

**Democratic Services**

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**Your ref:**

**Our ref:**

**Date:** 9 December 2010

**E-mail:** [Democratic\\_Services@bathnes.gov.uk](mailto:Democratic_Services@bathnes.gov.uk)

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

Councillors: Tim Warren (Chair), Bryan Chalker and Tim Ball

Chief Executive and other appropriate officers  
Press and Public

Dear Member

**Licensing (Gambling and Licensing) Sub-Committee: Friday, 17th December, 2010**

You are invited to attend a meeting of the **Licensing (Gambling and Licensing) Sub-Committee**, to be held on **Friday, 17th December, 2010 at 10.30 am** in the **Kaposvar Room - Guildhall, Bath**.

The agenda is set out overleaf.

Yours sincerely

Sean O'Neill  
for Chief Executive

**If you need to access this agenda or any of the supporting reports in an alternative accessible format please contact Democratic Services or the relevant report author whose details are listed at the end of each report.**

## NOTES:

1. **Inspection of Papers:** Any person wishing to inspect minutes, reports, or a list of the background papers relating to any item on this Agenda should contact Sean O'Neill who is available by telephoning Bath 01225 395090 or by calling at the Riverside Offices Keynsham (during normal office hours).
2. **Public Speaking at Meetings:** The Council has a scheme to encourage the public to make their views known at meetings. They may make a statement relevant to what the meeting has power to do. They may also present a petition or a deputation on behalf of a group. Advance notice is required not less than two full working days before the meeting (this means that for meetings held on Wednesdays notice must be received in Democratic Services by 4.30pm the previous Friday)

The public may also ask a question to which a written answer will be given. Questions must be submitted in writing to Democratic Services at least two full working days in advance of the meeting (this means that for meetings held on Wednesdays, notice must be received in Democratic Services by 4.30pm the previous Friday). If an answer cannot be prepared in time for the meeting it will be sent out within five days afterwards. Further details of the scheme can be obtained by contacting Sean O'Neill as above.

3. **Details of Decisions taken at this meeting** can be found in the minutes which will be published as soon as possible after the meeting, and also circulated with the agenda for the next meeting. In the meantime details can be obtained by contacting Sean O'Neill as above.

Appendices to reports are available for inspection as follows:-

**Public Access points** - Riverside - Keynsham, Guildhall - Bath, Hollies - Midsomer Norton, and Bath Central, Keynsham and Midsomer Norton public libraries.

**For Councillors and Officers** papers may be inspected via Political Group Research Assistants and Group Rooms/Members' Rooms.

4. **Attendance Register:** Members should sign the Register which will be circulated at the meeting.
5. THE APPENDED SUPPORTING DOCUMENTS ARE IDENTIFIED BY AGENDA ITEM NUMBER.
6. **Emergency Evacuation Procedure**

When the continuous alarm sounds, you must evacuate the building by one of the designated exits and proceed to the named assembly point. The designated exits are sign-posted.

Arrangements are in place for the safe evacuation of disabled people.



**Licensing (Gambling and Licensing) Sub-Committee - Friday, 17th December, 2010**

**at 10.30 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. ELECTION OF VICE-CHAIR (IF DESIRED)**

**3. APOLOGIES FOR ABSENCE AND SUBSTITUTIONS**

**4. DECLARATIONS OF INTEREST**

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

**5. TO ANNOUNCE ANY URGENT BUSINESS AGREED BY THE CHAIR**

**6. MINUTES: 9 NOVEMBER 2010 (Pages 5 - 8)**

**7. LICENSING PROCEDURE (Pages 9 - 12)**

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

**8. APPLICATION FOR A PREMISES LICENCE FOR THE RICHMOND ARMS, 7 RICHMOND PLACE, BEACON HILL, BATH BA1 5PZ (Pages 13 - 126)**

**9. APPLICATION TO VARY A CLUB PREMISES CERTIFICATE FOR THE ROYAL BRITISH LEGION CLUB BATHFORD LTD, BATHFORD HILL, BATH BA1 7SN (Pages 127 - 210)**

**10. APPLICATION FOR A PREMISES LICENCE FOR SAINSBURY'S, FROME ROAD, ODD DOWN, BATH BA2 5RE (Pages 211 - 246)**

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

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**BATH AND NORTH EAST SOMERSET**

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

Tuesday, 9th November, 2010

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

**Also in attendance:** Emma Stoneman (Licensing Officer), Shaine Lewis (Senior Legal Adviser) and Sean O'Neill (Democratic Services Officer)

**1 EMERGENCY EVACUATION PROCEDURE**

The Democratic Services Officer read out the procedure.

**2 ELECTION OF VICE-CHAIR (IF DESIRED)**

RESOLVED that a Vice-Chair was not required on this occasion.

**3 APOLOGIES FOR ABSENCE AND SUBSTITUTIONS**

Apologies were received from Cllr Carol Paradise, for whom Councillor Tim Ball substituted.

**4 DECLARATIONS OF INTEREST**

There were none.

**5 TO ANNOUNCE ANY URGENT BUSINESS AGREED BY THE CHAIR**

There was none.

**6 MINUTES: 16 SEPTEMBER AND 10 OCTOBER 2010**

Two Members of the Committee that met on 16 September 2010 had emailed the Democratic Services Officer that the Minutes of the meeting were a correct record. They were therefore signed by the Chair.

The Minutes of 10 October 2010 were approved as a correct record and signed by the Chair.

**7 LICENSING PROCEDURE**

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

**8 APPLICATION FOR A PREMISES LICENCE FOR FUTURE BATH PLUS - MILSOM STREET AREA, MILSOM STREET, GEORGE STREET, NEW BOND STREET, QUIET STREET, GREEN STREET, OLD BOND STREET, BURTON STREET, BATH**

**Applicant:** Future Bath Plus, represented by David Lawrence (CEO, Future Bath Plus Ltd)

**Responsible Authority:** Bath and North East Somerset Environmental Health, represented by Sara Sturrock (Senior Environmental Health Officer)

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

The Licensing Officer explained that the application was for authority to provide regulated entertainment by way of plays, films, live music, recorded music, dance, similar entertainment and facilities for making music, dance and similar entertainment in the designated area for a maximum of 3 days per calendar year between the hours of 09:00 and 21:00. The maximum capacity for the designated area was stated to be 9,999 persons. A representation had been received from a Senior Environmental Health Officer in relation to the licensing objective of public safety requesting that the operating schedule be amended by the deletion of the proposed condition that:

“All of the safety issues relating to the site will be approved and signed off by the Council’s Safety Advisor prior to the event taking place.”

and its replacement by:

“Where necessary, a site visit will be jointly undertaken with relevant officers from any of the responsible authorities or the Safety Advisory Group, in order to determine that satisfactory safety arrangements are in place. This will also include the inspection of any temporary structures. If the visit is satisfactory, then the site will be approved and signed off by the SAG.”

The applicant had confirmed in writing its agreement to this amendment.

Neither party had anything to add to their written representations.

Following an adjournment, it was **RESOLVED** to grant the application, subject to the mandatory condition contained in section 20 of the Licensing Act 2003, and to conditions consistent with the operating schedule as amended by agreement between the applicant and the Senior Environmental Health Officer. Authority was delegated to the Licensing Officer to issue the licence accordingly.

## **REASONS**

Members determined an application for a premises licence at the Milsom Street area of Bath. In doing so they have reminded themselves of the Licensing Act 2003, Statutory Guidance, the Council’s Statement of Licensing Policy and the Human Rights Act 1998.

Members considered the application and the representation from the Responsible Authority and noted that the applicant agreed to the proposed condition. Accordingly, Members grant the licence as applied for with conditions consistent with the operating schedule and attach the condition as agreed between the parties as necessary and proportionate to promote the licensing objective of public safety.

**9 APPLICATION FOR A PREMISES LICENCE FOR FUTURE BATH PLUS - SOUTHGATE EVENTS, SOUTHGATE PLACE, ST LAWRENCE STREET, NEWARK STREET, RAILWAY STREET, PHILIP STREET AND NEW MARCHANTS PASSAGE, BATH**

**Applicant:** Future Bath Plus, represented by David Lawrence (CEO, Future Bath Plus Ltd)

**Responsible Authority:** Bath and North East Somerset Environmental Health, represented by Sara Sturrock (Senior Environmental Health Officer)

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

The Licensing Officer summarised the application. The applicant was seeking authority to provide regulated entertainment by way of plays, films, live music, recorded music, dance and similar entertainment and facilities for making music, dance and similar entertainment in the designated area for a maximum of thirty days per calendar year between the hours of 09:00 to 21:00. The maximum capacity for the designated area was stated to be 4,999 persons. A representation had been made by a Senior Environmental Health Officer requesting that the operating schedule be amended by the deletion of the condition that:

“All of the safety issues relating to the site will be approved and signed off by either Southgate’s or the Council’s Safety Advisor prior to the event taking place.”

and its replacement by:

“All safety issues relating to the site will be approved and signed off by Southgate’s Safety Advisor or, where necessary, a site visit will be jointly undertaken with relevant officers from any of the responsible authorities or the Safety Advisory Group, in order to determine that satisfactory safety arrangements are in place. This will also include the inspection of any temporary structures.”

The applicant had agreed in writing to this amendment.

A Member asked how the capacity limit of 4,999 would be enforced. The Licensing Officer advised that the licence would not be valid if it was exceeded. The CEO for Bath Future Plus Ltd believed that the limit was unlikely to be exceeded and confirmed that measures had been agreed with the Police and put in place to ensure the actual capacity was significantly less.

The parties stated that they had nothing to add to their written evidence.

Following an adjournment, it was **RESOLVED** to grant the application, subject to the mandatory condition in section 20 of the Licensing Act 2003 and to conditions consistent with the operating schedule as amended by agreement between the applicant and the Senior Environmental Health Officer. Authority was delegated to the Licensing Officer to issue the licence accordingly.

## REASONS

Members determined an application for a premises licence at Southgate Events, Bath. In doing so they have reminded themselves of the Licensing Act 2003, Statutory Guidance, the Council's Statement of Licensing Policy and the Human Rights Act 1998.

Members considered the application and the representation from the Responsible Authority and noted that the applicant agreed to the proposed condition. Accordingly Members grant the licence as applied for with conditions consistent with the operating schedule and the condition as agreed between the parties as necessary and proportionate to promote the licensing objective of Public Safety.

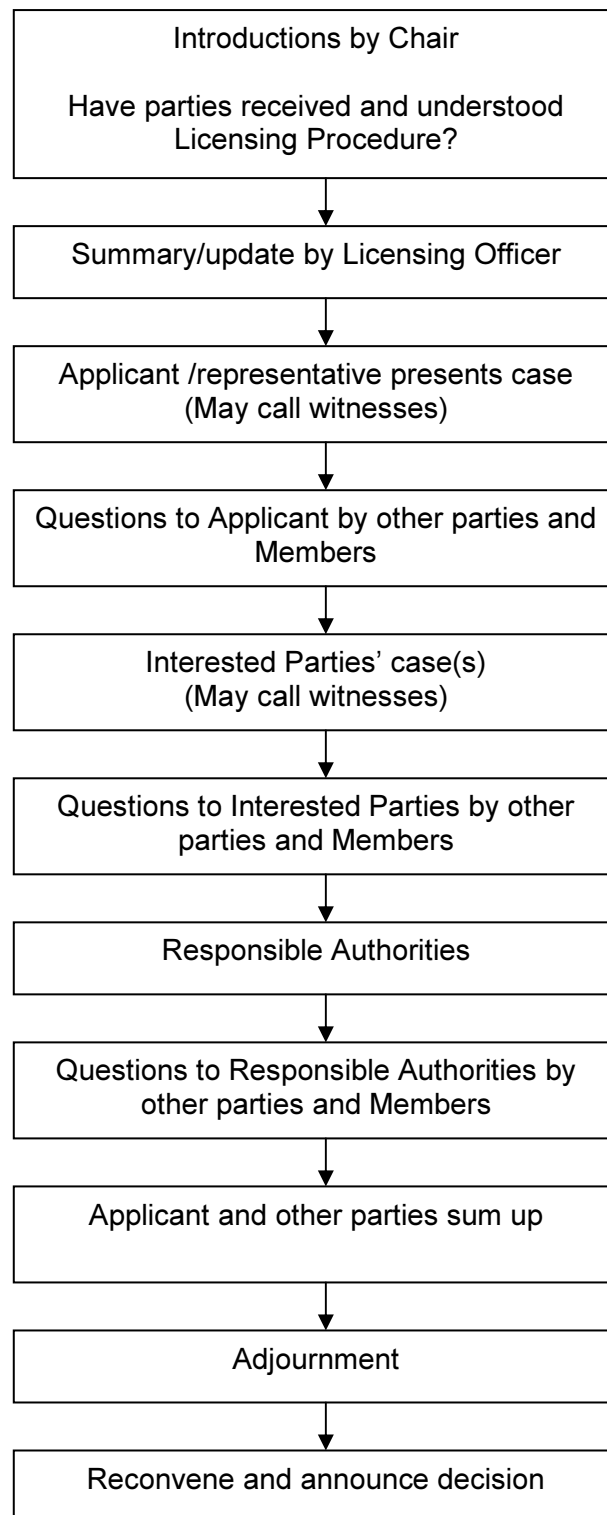
The meeting ended at 10.38 am

Chair(person) .....

Date Confirmed and Signed .....

**Prepared by Democratic Services**

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



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## LICENSING ACT 2003

### LICENSING COMMITTEE HEARING PROCEDURE ALCOHOL, LATE NIGHT REFRESHMENT AND ENTERTAINMENT

1. The Chair will introduce Members of the Sub-Committee and Officers present and explain the procedure to be followed.
2. The Licensing Officer will outline the nature of the matter to be considered by the Sub-Committee.

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

3. (i) The Applicant/Licence Holder (“the Applicant”), or representative, addresses the Sub-Committee. The Applicant may be asked relevant questions about the matters before the Sub-Committee by the other parties and the Members.  
(ii) The Applicant, or representative, may call witnesses in support of the application and each witness may be asked relevant questions by the other parties and the Members.
4. (i) Any interested parties [defined in s.69(3)] making relevant representations, or representative, will take it in turn to address the Sub-Committee. You may be asked relevant questions by the other parties, the Applicant and the Members.  
(ii) You (or your representative) may call witnesses in support of your representations and each witness may be asked relevant questions by the Applicant, the other parties and the Members.
5. Any Responsible Authority [defined in s.69(4)] making a representation will address the Committee. The Responsible Authorities may be asked relevant questions by the Applicant, other parties and the Members.
6. The Applicant will then be invited to briefly summarise the application.
7. The other parties will then be invited in turn to briefly summarise their points if they wish in the same order as before.
8. The Chair will invite the Sub-Committee to move into private session to enable the Sub-Committee to deliberate in private in accordance with Paragraph 14(2) of the Hearings Regulations 2005. The Sub-Committee will only reconvene to resolve any points of uncertainty on the evidence already given. During their deliberation the Sub-Committee will be accompanied *for advice only* by the Legal Advisor and the Committee Administrator. The Sub-Committee may retire to a private room or alternatively require vacation of the meeting room by all other persons.
9. When the Sub-Committee resumes, the Chair will announce the decision in public; this will include the reasons (or advise that the decision will be released in writing with reasons within the statutory time limit in this instance 5 working days).

### **PLEASE NOTE:**

- Where the Sub-Committee considers it necessary to do so, it may vary this procedure.
- Decisions will generally be taken regardless of whether the Applicant is present. All notices and representations received from absent parties will be considered.
- Only in **exceptional circumstances** will the Committee take into account any additional late documentary or other information produced by an existing party in support of their application/representation. This will be at the discretion of the Chair and with the agreement of all the other parties. No new representations will be allowed at the hearing.
- The hearing will take the form of a discussion. However, the Council will allow all parties to ask questions of another party present, as set out above, but formal cross examination will be discouraged.
- The Authority will disregard any information or representation given by a party which is not relevant to the Application and the Licensing Act 2003.
- The Chair will allow the parties an equal maximum period of time in which to make representations. The amount of time will be at the discretion of the Chair, but in the interests of costs and efficiency will not normally exceed **twenty minutes**. This will include the time taken for the presentation and the summing up, but not the time taken for questions.
  - **N.B. Where there is more than one party making relevant representations the time will be split between those parties.** It is recommended that they arrive early to discuss the application with the other interested parties.
- The Chair may require any person attending the hearing who is behaving in a disruptive manner to leave the hearing and refuse to allow that person to return, or only allow them to return subject to certain conditions. Any person so excluded will however be entitled to submit to the Sub-Committee any information which they would have been entitled to give orally had they not been required to leave.
- Bath & North East Somerset Council is committed to taking decisions in an honest, accountable and transparent fashion, but on occasion may find it necessary to exclude members of the press and public based upon the legal framework given in the Local Government Act 1972 Schedule 12 (a). On these occasions decisions based on the above framework will be given.

Bath & North East Somerset Council		
MEETING:	Licensing (Gambling and Licensing) Committee	AGENDA ITEM NUMBER
MEETING DATE:	Friday 17 December 2010	
TITLE:	Application for a Premises Licence for <b>Richmond Arms</b> , 7 Richmond Place, Beacon Hill, Bath, BA1 5PZ	
WARD:	Lansdown	
AN OPEN PUBLIC ITEM		
List of attachments to this report:		
Annex A	Application for a Premises Licence (including plan of premises)	
Annex B	Current Premises Licence	
Annex C	Site Plan	
Annex D	Representation from Environmental Health	
Annex E	Representations from Interested Parties	

## 1 THE ISSUE

- 1.1 An application has been received for a new Premises Licence under the Licensing Act 2003 in respect of **Richmond Arms, 7 Richmond Place, Beacon Hill, Bath, BA1 5PZ (Annex A)**
- 1.2 The premises already benefits from a Premises Licence in respect of the ground floor and external seating area (Annex B).
- 1.3 The new application is to allow for the addition of the first floor to the premises.

## 2 RECOMMENDATION

- 2.1 That the sub committee determines this application.

## 3 FINANCIAL IMPLICATIONS

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

## 4 THE REPORT

- 4.1 An application has been received for a **new** Premises Licence.
- 4.2 The application requests the same activities, hours and conditions as apply under the existing premises licence, which are:

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

Monday to Thursday	11.00 to 23.00
Friday and Saturday	11.00 to 01.00
Sunday	12.00 to 23.00

Non Standard Timings

An additional hour every Friday, Saturday, Sunday and Monday for each May Bank Holiday, Spring/Whitsun Bank Holiday and every August Bank Holiday weekend.

An additional hours every Thursday, Friday, Saturday, Sunday and Monday for the Easter Bank Holiday weekend.

An additional hour every Christmas Eve and Boxing Day.

From the start of permitted hours on New Year's Eve to the end of permitted hours on New Year's Day.

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

Monday to Saturday	11.00 to 23.00
Sunday	12.00 to 22.30

Non Standard Timings

As above.

- 3) The proposed **Opening Hours** are:

Monday to Thursday	11.00 to 23.30
Friday and Saturday	11.00 to 01.30
Sunday	12.00 to 23.30

Non Standard Timings

As above.

- 4) The proposed conditions, as attached to annex 2 and 3 of the current premises licence, are:

- Regulated Entertainment in the form of live music will not take place on more than 12 occasions per year.
- The beer garden will be vacated by 11.00 pm on Mondays to Saturdays and 10.30 pm on Sundays.

- There will be no admission to the premises after 11.00 pm on Mondays to Saturdays and 10.30 pm on Sundays.
- The doors and windows to the premises will be closed after 11.00 pm on Mondays to Saturdays and 10.30 pm on Sundays and in addition, whenever live music takes place.
- Signs will be displayed inside the premises asking customers to leave and disperse quietly.
- Whenever live music is taking place, the premises supervisor will monitor the noise levels from outside the premises.
- No AWP machines on the premises.
- No nudity or strip tease.
- No unaccompanied children allowed on the premises.

4.3 A site plan is attached at Annex C.

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

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

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

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

4.6 The Licensing Authority should also have regard to the Council's Licensing Policy, the Statutory Guidance issued under Section 182 of the Licensing Act 2003, and the Licensing Act itself, and in particular to:-

- a) Paragraphs 3, 5, 6, 9, 10, 15-20, 23, 24, 28, 33-37, 41 to 44 of the policy.
- b) Chapters 8, 9 and 10 of the Statutory Guidance (as revised March 2010).
- c) Sections 4, 9, 10, 11, 12, 13, 16, 17, 18, 23, 182, 183, and Schedule 2 of the Act.

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

On appeal the court may either dismiss the appeal; substitute the decision appealed against for any other decision which could have been made by the Licensing Authority, or remit the case to the Licensing Authority to dispose of it in accordance with the direction of the court. The court may make such order for costs as it thinks fit.

- 4.8 In accordance with the requirements of the Act the applicants served copies of the application upon the police, the fire authority, environmental health, development control, trading standards, and the child protection agency.
- 4.9 The applicant is required to place a notice at the premises for a period of 28 days starting the day after the application is made and place an advert in a local newspaper within 10 days of submitting the application to the licensing authority.
- 4.10 A representation has been received from **Environmental Health** in relation to the licensing objective of The Prevention of Public Nuisance. (Annex D) The representation recommends that the first floor area should be used for dining only and should not be licensed for regulated entertainment.
- 4.11 Representations have been received from local residents in relation to the licensing objectives of the Prevention of Crime and Disorder, the Prevention of Public Nuisance, Public Safety and the Protection of Children from Harm. (Annex E)
- 4.12 This report has not been sent to the Trades Union because they would have no involvement.

<b>Contact person</b>	Emma Stoneman, Licensing Officer, 01225 396719
<b>Background papers</b>	Licensing Act 2003, Guidance Notes issued under section 182 of the Licensing Act 2003, Licensing Act 2003 Regulations, B&NES Statement of Licensing Policy.

I certify that I have scanned  
the original document.  
Signed *[Signature]*  
Bath Licensing

ENVIRONMENTAL SERVICES  
ANNEX A  
22 OCT 2010  
Post Log No: 07112 214756  
Receipt No: 12352  
CHICA & P.O.

**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 Punch Taverns Plc

(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**

<b>Postal address of premises or, if none, ordnance survey map reference or description</b> Richmond Arms 7 Richmond Place Beacon Hill			
<b>Post town</b>	Bath	<b>Post code</b>	BA1 5PZ
<b>Telephone number at premises (if any)</b>			
<b>Non-domestic rateable value of premises</b>		£6850	

**Part 2 - Applicant Details**

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

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

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

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

Please tick yes

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

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

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

**SECOND INDIVIDUAL APPLICANT** (if applicable)

Mr <input type="checkbox"/>	Mrs <input type="checkbox"/>	Miss <input type="checkbox"/>	Ms <input type="checkbox"/>	Other Title (for example, Rev)	
Surname			First names		
I am 18 years old or over				<input type="checkbox"/>	Please tick yes



Current postal address if different from premises address			
Post Town		Postcode	
Daytime contact telephone number			
E-mail address (optional)			

**(B) OTHER APPLICANTS**

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

Name Punch Taverns Plc
Address Jubilee House Second Avenue Burton Upon Trent
Registered number (where applicable) 03752645
Description of applicant (for example, partnership, company, unincorporated association etc.) Company
Telephone number (if any) 01283 501 600
E-mail address (optional)

**Part 3 Operating Schedule**

When do you want the premises licence to start?

Day	Month	Year
2	2	112010

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

Day	Month	Year

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

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

n/a

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

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

**Provision of regulated entertainment**

**Please tick yes**

- |  |                                     |
|--|-------------------------------------|
| a) plays (if ticking yes, fill in box A)   | <input type="checkbox"/>            |
| b) films (if ticking yes, fill in box B)   | <input type="checkbox"/>            |
| c) indoor sporting events (if ticking yes, fill in box C)  | <input type="checkbox"/>            |
| d) boxing or wrestling entertainment (if ticking yes, fill in box D)   | <input type="checkbox"/>            |
| e) live music (if ticking yes, fill in box E)  | <input checked="" type="checkbox"/> |
| f) recorded music (if ticking yes, fill in box F)  | <input checked="" type="checkbox"/> |
| g) performances of dance (if ticking yes, fill in box G)   | <input type="checkbox"/>            |
| h) anything of a similar description to that falling within (e), (f) or (g)<br>(if ticking yes, fill in box H) | <input type="checkbox"/>            |

**Provision of entertainment facilities:**

- |  |                          |
|--|--------------------------|
| i) making music (if ticking yes, fill in box I)  | <input type="checkbox"/> |
| j) dancing (if ticking yes, fill in box J)   | <input type="checkbox"/> |
| k) entertainment of a similar description to that falling within (i) or (j)<br>(if ticking yes, fill in box K) | <input type="checkbox"/> |

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

☐

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

☒

**In all cases complete boxes N, O and P**

## A

<b>Plays</b> Standard days and timings (please read guidance note 6)			<b><u>Will the performance of a play take place indoors or outdoors or both – please tick</u></b> (please read guidance note 2)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	<b><u>Please give further details here</u></b> (please read guidance note 3)		
Mon					
Tue					
Wed			<b><u>State any seasonal variations for performing plays</u></b> (please read guidance note 4)		
Thur					
Fri					
Sat			<b><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></b> (please read guidance note 5)		
Sun					

## B

<b>Films</b> Standard days and timings (please read guidance note 6)			<b>Will the exhibition of films take place indoors or outdoors or both – please tick</b> (please read guidance note 2)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	<b>Please give further details here</b> (please read guidance note 3)		
Mon					
Tue					
Wed					
Thur			<b>State any seasonal variations for the exhibition of films</b> (please read guidance note 4)		
Fri					
Sat			<b>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</b> (please read guidance note 5)		
Sun					

## C

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

## D

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

## E

<b>Live music</b> Standard days and timings (please read guidance note 6)			<b>Will the performance of live music take place indoors or outdoors or both – please tick</b> (please read guidance note 2)		Indoors <input checked="checked" type="checkbox"/>
					Outdoors <input type="checkbox"/>
Day	Start	Finish	Both <input type="checkbox"/>		
Mon	11:00	23:00	<b>Please give further details here</b> (please read guidance note 3) Amplified and unamplified music.		
Tue	11:00	23:00			
Wed	11:00	23:00	<b>State any seasonal variations for the performance of live music</b> (please read guidance note 4)		
Thur	11:00	23:00			
Fri	11:00	23:00	<b>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</b> (please read guidance note 5) An additional hour every Friday, Saturday, Sunday and Monday for each May Bank Holiday, Spring/Whitsun Bank Holiday and every August Bank Holiday Weekend.		
Sat	11:00	23:00	An additional hour every Thursday, Friday, Saturday, Sunday and Monday for the Easter Bank Holiday Weekend. An additional hour every Christmas Eve and Boxing Day. From the start of permitted hours on New Years Eve to the end of permitted hours on New Years Day.		
Sun	12:00	22:30			

**F**

<b>Recorded music</b> Standard days and timings (please read guidance note 6)			<b><u>Will the playing of recorded music take place indoors or outdoors or both – please tick</u></b> (please read guidance note 2)	Indoors	<input checked="" type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	<b><u>Please give further details here</u></b> (please read guidance note 3) Recorded music played inside the premises.		
Mon	11:00	23:00			
Tue	11:00	23:00			
Wed	11:00	23:00	<b><u>State any seasonal variations for the playing of recorded music</u></b> (please read guidance note 4)		
Thur	11:00	23:00			
Fri	11:00	23:00			
Sat	11:00	23:00	<b><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></b> (please read guidance note 5) An additional hour every Friday, Saturday, Sunday and Monday for each May Bank Holiday, Spring/Whitsun Bank Holiday and every August Bank Holiday Weekend. An additional hour every Thursday, Friday, Saturday, Sunday and Monday for the Easter Bank Holiday Weekend. An additional hour every Christmas Eve and Boxing Day. From the start of permitted hours on New Years Eve to the end of permitted hours on New Years Day..		
Sun	12:00	22:30			



## G

<b>Performances of dance</b> Standard days and timings (please read guidance note 6)			<b><u>Will the performance of dance take place indoors or outdoors or both – please tick</u></b> (please read guidance note 2)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish			
Mon			<b><u>Please give further details here</u></b> (please read guidance note 3)		
Tue					
Wed			<b><u>State any seasonal variations for the performance of dance</u></b> (please read guidance note 4)		
Thur					
Fri			<b><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></b> (please read guidance note 5)		
Sat					
Sun					

## H

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

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

J

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

## K

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

L

<b>Late night refreshment</b> Standard days and timings (please read guidance note 6)			<b>Will the provision of late night refreshment take place indoors or outdoors or both – please tick</b> (please read guidance note 2)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish			
Mon			<b><u>Please give further details here</u></b> (please read guidance note 3)		
Tue					
Wed			<b><u>State any seasonal variations for the provision of late night refreshment</u></b> (please read guidance note 4)		
Thur					
Fri			<b><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></b> (please read guidance note 5)		
Sat					
Sun					

M

<b>Supply of alcohol</b> Standard days and timings (please read guidance note 6)			<b>Will the supply of alcohol be for consumption (Please tick box)</b> (please read guidance note 7)	On the premises	<input type="checkbox"/>
				Off the premises	<input type="checkbox"/>
			Both	<input checked="" type="checkbox"/>	
Day	Start	Finish	<b>State any seasonal variations for the supply of alcohol</b> (please read guidance note 4)		
Mon	11:00	23:00			
Tue	11:00	23:00			
Wed	11:00	23:00			
Thur	11:00	23:00	<b>Non standard timings. Where you intend to use the premises for the supply of alcohol at different times to those listed in the column on the left, please list</b> (please read guidance note 5) An additional hour every Friday, Saturday, Sunday and Monday for each May Bank Holiday, Spring/Whitsun Bank Holiday and every August Bank Holiday Weekend. An additional hour every Thursday, Friday, Saturday, Sunday and Monday for the Easter Bank Holiday Weekend. An additional hour every Christmas Eve and Boxing Day. From the start of permitted hours on New Years Eve to the end of permitted hours on New Years Day.		
Fri	11:00				
Sat		01:00			
Sun		01:00			
	12:00	23:00			

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

<b>Name</b> Syliva Mizel	
<b>Address</b> 18 St James' Square Lansdowne Bath	
<b>Postcode</b>	BS1 2TS
<b>Personal Licence number (if known)</b> 09/02908/LAPER	
<b>Issuing licensing authority (if known)</b> Bath & North East Somerset Council	

N

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

None.

O

Hours premises are open to the public Standard days and timings (please read guidance note 6)			State any seasonal variations (please read guidance note 4)
Day	Start	Finish	
Mon	11:00	23:30	<p><b>Non standard timings. Where you intend the premises to be open to the public at different times from those listed in the column on the left, please list</b> (please read guidance note 5)</p> <p>An additional hour every Friday, Saturday, Sunday and Monday for each May Bank Holiday, Spring/Whitsun Bank Holiday and every August Bank Holiday Weekend.</p> <p>An additional hour every Thursday, Friday, Saturday, Sunday and Monday for the Easter Bank Holiday Weekend.</p> <p>An additional hour every Christmas Eve and Boxing Day.</p> <p>From the start of permitted hours on New Years Eve to the end of permitted hours on New Years Day..</p>
Tue	11:00	23:30	
Wed	11:00	23:30	
Thur	11:00	23:30	
Fri	11:00		
Sat		01:30	
	11:00		
Sun		01:30	
	12:00	23:30	



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**Annex 2 – Conditions consistent with the Operating Schedule**

No AWP machines on the premises.

No nudity or strip tease.

No unaccompanied children allowed on the premises.

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

The Sub Committee has decided to grant the application to convert and vary the current Justices On Licence under section 35 of the Licensing Act 2003 subject to the following conditions, namely:

Subject to the Mandatory Conditions under Sections 19 and 21 of the Licensing Act 2003.

Subject also to the additional conditions as specified in the operating schedule and those offered by the applicants as stated above.

Supply and sale of alcohol:

Monday to Thursday	11.00 to 23.00
Friday and Saturday	11.00 to 01.00
Sunday	12.00 to 23.00
Regulated Entertainment	
Monday to Thursday	11.00 to 23.00
Friday and Saturday	11.00 to 23.00
Sunday	12.00 to 22.30
Opening Times	
Monday to Thursday	11.00 to 23.30
Friday and Saturday	11.00 to 01.30
Sunday	12.00 to 23.30

The above timings are subject to the seasonal variations and non-standard times as set out in the Applicant's Operating Schedule.

Regulated Entertainment in the form of live music will not take place on more than 12 occasions per year.

The beer garden will be vacated by 11.00pm on Mondays to Saturdays and 10.30pm on Sundays.

There will be no admission to the premises after 11.00pm on Monday to Saturdays and 10.30pm on Sundays.

The doors and windows to the premises will be closed after 11.00pm on Mondays to Saturdays and 10.30pm on Sundays and in addition, whenever live music takes place.

Signs will be displayed inside the premises asking customers to leave and disperse quietly.

Whenever live music is taking place, the premises supervisor will monitor the noise levels from outside the premises.



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

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

As per conditions attached to existing premises licence 09/03805/LAPRE attached.

A 30 minute drinking up time on top of the last permitted sale of alcohol to allow customers to use the toilet facilities and disperse from the premises.

Locations of fire safety and other safety equipment subject to change in accordance with the requirements of the responsible authorities or following a risk assessment.

Any detail shown on the plan that is not required by the licensing plans regulations is indicative only and subject to change at any time

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

**c) Public safety**

**d) The prevention of public nuisance**

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

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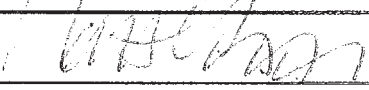
Please tick yes

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

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

**Part 4 – Signatures** (please read guidance note 10)

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

Signature	
Date	15.10.10
Capacity	Solicitor to applicant

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

Signature	
Date	
Capacity	







**Schedule 12  
Part A**

**Regulation 33, 34**

**Premises Licence**

<b>Premises Licence Number</b>	09/03805/LAPRE
--------------------------------	----------------

**Part 1 – Premises Details**

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

Richmond Arms Public House  
7 Richmond Place  
Beacon Hill  
Bath, BA1 5PZ

**Telephone number**            01283 501600

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

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

**Sale of Alcohol**

Monday to Thursday	11:00 - 23:00
Friday and Saturday	11:00 - 01:00
Sunday	12:00 - 23:00

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

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

**Performance of Recorded Music (Indoors only)**

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

**Non standard timings:**

A further additional hour into the morning following every Friday, Saturday, Sunday and Monday for each May Bank Holiday, Spring/Whitsun Bank Holiday and every August Bank Holiday Weekend.

A further additional hour into the morning following every Thursday, Friday, Saturday, Sunday and Monday for the Easter Bank Holiday Weekend

A further additional hour every Christmas Eve and Boxing Day.

From normal activity start time on New Year's Eve until normal activity finish time on New Year's Day.

**The opening hours of the premises**

Monday to Thursday	11:00 - 23:30
Friday and Saturday	11:00 - 01:30
Sunday	12:00 - 23:30

A further additional hour into the morning following every Friday, Saturday, Sunday and Monday for each May Bank Holiday, Spring/Whitsun Bank Holiday and every August Bank Holiday weekend.

A further additional hour into the morning following every Thursday, Friday, Saturday, Sunday and Monday for the Easter Bank Holiday weekend

A further additional hour every Christmas Eve and Boxing Day

From normal opening time on New Year's Eve until normal closing time on New Year's Day.

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

Alcohol is supplied for consumption both on and off the premises

## Part 2

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

Punch Taverns Plc  
Jubilee House  
Burton Upon Trent  
Staffordshire  
DE14 2WF  
01225 316725

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

Registered Business Number - Not Applicable

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

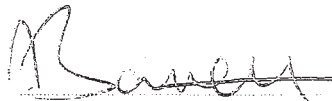
Ms Sylvia Mizel  
18 St James's Square  
Lansdown  
Bath  
BA1 2TS

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

09/02908/LAPER  
Bath & North East Somerset 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 12 November 2009



**Annex 1 – Mandatory conditions**

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

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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.

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## **Annex 2 – Conditions consistent with the Operating Schedule**

No AWP machines on the premises.

No nudity or strip tease.

No unaccompanied children allowed on the premises.

---

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

The Sub Committee has decided to grant the application to convert and vary the current Justices On Licence under section 35 of the Licensing Act 2003 subject to the following conditions, namely:

Subject to the Mandatory Conditions under Sections 19 and 21 of the Licensing Act 2003.

Subject also to the additional conditions as specified in the operating schedule and those offered by the applicants as stated above.

Supply and sale of alcohol:

Monday to Thursday	11.00 to 23.00
Friday and Saturday	11.00 to 01.00
Sunday	12.00 to 23.00
Regulated Entertainment	
Monday to Thursday	11.00 to 23.00
Friday and Saturday	11.00 to 23.00
Sunday	12.00 to 22.30
Opening Times	
Monday to Thursday	11.00 to 23.30
Friday and Saturday	11.00 to 01.30
Sunday	12.00 to 23.30

The above timings are subject to the seasonal variations and non-standard times as set out in the Applicant's Operating Schedule.

Regulated Entertainment in the form of live music will not take place on more than 12 occasions per year.

The beer garden will be vacated by 11.00pm on Mondays to Saturdays and 10.30pm on Sundays.

There will be no admission to the premises after 11.00pm on Monday to Saturdays and 10.30pm on Sundays.

The doors and windows to the premises will be closed after 11.00pm on Mondays to Saturdays and 10.30pm on Sundays and in addition, whenever live music takes place.

Signs will be displayed inside the premises asking customers to leave and disperse quietly.

Whenever live music is taking place, the premises supervisor will monitor the noise levels from outside the premises.

**Annex 4 – Plans**

As submitted with application.





Bath & North East Somerset Council

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

## Richmond Arms, 7 Richmond Place



Scale 1/1250

Date 9/12/2010

Centre = 374890 E 166392 N

Drawn by:

E Stoneman



### Representation Form

**Responsible Authority.** (Please delete as applicable.)

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

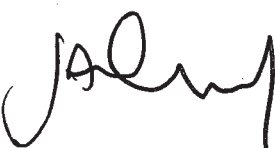
Your Name	Jeremy Lockley
Job Title	Environmental Health Officer
Postal and email address	Environmental Protection 9-10 Bath Street Bath BA1 1SN Jeremy_lockley@bathnes.gov.uk
Contact telephone number	01225 396634

Name of the premises you are making a representation about.	The Richmond Arms
Address of the premises you are making a representation about.	7 Richmond Place Beacon Hill Bath BA1 5PZ

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	It is widely recognised that sleep is essential for maintaining physical and mental wellbeing. In my professional opinion the licensing of the first floor of these premises will lead to the significant chance of increased sleep disturbance for the residents who live immediately adjacent to this

		<p>property. Residents either side of the Pub both have bedrooms that could be affected by noise on the first floor, especially if the possibility exists, as it would if this application was permitted, for the area to be used for the playing of recorded and live music. I would strongly recommend a condition that prevents the playing of live and recorded music on the first floor of these premises, and I am surprised the applicant has not offered this. I also have some concerns about the applicant's ability to manage any increase in the noise of customers leaving the establishment late at night; these concerns have been confirmed by the applicant's inability to provide any supporting information related to the prevention of public nuisance within their application for a new premises license.</p>
The prevention of harm to children	No	
<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>The first floor area should be used for dining only, and should not be licensed for regulated entertainment.</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: 19/11/2010

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](mailto: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



LICENSING ACT 2003

INTERESTED PARTY REPRESENTATION

ENVIRONMENTAL SERVICES
ANNEX E
16 NOV 2010
Post Log No: 07AB 215486
Receipt No: .....
CH/OA E: .....

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

I/~~We~~ object to the following application:

Application number:	10/03751 / LAPRE
Applicant's name:	Punch Taverns plc
Premises name and address:	RICHMOND ARMS 7 Richmond Place BATH BA1 5PZ
Application for a:	new Premises licence

Objector Details:

Objector's Name:	MRS. C. ALEXANDER - JUPP
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>	30 RICHMOND PLACE BATH BA1 5PA
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

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

- ① As this road is an exclusively residential area I feel that the extension of licensing hours will cause problems of noise and disruption especially to the adjoining houses.
- ② Also there is no specific parking to the building and excess traffic or taxis arriving / departing will cause excessive noise or problems late into the night.
- ③ It will also restrict the already limited parking for residents if the hours were increased.

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

Chris Alexander - Jnr

Date

14. 11. 10

Contact telephone number(s)

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



LICENSING ACT 2003

INTERESTED PARTY REPRESENTATION

ENVIRONMENTAL SERVICES <b>ANNEX E</b>
16 NOV 2010
Post Leg No: <i>07/AB 215488</i>
Receipt No: .....
CH/CA £.....

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

I/We object to the following application:

Application number:	<i>10/03751 / LAPRE</i>
Applicant's name:	<i>PUNCH TAVERNS PLC</i>
Premises name and address:	<i>RICHMOND ARMS PUBLIC HOUSE 7 RICHMOND PLACE BATH BA1 5PZ</i>
Application for a:	<i>new PREMISES LICENCE</i>

Objector Details:

Objector's Name:	<i>MR DAVID ANDREWS</i>
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>	<i>VALLEY VIEW HOUSE RICHMOND CLOSE BATH BA1 5PY</i>
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

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

My house is directly behind the Richmond Arms and any extension of the licence to permit later opening of the First Floor Function Area is likely to cause noise due to music and loud activities of party nature well beyond reasonable hours very late at night.

The Richmond Arms has been a unique 'pub' as part of a terrace of houses and catering for the local community. For many years it has been a 'gastropub' and not a place of music and function activity that extends to late hours in the heart of a built up area / therefore object to any extension particular of hours associated with the first floor function area as proposed.

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 Andrews*

Date

*14th November 2010*

Contact telephone number(s)

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

Bath & North East  
Somerset Council

## LICENSING ACT 2003

## INTERESTED PARTY REPRESENTATION

ENVIRONMENTAL SERVICES
16 NOV 2010
Post Log No: 07/AB 415489
Receipt No: .....
CA 8

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

**I/We object to the following application:**

Application number:	10/03751 / LAPRE
Applicant's name:	PUNCH TAVERNS P.L.C.
Premises name and address:	RICHMOND ARMS PUBLIC HOUSE, 7, RICHMOND PLACE, BATH BA1 5PZ
Application for a:	NEW PREMISES LICENCE

**Objector Details:**

Objector's Name:	PHILIPPA ANDREWS
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>	VALLEY VIEW HOUSE RICHMOND CLOSE BATH BA1 5PY
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 Richmond Arms is in the middle of a terrace of houses in a quiet residential area. If the new function room's licence to serve alcohol is extended further, there will be the noise of people leaving and starting their cars until midnight and an hour later than this on holidays when they have asked for a later closing time. This is totally inappropriate for the area, and will cause great distress to people living near, especially if they have children or need to get up early for work.

Moreover, parking in the vicinity is already extremely difficult, particularly when the schools are at the end of the school day, and if the pub is open in the day and using its function room it will put even more pressure on parking.

Please do not permit the new licence as the noise will cause a nuisance to more than the houses immediately adjacent to the pub, including mine.

**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

P. V. Andrews

Date

14th November 2010

Contact telephone number(s)

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

Bath & North East  
Somerset Council

## LICENSING ACT 2003

## INTERESTED PARTY REPRESENTATION

ENVIRONMENTAL SERVICES
22 NOV 2010
Post Log No: <i>ex/AB 215681</i>
Receipt No: <i>616681</i>

Please read the notes at the back of this form prior to completion

I/We object to the following application:

Application number:	<i>10/03751 / LAPRE</i>
Applicant's name:	<i>THE RICHMOND ARMS</i>
Premises name and address:	<i>RICHMOND PLACE</i>
Application for a:	<i>new licence.</i>

## Objector Details:

Objector's Name:	<i>JONATHAN ASTON</i>
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.	<i>10. RICHMOND PLACE LANSDOWN BATH</i>
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

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☐
☐



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 unhappy with this application for a new licence for two main reasons: (1) the increase in the hours for drinking, and (2) the additional increase in people who will possibly use the pub. These two reasons mean an increase in noise which is already at very high levels on occasion at leaving time. There are times throughout the year when people leaving the pub are yelling at each other as they "say their goodbyes" on the pavement outside. They bang the doors of their cars, and because some of them have had too much to drink, that driving "leaves a lot to be desired" (i.e. they reverse into the parked car behind, whilst trying to manoeuvre out - only a couple of weeks ago I witnessed some drinks in a 4-wheel drive mount the pavement as they left the pub after 11.00 p.m.). Over the five years we have lived in this road, we have had our cars vandalised three times (mirrors torn off). During warmer weather, when the drinkers are in the pub garden, the noise can reach very loud levels, which, in the evenings, keep both my wife and daughter awake for long stretches of the evening. The people can be very noisy. If there is now going to be live music, this will make the situation intolerable - some of us need our sleep each night, and we usually get up at 6.30 each morning. It would be good if all visitors to the pub leave their cars in Richmond Road, so that when leaving they do not disturb future residents in Richmond Place. Some of them clearly believe in "drinking and driving", maybe the police would like to monitor the situation, especially on summer evenings?

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 Khan J. Aslam

Date

19 November 2010.

Contact telephone number(s)

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

4, Richmond Close

Lansdown

BATH

BA1 5PY

3<sup>rd</sup> November '10

The Licensing Authority  
B & NES District Council.

Sir,

The Application for extra hours at Richmond Arms

This is a quiet, residential area of Bath and quite unsuitable for the sort of entertainment that the Richmond Arms proposes to offer. We have many schools in this neighbourhood. It is an unnecessary diversion to have revellers coming into the area just to drink and listen to loud music.

I would like to ask you to reject this petition,

Yours truly

/sabel Barber

ENVIRONMENTAL SERVICES
- 4 NOV 2010
Post Log No: CC/AB 215209
Receipt No: .....
CH/CA £ .....





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:	10/03751 / LAPRE
Applicant's name:	PUNCH TAVERNS PCC
Premises name and address:	Richmond Arms 7 Richmond Place Beacon Hill BATH BA1 5PZ
Application for a:	PREMISES LICENCE

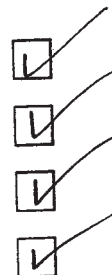
Objector Details:

Objector's Name:	MR + MRS MP+E BARTON
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.	7 Richmond Close BATH BA1 5PY
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 PREMISES ARE IN THE MIDDLE OF A TENSELY POPULATED RESIDENTIAL AREA, SURROUNDED BY FAMILIES WITH YOUNG CHILDREN.

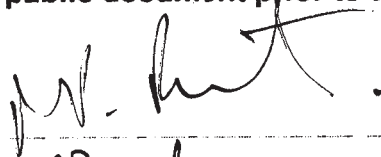
NOISE + PUBLIC NUISANCE ARE A PARAMOUNT CONCERN. AND CAN ONLY INCREASE WITH FURTHER CAPACITY REQUESTED WITHIN THE LICENCE ~~CAPACITY~~ <sup>EXTENSION</sup> WITHIN THE LAST MONTH I HAVE REQUESTED STAFF TO TURN DOWN MUSIC WHICH COULD CLEARLY BE HEARD A/C ALONG RICHMOND CLOSE. I HAVE ALSO COMPLAINED ON PREVIOUS OCCASIONS. FIRE + SAFETY ISSUES ARE ALSO A CONCERN DUE TO THE POSITION OF THE LAYOUT (IN A TERRACE C18<sup>th</sup>) OF BUILDING.

PARKING IS ALREADY PROBLEMATIC WITHIN RICHMOND PLACE + RICHMOND CLOSE + WOULD BECOME WORSE POTENTIALLY A DANGER TO RESIDENTS AND/OR CUSTOMERS.

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



E. Berto. 13.11.10.

Contact telephone number(s)

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



LICENSING ACT 2003

INTERESTED PARTY REPRESENTATION

ENVIRONMENTAL SERVICES
ANNEX E
16 NOV 2010
Post Log No: 97/AB 216485
Receipt No: .....
CH/CA £ .....

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

**I/We object to the following application:**

Application number:	10/03751 / LAPRE
Applicant's name:	PUNCH TAVERNS
Premises name and address:	The Richmond Arms 7 Richmond Place Bath BA1 5PZ
Application for a:	New Premises Licence

**Objector Details:**

Objector's Name:	DAVID + CATHERINE BEAN
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>	1 Richmond Close Bath BA1 5PY
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 is a quiet residential neighbourhood and the pub supports that environment and provides a great amenity to the area. However the licence that has been applied for is completely inappropriate to the surrounding area. We are particularly concerned about noise late at night from the proposed music licence (both live and recorded). We are also concerned about the potential increase in traffic in an area already suffering from shortage of parking.*

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

14/11/10

14/11/10

Contact telephone number(s)

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

## 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:	10/03751 / LAPRE
Applicant's name:	
Premises name and address:	
Application for a:	

**Objector Details:**

Objector's Name:	MRS. E.M. BUTLER
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.	4, RICHMOND PLACE BATH. BA1 5PZ
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

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The Licensing Authority  
9-10 Bath Street  
Bath

ENVIRONMENTAL SERVICES	
- 8 NOV 2010	
Post Log No:	CD/AB 215284
Receipt No:	X
CH/CA £	

4, Richmond Place,  
Bath  
BA1 5PZ

4<sup>th</sup> November 2010

Dear Sirs,

### Application by The Richmond Arms

It has come to my attention that Punch Taverns, owners of the Richmond Arms, have applied for a new licence to extend their operating time.

I wish to object to any changes to the current licence. The Richmond Arms is not an isolated public house in the country, or even a detached building, it is part of the oldest continuous Georgian terrace in the country. It is an integral part of this unique residential setting and in its operations must therefore reflect the needs and wishes of the community of which it is a part.

We appreciate the presence of a Public House within the environment and most of us are patrons and make use of its facilities, but we are already overloaded with cars in the road. It is not an area that can accept any increases in traffic and numbers of people.

They are also asking for extensions in the hours of operation. This is a peaceful neighbourhood, something we as residents cherish. As a set of terraced houses we all live in close proximity and all respect the civilised norms of quiet behaviour, especially at night. Significant increases in the numbers of people leaving at times approaching or after midnight is quite unacceptable.

Whilst we understand the need for the Richmond Arms to remain a profitable business this should be done in a sustainable manner reflecting the locale, endless growth is not a prerequisite for a successful operation. I trust you will note these matters and refuse any changes to the current licence.

Yours faithfully,



Mrs E. M. Butler

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:	10/03751
Applicant's name:	PUNCH TAVERN
Premises name and address:	RICHMOND ARMS AKA THE RICHMOND RICHMOND PLACE BATH
Application for a:	NEW PREMISES LICENCE

**Objector Details:**

Objector's Name:	PAUL CHAUDOIR
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.	11 RICHMOND CLOSE BA1 5PY
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

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☐

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 ☐

*Doubling the size of the premises potentially doubles the size number of patrons, exiting the pub at times, on certain days of the year, at 2.30 AM. You have already received from other residents notice of times when the hours have not been observed, excessive noise (particularly after representation to the staff about observing the licensing hour), and traffic congestion in a quiet residential area. The vast majority of the pub's customers arrive & depart by car.*

**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

*Paul Reel*

Date

12 NOV 10

Contact telephone number(s)

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



SUMMERHILL COTTAGE, 11 RICHMOND CLOSE, BATH BA1 5PY

B&NES Licensing Authority

1 NOV 10

Dear Sirs

I am disappointed to learn that another application has been made by Punch Taverns to increase the business and live music hours of the RICHMOND ARMS.

The arguments that were extensively put forward at the last application still pertain. This small pub is in the midst of a long road of privately owned GRABER listed terraced houses, in the heart of a quiet respectable neighbourhood. Few local people use the pub and Richmond Place is nearly always full of the house holders' vehicles with little or no space for the pub's motor born trade. Even with the current opening hours the area is

often disturbed by noisy behaviour <sup>which</sup> ~~and~~ is unpleasant to those nearby.

I urge the Licensing Authority to turn down this application: the pub's current opening hours more than suffice.

Yours faithfully

Paul Randoir

ENVIRONMENTAL SERVICES	
- 3 NOV 2010	
Post Log No:	CC/AB215156
Receipt No:	
CH/CA £:	



ENVIRONMENTAL SERVICES
17 NOV 2010
Post Log No: 97/AB 21/50
Receipt No: .....
CH/CA £.....

ANNEX E

9 Richmond Place  
Bath  
BA1 5PZ

16 November 2010

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

**Richmond Arms Public House, 7 Richmond Place, Bath, BA1 5PZ – New Premises Licence**

Dear Sir,

I would like to voice my objection to the application for the existing license to be extended to a first floor function area for the reasons stated below.

My objections are based around the BANES Statement of Licensing Policy dated 2008.

There are many objections to this application and a great strength of feeling because it is recognised that additions to the present license will have repercussions on the quality of life of the residents. The likely time of the hearing prevents my attendance owing to work commitments but it should not be construed as a diminution of my strength of feeling with regard to this application.

I would ask you to consider the attached points.

Yours faithfully,



Brian Darch

Copied to:  
Councillor Anthony Clarke  
Councillor David Hawkins

Statement of Licensing Policy	Comment
3.1 Licensing Objectives	Approval of this application will go against the objectives of "The prevention of a public nuisance".
16.18 "Signs to be displayed....	Past performance has been poor with a sign of minute proportions being displayed and leaving customers being noisy and totally without thought to the residents.
16.18 "Limit on the number of customers...	Richmond Place is a row of listed Georgian terraced houses totally unsuited to multi-level public entertainment.
17.4 ...applicants discuss any new proposals with neighbours...	The residents, beyond the immediate next door neighbours, have not been consulted in any way.
19.2 ...impact of activities....	The increase in numbers and the use of the additional level will have an impact on members of the public living and sleeping in the near vicinity.
23.3 and 23.8 ...control measures and operating schedules...	Past performance has been poor. The Enforcement Officer has been made aware of breeches of the present license, in particular the garden not being cleared by 1100 during the week, and correspondence on this subject goes back to October 2009. For example the garden was in use on 17 May until 2315, 18 May until 2325, 22 May until 2315 and 24 May until 2320. I question the licensee's willingness to comply with any regulations or have regard for the residents.
23.15 ...public nuisance....noise and smell	The noise and smell from the kitchen has been a persistent problem and this is well documented over the past decade with little being done to alleviate the problem. An increase in capacity will only exacerbate the problem.
23.15 ....public nuisance....noise	The use of the 1 <sup>st</sup> floor for entertainment will be a nuisance to neighbours as the noise travels along the terrace. This will be a particular problem as this is the bedroom level and will undoubtedly disturb sleep if customers are allowed to be entertained and consume food and alcohol beyond 2200. This first floor area should be closed entirely by 2200.
23.15 ....public nuisance ... arriving and departing	This is a persistent problem late at night and includes the sounding of taxi horns as they announce to clients that they have arrived and are waiting and rowdy customers leaving the premises.
36.1 & 36.2 Local Amenity	The Richmond as it is now called (not the Richmond Arms) caters for a largely non local clientele. The expansion to the 1 <sup>st</sup> floor has "...a significant potential to adversely impact on our community through public nuisances that arise ...."
36.6 ...needs of the residents...	The Licensing Authority is asked to take into account "the needs of the residents". The Authority is also asked to "satisfy itself that adequate measures are in place to prevent public nuisance". Presently this is not the case and past performance gives no measure of confidence that the licensee will put in place adequate measures to reduce the impact on residents. The use of the upstairs lounge for live performance of music is wholly inappropriate for the reasons mentioned above; namely that the majority of residents sleep at the front and on the same level as the new lounge. We would request the Authority consider confining the performance of music to the rear <b>ground</b> floor area of the current bar.

INTERESTED PARTY REPRESENTATION

Please read the notes at the back of this form prior to completion

**I/We object to the following application:**

Application number:	10/03751 / LAPRE
Applicant's name: <i>Rush Taverns</i>	<del>Jeremy Pk + Johanna FitzGerald</del>
Premises name and address:	24 Richmond Place <del>Bath</del> Richmond Arms BA1 5PZ
Application for a:	New premises License

**Objector Details:**

Objector's Name:	Jeremy Pk + Johanna FitzGerald
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.	24 Richmond Place Lansdown Bath, BA1 5PZ
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 ☐

- + Parking is already very limited on Richmond Place, this will cause further difficulty + inconvenience.
- + Given integral nature of the Richmond Arms within the terrace, we have real concern re noise generated with the proposal, particularly with live music.
- + concern re disruption + noise resulting at unsociable hours from extended opening hours. A large number of families with young children live on the terrace (ourselves included), this residential environment is not conducive to an "expansion" of the Richmond Arms.

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

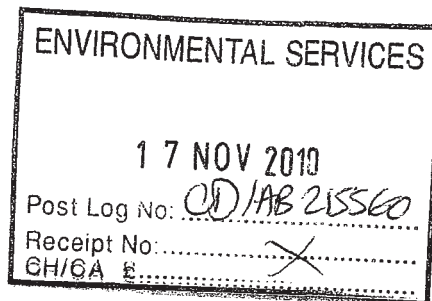
*She*

Date

15.11.15.

Contact telephone number(s)

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



ANNEX E

3 Richmond Place

Bath

BA15PZ

15 November 2010

Dear Sir,

**Application number 10/03751 LAPRE**

**Richmond Arms, Richmond Place, Bath**

I refer to this application to which I wish to register my objection.

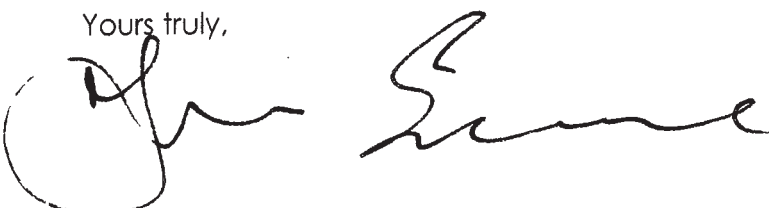
This property is set in the heart of what is an otherwise entirely residential area. Historically it has fulfilled the role as a local pub serving the local community. Like many other similar establishments it has in the relatively recent past been up graded to include a restaurant, and become something of a gastro pub. At the time of the upgrading the then owners sought to increase the opening hours and to include a license for music. The application was allowed in part following a full contested hearing subject to restrictions. What has changed since then which might justify an increase in the hours now sought in this application?

Certainly the neighbourhood has not changed, except that parking may have become more of a problem in the intervening period. The fact is this is a terrace of small Georgian houses and cottages, which were built to a specification which would not be acceptable today. They are not well insulated from sound, and the later hours coupled with music will inevitably lead to an increase in disturbance levels, both in volume and duration, which will be a particular problem for those properties close to the Richmond. For the wider locality there will be the substantial risk of disturbance by people and vehicles leaving into the small hours of the morning.

I have no issue with the use of the property as licensed premises per se, and indeed it's presence enhances this unique road. However a balance must be struck, and this application tips it too far in to the realm of a city centre establishment. It is not appropriate for a quiet residential road.

It is particularly galling that this issue is being revisited so relatively soon after the grant of the last license, where nothing has changed, except the aspirations of the owners.

Yours truly,

  
JOHN ARRENE.



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 GROUND FLOOR ALREADY HAS A LIMITED LIVE MUSIC LICENCE. THE PREMISES ARE IN A TERRACE AND THE GARDENS ARE SEPARATED BY BATH ASHLAR STONE WALLS, WHICH ACT AS EFFECTIVE BARRIERS FOR NOISE.

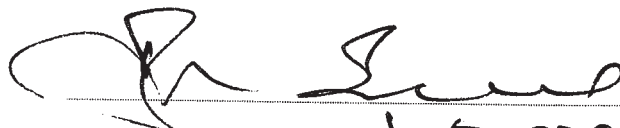
MUSIC OR NOISE FROM THE FIRST FLOOR WOULD NOT BE DEFEATED IN THE SAME WAY. THERE IS VERY LIKELY TO BE A SIGNIFICANT INCREASE IN NOISE POLLUTION IF THIS APPLICATION WAS GRANTED.

THE TERRACE IS A UNIQUE FEATURE OF THE BATH LANDSCAPE, OF WHICH THE RICHMOND ARTS FORMS PART, BUT THIS APPLICATION JEOPARDISES THE UNIQUENESS OF THE AREA.

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

  
22. NOVEMBER 2010

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



LICENSING ACT 2003

INTERESTED PARTY REPRESENTATION

ENVIRONMENTAL SERVICES
ANNEX
16 NOV 2010
Post Log No: 07/11/8 215433
Receipt No: .....
6H/6A E: .....

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

**I/We object to the following application:**

Application number:	10/03751 / LAPRE
Applicant's name:	PUNCH TAVERNS PLC
Premises name and address:	THE RICHMOND ARMS 7 RICHMOND PLACE BATH BA1 5PZ
Application for a:	NEW PREMISES LICENCE

**Objector Details:**

Objector's Name:	GRAHAM F. HARRIS
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>	5 RICHMOND PLACE BATH BA1 5PZ
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 RICHMOND ARMS IS A SMALL LOCAL ESTABLISHMENT WHICH SEEKS TO INCREASE FOOTFALL AND TRADE, FAIR ENOUGH. HOWEVER THIS CAN ONLY BE DONE BY IMPOSING, FURTHER UPON RESIDENTS OF RICHMOND PLACE AND NEARBY, WE ALREADY FIND THE STREET WELL OCCUPIED BY STAFF AND CUSTOMER PARKING,, WE ALREADY HAVE CEASED LATE NIGHT SITTING IN OUR GARDENS AND WE ALREADY ARE RESIGNED TO THE CHEERY BARENELLS AND DOOR SLAMMING AT ANY TIME AROUND MIDNIGHT.

HAVING LIVED CLOSE TO THE RICHMOND FOR 30 YEARS ITS PRESENCE HAS ALWAYS BEEN AN APPRECIATED ADDITION TO RICHMOND PLACE, ITS PROFILE HAS BEEN ENLARGED OVER RECENT YEARS AND IN ORDER TO SURVIVE CHANGE OBVIOUSLY HAD TO BE IMPLEMENTED.

TO GO FURTHER — AS THESE PLANS PROPOSE — WOULD DESTROY THAT DELICATE BALANCE.

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

11 NOV 10

Contact telephone number(s)

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

LICENSING ACT 2003

INTERESTED PARTY REPRESENTATION

ENVIRONMENTAL SERVICES
ANNEX
18 NOV 2010
Post Log No: 07/AB 215592
Receipt No: CH/BA E

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

I/We object to the following application:

Application number:	10/03751 / LAPRE
Applicant's name:	
Premises name and address:	7 RICHMOND PLACE (RICHMOND ARMS) BEACON HILL BATH BA1 5PZ
Application for a:	NEW PREMISES LICENSE

Objector Details:

Objector's Name:	MR ANTHONY HUGHES
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>	10 RICHMOND CLOSE BATH BA1 5PY
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

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

I object to this application on the grounds that it will significantly increase the level of disruption caused by this premises to the surrounding residential area.

With a ~~noise~~ <sup>and</sup> recorded music licence already in existence on this premise, any extension to the opening hours or licensed premises area will substantially increase the noise nuisance and could well lead to an increase in anti-social behaviour or public disorder due to the nature of the surrounding area, i.e. it is almost entirely residential, already suffers from large volumes of traffic at peak times, has limited parking opportunities and single track roads.

Noise from this premises is already a significant problem in our area and has become worse at the rear of the premises since the kitchen facilities were extended earlier in the year. Litter at the rear of the premises is already a nuisance, as are the number of deliveries made to the premises, which on all occasions block access to Richmond Close. Granting this licence will ~~for~~ <sup>sure</sup> significantly impact my ability and that of ~~one~~ <sup>other</sup> residents of Richmond Close to make reasonable <sup>use</sup> of our own property causing further restrictions on access and increased noise 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

Date

*A. Khan*

18<sup>th</sup> Nov 2010

Contact telephone number(s)

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

use of our own property causing further restrictions on access and increased noise nuisance.

LICENSING ACT 2003

INTERESTED PARTY REPRESENTATION

ENVIRONMENTAL SERVICES <b>ANNEX E</b>
17 NOV 2010
Post Log No: 07/AB 015533
Receipt No: CH/SA 8

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

I/We object to the following application:

Application number:	10/03751 / LAPRE
Applicant's name:	PUNCH TAYERNS Plc
Premises name and address:	RICHMOND ARMS PUBLIC HOUSE, 7 RICHMOND PLACE, BATH, BA1 5PZ
Application for a:	NEW PREMISES LICENCE

Objector Details:

Objector's Name:	ANTHONY LUTTRELL
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.	20 RICHMOND PLACE, BATH BA1 5PZ
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 ☐

PLEASE SEE ENCLOSED SHEET

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

A. Zuhri

Date

15 November 2010

Contact telephone number(s)

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

## OBJECTIONS CONCERNING THE RICHMOND ARMS

1. It seems strange that so much expensive work has been done on this site before the application for licences has been considered.
2. Residents quite recently spent considerable time and money opposing similar applications; it seems wrong that the pub owners can repeat broadly similar applications in the hope of eventually securing what they want.
3. Protesters may not discuss traffic or parking, so I cannot do so; but I protest against a bizarre system that prevents the authority considering a major objection to the application.
4. The application would, if granted, lead to troubles with noise, street violence, smells, damage to property, vomiting and so on; this has already been recognized in great detail at the previous hearing. We do not have police officers to keep order in our street.
5. The application would, if granted, evidently cause financial losses to residents selling their houses.
6. Local residents choose to live, and to pay high rates, in a pleasant residential environment; they do not want the unpleasant kind of development proposed.

15 November 2010

Dr. Anthony Luttrell





- 2 NOV 2010

Post Log No: .....  
Receipt No: .....  
CH/CA £: .....  
**ANNEX E**

Gillian M Mann  
**6 Richmond Place**  
**Lansdown**  
**Bath**  
**BA1 5PZ**

30 October 2010

Dear Sir/ Madam,

I wish to take issue with the proposed extension of the hours to  
The current Premises Licence of The Richmond Arms, Richmond  
Place, Bath, BA1 5PZ.

This is a very quiet, completely residential area, where the houses  
are all Terraced.

I have lived here for 25 years and seen numerous licensees come and go.  
I live right next to the public house and have to already endure the noise  
which already comes from the garden.

The previous landlady took out all the shrubs her side of the wall,  
which use to absorb some of the noise, so she could increase the seating  
capacity in the garden, placing the tables right next to our adjoining  
wall.

There is a table directly under my bedroom window and next to my front  
door. In the hot weather my windows have to remain closed.

The noise is so great at times that I have to increase the volume on my  
television or wear earphones, when relaxing in the evening.

I know that the legal notice says that the application is to be added to  
The existing terms. I want to be reassured that that those terms are  
adhered to – The beer garden is vacated by 11pm Monday to Saturday,  
10.30 on a Sunday.

I have had to remind the staff, in the pub ,on numerous occasions by  
telephoning them.

The new function room adjoins my bedroom, I have been told that  
They have soundproofed this wall, but this has yet to be put to the  
test.

The application for live music 12 times a year is totally unacceptable  
the properties are small and the sound carries in this very quiet residential  
area, we already have to endure the Lansdown Tennis Club  
functions which can be heard very clearly.

The doors and windows of the Richmond Arms are already left open after the time restrictions of the existing licence.

I know when I moved into my property that it had been a public house for numerous years but over the years so many changes have been made which seem to be in favour of the licensees and not the local community in which it is supposed to fit in.

So I am completely against any of these proposed changes that are being proposed. We have to consider each other and also protect our quality of life.

Yours sincerely

G.M. Mann

G. M.Mann (Mrs

INTERESTED PARTY REPRESENTATION

ENVIRONMENTAL SERVICES
ANNEX E
- 5 NOV 2010
Post Log No: CD/AB 215229
Receipt No: X
CH/DA E

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

I/We object to the following application:

Application number:	10/03751 / LAPRE
Applicant's name:	Sylvia Mizel
Premises name and address:	Richmond Arms 7. Richmond Place BA1 5PZ
Application for a:	Extension of hours

Objector Details:

Objector's Name:	Mrs G.M. Mann
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. Richmond Place BA1 5PZ
Organisation name if applicable:	Punch Taverns.

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 have already made a written representation, but I missed off some additional concerns

- 1) The diners in the new dining-room will have to come into the garden during and after 11pm at night, thus bringing noise adjacent to my sitting-room and bedroom.

They may not be drinking, so what are the implications, the present license states the gardens must be vacated by 11pm.

2. Taxis and cars picking up customers and diners already cause a problem with beeping horns and slamming doors late at night causing me and other residents a 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

G. M. Mann

Date

4<sup>th</sup> November 2010

Contact telephone number(s)

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

LICENSING ACT 2003

INTERESTED PARTY REPRESENTATION

ENVIRONMENTAL SERVICES
ANNEX E
16 NOV 2019
Post Log No: 07/AB 215484
Receipt No: 07/AB 215484

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:	MS S. MIZEL
Premises name and address:	The Richmond Arms 7, Richmond Place Lansdown Bath.
Application for a:	Licence for 1st Floor area.

Objector Details:

Objector's Name:	Mrs G. M. Mann
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.	6, Richmond Place Lansdown Bath BA1 5PZ
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

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

Thank you for your reply, but my concerns over the licence to have live music in the upstairs area has not been addressed. My bedroom is right next to the room in question and as these are terraced cottages, the noise that will carry across to the adjoining houses <sup>to</sup> ~~with~~ <sup>are</sup> me, <sup>are</sup> unacceptable. As I said in my previous correspondence that the noise from the garden at times encroaches on my life to such an extent that I have to raise my sound level of T.V etc or wear earphones. This room will be used for parties etc so where is my protection!!!

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

G. M. Mann

Date

13<sup>th</sup> November 2010

Contact telephone number(s)

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



LICENSING ACT 2003

INTERESTED PARTY REPRESENTATION

ENVIRONMENTAL SERVICES
ANNEX E
22 NOV 2010
Post Log No: 27/AB 215682
Receipt No: .....
CH/GA E: .....

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

I/We object to the following application:

Application number:	10/03751 / LAPRE
Applicant's name:	PUNCH TAVERNS PLC
Premises name and address:	RICHMOND ARMS PUBLIC HOUSE 7 RICHMOND PLACE BATH BA1 5PZ
Application for a:	NEW PREMISES LICENCE

Objector Details:

Objector's Name:	MR & MRS D. L. PARSONS
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.	1 RICHMOND PLACE BATH, BA1 5PZ
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 HAVE EXPERIENCED SOME NOISE WHEN PEOPLE LEAVE THE PUB LATE AT NIGHT, TALKING LOUDLY & SLAMMING CAR DOORS. EXTENDED HOURS WILL INEVITABLY MOVE THE NOISE TO THE EARLY HOURS OF THE MORNING. MOST VISITORS CLOSER TO OUR HOUSE DUE TO THE VERY LIMITED SPACE AVAILABLE IN RICHMOND PLACE.

WE LIVE FAR ENOUGH AWAY FROM THE PUB NOT TO BE DISTURBED BY MUSIC PLAYED WITHIN THE BUILDING. THERE WOULD BE SIGNIFICANT DISTURBANCE IF MUSIC IS PLAYED OUTSIDE, AND WE OBJECT IF THIS IS BEING CONSIDERED.

PARKING IS ALWAYS RESTRICTED IN RICHMOND PLACE AND VISITORS INEVITABLY PARK IN RICHMOND ROAD, CAUSING TRAFFIC RESTRICTIONS ON RICHMOND ROAD BETWEEN RICHMOND HILL AND CHARLTON BELANE. THIS MAINLY OCCURS AT SCHOOL TIMES IN THE MORNING & AFTERNOON BUT EXTENDED PUB OPENING HOURS WILL COMPOUND THE PROBLEM. CONSIDERATION SHOULD BE GIVEN TO THE FACT THAT THE RICHMOND ARMS IS ~~LOCATED~~ SITUATED IN A HIGH DENSITY RESIDENTIAL AREA WHERE INCREASED ACTIVITY HAS A GREATER IMPACT ON 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

*D. Lantons*

Date

18 NOV 2010

Contact telephone number(s)

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



INTERESTED PARTY REPRESENTATION

ENVIRONMENTAL SERVICES

- 8 NOV 2010

Post Log No:

Receipt No:

CH/CA. 2

CD/AB215280

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

I/We object to the following application:

Application number:	10/03751 / LAPRE
Applicant's name:	ISOBEL PONTING Punch Taverns PLC
Premises name and address:	713 RICHMOND PLACE LANGDOWN BATH BA1 5PZ
Application for a:	granting of new Premises Licence

Objector Details:

Objector's Name:	ISOBEL PONTING
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.	13 RICHMOND PLACE LANGDOWN, BATH BA1 5PZ
Organisation name if applicable:	

Objection Details:

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

Prevention of crime and disorder

☐

Prevention of public nuisance

☒

Protection of children from harm

☒

Public safety

☐

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

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

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

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

I am against any extension of drinking hours. If you had seen my beaut. but, talented, daughter, mother of six children, but alcoholic, who died 3 weeks ago, after crashing her skull and never regaining consciousness, you would want to reduce the opening hours, not extend them.

It was all too easy to get alcohol at the Richmond Arms, morning, noon, & night.

Her sad, turbulent life ended at 55yrs, leaving everything that would have made her life worthwhile. Think about her, and all the many young people, who are ruining their lives from the accessibility, to alcohol, almost round the clock RIP.

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

*Robert Ponting*

Date

*4/11/10*

Contact telephone number(s)

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

LICENSING ACT 2003

INTERESTED PARTY REPRESENTATION

ENVIRONMENTAL SERVICES
ANNEX E
19 NOV 2010
Post Log No: 97/AB 215 (63)
Receipt No: .....
CH/CA £ .....

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

I/We object to the following application:

Application number:	10/03751 / LAPRE
Applicant's name:	
Premises name and address:	
Application for a:	

Objector Details:

Objector's Name:	Jennifer Sleep
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.	35, Richmond Place Bath. BA1 5QA
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

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

*[Faint, illegible text within the large rectangular box, likely representing a placeholder for a written representation or a very faded scan of one.]*

**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

*Jennifer Sharp*

Date

20. 11. 2010

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

## Application No 10/03751/LAPRE

I am truly appalled to see this application for extended licensing hours and live music at the Richmond Arms. My strong objections to the proposal are 2 fold:

**1. Prevention of public nuisance**

This proposal is designed to drastically extend the licensing hours of a noisy pub situated within a wholly residential area. Alcohol intake in known to raise the volume of conversation (witness any busy pub). People leaving these premises in the early hours of the morning would inevitably create a public noise nuisance and disturbance to local families, potentially on a weekly basis. This would be impossible to control. The pub also has a large outdoor seating area (equal to the inside dining space) so during the summer months, and throughout the year for smokers, people sit outside when voices carry some distance. The inclusion of a licence to have live music (albeit on a limited number of occasions) would substantially add to the noise factor totally at odds with this quiet residential area. Pity the poor neighbours.

**2. Public safety and prevention of crime and disorder.**

I note that the purpose of the proposed 'function room' is not provided in the application. It would seem therefore that it could be used for anything from small conferences, extended dining space or weddings. Any/all of these activities would involve a substantial increase in the number of people attending the venue. As you will be well aware, car parking is already at a premium in the immediate vicinity of the pub. At times, it is a nightmare scenario for residents trying to find somewhere to park their cars especially when returning home after work or late in the evening. The addition of a 'function room' at the pub can only mean a requirement for additional parking which could be substantial. This could jeopardise public safety as desperate guests jostle to find parking space in an already seriously congested area. In addition, cars leaving in numbers in the small hours would contribute to the invasive noise of doors slamming, engines revving and general the bon amie of departing guests – all this on a regular, even weekly basis.

I appreciate that as this is essentially a proposal to increase licensing hours, parking is not a major concern to planners, it is however, a very major concern to the residents. Parking congestion presents a real public safety problem with associated opportunity for potential crime and disorder.

In addition, I note that a street sign has been mounted outside the pub without the necessary planning permission. It seems that the owners are intent on riding rough shod over the planning authority as well as the local community.

*Jennifer Deep*  
35, Richmond Place





LICENSING ACT 2003

INTERESTED PARTY REPRESENTATION

ENVIRONMENTAL SERVICES

ANNEX E

19 NOV 2010

Post Log No: CD/AB 215665

Receipt No: X

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

I/We object to the following application:

Application number:	10/03751 / LAPRE
Applicant's name:	PUNCH TAVERNS PLC
Premises name and address:	Richmond Arms Public House 7 Richmond Place Bath, BA1 5PZ
Application for a:	New Premises Licence

Objector Details:

Objector's Name:	K+K. STRINGER
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.	11 Richmond Place Bath BA1 5PZ
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 object because this will change the character of the pub, increasing the number of customers and making it totally unsuitable for a Georgian terraced property on an otherwise quiet, residential street. The additional noise generated by the customers will affect our family's ability to enjoy quality of life in our home - we are already disturbed on numerous occasions by noisy customers leaving the pub and by noisy customers in the pub garden - which is also the designated smoking area. Increasing the pub's capacity will exacerbate this.

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

   
20/11/10 20/11/10

Contact telephone number(s)

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



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:	10/03751 / LAPRE
Applicant's name:	PUNCH TAVERNS PLC
Premises name and address:	RICHMOND ARMS PUBLIC HOUSE 7 RICHMOND PLACE BATH, BA1 5PZ
Application for a:	NEW PREMISES LICENCE

**Objector Details:**

Objector's Name:	MR + MRS M J SYMONS
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>	YORK PLACE RICHMOND ROAD BATH BA1 5PU
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.*

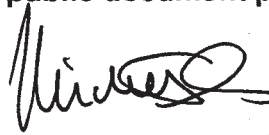
I/We have already made a written representation and have no further comments

☐

PLEASE SEE COVERING LETTER.

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

 1p MJS & P Symons

Date

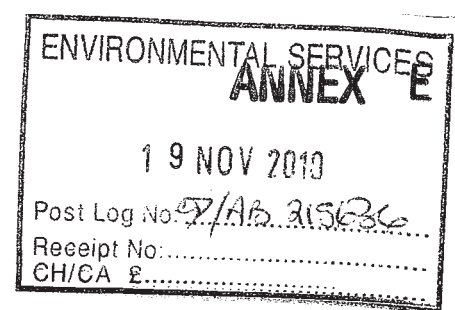
17/11/10

Contact telephone number(s)

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

MICHAEL SYMONS

Michael & Patricia Symons  
York Place  
Richmond Road  
BATH  
BA1 5PU



Bath & North East Somerset  
District Council Licensing Authority  
9-10 Bath Street  
Bath, BA1 1SN

17 November 2010

Dear Sirs

Re: Richmond Arms, Richmond Place, Bath – Application No: 10/03751/LAPRE

We attach a formal objection to the above application from which you will see that we have referred to this covering letter for details of our representation.

We object because we feel that the premises are inappropriate for both late drinking and music licences in view of the location of the premises. The pub forms part of a Georgian terrace of cottages and is in an exclusively residential area. There are two schools close by and many of the properties in that area are occupied by families with children. Whilst our house is actually in Richmond Road the back of the house faces the pub and is around 75 yards away. The noise of both live music and late revellers leaving the premises could be very disruptive to local neighbours trying to sleep!

We would mention (and this is not an insignificant point) that Punch Taverns applied for an extended licence five years ago which was strongly opposed by residents. My wife and I personally financed legal representation at a cost of some £2500 resulting in negotiations between the parties and the current arrangements being agreed before being put to the Licensing Committee.

In view of the cost we are reluctant to do the same again when this matter has already been settled once.

We would also please ask the Committee when considering the matter to re-instate the existing "lock in" provision and the other conditions requiring closure of doors and windows etc.

We would be very grateful if you could please take into account our objection.

Many thanks,

Yours faithfully,

A handwritten signature in black ink, appearing to read 'Michael and Patricia Symons'. The signature is written in a cursive, flowing style.

Michael and Patricia Symons



LICENSING ACT 2003

INTERESTED PARTY REPRESENTATION

ENVIRONMENTAL SERVICES
<b>ANNEX E</b>
- 8 NOV 2010
Post Log No: CD/AB215277
Receipt No: <input checked="" type="checkbox"/>

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

I/We object to the following application:

Application number:	10/03751 / LAPRE
Applicant's name:	MR ROBERT C. TAYLOR
Premises name and address:	HUNTERS LEIGH, RICHMOND ROAD, LANDDOWN, BATH BA1 5PU
Application for a:	A PREMISES EXTENSION OF TIME FOR RICHMOND ARMS.

Objector Details:

Objector's Name:	
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.	ABOVE.
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 objection is for perceived noise and nuisance at a late hour. at the moment there is very little disturbance. but now this probably <sup>will</sup> change with live music if this would be allowed to go through. This probably is just the beginning to further extention in the future. I would rather leave things as they are where most residents are quite happy with very little or no problems as such. I am not against the pub. in fact I do use it from time to time, but this just a step to far, to this quite residential area.

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.

Thank you for given  
Signed me this opportunity  
Date to voice my opinion.

  
14-11-2010.

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

LICENSING ACT 2003

INTERESTED PARTY REPRESENTATION

ENVIRONMENTAL SERVICES

ANNEX E

12 NOV 2010

Post Log No: 07/11/10 215416

Receipt No: .....

CH/CA £ .....

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

I/We object to the following application:

Application number:	10/03751 / LAPRE
Applicant's name:	BEATRICE VARMA
Premises name and address: 21 RICHMOND PL. BATH BA1 5PZ	
Application for a:	

Objector Details:

Objector's Name:	
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.	
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



Dear Sirs,

I wrote to you about 1 week ago a private letter stating strongly my objection to the site Public Taverns Plc the Richmond Arms of 7 Richmond Place the Premise licence to use a function room above the pub.

The reasons are stated above

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

Brian J.anna

Date

10/10/2016

Contact telephone number(s)

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



Bath + North East Somerset District Council  
Licensing Authority  
9-10 Bath Street  
BATH BA1 1SN

5 Nov 2010  
ENVIRONMENTAL SERVICES  
- 8 NOV 2010  
Post Log No: CD/AB215278  
Receipt No: .....  
CH/PA E: .....

Dear Sirs,

I have been living more than 35 years in 21 RICHMOND PL.  
I have seen many changes during this time but I object  
to give a Licence to the owner of the Richmond Arms Pub  
for adding a new first floor function area. This is not in  
the spirit of this old Pub and of Richmond place in general.

The idea that they are going to serve from 11am - 11pm  
each week day and 12am to 10.30 pm on Sundays plus  
an additional 30 min each day for drinking up time,  
will create noise right into the small hours of the  
night with additional lack of parking space already  
congested as it is.

He also wants to add on top of this on Bank holiday weekends,  
Easter weekends, Christmas + New Year thus prolonging  
the leaving time right into very late night + early  
mornings.

I am pleading that you will not give permission this  
to happen and that Richmond Place remains a quiet  
residential area that every can enjoy. We have enough  
activities and problems with the school activities  
during term times!

Sincerely Beatrix Varma



LICENSING ACT 2003

INTERESTED PARTY REPRESENTATION

ENVIRONMENTAL SERVICES
ANNEX E
15 NOV 2010
Post Log No: 07/AB 215450
Receipt No: .....
CH/6A £: .....

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

I/We object to the following application:

Application number:	10/03751 / LAPRE
Applicant's name:	Punk Taverns plc
Premises name and address:	Richmond Arms Public House 7 Richmond Place Bath BA1 5PZ
Application for a:	New premises licence on existing terms 8 conditions as existing licence following addition of 1st floor <del>bar</del> area + additional work every Friday & Monday

Objector Details:

Objector's Name:	ANN MARY WHYBROW
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.	16 RICHMOND PLACE LANSDOWN BATH BA1 5PZ
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

☐

See attached.

**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

*Ann Whitham*

Date

*November 10<sup>th</sup>, 2010*

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

16 Richmond Place  
Lansdown  
Bath BA1 5PZ  
November 9<sup>th</sup>, 2010

Bath and North-East Somerset  
District Council Licensing Authority  
9-10 Bath St  
Bath BA1 1SN

**Interested Party Representation  
Licensing Act 2003  
Re Application No. 10/03751/LAPRE**

Dear Sirs,

With regard to the application from The Richmond Arms Public House for the grant of a new Premises License, I have the following representation to make:

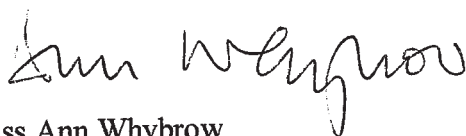
New first floor function area, with additional opening hours throughout, would mean effectively a leaving time approaching midnight during normal days, and around 1 am on bank holidays.

There is already very limited parking on Richmond Place, and additional attendance at functions will create even further disturbance and disruption for the residents neighbouring the public house. Furthermore, as the function room request is for all the opening hours, there could be even further disturbance when the school children and their parents are trying to gain access and egress from the school, particularly between 3pm and 4pm. Even more traffic problems would ensue. Parents and small children would find it even more difficult than at present.

The probability of live or recorded music at any time of the day between opening and closing hours is also very worrying, especially because of the request for longer opening hours.

My objection to these proposals is mainly that of increased public nuisance by way of loud noise, music and people leaving the area up until midnight or 1 am on Bank holidays. There could also be severe additional public nuisance from the function room (as stated above) should it be used during the day time, as well as the evening.

The Richmond Arms has always been part of Richmond Place, but this is a residential area, with families of all ages, including young children and very elderly people. Whilst appreciating the problems in making a going concern of a public house in the current climate, a function room plus extended hours is a step too far. Additional noise, customers and increased parking problems would seriously affect our day to day lives, and would adversely affect the way in which I wish to live. Clearly the priorities of a public house owner are different from mine and this application for potential serious interference with my quality of life is unwelcome and unreasonable.



Miss Ann Whybrow

1. The first part of the report is a description of the project and its objectives. It includes a brief history of the project and a statement of the project's purpose.

2. The second part of the report is a description of the project's methodology. It includes a description of the data collection methods and the analysis methods used.

3. The third part of the report is a description of the project's results. It includes a description of the data and the findings of the analysis.

4. The fourth part of the report is a description of the project's conclusions. It includes a summary of the findings and a discussion of the implications of the findings.

5. The fifth part of the report is a description of the project's recommendations. It includes a list of recommendations for future research and a list of recommendations for policy.

6. The sixth part of the report is a description of the project's limitations. It includes a list of limitations of the study and a list of limitations of the data.

7. The seventh part of the report is a description of the project's acknowledgments. It includes a list of people and organizations that provided support for the project.

8. The eighth part of the report is a description of the project's references. It includes a list of references used in the report.

9. The ninth part of the report is a description of the project's appendices. It includes a list of appendices used in the report.

10. The tenth part of the report is a description of the project's glossary. It includes a list of terms used in the report.

11. The eleventh part of the report is a description of the project's index. It includes a list of topics covered in the report.



## LICENSING ACT 2003

## INTERESTED PARTY REPRESENTATION

18 NOV 2013

Post Leg No. 215590

Receipt No.

CH/CA £

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

**I/We object to the following application:**

Application number:	10/03751/LAPRE
Applicant's name:	SYLVIA MIZEL
Premises name and address:	THE RICHMOND ARMS 7 RICHMOND PLACE BATH BA1 5PZ
Application for a:	NEW PREMISES LICENCE

**Objector Details:**

Objector's Name:	MRS. E.J. WOODHEAD
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.	8 RICHMOND PLACE BATH BA1 5PZ
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 ☐

Objections: Also see attached letter/photos

1. Size of pub doubled as a result of this 'first floor function room'.
2. Noise from said room which is right next to my bedroom.
3. Music from said room.
4. Concern about fire escape from room
5. Greater number of people leaving pub causing disturbance late at night.

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 Woodhead

Date

17th November 2010

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



8 Richmond Place,

Bath BA1 5PZ

17<sup>th</sup> November 2010

Dear Emma Stoneman,

Application No. 10/03751/LAPRE

As an immediate neighbour of The Richmond Arms, I am concerned about the use of the first floor room as an extension of the dining area downstairs, which will double the number of diners, thus increasing the noise inside, and also outside when clients leave the premises. Noise carries at night, and the banging of car or taxi doors and loud talking would disturb the residents even more than it does already.

I am also concerned about music being played in this dining/function room, which is adjacent to my bedroom. I think that live music should only be played at the rear of the bar downstairs.

I enclose a photograph taken from my bedroom window and another from the pub gate, showing the close proximity of the proposed dining room to my window. I already have a problem with smokers standing outside the front door of the pub, especially in summer when my windows are open.

I also enclose a copy of the letter from the solicitors involved in a previous application for extension of licensing hours, in 2005, which lists the agreed points appertaining to the vacating of the garden, windows to be closed at that time etc. All these points should be diligently adhered to by the pub's staff.

This is after all a residential area, with a pub in the middle of a terrace of houses, and the quality of life for the residents of Richmond Place should be carefully considered.

Yours sincerely,



E.J. Woodhead

Encs.

2 photos  
Copy of letter from Mansaray Woodhead 2005.

in 2

mowbraywoodwards

ANNEX E

Mrs E J Woodhead  
8 Richmond Place  
Lansdown  
Bath  
BA1 5PZ

Your Ref :  
Our Ref : LW/CLC/S5588  
Please ask for : Luke Watson  
Direct Dial No. :  
E-mail address : law@mowbraywoodwards.co.uk  
Date : 16 September 2005

Dear Mrs Woodhead

**RE: APPLICATION FOR CONVERSION AND VARIATION OF THE JUSTICES ON  
LICENCE IN RESPECT OF THE RICHMOND ARMS PUBLIC HOUSE WHICH  
WAS HEARD BEFORE THE LICENSING COMMITTEE AT BATH & NORTH EAST  
SOMERSET COUNCIL ON 7 SEPTEMBER 2005.**

As you may be aware, I was instructed by Mr Michael and Mrs Patricia Symons with regard to their objection to the variation to the License being sought in respect of the Richmond Arms public house. You will no doubt also be aware that I instructed Mr James Brown, a Barrister from London, to attend at the hearing on behalf of Mr and Mrs Symons.

Many if not all of you will be aware of the outcome. However, Mr Symons has specifically requested that I write to each and every one of you with regard to the outcome of the hearing. In accordance with my clients' wishes, I will set out below the outcome of the hearing.

1. Service of alcohol; Monday to Thursday 11.00am to 11.00pm; Sunday 12noon to 11.00pm; Friday to Saturday 11.00am, to 1.00am.
2. Regulated entertainment; Monday to Saturday 11.00am to 11.00pm; Sunday 12noon to 10.30pm.
3. Opening hours; Monday to Thursday 11.00am to 11.30pm; Sunday 12noon to 11.30pm; Friday to Saturday 11.00am to 1.30am.
4. Bank holiday and public holiday exceptions are as before.

A condition was imposed that there would be regulated entertainment no more than 12 times per year.

A condition was imposed that the garden area must be vacated by 11.00pm Monday to Saturday and by 10.00pm on a Sunday.

A condition was imposed that there be no admission after 11.00pm Monday to Saturday and none after 10.00pm on Sundays.

A condition was imposed that the windows and doors are to be closed Monday to Saturday by 11.00pm and on Sunday by 10.00pm and also when regulated entertainment is taking place.



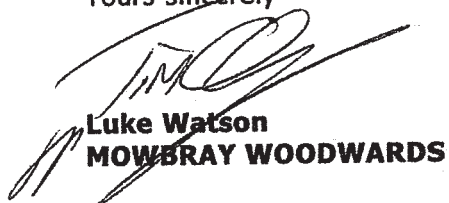
ANNEX E

A condition was imposed that signs are to be erected encouraging patrons to leave quietly.

A condition was imposed that the Premises Supervisor is to monitor noise from outside when regulated entertainment is taking place.

Kind regards.

Yours sincerely



**Luke Watson**  
**MOWBRAY WOODWARDS**





# Agenda Item 9

## Bath & North East Somerset Council

MEETING: Licensing (Gambling and Licensing) Committee	AGENDA ITEM NUMBER
MEETING DATE: 17 December 2010	

TITLE: Application to Vary a Club Premises Certificate for The Royal British Legion Club – Bathford Ltd, Bathford Hill, Bathford, Bath, BA1 7SN.

WARD: Bathford

### AN OPEN PUBLIC ITEM

#### List of attachments to this report:

- Annex A Application to Vary the Club Premises Certificate
- Annex B Current Club Premises Certificate
- Annex C Club Rules
- Annex D Site Plan
- Annex E Representation from Environmental Protection
- Annex F Representations from Interested Parties

## 1 THE ISSUE

- 1.1 An application has been received for the variation of a Club Premises Certificate under the Licensing Act 2003 in respect of The Royal British Legion Club – Bathford Ltd, Bathford Hill, Bathford, Bath, BA1 7SN.

## 2 RECOMMENDATION

- 2.1 That the sub committee determine the application to vary the certificate.

## 3 FINANCIAL IMPLICATIONS

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

## 4 THE REPORT

- 4.1 An application has been received for the variation of a Club Premises Certificate.

- 4.2 The current Club Premises Certificate permits the following licensable activities:

- 1) The **Supply of Alcohol** for consumption ON the premises between the following hours:
 

Monday to Thursday	11:00 to 23:00
Friday and Saturday	11.00 to 00.00
Sunday	12.00 to 22.30

#### Non Standard Timings

From normal activity start time on New Year's Eve until normal activity finish time on New Year's Day.

- 2) **Regulated entertainment** by way of **Recorded Music (indoors only)** between the following hours:

Monday to Thursday	19.30 to 23.00
Friday	19.00 to 23.00
Saturday	12.30 to 15.00 and 19.00 to 23.30
Sunday	12.00 to 16.00

- 3) **Regulated entertainment** by way of **Live Music (indoors only)** and provision of **Facilities for Dancing (indoors only)** between the following hours:

Saturday	20.30 to 23.30
----------	----------------

Non Standard Timings

For Live Music: August Bank Holiday Monday from 12.00 to 16.00 hours and 19.30 to 23.30 hours.

For Facilities for Dancing: August Bank Holiday Monday from 19.30 to 23.30 hours.

- 4) The **Opening Hours** for the Club were unspecified.
- 5) The Club Premises Certificate is subject to the Club Rules. A copy is attached at Annex C.
- 6) The Club Premises Certificate is also subject to the following conditions:
- CCTV to be maintained and used when the premises are open.
  - Steward/club officer always present.
  - Double glazing – doors and windows closed when live music performed.
  - No unaccompanied children allowed on the premises.

4.3 The **variation** application seeks:-

- 1) To **extend** the hours for the **Supply of Alcohol** and allow for **consumption ON and OFF the premises**. The requested hours are:

Monday to Thursday	11.00 to 00.30
Friday and Saturday	11.00 to 01.00
Sunday	10.00 to 23.30

Non Standard Timings

From normal start time on New Year's Eve until normal finish time on New Year's Day.

- 2) To **extend the hours** for **Recorded Music, Live Music** and **Facilities for Dancing** proposed to take place both **Indoors** and **Outdoors** between the following hours:

Monday to Thursday	09.00 to 23.59
Friday and Saturday	09.00 to 01.00
Sunday	10.00 to 22.30

Non Standard Timings

From normal start time on New Year's Eve until normal finish time on New Year's Day.

- 3) To **add** permission for **Films (Indoors Only)** and **Indoor Sporting Events, Dance (Indoors and Outdoors), Facilities for Making Music (Indoors and Outdoors), Provision of Facilities for Similar Entertainment (Indoors and Outdoors)** between the following hours:

Monday to Thursday	09.00 to 23.59
Friday and Saturday	09.00 to 01.00
Sunday	10.00 to 22.30

Non Standard Timings

From normal start time on New Year's Eve until normal finish time on New Year's Day.

- 4) To request the public **opening hours** for the premises to be:

Monday to Thursday	09.00 to 01.00
Friday and Saturday	09.00 to 01.30
Sunday	09.00 to 23.30

Non-Standard Timings

From normal opening time on New Year's Eve until normal closing time on New Year's Day.

4.4 A site plan is attached at Annex D.

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

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

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

4.6 The Licensing Authority may vary and grant the application with or without additional conditions.

- 4.7 The Licensing Authority can refuse the variation or part of the variation as it considers necessary for the promotion of the licensing objectives.
- 4.8 The Licensing Authority may not however do anything to reduce the effect of the rights guaranteed by the existing Club Premises Certificate.
- 4.9 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:-
- Paragraphs 3, 5, 6, 7, 16, 17, 18, 19, 20, 23(5), 26, 30, 33, 34, 35, 36, 37, 41 to 44, of the policy.
  - Chapters 6, 9, 10 and 12 of the Statutory Guidance.
  - Sections 4, 9, 10, 13, 14, 60 - 77, 84 - 86, 182 and 183 of the Act.
- 4.10 If the application is refused the applicant may appeal within 21 days of the notification to the Magistrates Court.
- If the application is granted the person making the relevant representation may appeal within 21 days of the notification to the Magistrates Court.
- On appeal the court may either dismiss the appeal; substitute the decision appealed against for any other decision which could have been made by the Licensing Authority, or remit the case to the Licensing Authority to dispose of it in accordance with the direction of the court. The court may make such order for costs as it thinks fit.
- 4.11 In accordance with the requirements of the Act the applicants served copies of the application upon the Police, the Fire Authority, Environmental Health, Development Control, Trading Standards, and the Child Protection Agency.
- 4.12 The applicant is required to place a notice at the premises for a period of 28 days starting with 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.
- 4.13 A representation has been received from **Environmental Heath** in relation to the licensing objective of the Prevention of Public Nuisance (Annex E).
- 4.14 Relevant representations have also been received from the **Parish Council** and **local residents** which relate to the licensing objectives of the Prevention of Crime and Disorder and the Prevention of Public Nuisance. (Annex F)
- 4.15 This report has not been sent to the Trades Union because they would have no involvement in this application.

<b>Contact person</b>	Emma Stoneman, Licensing Services, 01225 396719
<b>Background papers</b>	2003 Licensing Act, Guidance Notes, Licensing Act Regulations, BANES Licensing Policy





BATH & NORTH EAST SOMERSET

Licensing  
ENVIRONMENTAL SERVICES  
ANNEX A

22 OCT 2010

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

Post Log No: 97/AB 214855  
Receipt No: 12351 vct tk  
CH/CA £190

Application to vary a club premises certificate 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.

THE ROYAL BRITISH LEGION BATHFORD  
..... club applies for a club  
(insert name of club)  
premises certificate under section 84 of the Licensing Act 2003 for the premises  
named in Part 1 below

Club premises certificate number

05/03256/LAPREC

Part 1 – Club premises Details

Name of club THE ROYAL BRITISH LEGION (CLUB) BATHFORD LTD	
Postal address of premises if any, or if none ordnance survey map reference or description 58 HIGH STREET BATHFORD	
Post town BATH	Post code BA1 7SN
Telephone number (if any) 01225 858072	
E-mail address (optional) mail@bathfordrbl.co.uk	

Non-domestic rateable value of club  
premises

£ 5200.00

Name of person performing duties of a secretary to the club LUKE JOHN EMMETT	
Address of person performing duties of a secretary to the club 83, MOUNTAIN WOOD BATHFORD	
Post town BATH	Post code BA1 7SN
Daytime contact telephone number (if any) 07939 403 159	
E-mail address (optional) Lukejohnemmett@hotmail.com	

## Part 2 – Applicant Details

Daytime contact telephone number (if any)

07939 403 159

E-mail address  
(optional)

Lukejohnemmett@hotmail.com

Current postal  
address if  
different from  
premises address83, MOUNTAIN WOOD  
BATHFORD  
~~BATH~~

Post town

BATH

Post code

BA1 7SA

## Part 3 – Variation

Please tick ✓ Yes

Do you want the proposed variation to have effect as soon as possible?



If not do you want the variation to take effect from

Day

Month

Year

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

If the club's 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

N/A

Please describe briefly the nature of the proposed variation (Please see guidance note 1)

TO ADD: EXHIBITION OF FILM, INDOOR SPORTING EVENTS, PERFORMANCE OF DANCE AND FACILITIES FOR MAKING MUSIC.

TO EXTEND PERMISSION FOR: PERFORMANCE OF LIVE MUSIC, PROVISION OF FACILITIES FOR DANCING, RECORDED MUSIC, SUPPLY OF ALCOHOL.

TO CHANGE CONSUMPTION OF ALCOHOL ON PREMISES TO BOTH "ON & OFF" PREMISES

TO REMOVE FROM CURRENT CLUB PREMISES CERTIFICATE:

"LIVE MUSIC - AUGUST BANK HOLIDAY MONDAY 12:00 - 16:00 HOURS AND 19:30 - 23:30 HOURS. PROVISION OF FACILITIES FOR DANCING - AUGUST BANK HOLIDAY MONDAY 19:30 - 23:30 HOURS"

TO CHANGE AND EXTEND CLUB OPENING HOURS

## Part 4 – Club Operating Schedule

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

What qualifying club activities do you intend to conduct on the club premises which will be affected by your application

Please tick ☒ yes

### Provision of regulated entertainment

- a) plays (if yes, fill in box A) ☐
- b) films (if yes, fill in box B) ☒
- c) indoor sporting events (if yes, fill in box C) ☒
- d) boxing or wrestling entertainment (if yes, fill in box D) ☐
- e) live music (if yes, fill in box E) ☒
- f) recorded music (if yes, fill in box F) ☒
- g) performance of dance (if yes, fill in box G) ☒
- h) anything of a similar description to that falling within (e), (f) or (g)  
(If yes, fill in box H) ☐

### Provision of entertainment facilities for:

- i) making music (if yes, fill in box I) ☒
- j) dancing (if yes, fill in box J) ☒
- k) entertainment of a similar description to that falling within (i) or (j)  
(if yes, fill in box K) ☒

The supply of alcohol by or on behalf of a club to, or to the order of, a member of the club (if yes, fill in box L) ☒

The sale by retail of alcohol by or on behalf of a club to a guest of a member of the club for consumption on the premises where the sale takes place (if yes, fill in box L) ☒

In all case complete boxes M, N, O and P

## A

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

## B

<b>Films</b> Standard days and timings (please read guidance note 6)			<b>Will the exhibition of films take place indoors or outdoors or both?</b> –please tick ✓ (please read guidance note 2)	Indoors	✓
				Outdoors	
				Both	
Day	Start	Finish	<b>Please give further details here</b> (please read guidance note 3) <i>VIEWINGS FOR DIFFERENT AGE RANGES DEPENDING ON FILM CERTIFICATION</i>		
Mon	09:00	23:59			
Tues	09:00	23:59			
Weds	09:00	23:59	<b>State any seasonal variations for exhibition of films</b> (please read guidance note 4)		
Thurs	09:00	23:59			
Fri	09:00	23:59			
Sat	00:00	01:00	<b>Non-standard timings. Where the club intends to use the premises for the exhibition of films at different times to those listed on the column on the left, please list</b> (please read guidance note 5)		
	09:00	23:59			
Sun	00:00	01:00			
	10:00	22:30			

## C

Indoor sporting events Standard days and timings (please read guidance note 6)			Please give further details here (please read guidance note 3) <i>DIFFERENT SPORTING ACTIVITIES AT DIFFERENT TIMES THROUGHOUT THE DAY. THIS INCLUDES, BUT IS NOT LIMITED TO KARATE, YOGA, FITNESS TRAINING, DANCING, SKITTLES AND DARTS.</i>
Day	Start	Finish	
Mon	09:00	23:59	State any seasonal variations for indoor sporting events (please read guidance note 4)
Tues	09:00	23:59	
Weds	09:00	23:59	
Thurs	09:00	23:59	Non-standard timings. Where the club intends to use the premises for indoor sporting events at different times to those listed on the column on the left, please list (please read guidance note 5)
Fri	09:00	23:59	
Sat	00:00	01:00	
	09:00	23:59	
Sun	00:00	01:00	
	10:00	22:30	

## D

Boxing or wrestling entertainments Standard days and timings (please read guidance note 6)			Will the boxing or wrestling entertainment take place indoors or outdoors or both? –please tick ✓ (please read guidance note 2)	Indoors	
Day	Start	Finish		Outdoors	
Mon			Please give further details here (please read guidance note 3)	Both	
Tues					
Weds					
Thurs			State any seasonal variations for boxing or wrestling entertainment (please read guidance note 4)		
Fri					
Sat					
Sun			Non-standard timings. Where the club intends to use the premises for the boxing or wrestling entertainment at different times to those listed on the column on the left, please list (please read guidance note 5)		



E

<b>Live music</b> Standard days and timings (please read guidance note 6)			<b>Will the performance of a live music take place indoors or outdoors or both?</b> –please tick ✓ (please read guidance note 2)	Indoors	
				Outdoors	
				Both	✓
<b>Day</b>	<b>Start</b>	<b>Finish</b>	<b>Please give further details here</b> (please read guidance note 3) <i>LIVE MUSIC - AMPLIFIED AND ACOUSTIC INDOORS AND OUTDOORS THROUGHOUT THE YEAR</i>		
Mon	09:00	23:59			
Tues	09:00	23:59			
Weds	09:00	23:59	<b>State any seasonal variations for the performance of live music</b> (please read guidance note 4)		
Thurs	09:00	23:59			
Fri					
	09:00	23:59	<b>Non-standard timings. Where the club intends to use the premises for the performance of live music at different times to those listed on the column on the left, please list</b> (please read guidance note 5) <i>FROM NORMAL START TIME ON NEW YEARS EVE UNTIL NORMAL CLOSING TIME ON 1 JANUARY.</i> <b>FINISH</b>		
Sat	00:00	01:00			
	09:00	23:59			
Sun	00:00	01:00			
	10:00	22:30			

F

<b>Recorded music</b> Standard days and timings (please read guidance note 6)			<b>Will the playing of recorded music take place indoors or outdoors or both?</b> –please tick ✓ (please read guidance note 2)	Indoors	
				Outdoors	
				Both	✓
<b>Day</b>	<b>Start</b>	<b>Finish</b>	<b>Please give further details here</b> (please read guidance note 3) <i>AS REQUIRED FOR PARTIES, EVENTS AND FUNCTIONS INDOORS AND OUTDOORS.</i>		
Mon	09:00	23:59			
Tues	09:00	23:59			
Weds	09:00	23:59	<b>State any seasonal variations for playing recorded music</b> (please read guidance note 4)		
Thurs	09:00	23:59			
Fri					
	09:00	23:59	<b>Non-standard timings. Where the club intends to use the premises for playing recorded music at different times to those listed on the column on the left, please list</b> (please read guidance note 5) <i>FROM NORMAL START TIME ON NEW YEARS EVE UNTIL NORMAL CLOSING TIME ON 1 JANUARY.</i> <b>FINISH</b>		
Sat	00:00	01:00			
	09:00	23:59			
Sun	00:00	01:00			
	10:00	22:30			

## G

<b>Performances of dance</b> Standard days and timings (please read guidance note 6)			<b>Will the performance of dance take place indoors or outdoors or both?</b> –please tick ✓ (please read guidance note 2)	Indoors	
				Outdoors	
				Both	✓
<b>Day</b>	<b>Start</b>	<b>Finish</b>	<b>Please give further details here</b> (please read guidance note 3)		
Mon	09:00	23:59			
Tues	09:00	23:59			
Weds	09:00	23:59	<b>State any seasonal variations for the performing of dance</b> (please read guidance note 4)		
Thurs	09:00	23:59			
Fri					
	09:00	23:59	<b>Non-standard timings. Where the club intends to use the premises for the performance of dance entertainment at different times to those listed on the column on the left, please list</b> (please read guidance note 5)		
Sat	00:00	01:00			
	09:00	23:59			
Sun	00:00	01:00			
	10:00	22:30			

## H

<b>Anything of a similar description to that falling within (e) (f) or (g)</b> Standard days and timings (please read guidance note 6)			<b>Please give a description of the type of entertainment that the club will be providing</b>		
			<b>Will this entertainment take place indoors or outdoors or both? –</b> please tick ✓ (please read guidance note 2)	Indoors	
				Outdoors	
				Both	
<b>Day</b>	<b>Start</b>	<b>Finish</b>	<b>Please give further details here.</b> (please read guidance note 3)		
Mon					
Tues					
Weds			<b>State any seasonal variations for entertainment of a similar description to that falling within (e) (f) or (g)</b> (please read guidance note 4)		
Thurs					
Fri					
			<b>Non-standard timings. Where the club intends to use the premises for the entertainment of similar description to that falling within (e) (f) or (g) at different times to those listed on the column on the left, please list.</b> (please read guidance note 5)		
Sat					
Sun					



Provision of facilities for making music Standard days and timings (please read guidance note 6)			Please give a description of the facilities for making music that the club will be providing <i>KARADKE, OPEN MIC NIGHTS</i>	
Day	Start	Finish	Will the facilities for making music be indoors or outdoors or both? – please tick ✓ (please read guidance note 2)	Indoors
				Outdoors
				Both
Mon	09:00	23:59		Please give further details here. (please read guidance note 3) <i>ACOUSTIC AND AMPLIFIED PERFORMANCE WITH USE OF A MICROPHONE IF NEEDED.</i>
Tues	09:00	23:59		
Weds	09:00	23:59	State any seasonal variations for the provision of facilities for making music (please read guidance note 4)	
Thurs	09:00	23:59		
Fri	09:00	23:59	Non-standard timings. Where the club intends to use the premises for provision of facilities for making music entertainment at different times to those listed on the column on the left, please list. (please read guidance note 5)	
Sat	00:00	01:00		
	09:00	23:59		
Sun	00:00	01:00		
	10:00	22:30		

Provision of facilities for dancing Standard days and timings (please read guidance note 6)			Please give a description of the facilities for dancing that the club will be providing <i>DANCE FLOOR IN BALLROOM OR ANY AREA WITHIN PREMISES</i>	
Day	Start	Finish	Will the facilities for dancing be indoors or outdoors or both? – please tick ✓ (please read guidance note 2)	Indoors
				Outdoors
				Both
Mon	09:00	23:59		Please give further details here. (please read guidance note 3) <i>DANCE FLOOR IN BALLROOM</i>
Tues	09:00	23:59		
Weds	09:00	23:59	State any seasonal variations for providing dancing facilities (please read guidance note 4)	
Thurs	09:00	23:59		
Fri	09:00	23:59	Non-standard timings. Where the club intends to use the premises for the provision of facilities for dancing entertainment at different times to those listed on the column on the left, please list. (please read guidance note 5) <i>FROM NORMAL START TIME ON NEW YEARS EVE UNTIL NORMAL CLOSING TIME ON 1 JANUARY</i>	
Sat	00:00	01:00		
	09:00	23:59		
Sun	00:00	01:00		
	10:00	22:30		

K

<b>Provision of facilities for entertainment of a similar description to that falling within I or J</b> Standard days and timings (please read guidance note 6)			<b>Please give a description of the type of entertainment facility that the club will be providing</b> VOCAL REINFORCEMENT EQUIPMENT				
			<b>Will the entertainment facility be indoors or outdoors or both? – please tick ✓ (please read guidance note 2)</b>	<table border="1"> <tr> <td>Indoors</td> <td></td> </tr> <tr> <td>Outdoors</td> <td></td> </tr> <tr> <td>Both</td> <td>✓</td> </tr> </table>	Indoors		Outdoors
Indoors							
Outdoors							
Both	✓						
<b>Day</b>	<b>Start</b>	<b>Finish</b>	<b>Please give further details here. (please read guidance note 3)</b> AMPLIFICATION OF THE VOICE FOR INDOOR AND OUTDOOR EVENTS.				
Mon	09:00	23:59					
Tues	09:00	23:59	<b>State any seasonal variations for the provision of facilities for entertainment of a similar description to that falling within I or J (please read guidance note 4)</b>				
Weds	09:00	23:59					
Thurs	09:00	23:59	<b>Non-standard timings. Where the club intends to use the premises for the provision of facilities for entertainment of a similar description to that falling within I or J at different times to those listed on the column on the left, please list. (please read guidance note 5)</b>				
Fri	09:00	23:59					
Sat	00:00	01:00					
	09:00	23:59					
Sun	00:00	01:00					
	10:00	22:30					

L

<b>Supply of alcohol</b> Standard days and timings (please read guidance note 6)			<b>Will the sale of alcohol be for consumption... –please tick ✓ (please read guidance note 7)</b>		On the premises	
					Off the premises	
<b>Day</b>	<b>Start</b>	<b>Finish</b>	<b>Both</b>			
Mon	11:00	23:59	<b>State any seasonal variations for the supply of alcohol (please read guidance note 4)</b>			
Tues	00:00	00:30				
	11:00	23:59	<b>Non-standard timings. Where the club intends to use the premises for the supply of alcohol at different times to those listed on the column on the left, please list. (please read guidance note 5)</b>			
Weds	00:00	00:30				
	11:00	23:59	FROM NORMAL <del>OPENING</del> <b>START</b> TIME ON NEW YEARS EVE UNTIL NORMAL <del>CLOSING</del> <b>FINISH</b> TIME ON 1 JANUARY.			
Thurs	00:00	00:30				
	11:00	23:59				
Fri	00:00	00:30				
	11:00	23:59				
Sat	00:00	01:00				
	11:00	23:59				
Sun	00:00	04:00				
	10:00	23:30				

## M

<b>Hours club premises are open to the members and guests</b> Standard days and timings (please read guidance note 6)			<b>State any seasonal variations</b> (please read guidance note 4)
<b>Day</b>	<b>Start</b>	<b>Finish</b>	
Mon	09:00	23:59	<b>Non-standard timings. Where you intend to use the premises to be open to the members and guests at different times from those listed on the column on the left, please list</b> (please read guidance note 5)  FROM NORMAL <sup>OPENING</sup> <del>CLOSING</del> TIME ON NEW YEARS EVE UNTIL NORMAL CLOSING TIME ON 1 JANUARY
Tues	00:00	01:00	
	09:00	23:59	
Weds	00:00	01:00	
	09:00	23:59	
Thurs	00:00	01:00	
	09:00	23:59	
Fri	00:00	01:00	
	09:00	23:59	
Sat	00:00	01:30	
	09:00	23:59	
Sun	00:00	01:30	
	09:00	23:30	

## N

**Please highlight any adult entertainment or services, activities, or 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)

OCCASIONAL NUDITY OR SEMI-NUDITY (ADULT EXOTIC DANCERS AND STRIPPERS)  
 FILM SHOWINGS WHERE CERTIFICATION IS 15 18

COMEDIANS WHERE CONTENT IS OF AN ADULT NATURE

THERE ARE 2 GAMBLING MACHINES - 1 SLOT MACHINE AND 1  
 LOTTERY/CARD MACHINE IN THE LOWER BAR AREA.

O

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

Please tick ✓ Yes

I have enclosed the club premises certificate ☐

I have enclosed the relevant part of the club premises certificate ☒

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

Reasons why I have failed to enclose the club premises certificate or relevant part of it

REST OF LICENCE LOST. WILL RETURN IF WE FIND.

P

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

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

PLEASE SEE ENCLOSED SHEET

b) The prevention of crime and disorder

AS ABOVE

c) Public safety

AS ABOVE

d) The prevention of public nuisance

AS ABOVE

e) The protection of children from harm

AS ABOVE


Please tick ☒ yes

- I have made or enclosed payment of the fee ☒
- I have sent copies of this application and the plan to responsible authorities ☒
- I understand that I must now advertise my application ☒
- I have enclosed the club premises certificate or relevant part of it or explanation ☒
- I understand that if I do not comply with the above requirements my application will be rejected ☒

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

**Part 5 – Signatures** (please read guidance note 10)

I (insert full name) LUKE JOHN EMMETT make this application on behalf of the club and have authority to bind the club

Signature   
 Date 22.10.10  
 Capacity CLUB SECRETARY

**Address for correspondence associated with this application**(please read guidance note 11)

83, MOUNTAIN WOOD  
BATHFORD

**Post town** BATH

**Post code** BA1 7SA

**Telephone number (if any)** 07939 403 159

**If you would prefer us to correspond with you by email address your email address (optional)** lukejohnemmett@hotmail.com



## P, A. General

conditions

ANNEX A

Registered door supervisors used (if needed) for parties / events especially those involving younger people (16 - 25) if the committee deems it necessary.

Where necessary all relevant licensing legislation will be clearly displayed.

CCTV installed in key areas of the Club for protection of staff, members and visitors.

CCTV conditions  
already  
in place

The club will be open to the public depending on what events are happening at the time. If nothing is booked and it is not within the club's normal times of opening (i.e. Evenings and lunchtimes on the weekend) then the Club will be closed.

Although the Club is applying for later opening times this does not mean that they will be used every night. They are there in case they are needed. For example some week nights the Club can be closed by 22:30hrs if there is no members present. On a normal week the Club would not be open later than 00:00hrs (unless there is regulated entertainment or a member has booked it).

## P, B Prevention of Crime and disorder

\* **No** Underage drinking notices including ID checks are displayed by the bar. Bar staff are instructed to check anyone looking under the age of 21 for ID. *to be*  
\* Zero tolerance policy on illegal substance abuse and misuse - this will be made clear *Challenge 21 policy in operation*  
\* to all members booking an event and signs will be displayed in the premises.  
No glass(es) allowed *outside* *in external areas*. Plastic cups used where possible. Signs displayed in the club to this effect.  
At the first sign of any trouble the cause will be removed from the premises - where this is not possible the bar will be closed and everyone asked to leave the premises.

## P, C Public Safety

Emergency lighting, illuminated exit signs and Fire plans showing escape routes and locations of fire prevention and fighting equipment are posted on walls throughout the club as per the club's Fire Risk assessment.

All members / staff are aware of the venue capacity (maximum 120 if both rooms are in use - 90 if ballroom only used) and the information is supplied to members hiring the Club on the hire contract. Signs displaying room capacities will be on display in the main ballroom and lower bar area.

Location of First Aid kits will be displayed on signs and are also available on the Fire Plan of the building. Members hiring the venue will be encouraged to obtain their own First Aider. There are three telephones in different areas of the Club that can be used in the event of an emergency.

Seating plans are printed and posted on the doors of relevant rooms. These show the safest seating configuration for the capacity of the venue and are updated as and when the layout of rooms change. If capacity numbers are effected by any such changes then the new capacity numbers will be displayed on the relevant signs.

Any special effects need to be approved by the Club Committee before use. Use of naked flames (i.e. candles) is restricted to use on candles in the candle holders provided by the Club. Candles on cakes are to be used at the Members own risk and this will be made clear to them by a member of staff or the committee. A supply of water is always available from either the kitchen or behind the bar in case of emergency and staff / committee will be taught safe working practices of fighting small fires where deemed necessary by the Club Committee.





DJs using smoke machines must be able to provide COSHH information for smoke fluid and relevant risk assessments prior to using in the Club. Strobe lighting may only be used if clearly legible signs are displayed on the Club Premises and clear announcements are made throughout the evening and before any such effect is used.

Safety, grip mats must be placed on the ballroom floor before bubble fluid or snow effects are used to ensure that the surface does not become too slippery and unsafe.

There will always be a minimum of one member of staff on a normal working night where the amount of members present does not exceed 40. On special events (or where there are more than 40 people) there must always be 2 members of staff present, ~~and a committee member, who if not present, will be on call to go to the Club if needed.~~ with a <sup>on call</sup>

### P, D Prevention of Public Nuisance

\* During the evening, the level of sound will not exceed 120 decibels.

A sound decibel meter is kept behind the bar. Members of staff and committee members are trained to use this to monitor levels of sound throughout the evening (especially when live music or discos are happening). Levels are taken inside the venue and also from outside and the result is written down in the Club Diary behind the bar - the level must not exceed 120 decibels at anytime (noise would preferably be around 100 decibels with 120 being the top end and where the volume would need to be decreased).

\* Where regulated entertainment is provided outdoors, the terminal hour for such entertainment will be 23:00hrs.

\* No drinking is permitted in external areas of the Club after 23:00hrs.

\* Signage to be erected to remind customers to be quiet when leaving the premises and considerate of our neighbours. On the rare occasion where external areas of the Club are used for regulated entertainment then posters informing members of the public about the event will be displayed in the vicinity of the Club and also in local press / newsletters at least one month in advance of any event.

Double glazing is fitted throughout the Club. After 23:00hrs where regulated entertainment is provided all windows and doors in the Club will be closed (except for access and egress) to avoid noise leakage.

Numerous bins are provided for the disposal of litter including cigarette bins <sup>to be provided</sup> on the exterior of the building for cigarette ends. All litter within the Club and also around the exterior is to be cleared up after any event and checks will be made by the bar staff to ensure this is the case. ~~All litter to be cleared up around exterior of premises~~

\* Equipment is to be unloaded before 8pm at night and where possible. At the end of the night unloading must be carried out quietly or where possible left until the morning following any event to minimise disruption to neighbours adjacent to the premises. <sup>after every event</sup>

Cooking facilities at the Club are limited and any cooking must be done before 22:00hrs to minimise noxious odours. Where possible food is prepared off the premises and then bought in to minimise cooking related odours in the vicinity of the Club.

Where regulated late night entertainment happens sound levels must be kept to a minimum after 23:00hrs. If the sound levels are not deemed acceptable then either the level will be turned down or the event will be stopped.

\* When external areas are to be used for regulated entertainment, members of the public will be made aware by notice placed at the premises and in the local press or newsletter, at least one month in advance of event.



**P, E Protection of children from harm**

The minimum age of membership of the Club is 18 years old.

Families and children are welcome although parents / carers are fully responsible for their children whilst on the premises.

Members of staff / committee are not responsible for the care of young people within the Club - this responsibility remains with their responsible carer.

\* Any young person under the age of 21 must have proof of age before being served alcohol or tobacco products.

\* Children under the age of 16 should not be present in the top ballroom after 22:30hrs unless prior permission is agreed with committee, If an exception is made then the *that the* young person must be with a responsible adult at all times.

\* No young people may be present at any event which contains adult themes or content including but not limited to Adult Erotic Dancers, some comedians and films of an 18 certificate.

No one under the age of 18 may play the gaming machines in the Club.

\* Any member booking an event for children must ensure the safety and well being of any young person at that event. Where necessary they should have relevant safeguarding training and CRB disclosures prior to booking the event. They must be able to produce these if/when requested by a member of staff or the committee.



Chairman: Roland Russell  
Vice-Chair: Brian Coward  
Secretary: Luke John Emmett  
Treasurer: Clare Whereat



58 High Street **ANNEX A**  
Bathford  
Bath, BA1 7SN  
Tel.01225 858072

**BATHFORD CLUB**

Dear Sir/Madam,

**Re: Royal British Legion (Club) Bathford Licence Variation Application**

We are writing to you to clarify a point on our licence application for your records.

In section P, A. General it says "The club will be open to the public depending on what events are happening at the time."

In this instance the term "the public" should refer to members as the club is only hired to members as per the Club's rule book (model 2005 RBL Rules – available from our website – [bathfordrbl.co.uk](http://bathfordrbl.co.uk)).

We apologise for any confusion this term may have caused and hope that this letter clarifies this issue.

If you require any more information please do not hesitate to contact us.

Best Wishes

**Luke John Emmett**  
**Secretary**  
***The Royal British Legion (Club) Bathford Ltd.***







Club Premises Certificate

Club Premises Certificate Number	05/03256/LAPREC
----------------------------------	-----------------

Club Details

<b>Name of club in whose name this certificate is granted and relevant postal address of club</b>	
The Royal British Legion Club (Bathford) Ltd Bathford Hill Bath BA1 7SN	
<b>Telephone number</b>	01225 858072

<b>If different from above the postal address of club premises to which this certificate relates, if any, or if none, ordnance survey map reference or description</b>	
Not applicable	
<b>Telephone number</b>	Not applicable

<b>Where the club premises certificate is time limited the dates</b>	Not applicable
--	----------------

**Qualifying club activities authorised by the certificate and the times the certificate authorises the carrying out of qualifying club activities**

Sale of Alcohol	Monday to Thursday	11:00 - 23:00
Sale of Alcohol	Friday and Saturday	11:00 - 00:00
Sale of Alcohol	Sunday	12:00 - 22:30
Performance of Recorded Music	Monday to Thursday	19:30 - 23:00
Performance of Recorded Music	Friday	19:00 - 23:00
Performance of Recorded Music	Saturday	12:30 - 15:00
Performance of Recorded Music	Saturday	19:00 - 23:30
Performance of Recorded Music	Sunday	12:00 - 16:00
Performance of Recorded Music	Sunday	19:00 - 22:30
Performance of Live Music	Saturday	20:30 - 23:30
Other Entertainment within Act	Saturday	20:30 - 23:30

Seasonal Variations:

Live music - August Bank Holiday Monday 12:00 - 16:00 hours and 19:30 - 23:30 hours.  
Provision of facilities for dancing - August Bank Holiday Monday 19:30 - 23:30 hours.

From normal opening activity time on New Years Eve until normal activity closing time on 1 January.

**The opening hours of the club**

Various opening times depending on activities taking place at the club.

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

On premises

This certificate 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 1 November 2005

**Annex 1 – Mandatory conditions**

**Annex 2 – Conditions consistent with the Operating Schedule**

CCTV to be maintained and used when the premises are open.

Steward/club officer always present.

Double glazing - doors and windows closed when live music performed.

No unaccompanied children allowed on the premises.

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

**Annex 4 – Plans**

As submitted with application.

**Part B**  
**Club Premises Certificate Summary**

**Club Premises Certificate Number**

05/03256/LAPREC

**Club Details**

**Name of club in whose name the certificate is granted and relevant registered postal address of club**

The Royal British Legion Club (Bathford) Ltd  
 Bathford Hill  
 Bathford  
 Bath  
 BA1 7SN

**Telephone number** 01225 858072

**If different from above the postal address of club premises to which this certificate relates, if any, or if none, ordnance survey map reference or description**

Not applicable

**Telephone number** Not applicable

**Where the club premises certificate is time limited the dates** Not applicable

**Qualifying club activities authorised by the certificate and the times the certificate authorises the carrying out of qualifying club activities**

Sale of Alcohol	Monday to Thursday	11:00 - 23:00
Sale of Alcohol	Friday and Saturday	11:00 - 00:00
Sale of Alcohol	Sunday	12:00 - 22:30
Performance of Live Music	Saturday	20:30 - 23:30
Performance of Recorded Music	Monday to Thursday	19:30 - 23:00
Performance of Recorded Music	Friday	19:00 - 23:00
Performance of Recorded Music	Saturday	12:30 - 15:00
Performance of Recorded Music	Saturday	19:00 - 23:30
Performance of Recorded Music	Sunday	12:00 - 16:00
Performance of Recorded Music	Sunday	19:00 - 22:30
Other Entertainment within Act	Saturday	20:30 - 23:30

**Seasonal Variations:**

Live music - August Bank Holiday Monday 12:00 - 16:00 hours and 19:30 - 23:30 hours.  
 Provision of facilities for dancing - August Bank Holiday Monday 19:30 - 23:30 hours.



From normal opening activity time on New Years Eve until normal activity closing time on 1 January.

**The opening hours of the club**

Various opening times depending on activities taking place at the club.

**Where the club authorises supplies of alcohol whether these are on and/or off supply**

On premises

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

As per Operating Schedule at Annex 2.

**RULES OF THE  
ROYAL BRITISH LEGION  
CLUB (BATHFORD) LIMITED**

**BENEFIT of the COMMUNITY SOCIETY**

**Model RBLC Rules 2005**

**ALL PREVIOUS RULES RESCINDED****RULES OF THE  
ROYAL BRITISH LEGION  
CLUB (BATHFORD) LIMITED****1. Conditions, Names and Objects****1.1 Conditions**

The benefit of the Community Society (hereinafter called the "Club") is affiliated to The Royal British Legion (referred to as the "RBL") as an officially recognised Royal British Legion Club and shall comply with such conditions as may be prescribed from time to time by the RBL for the issue of a licence to use the words "The Royal British Legion" in the Club's name.

**1.2 Name**

The Club shall be named **THE ROYAL BRITISH LEGION CLUB (BATHFORD)** Limited.

**1.3 Objects**

The objects of the club shall be:

1.3.1 To advance the charitable aims laid down in the Royal Charter of Incorporation and Schedules of the RBL and to contribute to the benevolent funds of the RBL.

1.3.2 To carry out the business of a bona –fide members' club providing the means for social activity, mutual helpfulness, mental and moral improvement, recreation, and other advantages of club membership.

1.3.3 To promote comradeship amongst members of the RBL, the RBL Branch ('the Branch'), in the locality in which the club is situated and liaison with other Ex–Service organisations.

1.3.4 To organise fund raising in support of the 'Poppy Appeal' and other RBL sponsored appeals.

1.3.5 To support the Branch in its aims and to hold regular meetings with the Branch to discuss matters of mutual interest.

## 2. Office

The Registered Office shall be at: **58 HIGH STREET, BATHFORD, BATH, BA1 7SN**

Notice of any change in the situation of the registered office shall be sent by the Club Secretary in the manner and form provided by statutory regulations within seven days thereafter to the RBL Board of Trustees, through the Regional Organiser, County Secretary or the County Field Administrator for registration with the Financial Services Authority.

## 3. Seal of Club

The Club shall have its name engraved in legible characters upon a seal ('the Seal')

The Seal shall be in the custody of the Club Secretary or such other Officer as the Committee appoint, and shall be used only under the authority of a resolution of the Club Committee ('the Committee') more particularly described in rule 18: the date thereof shall be mentioned on the instrument to which the Seal is attached, and shall be attested by the signatures of two Officers and by the Secretary

## 4. Use of the Club's Name

The registered name of the Club shall be kept painted or affixed on the outside of the Club premises, in a conspicuous position in letters easily legible, and shall with the Club's address be legible in legible characters on all business letters, notices, advertisements, and other publications of the club, in all bills of exchange, promissory notes, endorsements, cheques, and orders for money or goods purporting to be signed by or on behalf of the Club, and on all bills, invoices, receipts, and letters of credit of the club. The limited liability of the club shall be evident from the title used in the above.

## 5. Rules

### 5.1 Supply

The Committee shall ensure that the Club secretary is supplied with copies of the Club's registered rules, for issue to all members on their admission to membership, (see Rule 8) and to any other member on request together with copies of all registered partial amendments for a payment not exceeding 10 pence.

### 5.2 Amendment

No amendment of these rules is valid until registered by the Financial Services Authority (FSA). An application to the FSA to amend the registered rules must have the prior approval of the RBL Board of Trustees, having first been considered by the appropriate Regional Organiser, County Secretary, or County Field Administrator and approved at a prior General Meeting of the Club members called for that purpose. Notice of any proposed amendment must be posted prominently in the Club for at least 14 days prior to the meeting to which the amendment is to be submitted and any amendment shall require the assent of at least two-thirds of the members present and voting at such a meeting.

## **6. Bye-Laws**

The Committee shall have the power to make such bye-laws as it may consider necessary for the good order and management of the Club, provided that no such bye-law conflicts with the registered rules. A copy of all such bye-laws shall be posted on the Club notice board. Club bye-laws are to be reviewed annually by the incoming Committee.

## **7. Eligibility for Membership and Associates**

All members of the Club and Associates must be at least 18 years of age.

### **7.1 Financial Membership**

Financial Membership of the Club shall consist of fully paid-up RBL members, RBL Life Members and Woman's Section members.

### **7.2 Club Associates**

7.2.1 A fully paid up member of another RBL Club temporarily resident in the locality of the Club.

7.2.2 A member of any other Club which qualifies as a "recognised" club under the Licensing Act 2003.

7.2.3 A member of a team attending the Club in connection with a sports or other contest.

7.2.4 A person specially invited by the Committee.

7.2.5 A person engaged by the Club for a social event may become a Club Associate for the period of such attendance, residence or engagement only. Persons may only be admitted as a Club Associate for a period or periods which together do not exceed thirty days in any one calendar year. A period of two clear days shall elapse between the nomination and admission of a Club Associate and a list of names and addresses of such persons shall be posted in the Club at least two clear days before admission in their own right, and shall remain posted throughout the whole period of the association. The total number of Club Associates at any one time must not exceed 10% of the total Club membership. Club Associates shall have all the rights and privileges of affiliated Club visitors and be subject to the same rules and bye-laws.

## **8. Application for Membership**

### **8.1 Financial Membership**

8.1.1 Application for financial membership shall be made to the Club Secretary.

8.1.2 Applicants must submit evidence of membership of the RBL or the RBL Woman's Section.

8.1.3 Applicants must sign an application form for one share and provide a deposit of one pound which will be returned in the event of non-acceptance as a member.

8.1.4 The application form must contain present name and address of the applicant, signed by a proposer and a seconder both of whom must have completed six months membership of the Club. This form shall be posted in the Club for at least two clear days prior to the proposed members name being considered by the Committee.

The Committee has the sole authority to admit applicants to membership or to reject them. The decision of the Committee shall be final. The reasons for the decision shall not be conveyed to the applicant.

Upon admission the new member shall:-

- (a) Purchase one share valued at one pound;
- (b) Be provided with a copy of the Club's registered rules. If a charge is made, it must not exceed 10 pence.
- (c) Pay the current joining fee and subscription;
- (d) Receive a Club sticker to validate his Legion Club/Affiliate membership card;

Until this admission is fully completed, applicants are not entitled to enter the Club in their own right or to enjoy the privileges of membership.

### **8.2 Club Associates**

Applications to become a Club Associate shall be made to the Club Secretary. Applicants must submit evidence of RBL Club membership or membership of a recognised Club, where appropriate. The names and addresses of applicants shall be published on the Club notice board for at least two clear days before the association becomes valid.

The Committee may authorise the admission of Club Associates from a date being two clear days from the date of receipt of the relevant application. Payment of a subscription will be required in accordance with Rule 10.1.

Club Associates shall enjoy the same facilities as financial members, except they may not attend any meeting of the Club, vote on any resolution or hold a share within the Club.



## **9. Shares**

Upon completion of the membership, the member is to be issued with a numbered share certificate by the Club secretary.

Shares shall not be withdrawable or transferable and shall be of the value of one pound. No member shall hold more than one share and no interest or dividend shall be paid on it. Members shall forfeit their share holdings, on ceasing to be a member for whatever reason.

A share held by members prior to the registration of these rules shall remain as one valid share irrespective of price paid.

## **10. Subscriptions and Joining Fees**

### **10.1 Who Pays**

All financial members shall pay an initial joining fee, together with a subscription to be set annually by the Committee, and ratified by the members at the Annual General Meeting (AGM).

Club Associates shall pay a joining fee and subscription as determined by the Committee.

Subscriptions are applicable only to the Club.

### **10.2 Payments Due**

The subscription for the current financial year becomes due as soon as an applicant is admitted (see Rule 8.1) and subsequently on the first day of October – this being the beginning of the Club's financial year.

### **10.3 Arrears**

Any member who has not paid his subscription within four weeks after it has become due shall be considered to be "in arrears".

The Club secretary shall post in the registered office a list of the names of members in arrears within five days of their becoming in arrears and no member in arrears shall be permitted to use the Club or to take part in its affairs and any Committee member shall resign immediately.

### **10.4 Lapsed Membership**

Any member whose subscription is unpaid within four weeks of becoming in arrears shall cease to be a member. The secretary shall post in the registered office a list of the names of persons who, for this reason, have ceased to be members.

## **10.5 Excused Club Subscriptions**

The Committee, on receiving information in writing addressed to the Club Secretary that any member has been unable to pay the subscription due to unemployment, disability or other good cause, may, at its discretion excuse payment of such members club subscription for such period as it may determine, in which case, such member shall not forfeit the privileges of membership, nor shall the members name be included in the lists in 10.3 and 10.4 above.

## **11. Register of Members**

### **11.1 Register**

The Club shall keep at its registered office a register in which the secretary shall enter the following particulars.

- (a) The names and addresses of all members;
- (b) The number of the share certificate held by each member.
- (c) A statement of property in the club (whether in loans or otherwise held by members)
- (d) The date at which each person was entered into the register as a member, and the date at which any person ceased to be a member.
- (e) The names and addresses of the Officers and Committee with the offices held by them respectively and the dates on which they assumed office and resigned from or ceased to be a member of the Committee.

### **11.2 Duplicate Register**

The Club shall also keep at its registered office a duplicate register of members in which the secretary shall enter all the particulars as in the original register of members other than those mentioned in paragraphs 11.1 (b) and (c) above.

### **11.3 Address Change**

Any member changing his address must notify the secretary of the change within 28 days thereafter.

### **11.4 Data Protection Act**

The information in the register is retained strictly for the purpose of running a member's society club.



## **12. Cessation of Membership**

A member shall cease to be a member:-

- (a) By non payment of subscription (see Rule 10)
- (b) By Expulsion
- (c) By resignation in writing and formal acceptance by the management Committee.
- (d) By ceasing to be a member of the RBL or the RBL Woman's Section as required by rule 8.
- (e) By suspension or expulsion from membership of the RBL or the RBL Woman's Section. If the member is subsequently found not guilty of the offence on appeal, then the privileges of membership will be restored.
- (f) Upon death.

## **13. Admission of Non Members to the Club**

In addition to members and Club Associates, the following may be admitted to the Club premises at the discretion of the Committee, but persons under the age of eighteen years shall not, in accordance with the Licensing Act 2003 and the regulations, be sold or allowed to consume intoxicants on the Club premises. Children and vulnerable people shall not play the Club Gaming Machines.

### **13.1 Affiliated Club Visitors**

Provided the Club premises are not full, members of any Club which has been granted a RBL Club licence may usually be admitted to the Club upon presentation of their current Legion/Club Membership/Affiliate card. The Committee may make special arrangements regarding the admission of affiliated Club visitors to special events organised at or by the Club.

The name and address of the visitor and the name of the Club to which they belong must be entered in a book kept for that purpose and the doorkeeper or other appointed official, being satisfied that they are eligible may admit them.

Affiliated Club members shall enjoy the same facilities as financial members except that they may not attend any meeting of the Club, vote on any resolution, or hold a share in the Club.

### 13.2 Guests of Members

Any financial member, affiliated Club visitor, or Club associate may be accompanied by their spouse (or nominated partner) and children under the age of eighteen years as guests when the Club is open, subject to any restriction under the Club bye-laws.

In addition to their family (see preceding paragraph) any financial member, affiliated Club visitor or Club associate may introduce up to two further guests each at any one time. Guests who are eligible for membership may only be introduced once in any one calendar month.

All guests and the member (affiliated club visitor or club associate) introducing them shall sign their name in a book kept for that purpose.

Members shall be responsible for the good behaviour of guests introduced by them during their period of stay in the Club. In the event that a guest is removed from the Club premises for misconduct, or any other cause, the member introducing such a guest may be subject to disciplinary procedures. Members must be present throughout the period their guests are in the Club.

### 13.3 Guest Approved by the Committee

Persons attending the following functions organised by the Committee or organised by a member and approved by the Committee may be admitted to the Club and may be provided with intoxicants in accordance with the Club Premises Certificate under the Licensing Act 2003 or its regulations (or subsequent legislation), provided that such supplies shall be limited by any conditions imposed on the Club's Premises Certificate by the local licensing authority or Magistrates Court in which the Club's premises is situated. ("Local Authority")

- (a) Sporting Teams, their officials and supporters engaged in sporting fixtures in which a representative team from the Club is participating;
- (b) Occasions of a member's personal or family nature not organised for profit and which are customary celebrations, e.g. weddings, retirements, anniversaries, etc;
- (c) Functions organised to entertain exclusively members of other RBL Clubs or members of other ex-Service Clubs.
- (d) By agreement with the Club, the RBL Branch, Woman's Section and Youth Section shall be able to use such parts of the Club premises at agreed times for meetings and other functions within the agreed schedule for the Club.

The duty Committee person to ensure that all guests of the Committee have their visit recorded in the visitor's book.

### **13.4 Exclusions**

Notwithstanding rule 13.1, 13.2, and 13.3 the following may not be admitted as guests:

- (a) Former members who have ceased to be members under 12(a), 12(b), 12(d) and 12(e)
- (b) Persons whose application for membership has been refused.
- (c) Members who are suspended under rule 22.
- (d) Members who been ordered under rule 21 to withdraw and who have not subsequently met the Committee.
- (e) Members who have been suspended or expelled from RBL or RBL Woman's Section membership.

### **14. Hours of Opening and Closing Club Premises**

The Club shall be opened and closed at such hours as may from time to time fixed by the Committee within the schedule approved under the Club Premises Certificate issued by the Local Authority and notified to members by notice as posted in the Club.

### **15. Permitted Hours**

The permitted hours for the supply of intoxicants are in accordance with Chapter 17 of the Licensing Act 2003 and its regulations and the total general licensing hours in accordance with the Clubs Premises Certificate as issued by the Local Authority in which the Club premises are situated.

Within the permitted hours, the Committee may determine the bar opening hours and this information shall be incorporated in a bye-law to be displayed on the notice board and notified to the Chief Officer of Police.

Permitted hours for Temporary events (TENS) may be extended only by application to the Local Authority in accordance with the Licensing Act 2003 and its regulations. Changes to the bar opening hours may be made by the Committee within the permitted hours, such changes being notified as above.

## **16. General Meetings**

### **16.1 Ordinary General Meetings (OGM)**

OGM's shall be held as directed by the Committee. The agenda for the meeting to be posted prominently on the Club Premises for at least fourteen days prior to the meeting. Additionally, the meeting is to be advertised in a local newspaper at least fourteen days prior to the meeting. Notice of a motion submitted in writing by any member at least seven days before the date of such meeting shall be added to the agenda by the Club Secretary. No matters other than those which appear on the agenda shall be discussed at an OGM.

### **16.2 Annual General Meeting (AGM)**

The AGM of the members shall be held in the month of February in each year on a date to be fixed by the Committee. The date and time of the meeting together with an agenda of the business to be conducted and a copy of the annual accounts shall be posted prominently in the Club by the Club Secretary for at least fourteen days prior to the date of the meeting. It shall also be advertised in a local newspaper at least fourteen days prior to the meeting. The business of the meeting shall be to receive a report by the Committee for the previous financial year, to receive a statement of accounts, balance sheet and financial report for that period, to appoint the auditor where appropriate, together with the Club Arbitrators, officers and Committee.

Any other business, which the Committee deem relevant, may be included on the agenda provided it is submitted in writing by a member at least seven days prior to the date of such meeting.

### **16.3 Special General Meetings (SGM's)**

#### **16.3.1 How to be called**

A SGM shall be called by the Club Secretary in the following circumstances:-

- (a) Upon the direction of the Committee, and in accordance with such direction.
- (b) On a requisition, signed by one –fifth of the financial members or thirty such members, whichever is the least, stating the proposed special resolution thereof. The requisition must include both the printed name and the signature of the members.

Such meetings shall be held within not less than fourteen days nor more than twenty eight days from the date of the receipt by the Club Secretary of the requisition.

- (c) As stated in Rule 20 "Removal from Office"



### **16.3.2 Notice to be given**

Notice of any SGM, and of the objects for which it is called, shall be posted prominently in the Club by the secretary for at least fourteen days prior to the date of the meeting. It shall also be advertised in a local newspaper at least fourteen days prior to the date of the meeting. Should the secretary not give notice of an SGM in the manner required within seven clear days after a duly signed requisition has been delivered to him, any of the requisitionists may call such a meeting, giving notice as is provided by this rule.

### **16.3.3 Business**

No business other than that named in the notice shall be brought before an SGM.

## **16.4 Quorum**

A General Meeting ("GM") which includes OGM, AGM, and SGM may proceed to business if twenty qualified members as per rule 16.6 or one twentieth of the total qualified membership (whichever is the greater) are present within half an hour after the time fixed for the meeting, otherwise, the meeting, if an SGM convened on the requisition of the members, shall be dissolved: but, if an OGM or an AGM or SGM convened by order of the Committee, shall stand adjourned to the week following at the same time, and the meeting so adjourned may proceed to business, whatever the number of members present. No meeting shall become incompetent to transact business from the want of a quorum arising after the chair has been taken.

## **16.5 Presiding Officer**

The President or the Chairman, or the Vice Chairman, or in the absence of all these Officers, a member elected by the meeting shall preside at all GM's.

## **16.6 Voting**

All financial members may attend and speak at any GM (other than those members under suspension or members denied use of the Club pending a disciplinary hearing). All financial members shall be entitled to vote on any resolution other than a resolution under Rule 35 or to amend Rules 1, 5, 7 or 35 where the right to vote shall be restricted to those financial members who have been a member for three consecutive years or more. Voting shall be decided by a simple majority of those present except as otherwise provided in these rules. In the event of a tied vote, the motion shall be deemed to be lost.

## **16.7 Adjournment**

Any GM duly constituted may adjourn to such time as the members present direct, and may continue any such adjournment from time to time. No business shall be introduced at any adjourned meeting which could not have been transacted at the original meeting.

## **16.8 Rescinding**

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No resolution passed by a GM shall be rescinded except by another GM called in accordance with Rule 16.1, 16.2, and 16.3.

## **17. Officers and Honorary Posts**

### **17.1 Officers**

Officers of the Club shall consist of a President, Chairman and Vice-Chairman who shall be elected biennially (Every two years) and be members of the Committee (See Rule 19) and the Club Secretary and Treasurer who shall be appointed by the Committee.

### **17.2 Honorary Vice Presidents.**

A person may be granted an award of an Honorary Vice Presidency of the Club. (Such persons should be of standing in the Community and be able to enhance the reputation of the RBL and the Club).

The award of a Vice Presidency of the Club does not entitle the holder to be an Officer of the Club nor a member of the Committee.

A person who receives such an award may also stand for election to the Committee in accordance with the registered rules as a member of the Club.

### **17.3 Vacation of Office**

Any elected Officer shall vacate the office:-

- (a) Upon removal from office under rule 20.
- (b) Upon cessation of membership of the Club under Rule 12.
- (c) Upon suspension under Rule 22
- (d) Upon resignation submitted to the Club Secretary in writing and accepted by the Committee.
- (e) Upon suspension or expulsion from membership of the RBL, but a successful appeal against the charge within the period of office will enable the elected Officer to resume his position.
- (f) Upon Death

### **17.4 Vacancies**

In the event of a vacancy arising from the elected officers, the Committee shall have power to appoint an eligible member to fill the vacancy (see Rule 19.4) until the next ballot held under rule 19, the period not to extend beyond the next annual ballot.

### **17.5 Honoraria**

Officers other than the Club Secretary and Treasurer may receive such Honorarium as the members in GM may from time to time decide. The sums awarded being referred to the local office of HM Revenue and Customs for deductions if any and declarations on the Club and individual tax returns.

## 17.6 Duties of Officers

### 17.6.1. The President

The President shall act as the Clubs Ambassador. He will not normally participate in the day-to-day management of the Club.

### 17.6.2 The Chairman

The Chairman shall, where possible, preside at all GM's, Committee meetings, and have overall responsibility for the conduct of Club affairs as directed by the Committee.

### 17.6.3 The Vice Chairman

The Vice Chairman shall deputise for the Chairman as necessary.

### 17.6.4

#### The Treasurer

The Treasurer shall be responsible for the paying into the bank all monies received by the Club from all sources, without any deduction for any purpose whatever, to the credit of an account opened in the name of the Club at such Bank and in such a manner as the Committee may direct, and further, shall keep such accounts and pay such debts of the Club as the Committee shall direct, and must render to the Committee or the GM an account of any monies received and expended by the Treasurer. He/she will attend all GM's and Committee meetings as directed by the Committee.

An appointed Treasurer shall have no voting rights in Committee.

### 17.6.5 The Club Secretary

The Club Secretary shall keep upon the Club premises the registers of membership, and a subscription book (or books) in which shall be recorded the payment of membership subscriptions. Carry out the directions of the Committee and, subject to such directions, shall receive monies on account of the Club, and pay the same to the Treasurer, and keep such accounts as the Committee may direct. Attend all GM's, and Committee meetings as directed by the Committee, take minutes of the proceedings, ensure the preparation of accounts and annual returns, and submit the same to the auditor.

An appointed Club Secretary shall have no voting rights in the Committee.



## **18. The Committee**

### **18.1 Composition**

The Committee shall be elected biennially (every two years) (see Rule 19) and shall consist of the President, Chairman, Vice Chairman and at least six other financial members.

At the first election following the date of the registration of this amendment of the rules, the Committee shall retire and a new Committee shall be elected as provided hereafter.

The President and Vice Chairman shall be elected for one year, thereafter for two years. The Chairman shall be elected for two years. Six Committeemen shall be elected, with the three Committeemen polling the lowest number of votes retiring at the following year's election when three new Committeemen shall be elected to serve for two years. At the election two years after the first election, the three Committeemen who polled the highest number of votes at the first election shall retire and three more Committeemen shall be elected to serve for two years. Thereafter, the three senior Committeemen who have served for a period of two years shall retire at the AGM or as provided under rule 19. Retiring Committeemen shall be eligible for re-election.

### **18.2 Employees of the Club**

The Committee have exclusive powers to appoint, dismiss, enter into a contract of employment with, and fix the remuneration of the Club Secretary and Treasurer, Steward and any other employee. The Club Secretary and Treasurer may be financial members of the Club. The Steward and other employees may be Associates of the Club during their period of employment with the Club.

### **18.3 Management of the Club**

The Committee shall be responsible for the management of the Club having regard to these rules and to any resolution of a GM called under Rule 16.

The Committee, or any Officers authorised by them, shall have the power to give orders for goods to be supplied and work to be done as may be necessary for carrying the purposes of the Club, but nothing in this rule shall empower the Committee to incur expenditure except such as is consistent with the purposes for which the Club is established. No member shall by virtue of his appointment have power to order goods or dispose of property of the Club.

#### **18.4 Payments to members of the Committee**

Unless specifically authorised by a GM held under Rule 16, a member of the Committee may not:

- (a) Supply goods to the Club for payment.
- (b) Enter in to a contract for work to be done for the Club.

Committee members may not hold any position of salary or profit paid by the Club.

(Note: Honoraria may be paid to Officers or other members of the Committee if specifically and individually authorised by the members at a GM called under Rule16)

#### **18.5 Conduct of Meetings**

##### **18.5.1 Frequency**

The Committee shall meet at least once per month for general business. The Chairman, or in his absence, the Vice Chairman or in his absence a Chairman elected by the members present shall take the chair at meetings of the Committee.

##### **18.5.2 Voting**

The quorum of the Committee shall consist of at least one third of the total membership of the Committee. Each member of the Committee shall have one vote only. Except where otherwise provided in these rules, motions shall be decided by a simple majority of those present and voting. In the event of a tied vote, motions shall deemed to be lost.

##### **18.5.3 Rescinding a resolution**

No resolution of the Committee shall be rescinded unless notice to rescind has been given at the previous meeting and all members of the Committee informed accordingly.

##### **18.5.4 Minutes**

Minutes of all meetings of the Committee shall be taken by the Club Secretary (or in his/her absence a person appointed by the Committee) The Club Secretary shall cause the minutes of the meetings to be retained for at least ten years.

### **18.6 Vacation of Office**

Committee members will vacate their office:-

- (a) Upon removal from office under rule 20.
- (b) Upon cessation of membership of the Club under Rule 12.
- (c) Upon suspension under Rule 22
- (d) Upon resignation submitted to the Club Secretary in writing and accepted by the Committee.
- (e) Upon suspension or expulsion from membership of the RBL, a successful appeal against the offence during the period of elected service shall enable the member to continue Committee service.
- (f) Upon Death

### **18.7 Vacancies**

In the event of a vacancy arising amongst the members of the Committee, the Committee shall have the power to appoint an eligible member (see rule 19.4) to fill the vacancy until the next ballot held under rule 19, the period of appointment shall not continue beyond the next annual election.

### **18.8 Sub-Committees**

The Committee may appoint sub-committees who shall be answerable to the Committee only, and all monies voted for the use of, or received by the sub-committee shall be dealt with in accordance with rule 17.6.4 and 17.6.5

### **18.9 Finance Sub-Committee**

The Committee shall, at the first meeting following each election, appoint a sub-committee to be called the Sub Finance Committee. It shall consist of three members of the Committee who are not officers, one of whom shall act as Chairman. The Club Secretary and Treasurer are to be in attendance in a non-voting capacity. Other officers may attend such meetings but take no part in the proceedings unless requested to do so by the Chairman of the meeting.

It shall be the duty of the Finance Sub-Committee:-

- (a) To monitor the performance of the Club against budget projections.
- (b) Arrange for stocktaking on the first convenient day of each month either by themselves or by an agent duly appointed for that purpose.
- (c) Check all demands for payment with the order book of the Club, and with the delivery notes and invoices.
- (d) To report to the Committee whether such stock records agree with the returns made to the Club by the Steward, and whether the demands for payment are correct.
- (e) To see that the vouchers are produced by the Club Secretary for all payments made by him/her or by order of the Committee.
- (f) To check whether the Club Secretary's cash record is correct and up to date. The amount being reconciled with the Treasurers record and bank statements of Club accounts;
- (g) To present to the monthly meeting of the Committee up to date records.

The proceedings of the Finance Sub Committee shall be recorded by the Club Secretary in a minute book kept for that purpose. All cheques drawn upon Club accounts shall be signed by at least one officer and a member of the Finance Sub Committee, both being authorised signatories.

#### **18.10 Fidelity Insurance**

All Officers, Committee members and employees of the Club whose duties may involve them in the handling of Club money or stock must be insured under an insurance policy which protects the club against dishonesty and fraud. The premium shall be paid by the Club.

### **19. Conduct of Elections**

#### **19.1 Procedure**

The election of Officers and the Committee shall be carried out in the following order: First, for the position of Chairman, then Vice Chairman and President followed by the Committee, all of which shall be by ballot. A member may be nominated for more than one position, but may hold no more than one. Once a member is elected, then that persons name must be removed from all other ballot papers. In the event that an elected member declines to accept that particular office, then a fresh ballot must be held. Each financial member of the Club shall have one vote for each vacancy. The appointment of Club Arbitrators shall also take place at an AGM.

## **19.2 Ballots**

Ballots shall be held either:-

(a) During the AGM.

Or

(b) During the fourteen days following the AGM. Such ballots shall remain open for at least three hours on the evenings of two consecutive days.

## **19.3 Scrutineers**

19.3.1 Ballots shall be carried out under the direction of the Committee by three scrutineers appointed by the AGM. Scrutineers shall not be candidates, officers or voting members. They must be persons who have no direct interest in the proceedings.

19.3.2 The scrutineers shall, at the conclusion of the ballot, seal up the ballot papers and hand them to the Club Secretary who shall retain them for seven days.

A scrutiny shall take place if a written demand is presented to the Club Secretary within seven days from the close of the ballot, signed by not less than one-tenth of the financial members of the Club, and a scrutiny shall be carried out by three different Scrutineers, to be named by the outgoing Committee, and their decision shall be final.

## **19.4 Eligibility**

Any member (giving consent) shall be eligible for nomination for the Committee on completion of six months membership of the Club. All persons nominated to serve as Officers of the Club must have completed a qualifying period of Committee service as determined by the members and ratified by the Committee in the Club bye-laws.

Nominees must be proposed and seconded by two financial members who must sign the nomination sheet. Nominators must have completed six months membership within the Club.

## **19.5 Nominations**

At least three weeks before the day fixed for any ballot, a nomination sheet shall be posted prominently on the premises by the Club Secretary, on which the names of all candidates for any position must be entered. This sheet shall remain open for twenty four hours prior to the AGM. If the ballot is to be held at that meeting, or until the expiration of at least 24 hours following the AGM, if the ballot is to be held during the fourteen days following the date of the AGM.



## **19.6 Results of Ballots**

The results of ballots shall be made known within twenty four hours of the close of the ballot, by posting a notice on the Club notice board, attested by the signatures of the scrutineers recording the number of votes polled by each candidate and indicating which of the candidates are elected, the candidates receiving the highest number of votes being those elected, except as detailed in Rule 19.7.

## **19.7 Resolution of Difficulties**

Should the ballot result in two or more candidates receiving an equal number of votes for the last or only vacancy or vacancies in a particular post, the names of such candidates shall be written on slips of paper, which shall be placed so the names are concealed, and the President, or in his absence some person appointed by the scrutineers, shall then draw as many slips as there are vacancies to be filled, and the members whose names are drawn shall be duly elected.

## **20. Removal from Office**

The Committee or any member or members thereof, including the elected Officers, may be removed by the votes of two thirds of the members present and voting at a SGM called for that purpose. In the event of the removal or the resignation of the whole or the majority of the Committee, the Club Secretary shall obtain nominations and appoint scrutineers and arrange for holding a ballot (see Rule 19.4) and the result shall be declared to a SGM to be called by the Club Secretary.

The time and notices required by rule 16 for special general meetings shall not apply in this case, but three days will be allowed for nominations, the ballot shall be held on the succeeding three days, and the SGM held within three days of the close of the ballot.

## **21. Misconduct of Members**

No gaming (other than those permitted by law), drunkenness, prohibited drugs, bad language or other misconduct shall be permitted on the Club's premises, including the grounds and appurtenance thereof of any premises belonging to the Club or the Royal British Legion. Any Officer or member of the Committee, or any member duly authorised by the Committee shall have power to order the immediate withdrawal from the Club's premises (including the aforesaid grounds, appurtenances and premises) of any member contravening the provisions of this rule, and the member may be dealt with by the Committee under Rule 22. Such a member shall have no right of re-entry to the Club premises, until requested to attend a meeting of the Committee, except that the member may attend appropriate Branch business meetings. (Such members shall be eligible for nomination, should the AGM fall within the period he is being denied access to the Club). If the next ordinary meeting of the Committee be within less than three days, the member may claim to appear before them at that meeting, and to have his case dealt with, waiving the length of notice required by the said rule 22 if applicable.

## 22. Disciplinary Powers of the Committee

The Committee shall have power to reprimand, suspend (for not less than three months nor more than twelve months) or expel any member who shall infringe any rule, or whose conduct, whether within or without the Club premises shall, in their opinion, bring the name of the RBL Club, the RBL or the RBL Women's Section into discredit and render the member unfit for membership of the Club.

No member shall be reprimanded, suspended or expelled without being given an opportunity to be heard by the Committee and to advance a defence.

A majority of two-thirds of the Committee then present and voting shall be required to determine whether:

1. The member is guilty or not guilty of the charge of misconduct.
2. To reprimand, Suspend or expel the member from the Club

Every member required to appear before the Committee under this rule shall receive at least seven clear days written notice from the Club Secretary and the appearance shall normally be within twenty eight days of the alleged offence. (Notice shall be sent by first class post which shall be deemed to have been received two days following the dispatch of the notice, for the purpose of giving notice to the member.

The decision of the Committee shall be notified by the Club Secretary in writing to the member with seven days of the Committee meeting.

A suspended member shall remain liable to pay his subscriptions, but shall not be permitted to use any of the facilities of the Club, or take any part in the affairs of the Club. The Club Secretary shall invalidate the Club Membership/Affiliate card by deleting the authorisation sticker and provide a replacement at the end of the specified period of suspension. Following a period of suspension, if the member's subscription is valid, then the member shall return to full privileges of being a financial member.



### **23. Appeals**

The decision of the Committee under rule 22 shall be final, unless any member who is reprimanded, suspended or expelled under this rule, shall, within twenty eight days of having been notified in writing of the decision of the Committee, lodge an appeal to the Club Secretary.

A member reprimanded, suspended or expelled shall have the right to appeal only to the independent Club arbitrators. The commencement of the appeal proceedings shall be held within twenty eight days of the lodging of the appeal (unless there are substantial mitigating circumstances, i.e. the appellant is unable to attend through sickness or holiday).

Arbitrators may not be members of the Club, but shall be people of standing in the community such as elected councillors, J.P's or retired members of the Police force. Where possible, three arbitrators should be appointed. A single such arbitrator may hear an appeal. Such persons must be conversant with the registered Club rule, and the requirements for disciplinary appeal proceedings. Arbitrators are to be appointed annually at the AGM. Retiring arbitrators shall be eligible for re-appointment.

Application for arbitration must be supported by a deposit of five times the RBL Affiliate fee. The administration costs of the arbitration shall be determined by the arbitrators.

The findings of all disciplinary proceedings which include the result of arbitration shall be reported to the RBL Region/District/County in the prescribed format.

### **24. Disputes**

Disputes being the subject of disciplinary proceedings under rules 22 and 23 shall not be covered under this rule.

#### **24.1 Between a member and an officer of the Club**

All disputes between a member and an officer of the Club shall, unless the Committee elect to refer the matter directly to an SGM is settled by the Committee.

The decision of the Committee shall be final, unless any party aggrieved thereby shall, within seven days, produce to the Club Secretary a requisition satisfying the conditions mentioned in rule 16.3 whereupon the decision shall be reviewed by an SGM.

#### **24.2 Between a member and the Club**

All disputes between a member or person aggrieved who has ceased to be a member or any person claiming through such member or aggrieved person under the rules (other than as provided for by rule 23) and the Club shall be referred to arbitration by the arbitrators appointed at the Club AGM. The decision of the arbitrators shall be final. Applications for arbitration must be supported by a deposit of five times the current RBL Affiliation fee. The administration costs of arbitration shall be determined by the arbitrators.

## **25. Inspection of Records by Members**

### **25.1 Rights of Inspection**

Any member or person having an interest in the funds shall have the right after giving seven days written notice, to inspect at the registered office, the records of account and records containing the names and addresses of the members of the Club, including all the particulars in the duplicate register of members, at all reasonable times. It shall be the duty of the Club Secretary to produce the same for inspection accordingly. Inspection of the loan account may be carried out by an officer of the Club or person specially authorised by a resolution of the Committee.

### **25.2 Discretionary**

A member may, at the discretion of the Committee, on giving seven clear days prior notice of his reason in writing to the Club Secretary, inspect the minutes of any meeting of the Committee.

Minutes of GM will be available for inspection by a member by giving not less than seven days written notice to the Club Secretary. The minutes may not be considered a true record of proceeding until accepted at a subsequent GM (e.g. the minutes of an AGM become a formal record on acceptance at the next AGM).

## **26. Annual Returns**

### **26.1 Statutory Returns**

Every year and within the period prescribed by statute, the Club Secretary shall send to the FSA the annual return, in the form prescribed by the FSA relating to the Club's affairs for the period required under the act together with :

- (a) A copy of the report of the auditor on the Club's accounts for the period included in the return or with a copy of such other report (if any) as is required by statute for such period,; and
- (b) A copy of each balance sheet made during that period and of the report (if any) of the auditor or other appropriate person on that balance sheet as required by statute.

### **26.2 Royal British Legion Returns**

The club shall submit an annual return to the RBL Board of Trustees through the Branch and County by the first of March in each year which shall consist of:

- (a) One fully completed form C4 (License Application)
- (b) One fully completed form C5 (Summary of Accounts)
- (c) One copy of the audited Club Accounts
- (d) One copy of the Stock Report
- (e) Cheque for the appropriate RBL license fee, unless paying by Direct Debit
- (f) One copy of the Club Bye-Laws
- (g) Any other documentation as may be requested on form C4

## 27. Surplus

An AGM may resolve to apply the whole or any part of the surplus in any of the following ways:

- (a) For providing for the redemption of the loan capital
- (b) In the interests generally of the RBL and the welfare of ex-service personnel
- (c) In promoting mutual activities and united actions between members, or
- (d) For any other lawful purpose, subject to rule 28 and to support the objects under Rule 1.

## 28. Application of Funds

Except as interest on loans, no profits or funds of the Club shall be distributed among the members other than in pursuance of the provisions of Rule 27. (This would include, showing a trading deficit in the accounts, for more than two consecutive years).

## 29. Investments

The Committee may invest the funds of the Club in or upon any security, being a security in which trustees are for the time being authorised by law to invest for which purposes the Trustees Act 2000 or any act or acts amending or in substitution for the same and for the time being in force shall apply as if the Club were a trustee and its funds were trust property, but not otherwise.

## 30. Loans and Loan Stock

### 30.1 Loans

The Committee may obtain advances of money for the purposes of the Club from members or others on bonds, or agreements, or promissory notes, or from members only on certificates in respect of indebtedness of loan stock as provided hereafter. The total amount so obtained shall not exceed **£100, 000**. The Committee may take any such loan on such terms as the rate and manner of repayment as it thinks fit; but terms as to the rate of interest agreed to be given on any such advance shall not exceed 5% per annum or 2% per annum above the **National Westminster Bank Plc** base lending rate, whichever is the higher (except monies borrowed by way of a bank loan or overdraft, or by way of a mortgage of the Clubs premises). Any bond of the Club may be made to a specific charge upon any property of the Club specified therein or in any schedule thereto, but a separate register shall be kept of all such bonds. All such bonds and other documents shall be made in such form, and shall be signed on account of the Club by such persons as the Committee may from time to time direct.

The Club shall not receive monies on deposit.

### 30.2 Loan Stock

Any amount of loan stock for sums of 50 pence, or multiples thereof, being within the total limit mentioned in the preceding rule, may be issued by the Committee to members only subject to the conditions following.

30.2.1 It shall not confer a right to demand payment of the principal from the Club, unless the interest is not paid within one month of a demand made in writing.

30.2.2 It shall not be evidenced by certificates of indebtedness under the hands of two members of the Committee and the Club Secretary, stating the amount of loan stock standing to the credit of the respective holders.

30.2.3 It shall bear interest at a rate not exceeding the rate described in Rule 30.1.

30.2.4 The Club Secretary shall keep a register of the holders of loan stock for the time being containing such particulars as the Committee may from time to time direct.

### 30.3 Transfer of Loan Stock

A certificate of loan stock may be transferred by a form containing such particulars as the Committee may direct. A fee of 5 pence shall be paid by the transferor upon each transfer. A register of all transfers, containing such particulars as the Committee may direct, shall be kept, but no transfer shall be registered unless it is properly stamped, or if made by a member indebted to the Club, without special order of the Committee. Until the transfer of loan stock is registered so right shall be acquired against the Club by the transferee, nor shall any claim of the Club upon the transferor be affected.

### 30.4 Repayment of Loan Stock

Subject to the payment of, or a sufficient provision for, all subsisting claims on the Club, the Committee may from time to time apply any monies which they cannot profitably invest, to pay off the loan stock holders in the order in which they are entered in the register, or in exceptional circumstances in such order as the Committee may decide. If a loan stock holder, who has received notice that the Committee is prepared to pay him off, leaves the sum to be thus repaid in the hands of the Club, he shall not be entitled to any interest thereon after the expiration of the time named in the notice of repayment.



## **31. Audit**

### **31.1 Appointment of Auditor / Lay Members**

An audit shall be carried out of the Club's accounts and balance sheet for each year as required by law or by the membership. The audit if required by law or by the membership shall be carried out by a registered auditor, or two or more Lay auditors where appropriate under the Deregulation (Industrial & Provident Societies) Order 1996. "Registered Auditor" is one registered with one of the supervisory bodies listed in the Companies Act 1989.

### **31.2 Auditors Report (where Appropriate)**

The auditor shall in accordance with Section 9 of the " Friendly and Industrial and Provident Societies Act 1968" make a report to the Club on the accounts examined by him or her and on the revenue account or accounts and the balance sheet of the Club for the year of account in respect of which he is appointed.

### **31.3 Display of Balance Sheet**

The Club shall keep a copy of the latest balance sheet together with the auditors report, displayed in a conspicuous place at the registered office.

## **32. Nominations and Proceedings on Death or Bankruptcy**

Upon a claim being made by the personal representative of a deceased member or the trustee in bankruptcy of a bankrupt member to any property in the Club belonging to the deceased or bankrupt member the committee shall transfer or pay such property to which the personal representative or trustee in bankruptcy who has become entitled as the personal representative or trustee in bankruptcy he or she may direct.

A member may in accordance with the law nominate any person or persons to whom (subject to the provisions of the law as to amount and the persons to whom a valid nomination may be made) any of his property in the Club at the time of his death shall be transferred. On receiving satisfactory proof of death of a member who has made a nomination, the Committee shall if and to the extent that the nomination is valid under the law either transfer or pay in accordance with the law the full value of the property comprised in the nomination to the person entitled there under.

## **33. Statutory Applications to the Registrar**

The requisite number of members may, in accordance with the provisions of the Act apply to the FSA:-

(a) For the appointment of an accountant or actuary to inspect the books of the Club and report thereon;

(b) For the appointment of an inspector to examine into the affairs of the Club and report thereon;

(c) For the calling of a SGM of the Club.

### **34. RBL License**

The Club is bound by the conditions contained in the RBL Club License. The License is to be displayed in a prominent position in the Club.

### **35. Disaffiliation**

The Club may disaffiliate from the RBL only by the written consent of three - fourths of the registered financial members defined in Rule 7, with supporting evidence being supplied to the Board of Trustees of RBL for verification. Only those financial members who have been members of the Club for a minimum of three consecutive years prior to the vote taking place may vote to disaffiliate from the RBL.

### **36. Dissolution**

The Club may at any time be dissolved by the consent of three-fourths of the financial members, testified by their signatures to an Instrument of Dissolution in the form provided by the act or under any regulations in that behalf or by winding up in a manner provide for by the Act. The proceeds of a sale of property and accumulated assets to be conveyed to a like society with objects as determined in Rule 1 of the RBL and may not be distributed to members.

### **37. Interpretation**

In these rules:-

- (a) Words importing the singular or plural shall include the plural and singular respectively.
- (b) Words importing the masculine gender shall include the feminine
- (c) "The Act" shall mean the "Industrial and Provident Societies Act 1965 to 2002" or any Act or Acts amending or in substitution for the same and for the time being in force.
- (d) "Records" shall mean books, documents or computer data.
- (e) "Local Newspaper" shall mean a newspaper circulating in or about the locality in which the Club's registered office is situated.
- (f) Reference to the Board of Trustees shall include successor bodies appointed within the RBL;
- (g) Reference to statutes and regulations shall include subsequent editions;
- (h) Reference to the Royal Charter and its contents shall include subsequent editions;
- (i) Any reference to the Chief Registrar, Registrar, Central Office or the FSA includes reference to the statutory successor or/of the relevant functions of any of them.
- (j) Fully paid up members of the RBL include members of the Women's Section.

**1. Conditions, Names & Objects**

Conditions  
Names  
Objects

**2. Office**

**3. Seal of Club**

**4. Use of the Clubs Name**

**5. Rules**

Supply  
Amendment

**6. Bye – Laws**

**7. Eligibility for membership and Associates**

Financial Membership  
Club Associates

**8. Application for Membership**

Financial Membership  
Club Associates

**9. Shares**

**10. Subscriptions & Joining Fees**

10.1 Who Pays  
10.2 Payments Due  
10.3 Arrears  
10.4 Lapsed Membership  
10.5 Excused Club Subscription

**11. Register of Members**

11.1 Register  
11.2 Duplicate Register  
11.3 Address Change  
11.4 Data Protection Act

**12. Cessation of Membership**

**13. Admission of Non – Members to the Club**

13.1 Affiliated Club Visitors  
13.2 Guest of Members  
13.3 Guests approved by the Committee  
13.4 Exclusions

**14. Hours of Opening and Closing Club Premises**

**15. Permitted Hours**



**16. General Meetings**

- 16.1 Ordinary General Meetings
- 16.2 Annual General Meetings
- 16.3 Special General Meetings
- 16.4 Quorum
- 16.5 Presiding Officer
- 16.6 Voting
- 16.7 Adjournment
- 16.8 Rescinding

**17. Officers and Honorary Posts**

- 17.1 Officers
- 17.2 Honorary Vice Presidents
- 17.3 Vacation of Office
- 17.4 Vacancies
- 17.5 Honoraria
- 17.6 Duties of Officers

**18. The Committee**

- 18.1 Composition
- 18.2 Employees of the Club
- 18.3 Management of the Club
- 18.4 Payments to Members of the Committee
- 18.5 Conduct of Meetings
- 18.6 Vacation of Office
- 18.7 Vacancies
- 18.8 Sub – Committees
- 18.9 Finance Sub Committee
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**19. Conduct of Elections**

- 19.1 Procedure
- 19.2 Ballots
- 19.3 Scrutineers
- 19.4 Eligibility
- 19.5 Nominations
- 19.6 Results of Ballots
- 19.7 Resolution of Difficulties

**20. Removal from Office****21. Misconduct of Members****22. Disciplinary Powers of the Committee****23. Appeals****24. Disputes**

- 24.1 Between a member and an Officer of the Club
- 24.2 Between a member and the Club

**25. Inspection of Records by Members**

- 25.1 Rights of Inspection
- 25.2 Discretionary

**26. Annual Returns**

- 26.1 Statutory Returns
- 26.2 Royal British Legion Returns

**27. Surplus****28. Application of Funds****29. Investments****30. Loans & Loan Stock**

## 30.1 Loans

## 30.2 Loan Stock

## 30.3 Transfer of Loan Stock

## 30.4 Repayment of Loan Stock

**31. Audit**

## 31.1 Appointment of Auditor Lay Members

## 31.2 Auditors Report (where appropriate)

## 31.3 Display of Balance Sheet

**32. Nominations and Proceedings on death or Bankruptcy****33. Statutory Applications to the Registrar****34. RBL Licence****35. Disaffiliation****36. Dissolution****37. Interpretation**

**Three Members and Secretary**

**As at date of Registration of Rules**



Bath & North East  
Somerset Council

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

## The Royal British Legion - Bathford Ltd

Scale 1/2500

Date 9/12/2010

Centre = 379154 E 166867 N

Drawn by:

E Stoneman





## Representation Form

**Responsible Authority.** (Please delete as applicable.)  
EP (noise)

Your Name	Diarmid Henry
Job Title	Environmental Health Officer
Postal and email address	9-10 Bath Street BATH BA1 1SN
Contact telephone number	01225 477555

Name of the premises you are making a representation about.	The Royal British Legion
Address of the premises you are making a representation about.	58 High Street Bathford BATH BA1 7SN

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	I visited the Royal British Legion on the evening of 13 November 2010 following a discussion with the applicant on 11 November 2010. At the time of my visit the noise from the function room was barely audible at the nearest residential premises. It is therefore my opinion that provided doors and windows are kept closed, noise from regulated entertainment indoors should not result in public nuisance. The application form states that doors and



		<p>windows shall be closed after 2300 hours when regulated entertainment is provided; in my view this should be a requirement for the duration of the entertainment period.</p> <p>The application form states that the noise level must not exceed 120dB and would preferably be around 100dB. If these levels were achieved then I would almost certainly object to the application as a level of 100dB is louder than the level in most nightclubs with 120dB being equivalent to the noise level of a jet aircraft taking off. In reality, I think that sound levels approaching 100dB are not achieved within the Club. If such levels were achieved, noise from the Club would have been clearly audible during my visit on 13 November 2010. I do therefore have concerns about the accuracy of the equipment used to monitor noise levels at the Club and the adoption of a preferable sound level of 100dB which is entirely arbitrary.</p> <p>I do have concerns about provision of regulated entertainment outdoors. There are no barriers between the outdoor courtyard and neighbouring residential properties. The courtyard is also at the rear of the building and is therefore sheltered from the effects of traffic noise on Bathford Hill/High Street. Later into the night the background noise levels drop significantly as the area becomes progressively quieter, this ultimately means that any noise sources which do exist will have a greater impact at later hours than they would earlier in the evening. The applicant does not focus adequately on addressing noise from regulated entertainment outdoors; in my opinion the measures that are proposed do not reflect the sensitive location of the premises. It appears that the focus would be on advertising outdoor events to let neighbouring properties know in advance, that they are likely to be disturbed rather than trying to prevent the disturbance in the first instance.</p> <p>I therefore object to the provision of regulated entertainment outdoors but have no issue with regulated entertainment indoors provided doors and windows remain closed.</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.

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

Signed:

*James Henry*

Date:

15-11-10

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](mailto:licensing@bathnes.gov.uk)

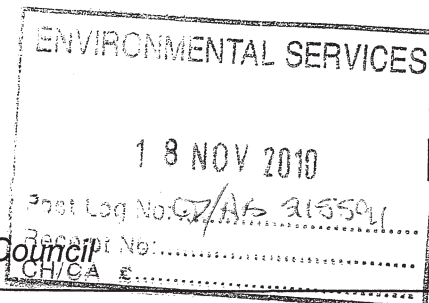
***This form must be returned within 28 consecutive days of the application being made to the Licensing Authority.***



Printed on recycled paper







From: Ruth Holding, Clerk to the Council

Licensing Services  
9 -10 Bath Street  
Bath  
BA1 1SN

c/o 54 Bathford Hill  
Bathford  
Bath  
BA1 7SN

Tel:

e-mail:

Your ref:

Our ref:

Date: 17 November 2010

Dear Sirs

**Application for variation of club premises certificate under the Licensing Act 2003**

**The Royal British Legion (Club) Bathford Ltd, 58 High Street, Bathford, Bath, BA1 7SN**

I am writing to you on behalf of Bathford Parish Council.

The parish council has been made aware that The Royal British Legion (Club) Bathford Ltd (the Club) has applied to Bath and North East Somerset Council to vary its certificate to allow:-

- for the exhibition of films, indoor sporting events, performance of dance, facilities for making music and entertainment of a similar description from 09:00 – 23:59hrs Monday to Thursday. 09:00 – 01:00hrs Friday and Saturday and 10:00 – 22:30hrs Sundays;
- extend permission for performance of live music, provision of facilities for dancing and recorded music from 09:00 – 23:59hrs Monday to Thursday. 09:00 – 01:00hrs Friday and Saturday and 10:00 – 22:30hrs Sundays;
- The supply of alcohol on and off the premises from 11:00 – 00:30hrs Monday – Thursday. 11:00 – 01:00hrs Friday and Saturday and 10:00 – 23:30hrs Sundays;
- The Club's opening hours from 09:00 – 01:00hrs Monday – Thursday. 09:00 – 01:30hrs Friday and Saturday and 09:00 – 23:30hrs Sundays.

continued.....

The parish council wishes to make the following representations with regard to the application:-

1. the club's premises are situated in the heart of a residential area of Bathford. The club is close to housing and noise from activities in the club does disturb neighbours, particularly during the summer months when the club's windows are open. The nuisance of late night noise from events under existing arrangements ends around 11-30pm to midnight;
2. an extension of the licensing hours to 01:00hrs Monday to Thursday and 01:30hrs on Friday and Saturday is consider to be too late for these premises which are located in a quiet residential village position, not a city centre location. It is felt to be unreasonable for residents to be disturbed by noise until the early hours of the morning;
3. there is concern that extending the supply of alcohol both on and off the premises until 00:30hrs Monday to Thursday and 01:00hrs Friday and Saturday will result in more incidents of anti-social behaviour as a result of the increase in the availability of alcohol. There are currently very few incidents of anti social behaviour in the village.

The parish council considers that in this village location the extension of licensing hours to 01:00hrs and 01:30hrs is inappropriate for the reasons listed above.

Yours faithfully

*Ruth Holding*

**Mrs R C Holding**  
Clerk to Bathford Parish Council

ENVIRONMENTAL SERVICES
16 NOV 2010
Post Log No: <u>67/AB 215492</u>
Receipt No: .....
6H/6A 2 .....

ANNEX F

Mr and Mrs S Holdsworth  
8 Titan Barrow  
Bathford  
BATH  
BA1 7TX

Licensing Services  
9-10 Bath Street  
Bath  
BA1 1SN

15<sup>th</sup> November 2010

Dear Sirs

**Licensing Application made by The Royal British Legion Club –Bathford Hill, Bathford, Bath, BA1 7SN ("the Premises")**

**Application Reference: 10/03755/LAPREC**

**Interested parties: Mr and Mrs S Holdsworth, 8 Titan Barrow, Bathford, Bath, BA1 7TX**

The above mentioned application has been drawn to our attention and we understand that the expiry date for consultation is 19 November 2010.

We consider ourselves to be an interested party to this application, given that we live within 100 yards of the premises to which this application relates.

In the circumstances we wish to object to the application insofar as it relates to the extension of time for the performance of live music, provision of facilities for dancing, recorded music and supply of alcohol. We understand that the application seeks to extend the time for the above mentioned activities on Fridays and Saturdays to 1.00am.

We have lived in the village of Bathford for 8 years and we understand the importance of The Royal British Legion as a focal point for the local community. In the circumstances we have not complained about the level of noise and public nuisance that occurs after events taking place at the Legion Club, not least because the present opening hours mean that both live and recorded music cease after 11.30pm.

However, on regular occasions we have been disturbed until 11.30pm by the excessive noise levels emanating from the Premises by live music/entertainment and recorded music. Given our proximity to the Premises the noise levels are such that it feels as if the music is in our own house! Consequently we and our young children struggle to get to sleep until the music stops.

Furthermore, we have been disturbed by noise levels from people leaving the premises at the end of an evening, particularly those who have had too much to drink!

While we accept that this the downside of having a small friendly club at the heart of the village, this application is not something we are prepared to accept. Given the location of the Premises and in particular its vicinity to a number of homes, the increased noise pollution and general public nuisance which will be suffered by those homes should, in our opinion, be taken into account when considering whether it is appropriate for this application to be granted.

The level of disturbance and inconvenience needs to be balanced against The British Legion's ability to make particular applications for specific events where it is desirable for live music/recorded music etc to extend beyond 11.30pm, such as a New Years Eve Party. In our opinion a general extension of time to 1.00am on a Friday and Saturday night is an unacceptable inconvenience to the local community which The British Legion professes to serve.

Furthermore, it is important to appreciate that The Royal British Legion is not akin to a pub or a night club which would seek to extend its opening hours for commercial enterprise. Ultimately The British Legion is a Club and does not have the same commercial priorities attached to a pub or night club.

Finally, with the sale of alcohol being extended to 1.00am on Fridays and Saturdays, there is no doubt that both the level of noise pollution after closing time and the risk of crime and public disorder will be greater with an hour and a half extra drinking time!

We do wish to support this local Club but we do believe that the needs of the Club need to be balanced with those of the local community and in particular those local families affected by this application.

We hope these representations will be taken into account when considering this application.

Yours faithfully



S Holdsworth

12 November, 2010

ENVIRONMENTAL SERVICES
16 NOV 2010
Post Log No: 07/AB 215494
Receipt No: .....
OFFICE £: .....

5 Titan Barrow  
Bathford  
Bath BA1 7TX

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

Dear Sirs

I refer to the application by The Royal British Legion for extensions to their license to allow dancing and music until 01.00hrs twice a week.

The room used by the Legion for entertainment is in an elevated position in the centre of the village with houses immediately opposite. It is proposed to build more houses on the other side of the building, which would be equally affected by the licence extension.

At present there is music which, mercifully terminates at 11.30. Windows are open, especially during summer evenings, and the noise is very penetrating, even through double glazing. On summer evenings it is a natural requirement for neighbouring house holders and their families to open windows, but we cannot if we wish to sleep.

Parking in the village is already a problem. If the Legion is allowed to operate as a night club for all comers there will be an attraction for people from the surrounding area who will not have any respect for local residents. The thought that these visitors will be turned out onto the street at 01.30hr does not bear consideration.

It is understandable that the RBL needs to be a viable concern, but the social committee should have consideration for the local people: night clubs should be either under ground to restrict noise disturbance, or sited away from houses. We understand that the Social Committee is quite separate from the Royal British Legion.

We hope that the Legion's license is not extended beyond that of the present limitations for drinking and music.

Yours faithfully

  
J.K. Armitage

RBL application



Licensing Team  
9-10 Bath Street  
Bath BA1 1SN

29 October 2010

Dear Sir/Madam

**Re: Royal British Legion Club Bathford**

I am making a representation against the proposed extension of opening hours of the above.

I made a complaint to Environmental Services (Alan Bratt) on 26 June 2009 about the excessive noise at weekends from the club. Initially there was an observance of the complaint but there have been increasing instances of lack of compliance.

Bathford is a quiet village with the RBL in the middle of a residential area. The only other commercial enterprise in the vicinity is the community shop. The noise made from organised events and private parties at weekends, Bank Holidays, Christmas and New Year can be heard easily in adjacent properties. During the summer this makes sitting outside in the evening unpleasant particularly when the fire doors are left open. Not only does this mean an escalation of music noise but encourages visitors to congregate on the fire escape talking loudly. The club is on the first floor of a 1960s building with large windows and inadequate soundproofing for today's music technology. The building leaks sound.

I am particularly concerned that the application includes outside music events which means the noise will be even more intrusive. There was live music on the RBL car park on Saturday 10 July from 12 noon to 11.30pm as part of the Bathford Festival. This was intolerable - there was no escape from the noise and meant windows and doors had to be kept shut despite it being a hot day.

I consider the Royal British Legion to be a public nuisance.

I wish to remain anonymous because of possible repercussions in a small village.

Yours sincerely

ENVIRONMENTAL SERVICES	
- 1 NOV 2010	
Post Log No:	CC AB 215048
Receipt No:	.....
CH/CA £:	.....



19 NOV 2010

Post Log No. CD/AS 215660

Receipt No. ....

CHICA £. ....

6 TITAN BARROW  
BATHFORD  
BATH  
BA1 7TX

Row 111

16th November 2010

Bathford Royal British Legion

When we moved to the village some 25 years ago, we were tolerably happy at the rate of usage and hours of use of the Legion Club, accepting it as a village amenity. We have had to complain about noise nuisance on occasions. Especially on summer evenings when windows are open! This problem has increased since the prohibition of smoking "in halls"; smokers now stand outside and often talk loudly and sing to our displeasure & disturbance.

However, we are unhappy about the proposed extended opening hours, and wish to object for the following reasons:

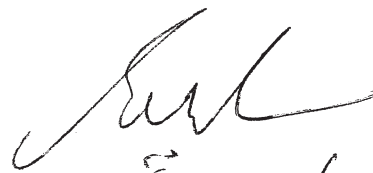
- 1) It is in a central village location, with acceptable usage & is surrounded by residential properties
- 2) Undoubtedly, like other establishments, it is suffering during this recession, and wishes to attract more patronage from outside the village. people who will have little need for

the feelings of the 'locals'

ANNEX F

3. Parking is already a problem, and increased usage will exacerbate this, causing more access problems for the surrounding houses, more noise & late night disturbance.
4. The access to the club is in a particularly difficult location - close to a ~~opposite~~ to two road junctions and a traffic calming measure which is frequently damaged due to inadequate visibility up & down the roads.
5. The Avonvale Rugby Club is immediately behind our property, and we already suffer late night disturbance on occasions from this direction also.

Yours faithfully

  
(E. M. JOHNSON)

Licensing Services,  
9/10, Bath St.,  
BATH  
BA1 1SN.

Licensing Services  
9-10 Bath Street  
Bath BA1 1SN

17 NOV 2010
Post Log No. 57/16 215534
Receipt No. ....
GH/BA F. ....

Titan Barrow  
Bathford  
Bath

14 / 11/2010

Dears Sirs

British Legion Bathford, Application for a License extension

I write to request that the Bathford British Legion's application to extend its license certificate for music and entertainment and the supply of alcohol beyond the hours of 23-30 hrs to 01-00hrs and 01-30hrs respectively, be refused

The club room is at first floor level, has openable windows on both sides of its length with fire doors located at one end, it is surrounded by residential property with further properties shortly to be developed close by..

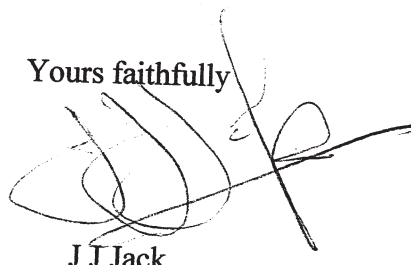
When the British Legion has its social events the music is amplified and the public address system turned up, the situation is not helped in that the windows are frequently open, and the fire doors on a number of occasions, particularly in the summer, the result is the performance is broadcast to the neighbourhood.

In the Parish we have had a great deal of respect for the British Legion, for what it stands for and as a local club, and although complaints have been made about the noise from time to time because their social events, normally Friday or Saturday, have not continued much beyond 23.00 hrs we have largely accepted the situation.. However for performances to carry on beyond this hour into the early hours of the morning is totally another matter.

Also of concern is the noise of people leaving the Club .It appears the use of the club and its entertainments are no longer just for British Legion members but open to the general public Parking on the club premises is limited and if they are successful in attracting non members to any great extent cars will be parked in the vicinity with the inevitable disturbance in the early hours from people returning to their vehicles after a good night out.

I appreciate the British Legion may wish to increase their income but they should consider the needs of their neighbours who have a right to expect a peaceful living environment particularly at night, and it must be said the design of their premises nor its location make it very suitable for what appears to be approaching a night club operation..

Yours faithfully



J J Jack

ENVIRONMENTAL SERVICES
- 8 NOV 2010
Post Log No. <u>CD/AB 215283</u>
Receipt No. <u>X</u>
CH/CA £ <u>X</u>

ANNEX F

9 Dovers Lane  
Bathford  
Bath  
Somerset  
BA1 7SU

4<sup>th</sup> November 2010

Licensing Services  
9-10 Bath Street  
Bath  
BA1 1SN

Dear Sir

**Re: The Royal British Legion Club, Bathford, Application for Variation of Club Premises**

We strongly object to the proposed application to due to the following reasons:

1. The Legion is situated in a densely populated area, with the closest property being only a few metres away.
2. There are a number of families with young children living within close proximity to the Legion.
3. Extending the hours to 1.00am will make the venue attractive to more parties, particularly 18<sup>th</sup> and 21<sup>st</sup> celebrations.
4. The current finish of 11.30pm is late enough, any later will be even more of a nuisance. This is already an issue, particularly during the summer months, when both the Legion windows and fire escape door are opened. The increased noise levels preclude the opening of our house windows at night, which is particularly frustrating when the weather is hot.
5. With potentially more functions taking place at the Legion due to the later finishing time of 1.00am, this will lead to an increased and unacceptable level of disturbance; such as people chatting and laughing, car doors being banged shut and car engines started when leaving.
6. Extending off sales hours to 00.30am will provide, in particular, teenagers and "young adults" with a source of available alcohol outside of pub opening hours. The Legion and surrounding area could then become a "meeting point" for rowdy, drunken groups, who then may think it fun, to vandalise surrounding property.
7. The increased hours and noise from the Legion would impact on both values and future saleability of property in the immediate area of the Legion.

Yours faithfully



I. A. Walker and J. S. Walker (Mrs)

16 NOV 2010

Post Log No: 07/AB 215493  
Receipt No: .....  
CH/CA £.....1 Titan Barrow  
Bathford  
Bath  
BA1 7TX

12 November 2010

Licensing Services  
9-10 Bath Street  
Bath BA1 1SN

Reference: The Royal British Legion (Club) Bathford Ltd

Dear sirs

We are writing with reference to the application by the above club to extend its licensing hours as per the advert on page seven of The Bathford Bulletin.

As one of residents living closest to the club (across the road), we are vehemently opposed to the extension of the opening hours.

The current usage is tolerable, although we have had cause to complain to the club in writing in the past when noise levels have been unacceptable, e.g. when party goers are leaving or when the music levels are excessively high. This usually occurs on a Friday evening when the club is hired out to private parties. We also suffer when beer is delivered or bottles are taken for recycling (which seems to happen very early in the morning). During the summer months, when the club opens its windows, noise levels are also high.

In the past we were assured that if we had a problem with noise we could contact the Legion. On the few occasions when we have tried to do this, the telephone has not been answered.

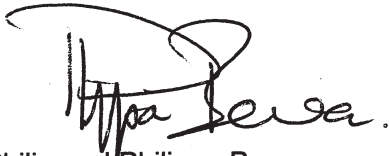
In addition to the above, our reasons for opposing the variation of the club premises certificate are as follows:

- The club is located in the middle of a rural village – operating night club type hours is not appropriate.
- We are assuming that the reason for the extension is to try and generate more business – perhaps from private parties. These are the events that cause most problems in terms of noise so we are against these events being allowed to continue for longer into the night.
- On many occasions we retire to bed with the sound of the noise coming from the club. We don't intervene because we know this will cease by 11.30pm at the latest – if we thought this was going to continue until the early hours we would complain on a regular basis.

- Access to the club is very difficult and cars frequently park in the cul de sac where we live causing problems with our own access onto the main village road. By increasing usage this will exacerbate the problem.

We would be grateful if you could consider these points when making your decision.

Yours faithfully

A handwritten signature in dark ink, appearing to read 'Philip and Philippa Bevan', with a large, stylized flourish at the top.

Philip and Philippa Bevan





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

ENVIRONMENTAL SERVICES
ANNEX
- 5 NOV 2010
Post Log No: CC/AB 21527
Receipt No: X
CHIBA E.

F

Nov. 4~~th~~ 2010

The Royal British Legion (Club) Bathford Ltd.

Hello, we have seen the application for Variation to the Club Premises Certificate for the above institution.

The extension to the opening hours seems totally inappropriate given the location of the Legion, in a quiet village. Bathford is a mixed village, with people from a variety of backgrounds and demographics; but it is a village, and the over-riding reason for most people wishing to live there is the general peace and quiet throughout. The Legion is sited in the middle of the village, surrounded by family housing, and whilst benefiting from such a central position, must equally respect the wishes of local residents to live their lives peacefully.

As it is, particularly during the summer months, when their windows and doors are normally opened, the level of noise coming from the Legion is noticeable, and at times intrusive. Not only does the noise continue late into the night already, but the disturbance continues after the current hours, as people make their way away home. Activity at the Legion has ramped up recently, with an increasing number of events, and every Friday and Saturday local residents have had to put up with a continuous stream of music. To extend this further into the night, when most people will want to be asleep, will be an unacceptable intrusion. Noise levels were at an unprecedented high at the Bathford Festival, held in the summer, and it is only a reflection of the tolerance and general goodwill of the villagers, that more complaints were not lodged.

The requested extension is not only confined to Fridays and Saturdays, but throughout the week, potentially meaning that every night our peace will be shattered by noise from the Legion. And the extension of licencing hours will mean an inevitable attraction to the village of people intent on drinking late into the night, with subsequent impact on disorderliness and generally unsociable behaviours.

In short, we are totally against the application on all grounds - the extension to the live music hours, the extension to the licensing hours, the extension to the Club's opening hours, and the extension to the activities that can be held on the premises. We have to say that it also seems to be totally at odds with the overall values of the Royal British Legion.

Regards

WITHIN 100 YRDS OF  
THE PREMISES.

Bath & North East Somerset Council		
MEETING:	Licensing (Gambling and Licensing) Committee	AGENDA ITEM NUMBER
MEETING DATE:	Friday 17 December 2010	
TITLE:	Application for a Premises Licence for <b>Sainsbury's</b> , Frome Road, Odd Down, Bath, BA2 5RE	
WARD:	Odd Down	
AN OPEN PUBLIC ITEM		
List of attachments to this report:		
Annex A Application for a Premises Licence		
Annex B Site Plan		
Annex C Representations from Interested Parties		

## 1 THE ISSUE

- 1.1 An application has been received for a new Premises Licence under the Licensing Act 2003 in respect of **Sainsbury's, Frome Road, Odd Down, Bath, BA2 5RE**

## 2 RECOMMENDATION

- 2.1 That the sub committee determines this application.

## 3 FINANCIAL IMPLICATIONS

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

## 4 THE REPORT

- 4.1 An application has been received for a **new** Premises Licence (Annex A).
- 4.2 The application is for:
- 1) The **Sale of Alcohol for consumption off the premises** between the following hours:  

Every Day	06.00 to 00.00
-----------	----------------
  - 2) The **Provision of Late Night Refreshment** between the following hours:  

Every Day	23.00 to 00.00
-----------	----------------

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

Every Day                                      00.00 to 00.00 (24 hours)

4.3 A site plan is attached at Annex B.

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

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

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

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

4.6 The Licensing Authority should also have regard to the Council's Licensing Policy, the Statutory Guidance issued under Section 182 of the Licensing Act 2003, and the Licensing Act itself, and in particular to:-

- a) Paragraphs 3, 5, 6, 9, 10, 15-20, 23, 24, 28, 33-37, 41 to 44 of the policy.
- b) Chapters 8, 9 and 10 of the Statutory Guidance (as revised March 2010).
- c) Sections 4, 9, 10, 11, 12, 13, 16, 17, 18, 23, 182, 183, and Schedule 2 of the Act.

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

On appeal the court may either dismiss the appeal; substitute the decision appealed against for any other decision which could have been made by the Licensing Authority, or remit the case to the Licensing Authority to dispose of it in accordance with the direction of the court. The court may make such order for costs as it thinks fit.

4.8 In accordance with the requirements of the Act the applicants served copies of the application upon the police, the fire authority, environmental health, development control, trading standards, and the child protection agency.

4.9 The applicant is required to place a notice at the premises for a period of 28 days starting the day after the application is made and place an advert in a local newspaper within 10 days of submitting the application to the licensing authority.

4.10 Representations have been received from the Concordia Steering Committee which represents residents of Kempthorne Lane and individual local residents in relation to

the licensing objectives of the Prevention of Crime and Disorder, the Prevention of Public Nuisance and the Protection of Children from Harm. Annex C)

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

<b>Contact person</b>	Emma Stoneman, Licensing Officer, 01225 396719
<b>Background papers</b>	Licensing Act 2003, Guidance Notes issued under section 182 of the Licensing Act 2003, Licensing Act 2003 Regulations, B&NES Statement of Licensing Policy.



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

ENVIRONMENTAL SERVICES

**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.

- 4 NOV 2010  
 Post Log No: 0148 215003  
 Receipt No: 12632  
 CH/CA £ 6.35

I/We Sainsbury's Supermarkets Limited 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

Sainsbury's  
 Odd Down School  
 Frome Road  
 Odd Down

Post town

Bath

Post code

BA2 2UN

Telephone number at premises (if any)

Non-domestic rateable value of premises

Not available

**Part 2 - Applicant details**

Please state whether you are applying for a premises licence as

Please tick ✓ yes

a) an individual or individuals\*

☐ please complete section (A)

b) a person other than an individual\*

i. as a limited company

☒ please complete section (B)

ii. as a partnership

☐ please complete section (B)

iii. as an unincorporated association or

☐ please complete section (B)

iv. other (for example a statutory corporation)

☐ please complete section (B)

c) a recognised club

☐ please complete section (B)

d) a charity

☐ please complete section (B)

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

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

- Please tick ✓ yes
- I am carrying on or proposing to carry on a business which involves the use of the premises for licensable activities; or ☒
  - I am making the application pursuant to a ☐
    - Statutory function or
    - A function discharged by virtue of Her Majesty's prerogative ☐

(A) INDIVIDUAL APPLICANTS (fill in as applicable)

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

Surname

First names

Please tick ✓ yes

I am 18 years old or over

☐

Current postal address if different from premises address

Post town

Post code

Daytime contact telephone number

E-mail address (optional)



## SECOND INDIVIDUAL APPLICANT (if applicable)

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

Surname

First names

Please tick  
✓ yes

I am 18 years old or over

☐

Current postal  
address if  
different from  
premises address

Post town

Post code

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	Sainsbury's Supermarkets Limited
Address	33 Holborn London EC1N 2HT
Registered number (where applicable)	03261722
Description of applicant (for example partnership, company, unincorporated association etc)	Company
Telephone number (if any)	020 7695 6000
E-mail address (optional)	N/A

### Part 3 Operating Schedule

When do you want the premises licence to start?

Day	Month	Year
0	3	2010

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

Day	Month	Year

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

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

Supermarket which is to sell a broad range of groceries, household products and alcohol. Situated at Odd Down School, Frome Road, Odd Down, Bath, BA2 2UN.

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

Please tick ✓ yes

Provision of regulated entertainment

- |   |                          |
|---|--------------------------|
| a) plays (if ticking yes, fill in box A)  | <input type="checkbox"/> |
| b) films (if ticking yes, fill in box B)  | <input type="checkbox"/> |
| c) indoor sporting events (if ticking yes, fill in box C)   | <input type="checkbox"/> |
| d) boxing or wrestling entertainment (if ticking yes, fill in box D)  | <input type="checkbox"/> |
| e) live music (if ticking yes, fill in box E)   | <input type="checkbox"/> |
| f) recorded music (if ticking yes, fill in box F)   | <input type="checkbox"/> |
| g) performances of dance (if ticking yes, fill in box G)  | <input type="checkbox"/> |
| h) anything of a similar description to that falling within (e), (f), or (g)<br>(if ticking yes, fill in box H) | <input type="checkbox"/> |

Provision of entertainment facilities for

- |  |                          |
|--|--------------------------|
| i) making music (if ticking yes, fill in box I)  | <input type="checkbox"/> |
| j) dancing (if ticking yes, fill in box j)   | <input type="checkbox"/> |
| k) entertainment of a similar description to that falling within (i) or (j)<br>(if ticking yes, fill in box K) | <input type="checkbox"/> |

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

☒

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

☒

In all cases complete boxes N, O and P

**A**

<b>Plays</b> Standard days and timings (please read guidance note 6)			<b>Will the performance of a play take place indoors or outdoors or both - please tick ✓</b> (please read guidance note 2)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish			
Mon			<b>Please give further details here</b> (please read guidance note 3)		
Tues					
Wed			<b>State any seasonal variations for performing plays</b> (please read guidance note 4)		
Thur					
Fri			<b>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</b> (please read guidance note 5)		
Sat					
Sun					

**B**

<b>Films</b> Standard days and timings (please read guidance note 6)			<b>Will the exhibition of films take place indoors or outdoors or both - please tick ✓</b> (please read guidance note 2)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish			
Mon			<b>Please give further details here</b> (please read guidance note 3)		
Tues					
Wed			<b>State any seasonal variations for the exhibition of films</b> (please read guidance note 4)		
Thur					
Fri			<b>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</b> (please read guidance note 5)		
Sat					
Sun					

## C

Indoor sporting events Standard days and timings (please read guidance note 6)			Please give further details here (please read guidance note 3)
Day	Start	Finish	
Mon			
Tues			<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)			Will the boxing or wrestling entertainment take place indoors or outdoors or both - please tick ✓ (please read guidance note 2)	Indoors	<input type="checkbox"/>
Day	Start	Finish		Outdoors	<input type="checkbox"/>
Mon				Both	<input type="checkbox"/>
Tues			Please give further details here (please read guidance note 3)		
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					

## E

<b>Live music</b> Standard days and timings (please read guidance note 6)			<b>Will the performance of live music take place indoors or outdoors or both - please tick ✓ (please read guidance note 2)</b>	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish			
Mon			<b>Please give further details here (please read guidance note 3)</b>		
Tues					
Wed			<b>State any seasonal variations for the performance of live music (please read guidance note 4)</b>		
Thur					
Fri			<b>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)</b>		
Sat					
Sun					

## F

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

## G

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

## H

<b>Anything of a similar description to that falling within (e), (f) or (g)</b> Standard days and timings (please read guidance note 6)			<u>Please give a description of the type of entertainment you will be providing</u>	
Day	Start	Finish		
Mon			<u>Will this entertainment 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"/>
Tues			<u>Please give further details here</u> (please read guidance note 3)	
Wed				
Thur			<u>State any seasonal variations for entertainment of a similar description to that falling within (e), (f) or (g)</u> (please read guidance note 4)	
Fri				
Sat			<u>Non-standard timings. Where you intend to use the premises for the entertainment or similar description to that falling within (e), (f) or (g) at different times to those listed in the column on the left, please list</u> (please read guidance note 5)	
Sun				



I

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

J

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

## K

<b>Provision of facilities for entertainment of a similar description to that falling within I or J</b> Standard days and timings (please read guidance note 6)			<b>Please give a description of the type of entertainment you will be providing</b>	
Day	Start	Finish	<b>Will the entertainment facility be indoors or outdoors or both - please tick ✓</b> (please read guidance note 2)	Indoors <input type="checkbox"/>
Mon				Outdoors <input type="checkbox"/>
				Both <input type="checkbox"/>
Tues			<b>Please give further details here</b> (please read guidance note 3)	
Wed				
Thur			<b>State any seasonal variations for the provision of facilities for entertainment of a similar description to that falling within I or J</b> (please read guidance note 4)	
Fri				
Sat			<b>Non standard timings. Where you intend to use the premises for the provision of facilities for entertainment of a similar description to that falling within I or J at different times to those listed in the column on the left, please list</b> (please read guidance note 5)	
Sun				

## L

<b>Late night refreshment</b> Standard days and timings (please read guidance note 6)			<b>Will the provision of late night refreshment take place indoors or outdoors or both - please tick ✓</b> (please read guidance note 2)	Indoors <input type="checkbox"/>
Day	Start	Finish		Outdoors <input type="checkbox"/>
				Both <input checked="" type="checkbox"/>
Mon	2300	2400	<b>Please give further details here</b> (please read guidance note 3)  The provision will take place inside the premises but customers may leave the premises with items purchased.	
Tues	2300	2400		
Wed	2300	2400	<b>State any seasonal variations for the provision of late night refreshment</b> (please read guidance note 4)	
Thur	2300	2400		
Fri	2300	2400	<b>Non standard timings. Where you intend to use the premises for the provision of late night refreshment at different times to those listed in the column on the left, please list</b> (please read guidance note 5)	
Sat	2300	2400		
Sun	2300	2400		

## M

<b>Supply of alcohol</b> Standard days and timings (please read guidance note 6)			<b>Will the sale of alcohol be for consumption (Please tick box ✓)</b> (please read guidance note 7)	On the premises	<input type="checkbox"/>
				Off the premises	<input checked="" type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	<b>State any seasonal variations for the supply of alcohol</b> (please read guidance note 4)		
Mon	0600	2400			
Tues	0600	2400			
Wed	0600	2400			
Thur	0600	2400			
Fri	0600	2400			
			<b>Non-standard timings. Where you intend to use the premises for the supply of alcohol at different times to those listed in the column on the left, please list</b> (please read guidance note 5)		
Sat	0600	2400			
Sun	0600	2400			

<b>State the name and details of the individual whom you wish to specify on the licence as premises supervisor</b>	
Name	Michelle Louise Zouch
Address	141B St Pancras Way, Camden
	London
Post code	NW1 0SY
Personal Licence number (if known)	PERS-LIC\2119
Issuing licensing authority (if known)	London Borough of Camden

## N

<p>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)</p> <p>The premises will sell other age restricted products.</p>
--

O

<b>Hours premises are open to the public</b> Standard days and timings (please read guidance note 6)			<b>State any seasonal variation</b> (please read guidance note 4)
Day	Start	Finish	
Mon	0000	2400	
Tues	0000	2400	
Wed	0000	2400	<b>Non-standard timings. Where you intend the premises to be open to the public at different times from those listed in the column on the left, please list</b> (please read guidance note 5)  The applicant may elect not to open the store, or part(s) of the store, 24 hours every day but requires the flexibility to do so subject to statutory or operational restrictions.
Thur	0000	2400	
Fri	0000	2400	
Sat	0000	2400	
Sun	0000	2400	

**P**

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

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

b) The prevention of crime and disorder

1. A CCTV system will be installed, or the existing system maintained, such system to be fit for the purpose.
2. The system will incorporate a camera covering each of the entrance doors and the alcohol display areas and will be capable of providing an image which is regarded as identification standard. The precise positions of the cameras may be agreed, subject to compliance with Data Protection legislation, with the police from time to time.
3. The system will incorporate a recording facility and any recording shall be retained and stored in a suitable and secure manner for a minimum of 31 days and shall be made available, subject to compliance with Data Protection legislation, to the police for inspection on request.
4. The system will display on any recording the correct time and date of the recording.
5. A system will be in place to maintain the quality of the recorded image.

c) Public safety

The applicant will at all times maintain adequate levels of staff. Such staff levels will be disclosed, on request, to the licensing authority and police.

d) The prevention of public nuisance

Signage will be displayed at the exit of the premises requesting customers leaving the premises late at night to do so quietly and with consideration so as not to disturb nearby residents.

e) The protection of children from harm

The licence holder shall ensure that all cashiers are trained to ask any customer attempting to purchase alcohol, who appears to be under the age of 21 years (or older if the licence holder so elects) for evidence of age. This evidence shall be photographic, such as passport or photographic driving licence until other effective identification technology (for example, thumb print or pupil recognition) is introduced. All cashiers will be instructed, through training, that a sale shall not be made unless this evidence is produced.

## CHECKLIST: -

Please tick ✓ yes

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

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

## Part 4 - Signatures (please read guidance note 10)

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

Signature

*Winckworth Sherwood*

Date 3 November 2010

Capacity Solicitors duly authorised on behalf of the Applicant

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

Signature

Date

Capacity

Contact name (where not previously given) and postal address for correspondence associated with this application (please read guidance note 13)

Winckworth Sherwood LLP  
(Ref: DXC/26508/1335/RPB)  
Minerva House  
5 Montague Close

Post town  
London

Post code  
SE1 9BB

Telephone number (if any)  
020 7593 0234

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

dcrawford@wslaw.co.uk







**Bath & North East Somerset Council**

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

## Sainsbury's, Frome Road, Odd Down



Scale 1/2500

Date 6/12/2010

Centre = 374076 E 162114 N

Drawn by:

E Stoneman



**INTERESTED PARTY REPRESENTATION**

**ANNEX C**

**ENVIRONMENTAL SERVICES**

19 NOV 2010

Post Log No: 27/10 215635

Receipt No: .....

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

**☒ We object to the following application:**

Application number:	10/04038 / LAPRE
Applicant's name:	SAINSBURY'S SUPERMARKETS LTD
Premises name and address:	SAINSBURY'S ODD DOWN SCHOOL FROME ROAD ODD DOWN BATH BA2 2UN
Application for a:	PREMISES LICENSE

**Objector Details:**

Objector's Name:	DR DAVID AND DR ALEXA SIMM
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>	48 KEMPTHORNE LANE BATH BA2 5DX
Organisation name if applicable:	N/A

**Objection Details:**

**☒ 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 wish to object in the strongest terms, to the application of Sainsbury's to sell alcohol until 12 midnight at its new Odd Down premises. As a neighbour living within 100 metres of the new supermarket site, we firmly believe that such extended hours are not appropriate for a residential area on the grounds of public nuisance and social disorder.

In particular, youths currently use the children's playground situated on the St. Martin's Hospital site, which is [continued]

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

*Alexa Sun*

*Alexa Sun*

Date

14/11/10

14/11/10

Contact telephone number(s)

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

opposite the supermarket site, as a place for socialising after involving under-age drinking of alcohol, public order and social nuisance, which on several occasions has resulted in calls to the police by concerned residents. On one occasion an ambulance has been called by the youths to assist one of their group for excessive drinking.

Our research of the selling times for alcohol in other Sainsbury's branches in Bath, reveals that no premises sell alcohol beyond 11pm.

In summary, we strongly believe that the extended hours for selling alcohol is irresponsible in a such a residential area and will only exacerbate social disorder and public nuisance.

David Simon

DR DAVID SIMON

Alexa Simon

DR ALEXA SIMON



**Emma Stoneman**

---

**From:** Ian Girvan  
**Sent:** 30 November 2010 11:07  
**To:** Emma Stoneman  
**Cc:** SamanthaL  
**Subject:** Sainsbury's licensing application

Dear Emma,

I wish to support the objections of those living on the Kempthorne Lane estate to Sainsbury's application for a licence to sell alcohol from 6am to midnight at their new store on the Frome Road, very near this development. Our reasons are much the same as those of Samantha Lautieri who has been in touch with you. We have already experienced a fair amount of anti-social behaviour on this estate and feel that the ready availability of drink over such an extended period will make matters worse. Like Samantha and other members of our group, we think that Sainsbury's should not think solely about its profits, but remember that it also has a moral and social obligation towards the communities in which its stores are located, particularly, as in this case, if they are largely residential.

With best wishes, IAN and LIZ GIRVAN,

59 Kempthorne Lane,

Bath,

Somerset BA2 5DX.





INTERESTED PARTY REPRESENTATION

ANNEX C  
ENVIRONMENTAL SERVICES  
30 NOV 2010  
Post Log No: 9/AB 215 876...  
Receipt No: .....  
CH/CA £.....

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

I/We object to the following application:

Application number:	UNKNOWN
Applicant's name:	SAINSBURYS
Premises name and address:	SAINSBURYS FROME ROAD ODD DOWN BATH
Application for a:	A LICENSE TO SELL ALCOHOL FROM 6AM TO MIDNIGHT

Objector Details:

Objector's Name:	DAVID PIPRETT
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.	49 KENTHORNE LANE BATH BA2 5DX
Organisation name if applicable:	

Objection Details:

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

Prevention of crime and disorder

Prevention of public nuisance

Protection of children from harm

Public safety

☒  
☒  
☒  
☒

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

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

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

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

I AM OBJECTING TO THE PROPOSED LICENSING APPLICATION BY SAINSBURY'S TO SALE ALCOHOL FROM 6AM TO MIDNIGHT, IN THE KEMPTHORNE LANE PLAY AREA (CHILDRENS), WE HAVE HAD LOTS OF PROBLEMS WITH GROUPS OF CHILDREN CONGREGATING LATE AT NIGHT AND DRINKING ALCOHOL. THE SALE OF ALCOHOL WOULD BE EQUIVALENT TO PUTTING A MATCH TO A HAYSTACK.

KEMPTHORNE IS A HIGH QUALITY DEVELOPMENT THAT SHOULD NOT EXPERIENCE ANY FURTHER PROBLEMS WITH UNRULY KIDS.


MANU THAKUR

DAVID /

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

  
18/11/2010

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

Ms Emma Stoneman  
The Licensing Authority  
Bath and North East Somerset Council  
9-10 Bath Street  
Bath  
BA1 1SN

2 December 2010

Dear Ms Stoneman

**Licensing Act 2003 - Premises Licence**  
**Sainsbury's Frome Road Odd Down Bath BA2 5RE**  
**Your ref: 10/04038/LAPRE**

Thank you for your hand delivered letter of 1 December 2010.

In my letter of 29 November 2010 I raised the concern that the promotion of the sale of alcohol seven days a week for 18 hours a day goes directly against the dictates of good sense and good governance to ensure the greatest good for the greatest number.

I am dismayed at the response that BANES Environmental Services "*could not refuse an application based on arguments made in (our) letter*". In an attempt to re-iterate my concerns, I will reformat these points against the following licensing objectives:

### **1. The Prevention of Crime and Disorder**

1.1. The BANES council and local constabulary will be aware that teenage children congregate at the play ground next to St Martin's hospital particularly during the evenings in the spring/summer months. These gatherings often involve the consumption of alcohol and last late into the evenings. A further convenient facility to purchase alcohol in the late evening hours is being considered by BANES Council which one would imagine will only exacerbate the problem.

1.2. Your attention is drawn to the noise complaints that have been filed by the Concordia Residents with the local constabulary for the periods June 2007 to present.

### **2. The Prevention of Public Nuisance**

2.1. After consuming their alcohol, teenagers have been observed moving onto the Concordia Development to urinate in the nearby shrubbery which has caused distress to a number of residents.

2.2. Despite waste bins outside the play ground, alcohol bottles and other unsanitary items are also left in the play ground and surrounding areas.

### **3. Public Safety (this refers to the safety of persons on the premises)**

3.1. Through the development of St Martin's playground, BANES council has inadvertently created a secluded area for teenage children to congregate in the evenings. BANES Council are now in a position to allow alcohol to be sold in the late evening hours, in close proximity to this popular meeting place. Approval of this Premises Licence Application has the potential to increase alcohol consumption by young adults and in so doing increase the risk to teenage girls with diminished capacity and self awareness.

### **4. The Protection of Children from harm**

4.1. On the single occasion that we have made use of the children's playground, we found evidence of broken glass from beer and spirit bottles in the playground. Broken glass in the playground is very likely to cause harm to young children. The St Martin's play area is noticeably well used by families with young children, throughout the year. It should be protected for use by this demographic.

In summary, individuals of a legal drinking age have a number of public houses in the local area to consume alcohol responsibly and during the hours stipulated in this Premises Licence Application. There is no need to introduce another facility of obtaining alcohol for such extended periods of time, especially one where the social burden shifts away from Sainsbury's after sale and onto the Concordia Residents and BANES Services.

Whilst I am certain that a Sainsbury's employee would not knowingly sell alcohol to a minor, experience over the past 3 years in this area demonstrates that minors are still able to obtain alcohol possibly via friends who are of legal drinking age. The hours applied for by Sainsbury's in this licence overlap with the hours in the day in which unsociable behaviour occurs. I therefore reiterate my request to have the approval of this Premises Licence Application rejected on the grounds outlined above.

I am happy for the contents of this letter to become a matter of public record.

Yours faithfully

28th November, 2010

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

REF: Alcohol License Application for Sainsbury's on Frome Road

Dear Sir/Madam,

Unfortunately the rich text format Representation Form on :  
<http://www.bathnes.gov.uk/business/LicencesStreetTrading/Pages/Representations.aspx>  
does not appear to be valid. As a result I have presented the required info in this letter. If you'd like me to complete the form could you please forward a rich text format to me on the above email?

Application Number: unknown  
Application Name: unsure – Sainsburys?  
Premises Name and Address: Sainsburys on Frome Road, Odd Down, Bath (currently being built and previously owned by Hayesfield School)  
Application for a: a license to sell alcohol from 6am to midnight:

Objector's Name:  
Objector's Address:  
Organisation name if applicable: Concordia Steering Committee on behalf of the Concordia Management Company (covers all residents of Kempthorne Lane)

Representation is relevant to the following licensing objective: prevention of crime and disorder; prevention of public nuisance; protection of children from harm; public safety.

Details of Objection:

We believe it's an inappropriate length of time to sell alcohol in a residential area and that it will encourage the further anti-social behaviour of youths in the playground at the edge of our development – we already have to suffer this during the spring/summer months each year and don't need it increased.

When the youths are in the playground they impact the use of the playground by other children as they give a perception of trouble. The youths also leave their empty bottles/can in the playground for younger children/other playground users to harm themselves on.

We believe Sainsbury's should be reminded that it does have a moral and social responsibility towards the communities in which its stores are located and its desire for profit should not outweigh these considerations

Witnesses: I can/would call various of the residents of Kempthorne Lane in the event there is a hearing. If you'd like their details I can forward them – currently I only have a number of emails supporting this objection, not their 'signatures'.

Kind regards,

Cc All members of the Steering Committee





**Emma Stoneman**

---

**From:** eleanorann  
**Sent:** 30 November 2010 20:32  
**To:** Emma Stoneman  
**Subject:** objection to licence/Sainsbury's on Frome Road

15 Kempthorne Lane  
Bath  
BA2 5DX

Dear Emma Stoneman

I understand that Sainsbury's is applying for a licence. I strongly object because this store will be sandwiched between 2 schools. Alcohol can already be purchased from the Tesco extra further up the road and from the Co-Op 5 minutes away.

Yours sincerely

Eleanor Gower

