

Bath & North East Somerset Council		
MEETING:	Licensing Sub Committee	AGENDA ITEM NUMBER
MEETING DATE:	Tuesday 19 August 2014	
TITLE:	Application for a Premises Licence for Bath Carnival , Sydney Gardens, Sydney Place, Bathwick, BA2 6NF	
WARD:	Bathwick	
AN OPEN PUBLIC ITEM		
List of attachments to this report:		
Annex A Application for a new premises licence		
Annex B Site plan		
Annex C Representations received from residents and councillor		
Annex D Representation received from Environmental Protection		
Annex E Applicant's response to Environmental Protection		
Annex F Application received from the Licensing Authority		

1 THE ISSUE

- 1.1 An application has been received for a new Premises Licence under s.17 of the Licensing Act 2003 in respect of Bath Carnival, Sydney Gardens, Sydney Place, Bathwick, BA2 6NF

2 RECOMMENDATION

- 2.1 That the Sub Committee determines this application.

3 RESOURCE IMPLICATIONS

- 3.1 The costs of processing licences are covered by the fees charged. The fee for this application is £100.

4 STATUTORY CONSIDERATIONS AND BASIS FOR PROPOSAL

- 4.1 An Equality Impact Assessment (Eq1A) 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 Sub Committee have 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 for a new Premises Licence (Annex A).

5.2 The application proposes the following licensable activities on a Saturday and Sunday on **no more than 2 days per year**.

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

Saturday	09:00 - 00:00
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Sunday	09:00 - 00:00
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2) The provision of **Regulated Entertainment** by way of the Performance of Dance, Live and Recorded Music outdoors only:

Saturday	09:00 - 00:00
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Sunday	09:00 - 00:00
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3) Opening Hours

The premise is an open public space

5.3 A site plan is attached at Annex B.

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

a) The Prevention of Crime and Disorder

b) Public Safety

c) The Prevention of Public Nuisance

d) The Protection of Children from Harm.

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

5.5 The Licensing Authority may grant the application with or without additional conditions.

- 5.6 Section 4(3)Licensing Act 2003 states that the Licensing Authority should also have regard to the Council's Licensing Policy, the Statutory Guidance issued under Section 182 of the Licensing Act 2003, and the Licensing Act itself, and in particular to:-
- a) Paragraphs 3, 5, 6, 9, 10, 15, 17, 18, 20, 23, 24, 28, 33 - 38, 41 to 44 of the 2011 policy.
 - b) Chapters 2, 8, 9 and 10 of the Statutory Guidance (as revised in June 2014).
 - c) Sections 4, 9, 10, 11, 12, 13, 16, 17, 18, 23, 182, and 183 of the Act.
- 5.7 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.
- 5.8 If the application is refused the applicant may appeal within 21 days of the notification to the Magistrates' Court. If the application is granted the person making the relevant representation may appeal within 21 days of the notification to the Magistrates' Court. On appeal the court may either dismiss the appeal, substitute the decision appealed against for any other decision which could have been made by the Licensing Authority, or remit the case to the Licensing Authority to dispose of in accordance with the direction of the court. The court may make such order for costs as it thinks fit.
- 5.9 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, health authority and the child protection agency.
- 5.10 The applicant is required to place a notice at the premises for a period of 28 consecutive days starting the day after the application is made, and to place an advert in a local newspaper within 10 working days of submitting the application to the licensing authority.
- 5.11 Representations have been received from **Cllr Martin** and **local residents**, expressing concern that the applicant's proposals will undermine the prevention of crime and disorder, prevention of public nuisance, public safety and protection of children from harm licensing objectives (Annex C).
- 5.12 A representation has been received from **Environmental Health Officer** Katherine Jones expressing concern that the applicant's proposals are likely to undermine the prevention of public nuisance licensing objective (Annex D). The representation proposes that the following conditions are appropriate to promote that objective:

- Hours for the all licensable activities applied for to have an effect on no more than one day per calendar year on the following days and times:

Saturday 10.00hrs to 22.00hrs

or

Sunday 10.00hrs to 22.00hrs

- Within 28 days prior to an event, a detailed noise management plan shall be submitted to and agreed by the Environmental Protection Team at Bath and North East Somerset Council and shall be implemented as approved thereafter.
- The maximum noise levels expressed as a LAeq should not exceed 65dBA over a 15 minute period within 1 metre from the façade of any noise sensitive receptor(s).

5.13 The applicant has agreed in writing to the conditions proposed by the Environmental Health Officer (Annex E).

5.14 A Representation has been received from **Principal Licensing Officer** Alan Bartlett concerned that the applicant's proposal to host an event for up to 3,000 people will seriously undermine all the licensing objectives due to:

- an inadequate and disproportionate number of SIA staff (4) and stewards (minimum 5) ;
- the impact the aforementioned is likely to have on the applicant's ability to comply with other measures offered in the operating schedule; and
- the application being silent in respect of written notification of the event being given to the Responsible Authorities each year.

The representation proposes that there should be a minimum of 15 stewards on duty at all times, that 3 months' notice of the event should be given in writing each year to the relevant Responsible Authorities, and that the Licensing Sub Committee determines the number of S.I.A. registered staff appropriate for an event hosting up to 3,000 people.

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

6. RATIONALE

6.1 As representations have been received the 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.

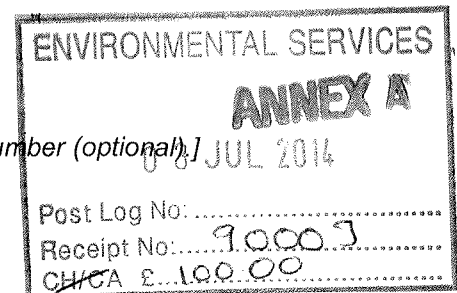
9 RISK MANAGEMENT

- 9.1 A risk assessment related to the issue and 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), section 151 Officer (Divisional Director-Finance) and the Divisional Director have had the opportunity to input to this report and have cleared it for publication.

Contact person	Terrill Wolyn, Senior Licensing Officer 01225 396939
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



[Insert name and address of relevant licensing authority and its reference number (optional)]

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

PLEASE READ THE FOLLOWING INSTRUCTIONS FIRST

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

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

I/We Bath Carnival

(Insert name(s) of applicant)

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

Part 1 – Premises Details

Postal address of premises or, if none, ordnance survey map reference or description Bath Carnival, Sydney Gardens, Sydney Road, BA2 6NT			
Post town	Bath	Postcode	BA2 6NT

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

Part 2 - Applicant Details

Please state whether you are applying for a premises licence as

Please tick as appropriate

- a) an individual or individuals * please complete section (A)
- b) a person other than an individual *
 - i. as a limited company please complete section (B)
 - ii. as a partnership please complete section (B)
 - iii. as an unincorporated association or please complete section (B)
 - iv. other (for example a statutory corporation) please complete section (B)

- c) a recognised club please complete section (B)
- d) a charity please complete section (B)
- e) the proprietor of an educational establishment please complete section (B)
- f) a health service body please complete section (B)
- g) a person who is registered under Part 2 of the Care Standards Act 2000 (c14) in respect of an independent hospital in Wales please complete section (B)
- ga) a person who is registered under Chapter 2 of Part 1 of the Health and Social Care Act 2008 (within the meaning of that Part) in an independent hospital in England please complete section (B)
- h) the chief officer of police of a police force in England and Wales please complete section (B)

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

Please tick yes

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

(A) INDIVIDUAL APPLICANTS (fill in as applicable)

Mr <input type="checkbox"/>	Mrs <input type="checkbox"/>	Miss <input type="checkbox"/>	Ms <input type="checkbox"/>	Other Title (for example, Rev)	
Surname			First names		
I am 18 years old or over				<input type="checkbox"/> Please tick yes	
Current postal address if different from premises address					
Post town				Postcode	
Daytime contact telephone number					
E-mail address (optional)					

SECOND INDIVIDUAL APPLICANT (if applicable)

Mr <input type="checkbox"/>	Mrs <input type="checkbox"/>	Miss <input type="checkbox"/>	Ms <input type="checkbox"/>	Other Title (for example, Rev)	
Surname			First names		
I am 18 years old or over					<input type="checkbox"/> Please tick yes
Current postal address if different from premises address					
Post town				Postcode	
Daytime contact telephone number					
E-mail address (optional)					

(B) OTHER APPLICANTS

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

Name Bath Carnival
Address 101 Ringswell Gardens, Bath, BA1 6BW
Registered number (where applicable) N/A
Description of applicant (for example, partnership, company, unincorporated association etc.) A recognised club / Community group
Telephone number (if any) 07914 408242
E-mail address (optional) Robbie@bathcarnival.co.uk

Part 3 Operating Schedule

When do you want the premises licence to start?

DD		MM		YYYY			
1	4	0	8	2	0	1	4

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

DD		MM		YYYY			
±	±	±	±	±	±	±	±

Please give a general description of the premises (please read guidance note 1)

A park situated behind the Holburne Museum. The main event will be in the central area of the park. The kids area will be on the lawn next to the tennis courts (see plan).

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

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

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

Provision of regulated entertainment

Please tick any 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) | <input checked="" type="checkbox"/> |
| f) recorded music (if ticking yes, fill in box F) | <input checked="" type="checkbox"/> |
| g) performances of dance (if ticking yes, fill in box G) | <input checked="" 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"/> |

C

Indoor sporting events Standard days and timings (please read guidance note 6)			<u>Please give further details</u> (please read guidance note 3)
Day	Start	Finish	
Mon			
Tue			<u>State any seasonal variations for indoor sporting events</u> (please read guidance note 4)
Wed			
Thur			<u>Non standard timings. Where you intend to use the premises for indoor sporting events at different times to those listed in the column on the left, please list</u> (please read guidance note 5)
Fri			
Sat			
Sun			

D

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

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

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

In all cases complete boxes K, L and M

A

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

B

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

E

Live music Standard days and timings (please read guidance note 6)			Will the performance of live music take place indoors or outdoors or both – please tick (please read guidance note 2)	Indoors	<input type="checkbox"/>
				Outdoors	<input checked="" type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish			
Mon			Please give further details here (please read guidance note 3) A small outdoor stage with live bands performing, additional areas for music to accompany dance workshop and demonstration.		
Tue					
Wed			State any seasonal variations for the performance of live music (please read guidance note 4)		
Thur					
Fri			Non standard timings. Where you intend to use the premises for the performance of live music at different times to those listed in the column on the left, please list (please read guidance note 5)		
Sat	09:00	00:00			
Sun	09:00	00:00			

F

Recorded music Standard days and timings (please read guidance note 6)			Will the playing of recorded music take place <u>indoors or outdoors or both – please tick</u> (please read guidance note 2)	Indoors	<input type="checkbox"/>
Day	Start	Finish		Outdoors	<input checked="" type="checkbox"/>
Mon			<u>Please give further details here</u> (please read guidance note 3) Music for dancers to practice to. Kids area background music and dance areas.	Both	<input type="checkbox"/>
Tue					
Wed			<u>State any seasonal variations for the playing of recorded music</u> (please read guidance note 4)		
Thur					
Fri			<u>Non standard timings. Where you intend to use the premises for the playing of recorded music at different times to those listed in the column on the left, please list</u> (please read guidance note 5)		
Sat	09:00	00:00			
Sun	09:00	00:00			

G

Performances of dance Standard days and timings (please read guidance note 6)			Will the performance of dance take place indoors or outdoors or both – please tick (please read guidance note 2)	Indoors	<input type="checkbox"/>
				Outdoors	<input checked="" type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	Please give further details here (please read guidance note 3) Dance workshops		
Mon					
Tue					
			State any seasonal variations for the performance of dance (please read guidance note 4)		
Wed					
Thur					
			Non standard timings. Where you intend to use the premises for the performance of dance at different times to those listed in the column on the left, please list (please read guidance note 5)		
Fri					
Sat					
	09:00	00:00			
Sun					
	09:00	00:00			

H

Anything of a similar description to that falling within (e), (f) or (g) Standard days and timings (please read guidance note 6)			Please give a description of the type of entertainment you will be providing		
Day	Start	Finish	Will this entertainment take place indoors or outdoors or both – please tick (please read guidance note 2)	Indoors	<input type="checkbox"/>
Mon				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Tue			Please give further details here (please read guidance note 3)		
Wed					
Thur			State any seasonal variations for entertainment of a similar description to that falling within (e), (f) or (g) (please read guidance note 4)		
Fri					
Sat			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 (please read guidance note 5)		
Sun					

I

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

J

Supply of alcohol Standard days and timings (please read guidance note 6)			Will the supply of alcohol be for consumption – please tick (please read guidance note 7)	On the premises	<input checked="" type="checkbox"/>
				Off the premises	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	State any seasonal variations for the supply of alcohol (please read guidance note 4)		
Mon					
Tue					
Wed					
Thur					
Fri					
Sat					
	09:00	00:00			
Sun					
	09:00	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 5)		

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

Name: Harry Graham Cochrane	
Address 24 Prospect, Corsham, Wilts	
Postcode	SN13 9AF
Personal licence number (if known) LN005878	
Issuing licensing authority (if known) Wiltshire Council	

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 8).

L

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

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

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

This licence will have effect on no more than two days per year.
Throughout the event plans and risk assessments will be used to meet the licensing objectives.
Bath Carnival will produce an event that has taken all the necessary action to protect the Health, Safety and Welfare of all those taking part. We shall prepare an Event Management Plan which will set out how the event will be managed and the procedures, roles and specific responsibilities of the management team, security and associated personnel.
The finalised version of the plan will be submitted and approved by the licensing authority no later than 7 days prior to commencement of the event.
A minimum of 5 stewards will be on duty at all times to manage the 4 entrance/exit points with 1 available to walk around the site.

b) The prevention of crime and disorder

All activities will be managed with a view to preventing crime and disorder by adopting the following policies. All issues arising outside the licensed area of the premises will be the responsibility of the local police force and measures will be taken to minimize impact through consultation with the local police authority.
We will be working with a security company that has covered events in Bath and has experience of working with the local area. 4 trained SIA and a team of stewards will ensure the event is both safe and an enjoyable experience for the audience and the local residents. – In consultation with the police.
Effective communication between stewards, SIA staff and event managers will be available at all times.

c) Public safety

A professional security firm with SIA security staff will secure the site.
We will manage the number of people within the premise and restrict the capacity to a maximum of 3000 people at one time.
These numbers will be available to the Licensing Authority or any other responsible representative upon request throughout the day.
Access for emergency vehicles will be maintained around the premises at all times.
A First Aid team will be on site at all times
Drugs and alcohol policies will be in place. The public will not be allowed to bring alcohol on site.
All drinks will be served in plastic or polycarbonate drinking vessels.
Fire points and fire exits will be signed and marked out in the Event Management Plan.

d) The prevention of public nuisance

Any individual who engages in anti-social behaviour will be asked to leave the premises.
We will follow a noise management plan for the event guided by the local authority.
A dedicated team of litter pickers will manage the waste for the event with clearance and disposal of waste undertaken as soon as reasonable practicable.
The time of the event will not be exceeded.

e) The protection of children from harm

A lost children's policy will be in place with SIA trained staff and stewards to manage it.
 Trained and fully police checked staff will run the Welfare point/lost children area.
 Access to this area will be strictly limited and parents must fill out and sign a form to 'claim' their lost child.
 Robust enforcement of 'Challenge 25' policy.

Checklist:**Please tick to indicate agreement**

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

IT IS AN OFFENCE, LIABLE ON 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 4 – Signatures (please read guidance note 10)

Signature of applicant or applicant's solicitor or other duly authorised agent (see guidance note 11).
If signing on behalf of the applicant, please state in what capacity.

Signature	Robbie Verrecchia
Date	03/07/14
Capacity	Chair

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

Signature	
Date	
Capacity	

Contact name (where not previously given) and postal address for correspondence associated with this application (please read guidance note 13) Robbie Verrecchia 101 Ringswell Gardens			
Post town	Bath	Postcode	BA1 6BW
Telephone number (if any)	07914 408242		
If you would prefer us to correspond with you by e-mail, your e-mail address (optional) Robbie@bathcarnival.co.uk			

Notes for Guidance

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

Consent of individual to being specified as premises supervisor

I Harry Graham Cochrane
[full name of prospective premises supervisor]

of 24 PROSPECT
CORSHAM, WILTS
SN13 9AF

[home address of prospective premises supervisor]

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

Premises licence
[type of application]

by

Robbie Verrecchia
[name of applicant]

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

for Sydney Gardens
Sydney Road
Bath
BA2 6NT

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

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

Robbie Verrecchia
[name of applicant]

concerning the supply of alcohol at

Sydney Gardens
Sydney Road
Bath
BA2 6UT

[name and address of premises to which application relates]

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

Personal licence number

LN005878

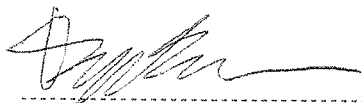
[insert personal licence number, if any]

Personal licence issuing authority

Wiltshire Council

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

Signed



Name (please print)

Harry Cochrane

Date

1/07/14

**Bath and North East Somerset:
District Online**

Date: 21-7-2014

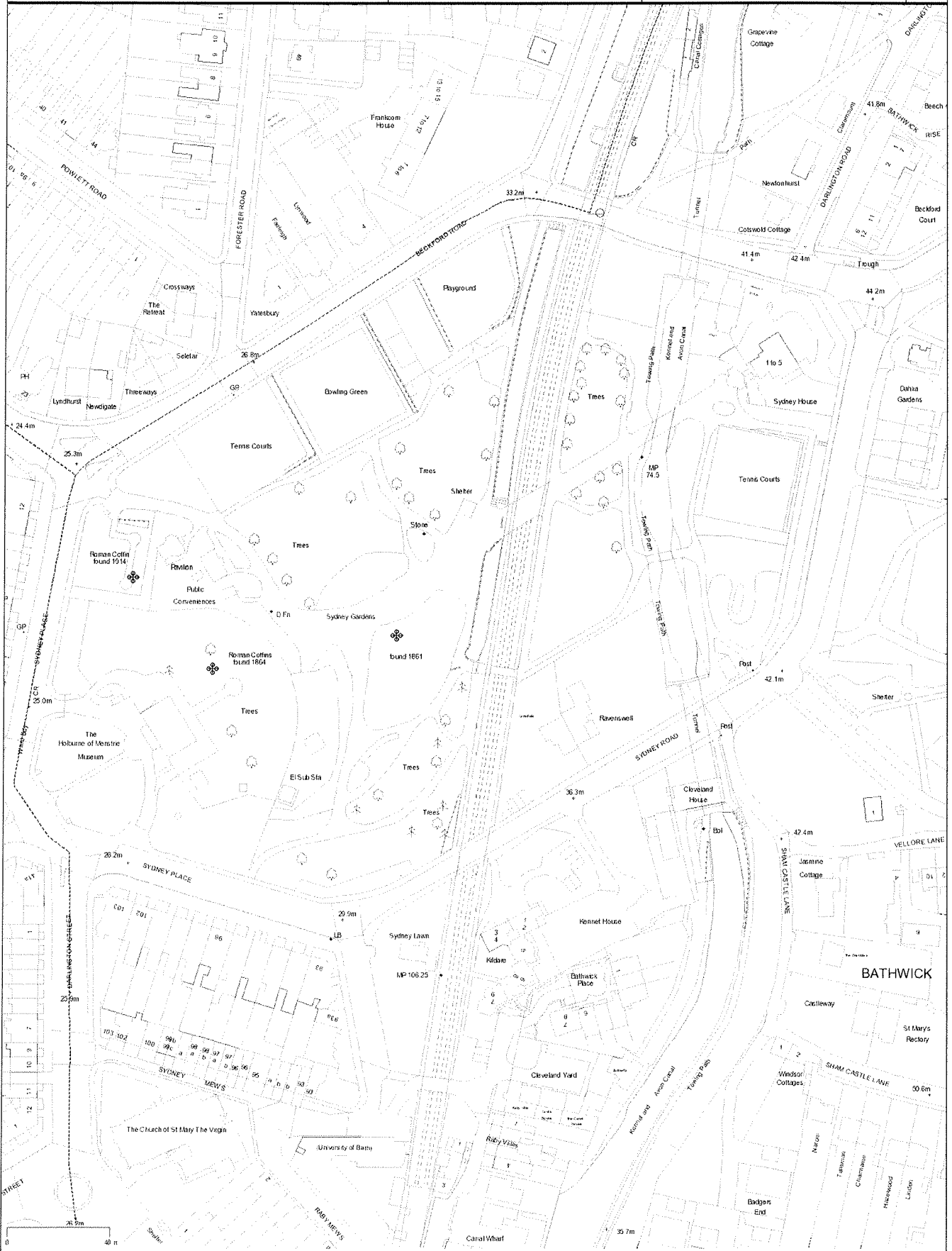
Scale: 1:2000

Bath & North East
Somerset Council

Bath Carnival

Map Centre - easting / northing:
375798 / 165311

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rights reserved (100023334) 2014



LICENSING ACT 2003
INTERESTED PARTY REPRESENTATION

ENVIRONMENTAL SERVICES
21 JUL 2014
TIME:
DATE:

I object to the following application:

Application number: 14/03513LAPRE
 Applicant's name : Bath Carnival
 Premises name and address: Sydney Gardens , Bath
 Application for a : Premises License

Objector details:

Objector's name: Lizzie Millne
 Objector's address: Flat 3
 6 Sydney Place
 Bath BA2 6NF

Objection details:

My representation is relevant to the following licensing objectives:

Prevention of crime and disorder)	
Prevention of public nuisance)	all of these objectives
Protection of children from harm)	are a relevant to this
Public safety)	application

My specific objections are as follows:-

This application is for a Premises Licence for a public park ie open space where no actual premises exist.
 (Sydney Gardens is a Grade II Listed park in the centre of a densely populated area, surrounded on four sides by inhabited dwellings.)

There are currently already four licensed premises within any 50 metre direction of the park (The Crown and The Barley Mow in Bathwick Street, The Pulteney Arms in Sutton Street and the Macdonald Bath Spa Hotel in Sydney Road)

This application covers the proposed sale of alcohol from 9am to Midnight for two days each year in perpetuity in a public park covered by the Alcohol Exclusion Zone, in place by the Avon and Somerset Constabulary. Street drinking and resulting anti-social behaviour is a current PACT priority. The consumption of alcohol in Sydney Gardens is classed as street drinking.

The local residents in the environs of Sydney Gardens have been working very hard with the Police and B&NES Park Staff to stop the consumption of alcohol in the park and the resultant anti-social behaviour which affects all legitimate park users of all ages. This application if granted would undermine this work and send out mixed messages about the consumption of alcohol in an Alcohol Exclusion Zone especially to young impressionable children.

The license is also for the playing of live and recorded music in the park from 9am to midnight . This will cause great hardship and stress to local residents in the environs of Sydney Gardens .(Sydney Gardens is a Grade II Listed park in the centre of a densely populated area , surrounded on four sides by inhabited dwellings).

There is no adequate on street or off street parking in the area to allow for a huge influx of people . The A4/A36 running along the side of the park is currently congested more than usual due to the ongoing roadworks in Rossiter Road and is proving a problem with the flow of traffic. Pedestrians are already experiencing difficulties crossing the roads to the park , even on the appropriate pedestrian crossings ,due to this.

There is no facility for parking of vehicles within the park, without causing safety issues to all pedestrian park users of all ages due to the very limited space.

The organisers have indicated that they would have security staff at each of the entrances to this public park who could effectively prevent normal park users from access to this public asset. I believe they propose one person at each of the four entrances and one 'roving' with a limit of 3000 people at any one time. They have not taken into consideration access via the canal towpath or indeed over any of the boundary walls into the park. Therefore this appears untenable and unachievable. The impact of 3000 people in a small (ten acre?) site and the damage this can cause to the surroundings will have long lasting repercussions and these can only be keenly felt by local residents and regular park users.

This concludes my objections.

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.

14 / 03513 LAPPE

ANNEX C
PAGE 3 OF 3

Signed: 

Date: 17 Jul 2014

Contact telephone number : 0771 327 8547

I will be attending any hearing on this matter in person

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:	14/03513/LAPRE
Applicant's name:	Robbie Verrechia
Premises name and address:	Sydney Gardens Sydney Place Bathwick Bath BA2 6NF
Application for a:	Premises License

Objector Details:

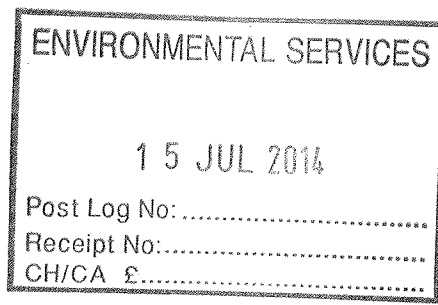
Objector's Name:	Richard Brown
Objector's Address: <small>This is essential because a representation can only be considered relevant if you live, or are representing an address, in the vicinity of the premises.</small>	49 Great Pulteney Street Bath BA2 4DP
Organisation name if applicable:	n/a

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

My objection to the license application reflects:

1) an expectation that the performance of live music and recorded music on Saturday and Sunday from 09.00 to 00.00 would create a material noise nuisance to me and other residents in close vicinity to the park.

- Sydney Gardens is a quiet and reflective local park. Events such as this have the potential to negatively change the character of the gardens.

- Sydney Gardens is not suited to a large carnival-style event. The performance of music over two full days would equate to a music 'festival' and cause a noise nuisance. Further, I assume that all music would be amplified; as such, the noise will be louder and carry much further.

2) an expectation that the sale of alcohol on Saturday and Sunday from 09.00 to 00.00 would lead to anti-social behaviour in a residential area.

- Sydney Gardens is a quiet and reflective local park. It is situated in a residential area away from the commercial city centre. The consumption of alcohol currently is minimal and typically limited to a small number of individuals. The availability of alcohol concurrent with a two-day music event from 09.00 to 00.00 is likely to lead to increased occurrences of anti-social behaviour.

- It is unclear what policing arrangements will be in place to police the event and contain anti-social behaviour and the impact on local residents.

- Local residents work hard with BANES/police to limit anti-social behaviour, particularly those that are alcohol-related. Any indication that significant alcohol consumption is acceptable in the gardens would undo much of this good work.

3) an expectation that large music performances and the sale of alcohol would be contrary to local bye-laws.

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

Richard brown

Date

15 July 2014

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

07463780925

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 Richard Brown

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 Services
Public Protection
Lewis House
Manvers Street
Bath BA1 1SN

43, Forester Road,
Bathwick,
Bath,
14th July 2014

Ms. Wendy Stokes,
BANES,
Licensing Services,
Lewis House,
Manvers Street,
Bath,
BA1 1JG
Email; licensing@bathnes.gov.uk



Dear Ms. Wendy Stokes,

Objection to Bath Carnival Application 14/03513/LAPRE

for Sydney Gardens

I have recently seen the above application on a post outside the Sydney Gardens in not in a very prominent position. Surely for such an application representation should have been made in several places both outside and inside the Gardens. If approved it would have considerable impact on all the surrounding houses and prevent the normal activities of the Gardens taking place.

My detailed objection to the application is as follow;-

1. THE APPLICATION ITSELF

- The application online in almost devoid of detail.
- There are no dates mentioned.
- Is it for one weekend or many weekends in the year?
- There is no indication of the size of the activities proposed.
- How large will the performing stand be?
- How large will the performing band be?
- How loud will the live music be?
- How loud will the recorded music be?
- Will there be a need for electrical generating equipment?
- What controls will be exercised for entry and exit?
- Will there be any charge made?
- Will the general uses of the gardens for pleasure by young and old be restricted?
- Why is it necessary to sell and serve alcohol?
- There are three Public houses in close vicinity of the gardens, which could provide such facilities, as they do the whole year round.
- Why does the event need to take so long?
- Carnivals in my experience are travelling affairs not permanent two day events.
- They should need only a collection point for the start and another for the finish.

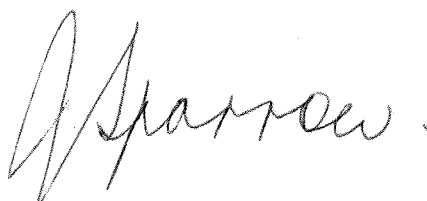
- This application seems inappropriate since it is for a new premises licence.
- I hardly feel that a pleasure park can be considered a new premise!
- There is no indication that local resident associations have been approached.
- There are at least three Resident Associations within the vicinity, who would be affected by this application if it were to proceed.
- Have the 'Friends of the Sydney Gardens' Group been formally approached?

2. THE INAPPROPRIATE USE OF SYDNEY GARDENS.

- The gardens are in the middle of a residential area.
- Residents will not want any noise produced to be from 9.00am to midnight on two consecutive weekend days.
- The drone of any generators will be unacceptable for the periods suggested.
- Great effort is being made by local residents at present to limit inappropriate behaviour.
- This type of event over two days will not help in this respect.
- The locals are also improving the gardens for its intended use and such a large event is likely to cause damage to the trees and grass areas.
- Weekends are the most popular times for young families and older folk to enjoy the quiet solitude of the gardens.
- The Bye laws relevant to the park do not permit music, which could be intrusive.
- The bye laws do not allow the sale of commodities and certainly do not expect alcohol to be on sale. Especially when there are several licensed premises with a very short walk.
- There is no indication of the size of any Marquees or similar structures.
- The bye laws do not permit overnight camping.
- Would any tenting arrangements be dismantled overnight?
- Vehicular access for setting up will be a hazard for young children and dogs.
- At weekends the Tennis Courts are well used, bowling takes place and children with their parents play ball games. They will not want these activities interrupted.
- Watching a carnival procession is one thing but a two day event in a residential area is something else and not suited to Sydney Gardens.
- What other locations have been looked at for greater suitability?
- I would suggest Kensington Meadows, The Bath Recreation Ground or Victoria Park as being a more suitable venue. Have these been explored?
- All the above sites already hold large events more suited to what is suggested in this application.

For all the above reasons I strongly recommend that the application is refused.

Yours sincerely,



Mr. Jack Sparrow

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:	14/03513/LAPRE
Applicant's name:	Robbie Verrechia
Premises name and address:	Sydney Gardens Bath
Application for a:	Premises Licence

Objector Details:

Objector's Name:	Stephanie Brown
Objector's Address: <small>This is essential because a representation can only be considered relevant if you live, or are representing an address, in the vicinity of the premises.</small>	Great Pulteney Street 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

ENVIRONMENTAL SERVICES
17 JUL 2014
Post Log No:
Receipt No:
CH/CA £

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

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

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

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

I am objecting against the premises licence application for the Bath Carnival to be held in Sydney Gardens on August 16th, as I do not believe the location is a suitable venue.

1. As alcohol is not currently permitted to be consumed in the gardens, I object to the sale of.
2. As this sort of event has previously been held in Royal Victoria Park, a much BIGGER venue, I fail to see why the promoter has sort to have a smaller venue.
3. I understand this will be a 2 day event. This is far too long for local residents to put up with noise late into the night. Further, Will there be any extra car parking provided for the expected attendees or?
4. With the Council reducing the number of toilets in Sydney Gardens and the man power to maintain the gardens as a whole with the crowds expected, will any extra toilets be provided?
There is no mention of in the applications.
5. Sydney Gardens is primarily a local residents park, for QUIET enjoyment. It is Not a place for loud music, which is disruptive to elderly residents, the very young and local residents in general.

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

Stephanie Brown

Date

July 17th 2014

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 Stephanie Brown

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 Services
Public Protection
Lewis House
Manvers Street
Bath BA1 1SN

LICENSING ACT 2003

Bath And North East
Somerset Council

29 JUL 2014

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:	14/03513/LAPRE
Applicant's name:	Robbie Verrechia
Premises name and address:	Sydney Gardens Sydney Place Dorchester Bath BA2 6NF
Application for a:	Premises Licence

Objector Details:

Objector's Name:	Jonathan East
Objector's Address: This is essential because a representation can only be considered relevant if you live, or are representing an address, in the vicinity of the premises.	46 Great Pulteney Street Bath BA2 4DR
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 object to the licence on the following grounds:

- the sale of alcohol on Saturday and Sunday from 9am to Midnight will lead to anti-social behaviour in a residential area.
- Sydney Gardens is situated in a residential area away from the city centre. Consumption of alcohol is currently minimal, but the availability of alcohol concurrent with a two-day music event will lead to an increase in noise and anti-social behaviour.
- I also believe that the sale of alcohol in Sydney Gardens is contrary to local bye-laws.

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

Jonathan EA

Date

27th July 2014

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

07769 706909

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 JONATHAN EAST

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 Services
Public Protection
Lewis House
Manvers Street
Bath BA1 1SN

LICENSING ACT 2003

INTERESTED PARTY REPRESENTATION

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

I/We object to the following application:

Application number:	14/03513/LAPRE
Applicant's name:	Bath Carnival
Premises name and address:	Sydney Gardens Sydney Place Bathwick Bath BA2 6NF
Application for a:	New Premises Licence

Objector Details:

Objector's Name:	Cllr David Martin (ward Councillor for Bathwick)
Objector's Address: <small>This is essential because a representation can only be considered relevant if you live, or are representing an address, in the vicinity of the premises.</small>	6 Beech Avenue Claverton Down Bath BA2 7BA
Organisation name if applicable:	

Objection Details:

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

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

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

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

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

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

This application is for dance, live music, recorded music and sale of alcohol on Saturdays and Sundays with all timings from 09.00 to 00.00 to be carried out outdoors in the Sydney Gardens park in my ward. There is no indication from the information on the Council website that the applicants propose to restrict these activities to no more than two days per year. This point should be clarified. There is also no indication that the actual activities will occur at shorter periods between the hours of 09.00 to 00.00. It should be noted that the Designated Public Places Order is in place in Bath, and the availability of alcohol in this relatively open location might lead to additional problems of nuisance or annoyance from persons who have consumed or are about to consume alcohol in a public place.

Sydney Gardens park is surrounded by residential properties on all sides, with several Victorian properties being located within the original boundaries of the park. Other residences in Sydney Place and Sydney Road nearby comprise 5 storey (Grade I and II listed) buildings, and include four blocks of more modern flats and the Bath Spa hotel. The upper floors of these tall buildings are in direct line to the areas of Sydney Gardens where the activities are proposed. I am concerned that noise and disturbance from the music would harm the amenity of the nearby residents in these buildings if carried on beyond a reasonable close-down time, which should be no later than 21.00.

I am also concerned that unrestricted sale of alcohol in the park for such long periods of the day could lead to crime and disorder in the park or in the neighbouring area. Finally, there is no information from the applicants about how they would manage public safety in the park during these activities; specifically it is not clear how many people are estimated to attend the events, how entry will be controlled and how people leaving the event will be able to depart safely at closure times.

If, despite all these objections to the licence, the application is to be approved, I hope there will be suitable conditions attached, such as clear restrictions placed on the number of occasions per year, the timing of operation of the premises licence and limits on the numbers of people able to attend.

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

Signed David Martin
 Sent by email from my Council email address

Date 29 July 2014

Contact telephone number(s) 07941255469
 (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 ClIr David Martin

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

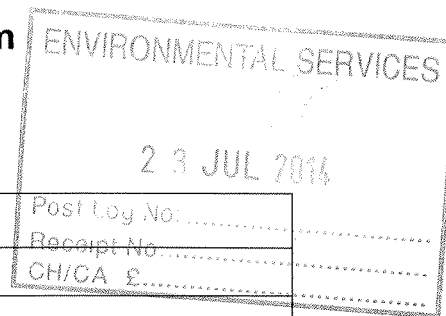
Form to be returned to:

Licensing Services
Public Protection
Lewis House
Manvers Street
Bath BA1 1SN

Representation Form

Responsible Authority. (Please delete as applicable.)

EP (noise)



Your Name	Katherine Jones
Job Title	Environmental Health Officer
Postal and email address	Bath and North East Somerset Council 1 st Floor Lewis House Manvers Street Bath BA1 1JG
Contact telephone number	01225 396628

Name of the premises you are making a representation about.	Bath Carnival
Address of the premises you are making a representation about.	Sydney Gardens, Sydney Road, BA2 6NT

Which of the four licensing objectives does your representation relate to? Please state yes or no.	Yes or No	Please detail the evidence supporting your representation. Or the reason for your representation. Please use separate sheets if necessary.
To prevent crime and disorder	No	
Public safety	No	
To prevent public nuisance	Yes	<p>This is a new application and consequently there is no historic evidence of Public nuisance associated with the event. However, I have taken into consideration the following and from which I have concerns regarding the potential for public nuisance:</p> <ul style="list-style-type: none"> • Location of the venue being in relative close proximity to residential properties. • The type of event being outdoors and therefore difficult to avoid noise outbreak

		<ul style="list-style-type: none">• The length of time applied, whereby residents could be disturbed until midnight for 2 days. <p>However, from liaising with the applicant, the intentions for the event is not to cause a public nuisance and there is a willingness to implement further controls to ensure the impact the event has on the wider community is minimised as much as possible.</p> <p>Upon reviewing the application, I consider the following conditions could minimise disturbance:</p> <ol style="list-style-type: none">1) Hours for the all licensable activities applied for to have an effect on no more than one day per calendar year on the following days and times: Saturday 10.00hrs to 22.00hrs or Sunday 10.00hrs to 22.00hrs2) Within 28 days prior to an event, a detailed noise management plan shall be submitted to and agreed by the Environmental Protection Team at Bath and North East Somerset Council and shall be implemented as approved thereafter.3) The maximum noise levels expressed as an LAeq should not exceed 65dBA over a 15 minute period within 1 metre from the façade of any noise sensitive receptor(s). <p>The reason for the above would limit the times of residential impact and would ensure noise control measures are in place to ensure that the event complies with national code of practice for outdoor events.</p> <p>The applicant has advised that they are willing to agree for the above recommendations to be attached as conditions to the license, and I have attached written confirmation of this agreement which is signed by the applicant..</p> <p>Should the committee wish to attach the recommended conditions to the license, I would have no grounds for concerns for the license to be approved.</p>
--	--	---

The prevention of harm to children	No	
Suggested conditions that could be added to the licence to remedy your representation you would like the Licensing Sub Committee to take into account. Please use separate sheets where necessary and refer to checklist.	or	<p>1) Hours for the all licensable activities applied for to have an effect on no more than one day per calendar year on the following days and times:</p> <p style="padding-left: 40px;">Saturday 10.00hrs to 22.00hrs</p> <p style="padding-left: 40px;">or</p> <p style="padding-left: 40px;">Sunday 10.00hrs to 22.00hrs</p> <p>2) Within 28 days prior to an event, a detailed noise management plan shall be submitted to and agreed by the Environmental Protection Team at Bath and North East Somerset Council and shall be implemented as approved thereafter.</p> <p>3) The maximum noise levels expressed as an LAeq should not exceed 65dBA over a 15 minute period within 1 metre from the façade of any noise sensitive receptor(s).</p>

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

Signed:

Date:

Please return this form along with any additional sheets to:

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

E-mail address: licensing@bathnes.gov.uk

This form must be returned within 28 consecutive days of the application being made to the Licensing Authority.



Printed on recycled paper

Bath & North East Somerset Council

Environmental Services
Bath & North East Somerset Council
1st Floor, Lewis House,
Manvers Street, Bath BA1 1JG

Date: Telephone: 01225 477000

Direct (01225) 477522

Fax: (01225) 477596

Minicom: (01225) 477535

E Mail: Katherine.jones@bathnes.gov.uk

Mr Robbie Verrecchia
101 Ringswell Gardens
Bath
BA1 6BW

Dear Mr Verrecchia

Premises Licence Application: Bath Carnival Sydney Gardens, Sydney Road, BA2 6NT

To the applicant/s: please sign the form below and return by email to Katherine.jones@bathnes.gov.uk or by post to Environmental Services, Bath & North East Somerset Council, 1st Floor, Lewis House, Manvers Street, Bath, BA1 1JG.

Recommendations

- 1) Hours for the all licensable activities applied for to have an effect on no more than one day per calendar year on the following days and times:

Saturday 10.00hrs to 22.00hrs

or

Sunday 10.00hrs to 22.00hrs

- 2) Within 28 days prior to an event, a detailed noise management plan shall be submitted to and agreed by the Environmental Protection Team at Bath and North East Somerset Council and shall be implemented as approved thereafter.
- 3) The maximum noise levels expressed as an LAeq should not exceed 65dBA over a 15 minute period within 1 metre from the façade of any noise sensitive receptor(s).

I/we acknowledge receipt of the Environmental Protection team representations dated 22nd July 2014 in connection with the application for the premises shown above. I agree with the recommendations suggested in the accompanying letter and I understand that they will be attached to the licence.

Signed.....

Name.....ROBBIE VERRECCHIA.....

Date.....24 / 07 / 14.....

Representation Form

Responsible Authority. (Please delete as applicable.)

Licensing Authority

ENVIRONMENTAL SERVICES

31 JUL 2014

Post Log No:

Receipt No:

CH/CA £

Your Name	Alan Bartlett
Job Title	Public Protection Team Leader – Licensing Authority
Postal and email address	Bath & North East Somerset Council Licensing Services Lewis House Manvers Street Bath BA1 1JG
Contact telephone number	01225 477536

Name of the premises you are making a representation about.	Bath Carnival New Premises Licence Application 14/03513/LAPRE
Address of the premises you are making a representation about.	Bath Carnival Sydney Gardens Sydney Place Bathwick Bath BA2 6NF

Which of the four licensing objectives does your representation relate to? Please state yes or no.	Yes or No	Please detail the evidence supporting your representation. Or the reason for your representation. Please use separate sheets if necessary.
All 4 licensing objectives, namely: <ul style="list-style-type: none"> The prevention of crime and disorder; The prevention of public nuisance; Public Safety 	Yes	In its role as a Responsible Authority the Licensing Authority has considered this application and have serious concerns that the applicant's operating schedule fails to propose appropriate measures to promote all four of the licensing objectives in respect of: <p><u>The number of SIA staff and stewards on duty during the event , in relation to 3,000 people on site:</u></p>

<ul style="list-style-type: none"> • The protection of children from harm 	<p>The applicant proposes only “4 trained S.I.A.” and “ a team of stewards” of which “a minimum of 5 stewards will be on duty at all times” as a means of controlling and ensuring the safety of a maximum of 3,000 people.</p> <p>The applicant advises that there are 4 entry/exits points which will be manned at all times by stewards. Should the application be granted in its current form the applicant could operate with only 5 stewards on duty at any given time. This would leave only one steward as stated by the applicant to “walk around the site”.</p> <p>No consideration has been given to the role and responsibility of the stewards to safely and efficiently monitor the crowd dynamics of what could be up to 3,000 people, many of which will be children. Stewards will also need to be available to organise, offer advice and direct members of the public.</p> <p>With only 4 SIA staff, and what could potentially be only 5 stewards on site, how will the applicant comply with the following measures that have been offered to promote the licensing objectives:</p> <ol style="list-style-type: none"> 1. “We will manage the number of people within the premise and restrict the capacity to a maximum of 3,000 people at one time” 2. “Any individual who engages in anti-social behaviour will be asked to leave the premises” 3. “The public will not be allowed to bring alcohol on site” (Who will carry out bag searches?) 4. “A lost children’s policy will be in place with S.I.A. trained staff and stewards to manage it” <p>Furthermore the new premises licence application proposes the sale of alcohol for consumption “on premises” only so there is an additional duty imposed on the applicant to ensure no alcohol is taken from the premises as well as being brought onto site.</p> <p>There are obviously some duties that can only</p>
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	<p>be carried out by S.I.A. registered staff for example "manned guarding" which includes:</p> <p>"Guarding property against destruction or damage, against being stolen or against being otherwise dishonestly taken or obtained"</p> <p>and</p> <p>"guarding one or more individuals against assault or injuries that might be suffered in consequence to the unlawful conduct of others"</p> <p>In light of the above, and the fact alcohol will be sold from 09:00 to midnight , thus increasing the likelihood of crime and disorder amongst a potential crowd of 3.000 people, the provision of 4 S.I.A. staff as stated in the application is totally inadequate, and will have a detrimental effect on all four of the licensing objectives.</p> <p><u>Notification period</u></p> <p>The application has stated that the licence will have effect on no more than "two days per year" with licensable activities having been requested for Saturday and Sunday.</p> <p>Given the nature of the event, the maximum number of people to be admitted to the premises at any one time and the location of the premises, it is proposed that the applicant must give a minimum of 3 months' notice of the event in writing, to all the relevant, Responsible Authorities i.e. the Responsible Authorities who were required under the legislation to be served the application in the first instance.</p> <p>In general the application is naïve, and the event, without appropriate measures to promote the licensing objectives, especially the public safety objective, is an accident waiting to happen.</p>
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<p>Suggested conditions that could be added to the licence to remedy your representation you would like the Licensing Sub Committee to take into account. Please use separate sheets where necessary and refer to checklist.</p>	<p>“a minimum of 3 months’ notice of the event in writing, to all the relevant, Responsible Authorities”</p> <p>It is recommended in The Event Safety Guide developed by the HSE that in respect of Classical Concerts whose audiences tend to be more mature and less reactive, that there should be one steward for every 250 people attending. It is therefore proposed that:</p> <p>“ a minimum of 15 stewards to be on duty at the premises at all times (with the applicant having regards to rest breaks during which this minimum requirement of 15 must still be maintained)</p> <p>The Licensing Sub-Committee is asked to determine the number of SIA door staff necessary to promote the licensing objectives having had regard to the merits of the case.</p>	

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

Signed:

Date: 31/07/2014

Please return this form along with any additional sheets to:

Licensing Services,
Public Protection,
Lewis House,
Manvers Street,