance Act 2012 (c. 14). Section 24 was amended by section 19 of and paragraph 1 of Schedule 8 to the Finance (No.3) Act 2010 (c.33). There are other amendments which are not relevant to this Order.

From 1 October 2014:

The Licensing Act 2003 (Mandatory Licensing Conditions) (Amendment) Order 2014

1. (1) The responsible person must ensure that staff on relevant premises do not carry out, arrange or participate in any irresponsible promotions in relation to the premises. (2) In this paragraph, an irresponsible promotion means any one or more of the following activities, or substantially similar activities, carried on for the purpose of encouraging the sale or supply of alcohol for consumption on the premises: (a) games or other activities which require or encourage, or are designed to require or encourage individuals to i) drink a quantity of alcohol within a time limit (other than to drink alcohol sold or supplied on the premises before the cessation of the period in which the responsible person is authorised to sell or supply alcohol) or, ii) drink as much alcohol as possible (whether within a time limit or otherwise); (b) provision of unlimited or unspecified quantities of alcohol free or for a fixed or discounted fee to the public or to a group defined by a particular characteristic in a manner which carries a significant risk of undermining a licensing objective; (c) provision of free or discounted alcohol or any other thing as a prize to encourage or reward the purchase and consumption of alcohol over a period of 24 hours or less in a manner which carries a significant risk of undermining a licensing objective; (d) selling or supplying alcohol in association with promotional posters or flyers on, or in the vicinity of, the premises which can reasonably be considered to condone, encourage or glamorise anti-social behaviour or to refer to the effects of drunkenness in any favourable manner; (e) dispensing alcohol directly by one person into the mouth of another (other than where that other person is unable to drink without assistance by reason of disability).

2. The responsible person must ensure that free potable water is provided on request to customers where it is reasonably available.

3. (1) The premises licence holder or club premises certificate holder must ensure that an age verification policy is adopted in respect of the premises in relation to the sale or supply of alcohol. (2) The designated premises supervisor in relation to the premises licence must ensure that the supply of alcohol at the premises is carried on in accordance with the age verification policy. (3) The policy must require individuals who appear to the responsible person to be under 18 years of age (or such older age as may be specified under the policy) to produce on request, before being served alcohol, identification bearing their photograph, date of birth and either - a) a holographic mark, or b) an ultraviolet feature.

4. The responsible person must ensure that: a) where any of the following alcoholic drinks is sold or supplied for consumption on the premises (other than alcoholic drinks sold or supplied having been made up in advance ready for sale or supply in a securely closed container) it is available to customers in the following measures - i) beer or cider: ½ pint; ii) gin, rum, vodka or whiskey: 25ml or 35ml; and iii) still wine in a glass: 125ml; b) these measures are displayed in a menu, price list or other printed material which is available to customers on the premises; and c) where a customer does not in relation to a sale of alcohol specify the quantity of alcohol to be sold, the customer is made aware that these measures are available.

Admission of children is restricted in accordance with the recommendation by the British Board of Film Classification.

If the film has not been classified the restriction of children must be approved by the Licensing Authority.

("Children" means any person under 18 years).

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

There are to be no irresponsible drinks promotions or happy hours.

The playing of live music in the garden will not be permitted.

A notice will be displayed reminding customers to leave the premises quietly.

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

On 30 September 2005 the Sub-Committee granted the application for a variation of the applied for licence subject to the following conditions, namely:

Subject to the Mandatory Conditions under Sections 19 & 20 of the Licensing Act 2003.

Subject to the additional conditions as specified in the operating schedule.

Subject to the following further conditions as specified by the Sub-Committee;

The function room shall be allowed to operate at the applied for extended hours on Saturdays on no more than 15 occasions per year. All doors and windows shall be closed during the provision of regulated entertainment, save for access and egress.

Subject to the following times for opening, the sale of alcohol and the provision of regulated entertainment, namely:

Opening hours -

Sunday	12:00 - 23:30
Monday - Friday	10:00 - 00:00
Saturday	10:00 - 02:30

Sale of Alcohol (Main Bar) -

Sunday	12:00 - 22:30
Monday - Saturday	10:00 - 23:00

Sale of Alcohol (Function Room) -

Sunday	12:00 - 22:30
Monday - Friday	10:30 - 23:00
Saturday	10:30 - 02:00

Provision of Regulated Entertainment (by way of Live and Recorded Music, Dance, Similar Entertainment and the Provision of Facilities for Making Music, Dancing and Similar Entertainment) -

Main Bar -

Sunday	12:00 - 15:00 and 20:00 - 22:30
Monday - Saturday	11:30 - 15:00 and 20:00 - 23:00

Function Room -

Sunday	12:00 - 15:00 and 20:00 - 22:30
Monday - Friday	11:30 - 15:00 and 20:00 - 23:00
Saturday	11:30 - 15:00 and 20:00 - 02:00

Provision of Regulated Entertainment (by way of Films and Plays) -

Sunday	20:00 - 22:30
--------	---------------

The above times shall be in addition to the seasonal variations as applied for and set out in the Operating Schedule.

Annex 4 – Plans

As submitted with application.

Part B

Premises Licence Summary

Premises Licence Number

15/01412/LAPRE

Premises Details

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

The Bell
103 Walcot Street
Bath
BA1 5BW

Telephone number 01225 460426

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 Saturday	10:00 - 23:00
Sunday	12:00 - 22:30

Performance of Dance (Indoors only)

Monday to Saturday	11:30 - 15:00
Monday to Saturday	20:00 - 23:00
Sunday	12:00 - 15:00
Sunday	20:00 - 22:30

Exhibition of a Film (Indoors only)

Sunday	20:00 - 22:30
--------	---------------

Performance of Live Music (Indoors only)

Monday to Saturday	11:30 - 15:00
Monday to Saturday	20:00 - 23:00
Sunday	12:00 - 15:00
Sunday	20:00 - 22:30

Performance of Recorded Music (Indoors only)

Monday to Saturday	11:30 - 15:00
Monday to Saturday	20:00 - 23:00
Sunday	12:00 - 15:00
Sunday	20:00 - 22:30

Other Entertainment within Act (Indoors only)

Monday to Saturday	11:30 - 15:00
Monday to Saturday	20:00 - 23:00
Sunday	12:00 - 15:00
Sunday	20:00 - 22:30

Performance of a Play (Indoors only)

Sunday	20:00 - 22:30
--------	---------------

Sale of Alcohol - From normal activity start time on New Year's Eve until normal activity finish time on New Year's Day.

Licensable activities for the Function Room:

Sale of Alcohol:

Monday to Friday: 10:30 to 23:00 hours

Saturday: 10:30 to 02:00 hours

Sunday: 12:00 to 22:30 hours.

Performance of Dance - Monday to Friday: 11:30 to 15:00 and 20:00 to 23:00 hours

Saturday: 11:30 to 15:00 and 20:00 to 02:00 hours

Sunday: 12:00 to 15:00 and 20:00 to 22:30 hours.

Performance of Live Music - Monday to Friday: 11:30 to 15:00 and 20:00 to 23:00 hours

Saturday: 11:30 to 15:00 and 20:00 to 02:00 hours

Sunday: 12:00 to 15:00 and 20:00 to 22:30 hours.

Performance of Recorded Music - Monday to Friday: 11:30 to 15:00 and 20:00 to 23:00 hours

Saturday: 11:30 to 15:00 and 20:00 to 02:00 hours

Sunday: 12:00 to 15:00 and 20:00 to 22:30 hours.

Other Entertainment within Act - Monday to Friday: 11:30 to 15:00 and 20:00 to 23:00 hours

Saturday: 11:30 to 15:00 and 20:00 to 02:00 hours

Sunday: 12:00 to 15:00 and 20:00 to 22:30 hours.

The opening hours of the premises

Monday to Friday	10:00 - 00:00
Friday	10:00 - 00:00
Saturday	10:00 - 02:30
Sunday	12:00 - 23:30

From normal opening time on New Year's Eve until normal opening time on 1 January.

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

Alcohol is supplied for consumption on the premises

Name, (registered) address of holder of premises licence

The Bell Inn (Bath) Limited
103 Walcot Street
Bath
BA1 5BW

Registered number of holder, for example company number, charity number (where applicable)**Name of designated premises supervisor where the premises licence authorises for the supply of alcohol**

Mr Arron John Whan

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

As per Operating Schedule at Annex 2.

THE BELL

103 Walcot Street, Bath

This plan shows the layout of the ground and first floors, the positions of exits and safety equipment, and the usage of interior and exterior areas.

All walls and partitions are plain Bath Stone (some plastered and/or painted) unless otherwise stated.

All interior ceilings are plaster/plasterboard (papered and/or painted) unless otherwise stated.

The building extends to a second floor (not shown on this plan) which is used for private accommodation.

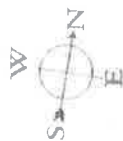
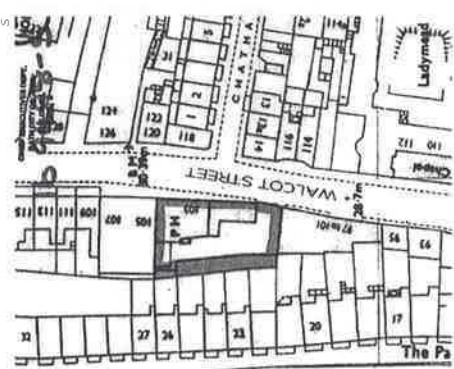
This plan was surveyed on the 1st of August, 2005.

Scale 1:100

840mm x 594mm A1
Drawn by Charles Dancy 1st August 2005

Printed by:
sales@firezone-exhibitions.com
01225 331 304

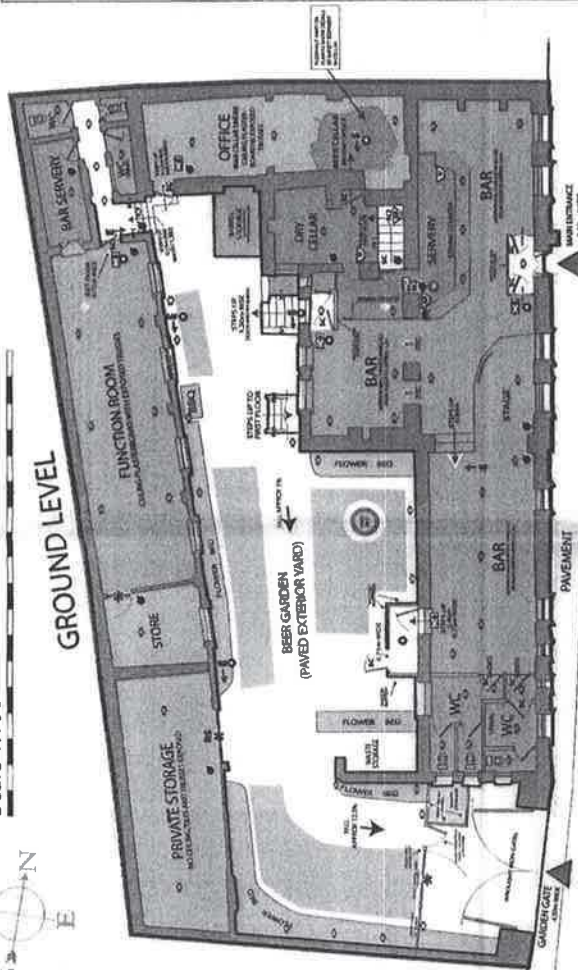
Location



Scale 1:100

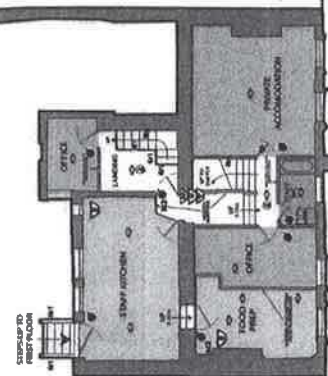
m

GROUND LEVEL



WALCOT STREET

FIRST FLOOR LEVEL



ANNEX C

Legend

Entrances/Exits from premises

Exterior

Interior

Walls

WC areas

INTERIOR Areas for consumption of alcohol

EXTERIOR Areas for consumption of alcohol

No public access

Service and alcohol storage

Kitchen Areas

CD7 Fire Extinguisher

Non-spreadable Liquid Fire Extinguisher

Water-Purpose Spray (WPS)

Fire Blanket

Sand Bucket

Water Fire Extinguisher

Foam Fire Extinguisher

Dry Powder Fire Extinguisher

Manual Extinguisher

Exit Sign

General Fire Notice

Staff Fire Notice

Fire Door Keep Locked Sign

Self-Closing Door

Roller Shutter

Victory Panel

Door with opening part of escape route

Fire Alarm 7 Zone Indicator Panel

Directional Exit Sign

Fire Alarm Actuating Point

Fire Alarm Sounder

Smoke Detector

Heat Detector

Emergency Lighting Point

Manual Lighting Point

Actuating Switch for normal lighting point

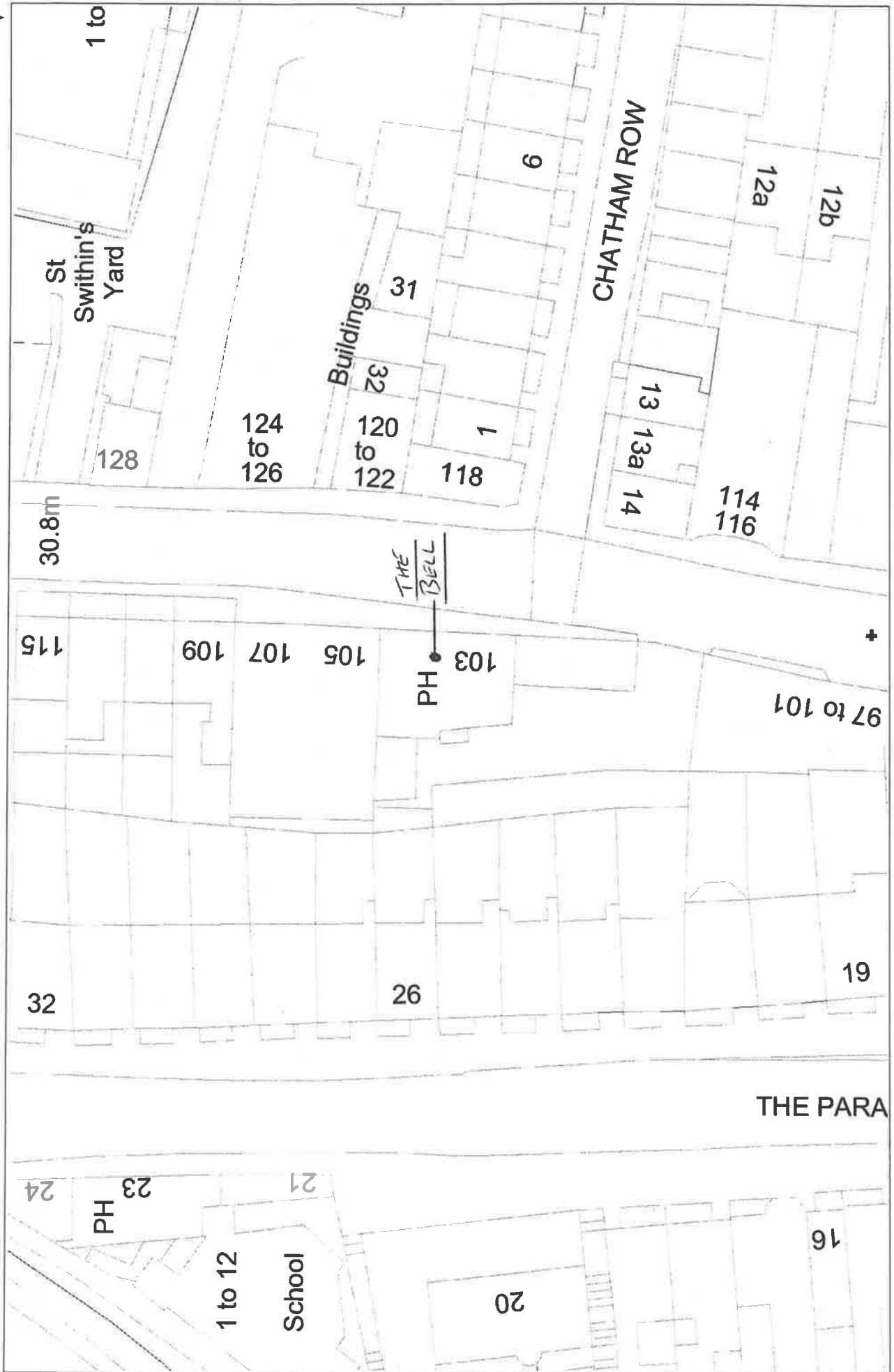
Smoke Detector with Sounder

Heat Detector with Sounder

Hand Rail

Ground Ball





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:	15-03142-LAPRE
Applicant's name:	The Bell Pub
Premises name and address:	The Bell, Walcot Street
Application for a:	Extended opening times

Objector Details:

Objector's Name:	Diane Piper
Objector's Address:	Flat 1 20 Paragon BA1 5LX
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 strongly object to the proposed extension to opening hours of the Bell pub in Walcot Street. This area contains many families like my own and I believe that the proposed hours would cause a public nuisance to us all with the inevitable increase in noise and likelihood of antisocial behaviour that would ensue such late hours.

I personally have two children of school age who have to get up early for school and my partner and I both work. Our day starts at 6.30am .

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

Diane Piper

Date

03/11/2015

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

01225 483038

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 and Health Improvement Service
Lewis House
Manvers Street
Bath BA1 1JG

Why do I need to fill in this form?

While we can accept any written representation, we ask that you complete this form in order to assist the Licensing Sub Committee at the hearing.

Representations made under the Licensing Act must be made public, and by signing this form you give permission for your details to be disclosed. That is why we ask you to complete this form even if you have already made a written representation.

What if I do not want my details to be disclosed?

Anonymous representations will not normally be accepted.

If you think there are exceptional circumstances that would justify you making an anonymous representation, such as the threat of intimidation or violence from the applicant, then please contact the Licensing Office on 01225 396719 to discuss the matter.

Alternatively, you can ask your Parish Council or local Residents' Association to make a representation instead. If you choose to do this, there is no need to complete this form; the Parish Council or Residents' Association will do it if they decide to make a representation.

What do I need to know when writing my representation?

The Licensing Act 2003 sets out four 'licensing objectives', which are listed on the front of this form. Your representation should state how you think the application will affect one or more of these licensing objectives.

What if I want to supply extra information in support of my representation?

You can include the information with your representation form. If you have already made a representation and now want to give us extra information in support of it, you need to send copies of it to the Licensing Office *and* the applicant. This should be done at least 5 working days before the hearing.

If you arrive at the hearing with extra information that has not been sent to the Licensing Office and the applicant, it will only be considered if the applicant and the Committee agree to it. We recommend that you bring at least 10 copies of the information with you to the hearing.

I want to make a representation about traffic/planning issues

Unfortunately, representations about traffic or parking can not be accepted. This is because the licence holder can not be held responsible for the use of the public highway outside of the premises.

The licensing regime is separate from other local government functions, including the planning department. If a Premises Licence is granted for a building, this will not exempt the licence holder from having to obtain the necessary planning permission. We are therefore unable to accept representations that simply refer to the need for planning permission.

Licensing Services
Lewis House
Manvers Street
Bath, BA1 1JO

Bath And North East
Somerset Council

04 NOV 2015

Received

128a Walcot Street
Bath,
BA1 5BG

tel: 01225 465597

03/11/2015

Re application reference: 15/03142/LAPRA
(Extension to licensing hours at the Bell Inn Walcot Street)

Dear Sir or Madam,

I wish to object strongly to the possible extension of licensing hours at the Bell in Walcot Street. I am a regular and shareholder of the Bell but also a resident living twenty five yards away from and opposite to the pub. The current closing time of 11.0pm, with a further half hour to clear the pub, is usually somewhat noisy but doesn't bother me too much as I generally go to bed at midnight. However, extending opening time by an hour during the week and two hours on a Friday and Saturday night would frequently disturb my sleep. The noise would not only take place later, but would be exacerbated by those already intoxicated dropping in for a few more on their way home from pubs closing earlier in town.

Violent and destructive behaviour on Walcot Street isn't as bad as it was some ten years ago (my car being vandalised every week and shop windows broken six times) but it is certainly getting noisier.

Walcot Street is one of the main exit routes from the centre of town at night and is noisy at the best of times, but antisocial behaviour will undoubtedly be increased as a result of these extended hours. The number of residents living on the street is considerable and they should not have to put up with any more noise than already exists.

Kind regards,



Adrian Welsh

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:	15/03142/LAPRA
Applicant's name:	THE BELL PUBLIC HOUSE
Premises name and address:	WALCOT STREET BATH
Application for a:	LATE NIGHT LICENCE

Objector Details:

Objector's Name:	JANE KNAPP
Objector's Address:	6 CHATHAM ROW BATH BA1 5BS
Organisation name if applicable:	

Objection Details:

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

- | | |
|----------------------------------|-------------------------------------|
| Prevention of crime and disorder | <input type="checkbox"/> |
| Prevention of public nuisance | <input checked="" type="checkbox"/> |
| Protection of children from harm | <input type="checkbox"/> |
| Public safety | <input type="checkbox"/> |

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

☐

Noise from the Bell of recorded and live music already funnels down Chatham Row. I cannot sleep until the noise finishes. I have monitored that there are often 2 or 3 smokers who stand outside the main entrance which means that the when the door opens the volume of the music is even greater.

Also, departing clients are frequently quite voluble some of whom use Chatham Row for parking while they are visiting the pub so the sounds of starting engines and shouting voices is another factor in general disturbance. At the moment this can go on for the 30minutes "drinking up" time after closing time at least twice a week. I object to further noise later at night and in the early hours which I believe should be categorised as a public nuisance .

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

JANE KNAPP

Date

05/11 2015

Contact telephone number(s)

(This is essential as we may need to contact you at short notice) 01225 463468

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 jane knapp

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 and Health Improvement Service
Lewis House

Manvers Street
Bath BA1 1JG

Why do I need to fill in this form?

While we can accept any written representation, we ask that you complete this form in order to assist the Licensing Sub Committee at the hearing.

Representations made under the Licensing Act must be made public, and by signing this form you give permission for your details to be disclosed. That is why we ask you to complete this form even if you have already made a written representation.

What if I do not want my details to be disclosed?

Anonymous representations will not normally be accepted.

If you think there are exceptional circumstances that would justify you making an anonymous representation, such as the threat of intimidation or violence from the applicant, then please contact the Licensing Office on 01225 396719 to discuss the matter.

Alternatively, you can ask your Parish Council or local Residents' Association to make a representation instead. If you choose to do this, there is no need to complete this form; the Parish Council or Residents' Association will do it if they decide to make a representation.

What do I need to know when writing my representation?

The Licensing Act 2003 sets out four 'licensing objectives', which are listed on the front of this form. Your representation should state how you think the application will affect one or more of these licensing objectives.

What if I want to supply extra information in support of my representation?

You can include the information with your representation form. If you have already made a representation and now want to give us extra information in support of it, you need to send copies of it to the Licensing Office *and* the applicant. This should be done at least 5 working days before the hearing.

If you arrive at the hearing with extra information that has not been sent to the Licensing Office and the applicant, it will only be considered if the applicant and the Committee agree to it. We recommend that you bring at least 10 copies of the information with you to the hearing.

I want to make a representation about traffic/planning issues

Unfortunately, representations about traffic or parking can not be accepted. This is because the licence holder can not be held responsible for the use of the public highway outside of the premises.

The licensing regime is separate from other local government functions, including the planning department. If a Premises Licence is granted for a building, this will not exempt the licence holder from having to obtain the necessary planning permission. We are therefore unable to accept representations that simply refer to the need for planning permission.

05 NOV 2015

Received

Making Bath & North East Somerset an
even better place to live, work and visit

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:
Premises name and address:
Application for a:

15/03142/LAPRA
THE BELL, WALLOT ST., BATH.

EXTENDED OPENING HOURS & LATE
NIGHT LICENCE

Objector Details:

Objector's Name:
Objector's Address:
Organisation name if applicable:

ALISON TERRAS
7 CHATHAM ROW
BATH
BA1 5BS
ali_terras@yahoo.co.uk

Objection Details:

My/our representation is relevant to the following licensing objective(s):	
Prevention of crime and disorder	<input type="checkbox"/>
Prevention of public nuisance	<input checked="" type="checkbox"/>
Protection of children from harm	<input type="checkbox"/>
Public safety	<input type="checkbox"/>

<p>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.</p> <p>Please attach supporting documents/further pages as necessary and number all extra pages.</p> <p>Try to be as specific as possible and give examples e.g. On 1 February I</p>

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

It appears that the proposed extension of opening hours / late night licence will elevate The Bell to the status of a nightclub.

Walcot Street / The Paragon is a residential area and the extension will bring increased noise and activity into the early hours of the morning, every night of the week.

A significant number of smokers outside The Bell assumed that music and loud conversation / singing etc. can be heard everytime the doors open - ie throughout the evening and night time and prevents local residents from sleeping. The noise spreads down Walcot street, and up into The Paragon, and even into The Vineyard, and will become a greater public nuisance than at present.

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

Alison

Date

03.11.15

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

01225 339670

07717 521175

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 ALISON TERRAS

I will be attending the hearing ~~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 and Health Improvement Service
Lewis House
Manvers Street
Bath BA1 1JG

Important Information About Your Representation

Why do I need to fill in this form?

While we can accept any written representation, we ask that you complete this form in order to assist the Licensing Sub Committee at the hearing.

Representations made under the Licensing Act must be made public, and by signing this form you give permission for your details to be disclosed. That is why we ask you to complete this form even if you have already made a written representation.

What if I do not want my details to be disclosed?

Anonymous representations will not normally be accepted.

If you think there are exceptional circumstances that would justify you making an anonymous representation, such as the threat of intimidation or violence from the applicant, then please contact the Licensing Office on 01225 396719 to discuss the matter.

Alternatively, you can ask your Parish Council or local Residents' Association to make a representation instead. If you choose to do this, there is no need to complete this form; the Parish Council or Residents' Association will do it if they decide to make a representation.

What do I need to know when writing my representation?

The Licensing Act 2003 sets out four 'licensing objectives', which are listed on the front of this form. Your representation should state how you think the application will affect one or more of these licensing objectives.

What if I want to supply extra information in support of my representation?

You can include the information with your representation form. If you have already made a representation and now want to give us extra information in support of it, you need to send copies of it to the Licensing Office *and* the applicant. This should be done at least 5 working days before the hearing.

If you arrive at the hearing with extra information that has not been sent to the Licensing Office and the applicant, it will only be considered if the applicant and the Committee agree to it. We recommend that you bring at least 10 copies of the information with you to the hearing.

I want to make a representation about traffic/planning issues

Unfortunately, representations about traffic or parking can not be accepted. This is because the licence holder can not be held responsible for the use of the public highway outside of the premises.

The licensing regime is separate from other local government functions, including the planning department. If a Premises Licence is granted for a building, this will not exempt the licence holder from having to obtain the necessary planning permission. We are therefore unable to accept representations that simply refer to the need for planning permission.

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:	15/03142/LAPRA
Applicant's name:	The Bell
Premises name and address:	Walcot Street
Application for a:	late night licence

Objector Details:

Objector's Name:	John Power
Objector's Address:	22 St Swithins Yard Walcot Street BA1 5BG
Organisation name if applicable:	N/A

Objection Details:

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

- | | |
|----------------------------------|-------------------------------------|
| Prevention of crime and disorder | <input type="checkbox"/> |
| Prevention of public nuisance | <input checked="" type="checkbox"/> |
| Protection of children from harm | <input type="checkbox"/> |
| Public safety | <input type="checkbox"/> |

on this matter.

Signed

John Power

Date

6 November 2015

Contact telephone number(s)

421419

(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 John Power

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>

Important Information About Your Representation

Why do I need to fill in this form?

While we can accept any written representation, we ask that you complete this form in order to assist the Licensing Sub Committee at the hearing.

Representations made under the Licensing Act must be made public, and by signing this form you give permission for your details to be disclosed. That is why we ask you to complete this form even if you have already made a written representation.

What if I do not want my details to be disclosed?

Anonymous representations will not normally be accepted.

If you think there are exceptional circumstances that would justify you making an anonymous representation, such as the threat of intimidation or violence from the applicant, then please contact the Licensing Office on 01225 396719 to discuss the matter.

Alternatively, you can ask your Parish Council or local Residents' Association to make a representation instead. If you choose to do this, there is no need to complete this form; the Parish Council or Residents' Association will do it if they decide to make a representation.

What do I need to know when writing my representation?

The Licensing Act 2003 sets out four 'licensing objectives', which are listed on the front of this form. Your representation should state how you think the application will affect one or more of these licensing objectives.

What if I want to supply extra information in support of my representation?

You can include the information with your representation form. If you have already made a representation and now want to give us extra information in support of it, you need to send copies of it to the Licensing Office *and* the applicant. This should be done at least 5 working days before the hearing.

If you arrive at the hearing with extra information that has not been sent to the Licensing Office and the applicant, it will only be considered if the applicant and the Committee agree to it. We recommend that you bring at least 10 copies of the information with you to the hearing.

I want to make a representation about traffic/planning issues

Unfortunately, representations about traffic or parking can not be accepted. This is because the licence holder can not be held responsible for the use of the public highway outside of the premises.

The licensing regime is separate from other local government functions, including the planning department. If a Premises Licence is granted for a building, this will not exempt the licence holder from having to obtain the necessary planning permission. We are therefore unable to accept representations that simply refer to the need for planning permission.

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:	15/03142/LAPRA
Applicant's name:	The Bell Inn
Premises name and address:	The Bell Inn (Bath) 103 Walcot Street BA1 5BW
Application for a:	Variation (extension) to licensing hours

Objector Details:

Objector's Name:	Mr and Mrs N Bright
Objector's Address:	31 Cornwall Buildings Walcot Street Bath BA1 5BG
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 **X**

Protection of children from harm

Public safety

ENVIRONMENTAL SERVICES
06 NOV 2015
Post Log No:
Receipt No:
CH/CA £.....

Making Bath & North East Somerset an
even better place to live, work and visit

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

We wish to object to the application to extend licensing hours and live music times at the Bell Inn. We are concerned that if the pub is open until the early hours of the morning on Fridays, Saturdays and Sundays, this will cause a nuisance to us and other local residents.

Our bedroom is just 40 metres from the front door of the Bell Inn, and we will be disturbed by music and then the potentially noisy exit of patrons from the pub between 12 midnight and 1.30am, hours that we will be sleeping.

Furthermore, the extension will add to the already late-night disturbance experienced on Walcot Street. We often find bottles and litter and other detritus dropped in our passageway, and also, there is often unseemly vomit on footpaths when we go into town the following morning. We support the policy of promoting Walcot Street as an Artisan Quarter, and a destination for tourists. However, we believe that this extension would result in more noise and public disturbance, and would not at all enhance the district as a tourist destination.

We strongly oppose the granting of an extension.

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.

ANNEX E

Signed



Date

5 November 2015

01225426098

Contact telephone number(s)
(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

N. BRIGHT / L. BRIGHT

I will 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

Form to be returned to:

Licensing Team
Public Protection and Health Improvement Service
Lewis House
Manvers Street
Bath BA1 1JG

LICENSING ACT 2003

INTERESTED PARTY REPRESENTATION

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

Application number:	15/03142/LAPRA
Applicant's name:	
Premises name and address:	THE BELL , WALCOT STREET,BATH
Application for a:	LATE NIGHT LICENCE

I/We object to the following application:

Objector Details:

Objector's Name:	MR AND MRS DURHAM
Objector's Address:	10 ,CHATHAM ROW, BATH, BA1 5BS
Organisation name if applicable:	

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

Objection Details: WE OBJECT TO THE EXTENDED OPENING OF THE BELL PUBLIC HOUSE, WALCOT STREET, BATH. THE INEVITABLE INCREASE IN NOISE WOULD BE UNDESIRABLE AND THAT THE INCREASE IN ANTI SOCIAL BEHAVIOUR WILL BE MORE LIKELY AND WE WISH TO PREVENT A PUBLIC NUISANCE.

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

MR NEIL DURHAM
MRS ANTONIA DURHAM

Date

3/ 10 /2015

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

07776231582

Licensing Team
Public Protection and Health Improvement Service
Lewis House
Manvers Street
Bath BA1 1JG

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:	15/03142/LAPRA
Applicant's name:	
Premises name and address:	The Bell Walcot Street
Application for a:	late night licence

Objector Details:

Objector's Name:	Rachel Goodwin
Objector's Address:	Flat 4, 3 Paragon BA1 5LX
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 yes

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 have only lived at this address since 20th of August 2015 but I'm already considering moving out due to problems with noise disturbance. I expected some noise due to the city centre location, particularly on Friday and Saturday nights, but I did not expect to be woken repeatedly after midnight by drunk people yelling in the street as they come out of pubs clubs and bars on weeknights as well as at weekends.

There are already multiple late night venues in this area and if this license is granted it will only make the problem worse.

Not a single week has gone by so far where my sleep hasn't been badly disturbed in this way.

I would therefore ask you to prioritise residents' needs on this occasion.

Thank you.

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.

<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 and Health Improvement Service
Lewis House
Manvers Street
Bath BA1 1JG

Michael Dando

From: Alan Bartlett
Sent: 09 November 2015 12:58
To: Michael Dando
Subject: FW: representations_-_interested_party_RachelGoodwin,

ANNEX E

MD

FYI

Rachel has responded with answers below.

A.B.

From: Rachel Goodwin [mailto:rachelgoodwin2002@yahoo.com]
Sent: 09 November 2015 12:44
To: Alan Bartlett
Subject: Re: representations_-_interested_party_RachelGoodwin,

Dear Alan,

Thank you for contacting me.

Dear Rachel,

I acknowledge receipt of your representation the Bell's premises licence application.

Just to clarify can you please confirm that you are officially submitting this

Yes I am

as it should have been sent to the Council's licensing team for processing?

My apologies

Please also confirm that you have read and understand the representation form.

Yes I have read and understand the representation form.

For your information the officer dealing with this case is Mike Dando, but can you please send any future correspondence by email to licensing@bathnes.gov.uk.

Thank you, will do.

Best wishes,

Rachel

Regards

Alan Bartlett

LICENSING ACT 2003**09 NOV 2015****INTERESTED PARTY REPRESENTATION**

Received

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:	
Premises name and address:	The Bell Walcott Street Bath
Application for a:	Late Night Licence

Objector Details:

Objector's Name:	Teresa Book
Objector's Address:	23 Paragon Bath BA1 5LY
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 ☐

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:	15/03142/LAPRA
Applicant's name:	Bell inn
Premises name and address:	The Bell Walcot st Bath
Application for a:	Late night licence

Objector Details:

Objector's Name:	Mr and Mrs Hatt
Objector's Address:	1 Gibbs Mews Walcot st Bath BA1 5BG
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

X



Making Bath & North East Somerset an
even better place to live, work and visit

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

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

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

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

As a local resident to the Bell Inn we have had disturbances at night with noise on the street, with people pressing our door buzzers and waking us at night. We are concerned for these problems to occur even later in the evening/early hours. There are a lot of residents in the area around the Bell and we don't think it will be positive for the area for this to become a 'late night' drinking stop for revellers in the town to come out to at the end of their evening in town.

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

JD and AL Hatt

Date

4th Nov 2015

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

01225460871

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 Mr and Mrs Hatt

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 and Health Improvement Service
Lewis House
Manvers Street
Bath BA1 1JG

Why do I need to fill in this form?

While we can accept any written representation, we ask that you complete this form in order to assist the Licensing Sub Committee at the hearing.

Representations made under the Licensing Act must be made public, and by signing this form you give permission for your details to be disclosed. That is why we ask you to complete this form even if you have already made a written representation.

What if I do not want my details to be disclosed?

Anonymous representations will not normally be accepted.

If you think there are exceptional circumstances that would justify you making an anonymous representation, such as the threat of intimidation or violence from the applicant, then please contact the Licensing Office on 01225 396719 to discuss the matter.

Alternatively, you can ask your Parish Council or local Residents' Association to make a representation instead. If you choose to do this, there is no need to complete this form; the Parish Council or Residents' Association will do it if they decide to make a representation.

What do I need to know when writing my representation?

The Licensing Act 2003 sets out four 'licensing objectives', which are listed on the front of this form. Your representation should state how you think the application will affect one or more of these licensing objectives.

What if I want to supply extra information in support of my representation?

You can include the information with your representation form. If you have already made a representation and now want to give us extra information in support of it, you need to send copies of it to the Licensing Office *and* the applicant. This should be done at least 5 working days before the hearing.

If you arrive at the hearing with extra information that has not been sent to the Licensing Office and the applicant, it will only be considered if the applicant and the Committee agree to it. We recommend that you bring at least 10 copies of the information with you to the hearing.

I want to make a representation about traffic/planning issues

Unfortunately, representations about traffic or parking can not be accepted. This is because the licence holder can not be held responsible for the use of the public highway outside of the premises.

The licensing regime is separate from other local government functions, including the planning department. If a Premises Licence is granted for a building, this will not exempt the licence holder from having to obtain the necessary planning permission. We are therefore unable to accept representations that simply refer to the need for planning permission.

To
Licensing
Services
Bath And North East
Somerset Council
09 NOV 2015

Mr R. Mackenzie
Flat 1
25 Paragon
BA1 5LY

5th November 2015

Received

Dear sir/madam
re. application ref: 15/03142/LAPRA
(Bell, Walcot St, late night
licence application)

I strongly oppose any extended
opening hours for The Bell pub, Walcot St,
in the interest of Public Nuisance,
general disturbance and anti-social
behaviour

I have to endure constant noise
annoyance from The Bell and do not
wish this to be extended any later
at night than it already is.

Yours sincerely.

R. Mackenzie

11 NOV 2015

LICENSING ACT 2003

INTERESTED PARTY REPRESENTATION

Received

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

I/We object to the following application:

Application number:	15/03142/LAPRA
Applicant's name:	THE BELL INN
Premises name and address:	WALLCOT STREET, BATH
Application for a:	LATE NIGHT LICENCE

Objector Details:

Objector's Name:	RHODA MARTIN
Objector's Address:	6 THE PARAGON, BATH BA1 5LX
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 ☐

Making Bath & North East Somerset an
even better place to live, work and visit

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 ☐

Every Monday and Saturday I can hear very loud music and sounds of public disorder coming from the nightclub in Walcot Street. If the Bell Inn is granted a late night licence then I am concerned that noise levels will rise further and massively increase the risk of disorder and public nuisance.

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

Rhoda Martin

Date

9.11.15.

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

07767 315756

INTERESTED PARTY REPRESENTATION

Bath And North East
Somerset Council

16 NOV 2015

Received

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

I/We object to the following application:

Application number:	15/03142/LAPRA
Applicant's name:	The Bell
Premises name and address:	103 Walcot Street Bath
Application for a:	Extended opening hours

Objector Details:

Objector's Name:	Sarah Rhodes
Objector's Address:	13 Chatham Row Bath BA1 5BS
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



We wish to object to the application to extend the sale of alcohol on the premises and extend the time for music.

We can hear loud music being played on the premises whilst inside our home and we are regularly compelled to change my son's sleeping room as the volume of music within the premises and noise from people standing outside the pub, and sitting on the doorstep outside of our front door, whilst smoking is a nuisance and disturbance, particularly on Friday and Saturday nights. The fact that the music currently ceases at 11pm is tolerable.

The over flow of customers from The Bell, into Chatham Row is a regular occurrence and nuisance to ourselves as well as all of our neighbours. The pub doesn't appear to have adequate toilet facilities when they have popular events or occasions, as we observe many of the male customers urinating in the parking area adjacent to our property in Chatham Row which is also where our bedroom is on the basement level.

We do not feel comfortable confronting this situation to request they use the correct facilities in the pub, on such a regular basis.

We have made phone calls requesting the police to attend to the groups of people who congregate outside our front door at 13 Chatham Row. They are usually carrying drinking glasses, but other litter from miniature CO2 canisters and class A and B drugs has been evident at times, as well as used prophylactics on occasions. The worst times have been over the festive period, New years Eve and Christmas Eve being particularly prevalent.

Whilst we appreciate that we have chosen to live in a city centre location and are tolerant of the general atmosphere and supportive of the economic and social benefits that The Bell can offer, we can not abstain from making representations regarding our concerns until The Bell makes provisions for extra toilet facilities and security to help prevent congregation in Chatham Row at times of expected high capacity.

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

Rocher

Date

12/11/15

Contact telephone number(s)

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

07803032565

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 SARAH RHODES

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 and Health Improvement Service
Lewis House
Manvers Street
Bath BA1 1JG

Important Information About Your Representation

Why do I need to fill in this form?

While we can accept any written representation, we ask that you complete this form in order to assist the Licensing Sub Committee at the hearing.

Representations made under the Licensing Act must be made public, and by signing this form you give permission for your details to be disclosed. That is why we ask you to complete this form even if you have already made a written representation.

What if I do not want my details to be disclosed?

Anonymous representations will not normally be accepted.

If you think there are exceptional circumstances that would justify you making an anonymous representation, such as the threat of intimidation or violence from the applicant, then please contact the Licensing Office on 01225 396719 to discuss the matter.

Alternatively, you can ask your Parish Council or local Residents' Association to make a representation instead. If you choose to do this, there is no need to complete this form; the Parish Council or Residents' Association will do it if they decide to make a representation.

What do I need to know when writing my representation?

The Licensing Act 2003 sets out four 'licensing objectives', which are listed on the front of this form. Your representation should state how you think the application will affect one or more of these licensing objectives.

What if I want to supply extra information in support of my representation?

You can include the information with your representation form. If you have already made a representation and now want to give us extra information in support of it, you need to send copies of it to the Licensing Office *and* the applicant. This should be done at least 5 working days before the hearing.

If you arrive at the hearing with extra information that has not been sent to the Licensing Office and the applicant, it will only be considered if the applicant and the Committee agree to it. We recommend that you bring at least 10 copies of the information with you to the hearing.

I want to make a representation about traffic/planning issues

Unfortunately, representations about traffic or parking can not be accepted. This is because the licence holder can not be held responsible for the use of the public highway outside of the premises.

The licensing regime is separate from other local government functions, including the planning department. If a Premises Licence is granted for a building, this will not exempt the licence holder from having to obtain the necessary planning permission. We are therefore unable to accept representations that simply refer to the need for planning permission.

INTERESTED PARTY REPRESENTATION

Bath And North East
Somerset Council
16 NOV 2015
Received

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

I/We object to the following application:

Application number:	15/03142/LAPRA
Applicant's name:	The Bell
Premises name and address:	The Bell Walcot Street
Application for a:	extension of opening hours

Objector Details:

Objector's Name:	Michael Lewin
Objector's Address:	Garden Flat 15 Bladud Buildings
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.*

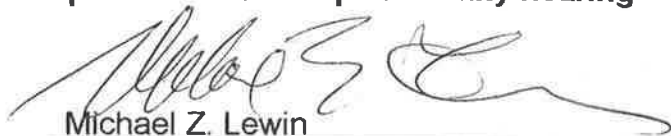
I/We have already made a written representation and have no further comments

☐

My flat overlooks Walcot Street and noise from The Bell and its customers is already often audible here - because of the tunnel effect of Walcot Street's high walls. The idea that this disturbance will be extended every night horrifies me and will make it harder for me to get to sleep. I do often walk along the street now around eleven that see the way drinkers spill out from the pub's interior - perhaps it's the smokers. They are often very loud indeed and the idea that this might go on past midnight regularly, and till 1.30 am Friday and Saturday nights is awful. There's just no need for it - and if any change is made it should be to reduce hours, not extend them.

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

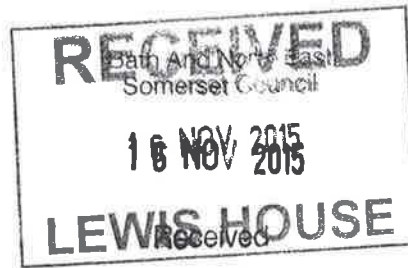

Michael Z. Lewin

Date

12 November 2015

Contact telephone number(s)
(This is essential as we may need to contact

01225 483864



25 Paragon
Bath
BA1 5LY
15/11/2015

To whom it may concern,

I would like to raise an objection to the application from the Bell Inn on Walcot Street for a late night licence, ref 15/03142/LABRE.

My house on The Paragon backs straight onto the Bell garden and my garden wall immediately adjoins the Bell's function room (aka further source of noise nuisance due to private parties, table football, band rehearsals), at the back of their garden. When I first moved here, the 'garden' was only used as a storage area, ie never used as a drinking area. However, when Ian Wood originally took on the premises, he created a new drinking area in the pub's back yard which has since been extended and utilised to its entire capacity. Was planning permission/licensing application originally obtained for this change of usage, or, as it was so long ago, was it just assumed that this change of use was ok, and that the 'garden' was allowed to be created without any conditions imposed?

Ever since Mr Wood took on the Bell, noise nuisance became, and continued to be, a massive problem, and for us, one of the biggest parts of the problem has always been late night usage of the garden. The Paragon is a densely residential area with all types of people living here – the elderly, families with young children and babies, and people who have to get up early in order to go to work, and therefore appreciate, and are entitled to, a decent night's sleep (criteria that doesn't seem to apply to clientele of the Bell).

Historically I have complained about noise nuisance emanating from the Bell dozens of times, either by ringing the pub directly (usually ignored or not taken seriously), or by complaining to noise enforcement officers. Sound rises, and in the case of the Bell which has a long narrow garden space bounded by buildings on all sides, the sound is funnelled upwards, and even where there are not very many people in the garden, the noise levels reach a crescendo, comprising of music escaping when the doors of the pub/function room are opened, breaking glasses, shouting, singing, instruments being played in the garden, noise from table football players shouting their heads off and banging loudly on the tables, and loud conversations.

The problem has been exacerbated since the non smoking policy was introduced, as it would seem the entire clientele of the pub congregate in the garden which has been made very user friendly for this purpose, with awnings and space heaters covering most of the garden. Surely after a certain point in the night, when someone needs to go outside to smoke a cigarette, they should just be doing this, not taking their drink with them, joining their friends, and creating a whole new drinking area just below where a huge number of people are trying to go to sleep? Sometimes the noise level is deafening.

Every other pub in the vicinity (Tramshed, Slug and Lettuce, Adventure Cafe, Revolution, Belushis etc) operates a strict policy with regard to drinking outside after 10 pm, insisting the clientele take all drinks inside and removing drinks when they don't comply, a policy frequently enforced by door staff. Unfortunately the Bell does not extend the same courtesy towards their neighbours, taking quite a cavalier attitude, as their staff members often join in. For a so called 'community pub', it seems they totally disregard the needs and feelings of the local community, their immediate neighbours, with the only type of community feeling they participate in is towards the 'community' of the Bell itself. Why are the requirements of the Licensing Act 2003, with regard to containing and monitoring noise levels so as not impact on or disturb neighbours, utterly disregarded by the

Bell, when every other premises in the area complies with them?

Since the pub changed ownership, the problem has been slightly better than it used to be (although I think this is just by comparison as it used to be utterly horrendous), as I'm guessing the new status (community ownership), came with a whole load of conditions. However, I never want to endure a return to the problems and suffering all the local residents had to endure for years, with noise nuisance going on up until 1, 2, 3, 4 or 5 in the morning on a regular basis, on weekdays (workdays), and into the early hours on Sundays which are supposed to be a day of rest. Having to endure this kind of noise (mine, along with many other residents' bedrooms face down onto the Bell garden), and then having to get up early every morning, is totally unacceptable and unendurable.

A condition should be imposed that the garden area is out of bounds for drinking in after 22.00 as it is in every other part of the city - why do the Bell seem to be exempt from this condition; why do they get away with it; and why in such an area of dense residency? Another thing that happens is that when the Bell do decide to finally get their customers out of the garden, the next thing we have to endure is the bar staff going outside and shouting at their clientele to leave – this process can take up to an hour and is often accompanied by their equally inconsiderate habit throwing bottles into the bottle bank, completely destroying any further chance of sleep.

The Bell have absolutely no consideration or concern for any of their neighbours surrounding their premises, they have always failed to take into consideration any of their obligations or responsibilities under the Licensing Act, and have demonstrated no willingness to participate in any measures to contain noise from their garden or impose conditions on their customers to do so

For their complete lack of consideration towards their neighbours; their continual and enduring failure to control noise; the additional noise levels caused by live and recorded music; the fact that they have two separate bar areas with a heavily utilised garden in between them which is constantly utilised till all hours beyond their actual licensing hours, thereby flouting all legal requirements; and their amateurish approach to running a licensed premises, I heavily object to any extended opening hours at the Bell, and will continue to do so,

yours sincerely,

Ms D Vosper Mackenzie

A handwritten signature in dark ink, appearing to read 'D C Vosper Mackenzie', written in a cursive style.

12th November 2015

36 Paragon Bath.

Objection to application Ref 15/03142/LAPRA.

Dear Sir. My objection for same is the prevention of public nuisance:

My home is situated on the Paragon, about 100 yds above the Bell public house.

As you will know the Bell is in Walcot street, and surrounded by private homes. We are not the nearest home to the pub, and feel very sorry for those in a closer proximity. We hear loud music, and shouts, of people leaving this pub, followed by car door slamming. This we endure, but please, no later than the existing times.

Peace and quiet must be our right, at these late hours.

I am obliged for this opportunity to express my views.

Bath And North East
Somerset Council

16 NOV 2015

Received

Respectfully

Antony Self

(ANTONY SELF)

Michael Dando

From: Alan Bartlett
Sent: 17 November 2015 07:10
To: Michael Dando
Subject: FW: Bell, Walcot St extended hours

From: jonathan.carr@bathnesgreens.org.uk [<mailto:jonathan.carr@bathnesgreens.org.uk>]
Sent: 16 November 2015 14:36
To: Licensing
Cc: Jonathan Carr (Cllr); Alan Bartlett
Subject: Fwd: Bell, Walcot St extended hours

Dear Licensing team,

I've received another complaint from a resident of the Paragon re the Bell's license extension application.

Please could this complaint be noted for the Licensing sub-committee meeting on the 15h Dec, and could Karen (kazrose9@gmail.com) also please be sent a blank official complaint form to complete if she wishes to speak at the licensing sub-committee.

Thanks,
Cllr Jonathan Carr
Abbey Ward

----- Original Message -----

From:
"karen rose" <kazrose9@gmail.com>

To:
jonathan.carr@bathnesgreens.org.uk
Cc:

Sent:
Mon, 16 Nov 2015 14:10:57 +0000
Subject:
Bell, Walcot St extended hours

Hi,

Thought i would let you know how unhappy i am about The Bell wanting to extend its hours, live music and recorded.

The area is residential.

I live at the Paragon.

The noise of music and the drunken smokers would make life even worse for us residents.

The noise of drunk people outside smoking, talking loud, shouting is intolerable as it is with the horrendous noise from Club XL.

To have even more would be unbearable.

The Anti Social behaviour of people/students/music in such a residential area is bad enough as it is.

I live at the Paragon and can hear Club XL from my lounge which is on the other side of my flat !!

4 nights a week i cannot get to sleep till gone 2.30am due to shouting, music and the bouncers.

I can hear everything in my flat.

I only have sash windows which are useless when you have drunken students etc shouting, talking very loud as night goes on.

Why do they have music playing that can be heard on the street and in my flat.

I go to bed at 10 and at 10.30pm the bouncers start and the music so i take tablets and put in ear plugs but still i can hear it till gone 2am !!

It appears that the council doesn't care about the Council Tax paying residents.

The Noise and Anti Social behaviour of yet another late night venue in a densely residential area will be intolerable.

Late drinking. Live Music. Recorded Music NO NO NO !!!

WHY can they make so much noise till gone 3am when if i did in my flat i could be arrested, have my stereo seized, could be evicted and be given a Asbo !!!!!

So NO i do not agree with the Bell being given extended hours.

PUBS and CLUBS should not be allowed to let ANYONE OUTSIDE AFTER 11pm.

Club XI has over 50 sometimes outside till gone 2pm !
Sprawling over the pavement and into the road.
Residents have to walk on the road as path full !!!
Shouting, Singing.
Music loud enough for me to hear lyrics and know band/song.
Leaning and sitting on cars !

NO MUSIC
NO EXTENDED HOURS

Its about time the Council thought of us residents having to put up with the noise and anti social behaviour while they sleep in their silent homes.

I lost my job when 24hr drinking and the smoking ban started.
WHY ?
CLUB XL
Noise/music/antisocial behaviour 4 nights a week till 3pm
Monday, Thursday, Friday, Saturday
Due to lack of sleep and starting work at 7.30am.

If they get their extended hours that would mean the NOISE and ANTI SOCIAL BEHAVIOUR in a densely populated residential area will be -
MONDAY
THURSDAY
FRIDAY
SATURDAY
SUNDAY

So i can get peace and quiet Tuesday and Wednesday only !!!!

NO NO NO NO NO NO NO

A very angry/tired

Karen Rose
RESIDENT of PARAGON

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:	15/03142/LAPRA
Applicant's name:	The BELL INN (BATH) LTD,
Premises name and address:	WALCOT STREET, BATH BA1 5BW
Application for a:	LATE NIGHT LICENCE

Objector Details:

Objector's Name:	JANE FREEMAN
Objector's Address:	9 CHATHAM ROW, BATH BA1 5BS
Organisation name if applicable:	N/A

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 BELL IS A GREAT PUB OFFERING REGULAR MUSIC. THIS MUSIC, ALONG WITH GENERAL NOISE CAUSED BY THE CUSTOMERS, IS ACCEPTED BY ME AS A 'NORM' TO LIVING WHERE I DO. HOWEVER THIS AREA IS A RESIDENTIAL AREA OF BATH AND TO EXTEND THE HOURS INTO THE VERY LATE NIGHT/EARLY MORNING IS UNFAIR AND UNACCEPTABLE TO RESIDENTS.

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

JANE FREEMAN

Date

16/11/2015

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

07711299666

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 JANE FREEMAN

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 and Health Improvement Service
Lewis House
Manvers Street
Bath BA1 1JG

Important Information About Your Representation

Why do I need to fill in this form?

While we can accept any written representation, we ask that you complete this form in order to assist the Licensing Sub Committee at the hearing.

Representations made under the Licensing Act must be made public, and by signing this form you give permission for your details to be disclosed. That is why we ask you to complete this form even if you have already made a written representation.

What if I do not want my details to be disclosed?

Anonymous representations will not normally be accepted.

If you think there are exceptional circumstances that would justify you making an anonymous representation, such as the threat of intimidation or violence from the applicant, then please contact the Licensing Office on 01225 396719 to discuss the matter.

Alternatively, you can ask your Parish Council or local Residents' Association to make a representation instead. If you choose to do this, there is no need to complete this form; the Parish Council or Residents' Association will do it if they decide to make a representation.

What do I need to know when writing my representation?

The Licensing Act 2003 sets out four 'licensing objectives', which are listed on the front of this form. Your representation should state how you think the application will affect one or more of these licensing objectives.

What if I want to supply extra information in support of my representation?

You can include the information with your representation form. If you have already made a representation and now want to give us extra information in support of it, you need to send copies of it to the Licensing Office *and* the applicant. This should be done at least 5 working days before the hearing.

If you arrive at the hearing with extra information that has not been sent to the Licensing Office and the applicant, it will only be considered if the applicant and the Committee agree to it. We recommend that you bring at least 10 copies of the information with you to the hearing.

I want to make a representation about traffic/planning issues

Unfortunately, representations about traffic or parking can not be accepted. This is because the licence holder can not be held responsible for the use of the public highway outside of the premises.

The licensing regime is separate from other local government functions, including the planning department. If a Premises Licence is granted for a building, this will not exempt the licence holder from having to obtain the necessary planning permission. We are therefore unable to accept representations that simply refer to the need for planning permission.

Concerning application reference 15/03142/LAPRA

We the residents of the Paragon/ Walcot area of Bath strongly object to any proposed lengthening of the licensing hours of The Bell pub in Walcot Street, Bath. We feel this would cause increased noise pollution, public nuisance and seriously affect our quality of life. We also feel that this application demonstrates a worrying lack of concern and respect for the local community.

Signature	Address	Contact Details
SYLVAIN FILLUZEAN	FLAT 1 - 20 THE PARAGON BATH, BA1 5LX	filluza@hotmail.co.uk
Nia Hine	Flat 3 - 20 The Paragon BATH, BA1 5LX	niskithai@hotmail.co.uk
Pamela Evans	Flat 2, 20 The Paragon	01225 420850
Rebecca Cole	Flat 1, 18 Paragon	07725210544

Bath And North East
Somerset Council

18 NOV 2015

Received

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:	15/03142/LAPRE
Applicant's name:	The Bell Inn
Premises name and address:	The Bell Inn (Bath) 103 Walcot Street Bath BA1 5BW
Application for a:	Variation (extension) to licensing hours

Objector Details:

Objector's Name:	Dr A Steel & Ms A Jezard
Objector's Address:	4 Gibbs Mews Walcot Street Bath BA1 5BG
Organisation name if applicable:	n/a

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 ☐

Making Bath & North East Somerset an
even better place to live, work and visit

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

☐

We are concerned that the application to extend the hours during which alcohol can be sold, and to extend the time during which live music can be played, will cause a public nuisance to local residents including ourselves.

The proposals are that the premises are able to serve alcohol until 1am on Friday and Saturday nights and to midnight on all other nights. Further, The Bell has asked to be able to extend its live music hours to 23.15 on Fridays & Saturdays.

We already experience late-night disturbances, including our door bell and entry phone (which is directly on Walcot Street) being rung very late at night. Other anti-social behaviour includes people vomiting on the pavements, a problem that the Council needs to consider addressing if it intends to further encourage the excessive consumption of alcohol by granting such license extensions.

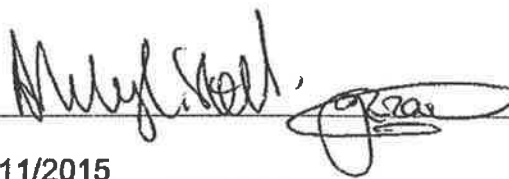
Our fear is that by extending The Bell's licence such behaviour will become more frequent and that we will be awoken even more often, as late-night revellers seek-out destinations to move on to once other bars have already stopped serving alcohol.

The Bells sits in the residential area of Walcot Street, which also includes ourselves, Chatham Row, and St Swithins Yard. The vomit issue is of a serious concern: there is rarely a Saturday or Sunday morning when the pavement of Walcot Street has not been anointed by drunkards. It is very distressing to us to encounter this week in, week out and we do not wish this to become an even worse problem than it already is. Walcot Street is a recognised tourist attraction and there is nothing attractive about this behaviour.

For these reasons we strongly oppose the granting of the extension.

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



Date

3/11/2015

Contact telephone number(s)

01225 470364

(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 ☐

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:	15/03142/LAPRE
Applicant's name:	THE BELL INN(BATH)LTD.
Premises name and address:	103, WALCOT ST. BATH BA1 5BW
Application for a:	VARIATION OF PREMESIS LICENSE

Objector Details:

Objector's Name:	RICK KNAPP
Objector's Address:	6, CHATHAM ROW, BATH
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 Bell is already open late so far as I am concerned, noise from the premises and customers leaving well after the advertised time of closure is a frequent problem.

Music or more frequently caterwauling blares forth every time the doors are opened for customers entering or leaving or slipping out for a smoke, the latter more frequently as the evening wears on

Chatham Row is also a favoured spot to park or have an animated discussion, argument, lovers' tiff apres pub any thing up to hours after "closing time".

None of this is conducive to residents getting to sleep at reasonable hour to be fit for work the following day. in fact frequently it is not worth going to bed until the worst of the row has calmed down.

Extending the Bell's hours can only make this situation worse, especially as one would expect a fresh tide of drinkers from other establishments without a late license would converge on the Bell to continue their night's drinking. The existing noise and nuisance would be extended into the early hours and at weekends including the post pub, car revving, loud arguments etc. etc. will be going till 3AM.

Walcot Street is not Soho, The Bell is not Ronnie Scotts, people and children live here and the current situation is barely tolerable, PLEASE REFUSE THIS APPLICATION

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

Signed

Rick Knapp

Date _____

18/11/2015

Contact telephone number(s)

01225 463468

(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):

[illegible]

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

Form to be returned to:

Licensing Team
Public Protection and Health Improvement Service
Lewis House
Manvers Street
Bath BA1 1JG

Important Information About Your Representation

Why do I need to fill in this form?

While we can accept any written representation, we ask that you complete this form in order to assist the Licensing Sub Committee at the hearing.

Representations made under the Licensing Act must be made public, and by signing this form you give permission for your details to be disclosed. That is why we ask you to complete this form even if you have already made a written representation.

What if I do not want my details to be disclosed?

Anonymous representations will not normally be accepted.

If you think there are exceptional circumstances that would justify you making an anonymous representation, such as the threat of intimidation or violence from the applicant, then please contact the Licensing Office on 01225 396719 to discuss the matter.

Alternatively, you can ask your Parish Council or local Residents' Association to make a representation instead. If you choose to do this, there is no need to complete this form; the Parish Council or Residents' Association will do it if they decide to make a representation.

What do I need to know when writing my representation?

The Licensing Act 2003 sets out four 'licensing objectives', which are listed on the front of this form. Your representation should state how you think the application will affect one or more of these licensing objectives.

What if I want to supply extra information in support of my representation?

You can include the information with your representation form. If you have already made a representation and now want to give us extra information in support of it, you need to send copies of it to the Licensing Office *and* the applicant. This should be done at least 5 working days before the hearing.

If you arrive at the hearing with extra information that has not been sent to the Licensing Office and the applicant, it will only be considered if the applicant and the Committee agree to it. We recommend that you bring at least 10 copies of the information with you to the hearing.

I want to make a representation about traffic/planning issues

Unfortunately, representations about traffic or parking can not be accepted. This is because the licence holder can not be held responsible for the use of the public highway outside of the premises.

The licensing regime is separate from other local government functions, including the planning department. If a Premises Licence is granted for a building, this will not exempt the licence holder from having to obtain the necessary planning permission. We are therefore unable to accept representations that simply refer to the need for planning permission.

