Democratic Services

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Date: 2 November 2012 E-mail: Democratic_Services@bathnes.gov.uk

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

Councillors: Douglas Nicol (Chair), Gabriel Batt and Gerry Curran

Chief Executive and other appropriate officers Press and Public

Dear Member

Licensing (Gambling and Licensing) Sub-Committee: Tuesday, 13th November, 2012

You are invited to attend a meeting of the Licensing (Gambling and Licensing) Sub-Committee, to be held on Tuesday, 13th November, 2012 at 2.00 pm in the Council Chamber - Riverside, Keynsham BS31 1LA.

A private briefing session for Members will be held at 1.30pm in the **Council Chamber -Riverside, Keynsham BS31 1LA.**

The agenda is set out overleaf.

Yours sincerely



Enfys Hughes for Chief Executive

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

This Agenda and all accompanying reports are printed on recycled paper

NOTES:

- 1. Inspection of Papers: Any person wishing to inspect minutes, reports, or a list of the background papers relating to any item on this Agenda should contact Enfys Hughes who is available by telephoning Bath 01225 394410 or by calling at the Riverside Offices Keynsham (during normal office hours).
- 2. Details of Decisions taken at this meeting can be found in the minutes which will be published as soon as possible after the meeting, and also circulated with the agenda for the next meeting. In the meantime details can be obtained by contacting Enfys Hughes 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.

- **3. Attendance Register:** Members should sign the Register which will be circulated at the meeting.
- **4.** THE APPENDED SUPPORTING DOCUMENTS ARE IDENTIFIED BY AGENDA ITEM NUMBER.

5. Emergency Evacuation Procedure

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

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

Licensing (Gambling and Licensing) Sub-Committee - Tuesday, 13th November, 2012

at 2.00 pm in the Council Chamber - Riverside, Keynsham BS31 1LA

<u>A G E N D A</u>

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

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

- (a) The agenda item number in which they have an interest to declare.
- (b) The nature of their interest.
- (c) Whether their interest is **a disclosable pecuniary interest** <u>or</u> an **other interest**, (as defined in Part 2, A and B of the Code of Conduct and Rules for Registration of Interests)

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

- 5. TO ANNOUNCE ANY URGENT BUSINESS AGREED BY THE CHAIR
- 6. MINUTES 16TH OCTOBER 2012 (Pages 5 8)
- 7. LICENSING PROCEDURE (Pages 9 10)

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

8. APPLICATION FOR A PREMISES LICENCE FOR PIZZA LA VITA, 6 CORK PLACE, UPPER BRISTOL ROAD, BATH, BA1 3BB (Pages 11 - 44)

The sub-committee is asked to determine the application.

The Committee Administrator for this meeting is Enfys Hughes who can be contacted on 01225 394410.

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BATH AND NORTH EAST SOMERSET COUNCIL

LICENSING (GAMBLING AND LICENSING) SUB-COMMITTEE

Tuesday 16th October, 2012

Present:- Councillors:- Gabriel Batt, Gerry Curran (Chair) and Dine Romero (In place of Douglas Nicol)

Also in attendance: Francesca Smith (Senior Legal Adviser) and Kirsty Morgan (Licensing Officer)

1 EMERGENCY EVACUATION PROCEDURE

The Democratic Services Officer read out the procedure.

2 ELECTION OF VICE-CHAIR (IF DESIRED)

The Sub-Committee **RESOLVED** that a Vice-Chair was not required on this occasion.

3 APOLOGIES FOR ABSENCE AND SUBSTITUTIONS

Councillor Douglas Nicol had sent his apologies to the Sub-Committee. Councillor Dine Romero acted as his substitute for the duration of the meeting.

4 DECLARATIONS OF INTEREST

Councillor Dine Romero declared a non-pecuniary interest during agenda item 8 (Application for a Premises Licence - The Coco Lounge, 55 High Street, Midsomer Norton, BA3 2DQ). Councillor Romero stated that she had met the applicant, Mrs Copsey a number of years ago when her eldest daughter had attended a school where Mrs Copsey was employed.

5 TO ANNOUNCE ANY URGENT BUSINESS AGREED BY THE CHAIR

There was none.

6 MINUTES - 9th August 2012

These were approved as a correct record and signed by the Chair.

7 LICENSING PROCEDURE

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

8 Application for premises licence - The Coco Lounge, 55 High Street, Midsomer Norton, BA3 2DQ

Applicant: The Coco Lounge (South West) Limited, represented by Sally Hills (Chebsey & Co) and Mr & Mrs Copsey (Co-owners of The Coco Lounge (South West) Limited).

The Licensing Officer summarised the application, which was for a new Premises Licence. The details of the application were set out in paragraph 4.2 of the report.

She confirmed that representations had been received from the Stanley Court Residents' Association, two Stanley Court residents, the PEOPLE charity and Midsomer Norton Town Council over their concerns that the applicant's proposals would undermine both the crime prevention and the prevention of public nuisance objectives.

She added that the Stanley Court Residents' Association had proposed a condition that 'No alcohol be served to the terrace area after 9.00pm'. In response to this the applicant had agreed in writing to the following condition:

'The terrace area will not be used after 9.00pm'

Sally Hills stated the case for the applicant. She explained that the premises were currently in use as a coffee shop that also served food and that the intention would be to become more of a bistro to compliment the current menu and the new tapas menu. She informed the Sub-Committee that they planned to serve a small range of wine and bottled beer.

She confirmed that Mr Copsey had met with residents of Stanley Court and agreed the proposed additional condition.

In reply to questions from the Sub-Committee Mrs Copsey stated that alcohol would only be served with food and that the outside area would be used for dining during the day.

Councillor Linda Dunford, Midsomer Norton Town Council addressed the Sub-Committee to say that having been approached by residents over noise concerns they were pleased to see that a condition had been agreed.

Dr Jenny Clifford, on behalf of PEOPLE charity addressed the Sub-Committee to say that they were concerned over the use of the terraced area after 5.00pm because some of their service users were recovering alcoholics.

Following an adjournment, the Sub-Committee **RESOLVED** to grant the application, subject to the mandatory conditions for the sale of alcohol, the additional condition proposed by the applicant, i.e. the terrace would not be used after 9.00pm (Friday and Saturday), and to the conditions consistent with the Operating Schedule. Authority was granted to the Licensing Officer to issue the licence accordingly.

REASONS

Members have today determined an application for the grant of a new premises licence for The Coco Lounge, 55 High Street, Midsomer Norton.

In doing so they have taken account of the Licensing Act, Human Rights Act, the Council's Policy and the Statutory Guidance.

Members are aware that the proper approach under the Licensing Act is to do only what is necessary and proportionate to promote the licensing objectives in light of what is presented to them.

Members considered the relevant representations and took account of the evidence put before them. They were careful to balance the competing interests of the applicant, and those of the Interested Parties, in reaching a decision.

Members noted that representations had been made by residents of Stanley Court, a private sheltered housing complex, who lived close to and adjacent to the premises and believed that, if the licence was granted, it would inevitably lead to an increase in the noise and nuisance problems already experienced in the area.

The charity PEOPLE, made representations based on the fact that it works with disabled and vulnerable persons, including recovering alcohol addicts, who may be put off from attending the charity due to the proximity of the Coco Lounge to its premises.

Representations were also made on the basis that the already high concentration of licensed premises in the area, and the existing anti-social behaviour associated with these other premises, would worsen the situation by attracting patrons to the Coco Lounge.

Members noted that no relevant presentations had been received from the Police, Environmental Services or the Primary Care Trust.

The Members noted that the PEOPLE charity had requested that the terrace was closed at 5.00pm. However, the applicant had already offered a condition that the terrace area would not be used after 9.00 pm (Friday and Saturday)

The Midsomer Town Council stated at the hearing that it would support the application if the condition was imposed that the terrace would not be used after 9.00pm (Friday and Saturday).

The Members also noted that representations had been made on planning and property values which do not fall to be considered under the Licensing Act and therefore disregarded these.

Members considered that, if the condition was imposed, it would ensure that the licensing objective of the prevention of public nuisance and the prevention of crime and disorder would be upheld as the closure of the terrace at 9.00 pm (Friday and Saturday) would minimise the impact of noise and nuisance that may be caused to residents and users of the charity and would be kept to a minimum.

They were unable to control the potential of patrons from other premises causing a nuisance in the street as this would be outside the applicant's control.

Members considered that these type of premises would attract a more mature clientele and was a positive addition to the night time economy.

They therefore granted the licence as applied for together with the mandatory conditions for the sale of alcohol, the conditions consistent with the Operating Schedule and the condition proposed by the applicant i.e. the terrace area would not be used after 9.00 pm (Friday and Saturday).

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

The meeting ended at 11.10 am

Chair(person)

Date Confirmed and Signed

Prepared by Democratic Services

LICENSING ACT 2003

LICENSING COMMITTEE HEARING PROCEDURE ALCOHOL, LATE NIGHT REFRESHMENT AND ENTERTAINMENT

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

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

- (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

(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 <u>exceptional circumstances</u> 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 <u>twenty minutes</u>. This will include the time taken for the presentation and the summing up, but not the time taken for questions.
 - N.B. <u>Where there is more than one party making relevant</u> 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: MEETING DATE:		Licensing (Gambling and Licensing) Committee	AGENDA		
		Tuesday 13 November 2012	ITEM NUMBER		
TITLE: Application for a Premises Licence for Pizza La Vita, 6 Cork Place, Uppe Bristol Road, Bath, BA1 3BB.			Cork Place, Upper		
WARD:	WARD: Kingsmead				
	1.	AN OPEN PUBLIC ITEM			
List of atta	achme	ents to this report:			
Annex A	Applic	cation for a new premises licence			
Annex B	Site p	lan			
Annex C	Repre	esentation received			

1 THE ISSUE

1.1 An application has been received for a new Premises Licence under s.17 of the Licensing Act 2003 in respect of **Pizza La Vita**, 6 Cork Place, Upper Bristol Road, Bath, BA1 3BB.

2 **RECOMMENDATION**

2.1 That the sub committee determines this application.

3 FINANCIAL IMPLICATIONS

3.1 The costs of processing licences are covered by the fees charged. The fee for this application is £190.

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 provision of Late Night Refreshment

Everyday 23:00 to 01:00 (the following day)

2) Opening hours

Everyday 12:00 to 01:00 (the following day)

- 4.3 A site plan is attached at Annex B.
- 4.4 The Licensing Act 2003 (Section 4) states that it is the duty of all Licensing Authorities to carry out their functions under the Act with a view to promoting the licensing objectives. The licensing objectives are:
 - a) The Prevention of Crime and Disorder
 - b) Public Safety
 - c) The Prevention of Public Nuisance
 - d) The Protection of Children from Harm.

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

- 4.5 The Licensing Authority may grant the application with or without additional conditions.
- 4.6 Section 4(3)Licensing Act 2003 states that the Licensing Authority should also have regard to the Council's Licensing Policy, the Statutory Guidance issued under Section 182 of the Licensing Act 2003, and the Licensing Act itself, and in particular to:
 - a) Paragraphs 3, 5, 6, 9, 10, 15 20, 23, 24, 28, 33 37, 41 to 44 of the 2011 policy.
 - b) Chapters 8, 9 and 10 of the Statutory Guidance (as revised in April 2012).
 - c) Sections 4, 9, 10, 11, 12, 13, 16, 17, 18, 23, 182, 183, and Schedule 2 of the Act.
- 4.7 The Licensing Authority recognises that Licensing and Planning are separate regimes. Where an application is granted by the Licensing Authority which would require planning permission this would not relieve the applicant of the need to obtain that permission. It will still be necessary for the applicant to ensure that he/she has ALL the necessary permissions in place to enable them to run the business within the law.
- 4.8 If the application is refused the applicant may appeal within 21 days of the notification to the Magistrates' Court. If the application is granted the person making the relevant representation may appeal within 21 days of the notification to the Magistrates' Court.

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

- 4.9 In accordance with the requirements of the Act the applicants served copies of the application upon the police, the fire authority, environmental health, development control, trading standards, health authority and the child protection agency.
- 4.10 The applicant is required to place a notice at the premises for a period of 28 days starting the day after the application is made and place an advert in a local newspaper within 10 days for submitting the application to the licensing authority.

- 4.11 A representation has been received from a local resident (Annex C). It expresses concern that the proposal to provide late night refreshment daily until 01:00 hours will undermine the following licensing objectives:
 - The prevention of crime and disorder;

The prevention of public nuisance; and

The protection of children from harm.

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

5 RISK ASSESSMENT

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

6. EQUALITIES

6.1 An Equality Impact Assessment (Eq1A) has been completed. No adverse or other significant issues were found.

7 CONSULTATION

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

8 ISSUES TO CONSIDER IN REACHING A DECISION

- 8.1 When reaching a decision, the Licensing Authority must carry out its functions with a view to promoting the four licensing objectives.
- 8.2 Consideration must be given to the Human Rights Act 1998 and the "convention rights".

9 ADVICE SOUGHT

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

Contact person	Terrill Wolyn, Senior Licensing Officer, 01225 396939
Background papers	Licensing Act 2003, Guidance issued under s.182 of the Licensing Act 2003, Licensing Act 2003 (Premises and Club Premises Certificates) Regulations 2005, B&NES Statement of Licensing Policy

Page 14

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	PIZZA LA	VITA		
	6 CORK PLAC			
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	Post town BATH		Post code BAI 38	B
1				
	Telephone number at premises	(if any) 01225	310047	
	Non-domestic rateable value of	premises £ 5,700		
AU	Part 2 - Applicant Details			
	Please state whether you are ap	plying for a premises licence Please tic		
		Please tic		
	Please state whether you are ap	Please ticks *	k yes	
	Please state whether you are ap a) an individual or individual	Please ticks *	k yes	
	 Please state whether you are ap a) an individual or individual b) a person other than an individual 	Please ticks *	k yes please complete section (A)	
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e)	the proprietor of an educational establishment		please complete section	(B)
f)	a health service body		please complete section	(B)
g)	a person who is registered under Part 2 of the Care Standards Act 2000 (c14) in respect of an independent hospital in Wales		please complete section	(B)
ga)	a person who is registered under Chapter 2 of Part 1 of the Health and Social Care Act 2008 (within the meaning of that Part) in an independent hospital in England		please complete section	(B)
h)	the chief officer of police of a police force in England and Wales		please complete section	(B)
* If you	u are applying as a person described in (a) or (b) p	lease d	confirm:	
			Please t	ick yes
٠	I am carrying on or proposing to carry on a busine the premises for licensable activities; or	ess wh	ich involves the use of	9
٠	I am making the application pursuant to a			
	 statutory function or 			
	 a function discharged by virtue of Her Maje 	esty's p	prerogative	
(A) INI	DIVIDUAL APPLICANTS (fill in as applicable)			

Mr 📋	Mrs 🖌	Miss 🗌	Ms []	Other Title (example, Re		
Surname	BURFO	IRD	Firs	t na	mes CL	-A	IRE
I am 18 yea	rs old or ove	٢			Ø	Plea	ase tick yes
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SECOND INDIVIDUAL APPLICANT (if applicable)

Mr 🗌	Mrs 🗌	Miss 📋		Ms 🗌	Other Title (for example, Rev)	
Surname				First na	mes	
			4.0	2		

l am 18 years old or over	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	
	and the second
Address	
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Registered number (where applicable)
0	
Description of applicant (for example,	partnership, company, unincorporated association etc.)
	Permission (P)
A	
Telephone number (if any)	
E-mail address (optional)	

Part 3 Operating Schedule

When do you want the premises licence to start?

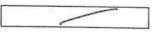
A.S.A.P Day Month Year

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

Day	Month	Year	
	1228		

Please give a general description of the premises (please read guidance note1) THE PREMISES is A SMALL PIZZA + PASTA TAKE-AWAY SITUATED ON THE BUSY UPPER BRISTOL RD, IT IS IN A ROW OF FOUR SHOPS WE WILL NOT BE SELLING ALCOHOL. OPPOSITE THE PREMISES ARE EMPTY WAREHOUSE BUILDINGS.

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



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

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

<u>P1</u>	ovision of regulated entertainment	Please ticl	k yes
a)	plays (if ticking yes, fill in box A)		
b)	films (if ticking yes, fill in box B)	P.	
c)	indoor sporting events (if ticking yes, fill in box C)		
d)	boxing or wrestling entertainment (if ticking yes, fill in box D)		
e)	live music (if ticking yes, fill in box E)		
-f)	recorded music (if ticking yes, fill in box F)		
g)	performances of dance (if ticking yes, fill in box G)		
h)	anything of a similar description to that falling within (e), (f) or (g) (if ticking yes, fill in box H)		
Pro	ovision of entertainment facilities:		
i)	making music (if ticking yes, fill in box I)		
j)	dancing (if ticking yes, fill in box J)		
k)	entertainment of a similar description to that falling within (i) or (j) (if ticking yes, fill in box K)		
<u>Pro</u>	vision of late night refreshment (if ticking yes, fill in box L)		
<u>Sur</u>	oply of alcohol (if ticking yes, fill in box M)		

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Plays Standard days and timings (please read guidance note 6)		read	Will the performance of a play take place indoors or outdoors or both – please tick (please read guidance note 2)	Indoors [
Day	Start	Finish		Both	$\frac{1}{r}$
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Wed			State any seasonal variations for performing guidance note 4)	plays (please	rea
Thur			-		
Fri			Non standard timings. Where you intend to for the performance of plays at different time the column on the left, please list (please read	s to those list	ed i
Sat			The solution of the left please list (please lear	u guidance not	5)
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ANNEX A

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	ce note 6			Outdoors	
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8	Indoor sporting events Standard days and timings (please read guidance note 6)			Please give further details (please read guidance note 3)	
	Day	Start	Finish		
	Mon	den ne sil i			
	Tue			State any seasonal variations for indoor sporting events (please read guidance note 4)	
	Wed		_ U		
	Thur			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 (please read guidance note 5)	
	Fri		6 8	the column on the left, please list (please read guidance note 5)	
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ANNEX

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Boxing or wrestling entertainments Standard days and			Will the boxing or wrestling entertainment Indoc take place indoors or outdoors or both – Indoc please tick (please read guidance note 2) Indoc	ors
timings (please read guidance note 6)			Outd	oors
Day	Start	Finish	Both	
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Wed		344- 1	State any seasonal variations for boxing or wrestling entertainment (please read guidance note 4)	9
Thur				
Fri	1. 2 <u>3</u> . 4 5. 225,00	. r. A	Non standard timings. Where you intend to use the for boxing or wrestling entertainment at different tim listed in the column on the left, please list (please re-	nes to those
Sat			note 5)	au guiuance
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	Live music Standard days and timings (please read			Will the performance of live music take place indoors or outdoors or both – please tick (please read guidance note 2)	Indoors	
	guidance note 6)		3)		Outdoors	
	Day	Start	Finish		Both	
	Mon	10 x x		Please give further details here (please read gu	idance note 3	3)
	Tue					
	Wed	17.2		State any seasonal variations for the performation (please read guidance note 4)	nce of live m	nusic
	Thur					
, at 16.1	Fri		1 - 4-	Non standard timings. Where you intend to us for the performance of live music at different t	imes to those	B
	Sat			listed in the column on the left, please list (plean note 5)	ase read guid	ance
	Sun					
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ANNEX A

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9.	Standa	Recorded music Standard days and timings (please read		Will the playing of recorded music take place indoors or outdoors or both – please tick (please read guidance note 2)	Indoors	
	guidan	ance note 6)	Outdoors			
	Day	Start	Finish		Both	
4 Xe	Mon			Please give further details here (please read gu	iidance note 3	3)
	Tue			-		
uano to es di	Wed	 		State any seasonal variations for the playing of (please read guidance note 4)	of recorded n	nusic
	Thur					
	Fri			Non standard timings. Where you intend to us for the playing of recorded music at different to listed in the column on the left, please list (ple	imes to thos	e
	Sat	S. 1992.01	1 202 1 3	note 5)	3	
	Sun					

ANNEX A

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э	Performances of dance Standard days and timings (please read guidance note 6)			Will the performance of dance take place Indoors indoors or outdoors or both – please tick Indoors (please read guidance note 2) Indoors			
					Outdoors		
	Day	Start	Finish	Parana and Parana and Parana	Both		
	Mon			Please give further details here (please read	guidance note :	3)	
	Tue			-			
i lo	Wed			State any seasonal variations for the perform (please read guidance note 4)	mance of danc	<u>e</u>	
	Thur			-			
IX IO	reality						
3	Fri	17		Non standard timings. Where you intend to for the performance of dance at different tim the column on the left, please list (please rea	nes to those lis	sted i	
	Sat			-	2		
	Sun						

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ANNEX A

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·	descri falling (g) Standa timings	ing of a s ption to within (e ard days a s (please nce note 6	that e), (f) or and read	Please give a description of the type of enterta be providing	ainment you v	<u>vill</u>
	Day	Start	Finish	Will this entertainment take place indoors or	Indoors	
	Mon	14 14 - 1 - 1		outdoors or both – please tick (please read guidance note 2)	Outdoors	
					Both	
	Tue			Please give further details here (please read gu	idance note 3)
	Wed					
	Thur			State any seasonal variations for entertainment description to that falling within (e), (f) or (g) guidance note 4)		
	Fri			×		
	Sat			Non standard timings. Where you intend to us for the entertainment of a similar description to within (e), (f) or (g) at different times to those I column on the left, please list (please read guid	o that falling isted in the	es
	Sun					

ANNEX A

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Provision of facilities for making music Standard days and timings (please read guidance note 6)			Please give a description of the facilities for m will be providing	aking music y	<u>/ou</u>
			Will the facilities for making music be indoors or outdoors or both – please tick	Indoors	
			(please read guidance note 2)	Outdoors	
Day	Start	Finish		Both	
Mon Tue			Please give further details here (please read gu	idance note 3)	
Wed	-		State any seasonal variations for the provision making music (please read guidance note 4)	of facilities fo	or
Thur					
Fri			Non standard timings. Where you intend to us for provision of facilities for making music at o those listed in the column on the left, please list	lifferent times	to
Sat			guidance note 5)		
Sun					

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e.

Provision of facilities for dancing Standard days and timings (please read guidance note 6)			Will the facilities for dancing be indoors or outdoors or both – please tick (see guidance note 2)	Indoors Outdoors Both	
Day	Start	Finish	Please give a description of the facilities for da providing	ancing you wi	l <u>l be</u>
Mon Tue			Please give further details here (please read gu	uidance note 3)	
Wed			State any seasonal variations for providing da (please read guidance note 4)	ncing facilities	6
Fri			Non standard timings. Where you intend to us for the provision of facilities for dancing enter different times to those listed in the column or	tainment at	_
Sat	1471 - 162 1771 - 162 1771 - 178		list (please read guidance note 5)		
Sun	Desé II				

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for en simila that fa Standa timing	sion of fa atertainme ar descrip alling with ard days a s (please nce note 6	ent of a tion to hin i or j and read	Please give a description of the type of entert you will be providing	ainment facilit	х
Day	Start	Finish	Will the entertainment facility be indoors or	Indoors	
Mon			<u>outdoors or both – please tick</u> (please read guidance note 2)	Outdoors	
				Both	
Tue			Please give further details here (please read g	uidance note 3)	
Wed					
Thur			State any seasonal variations for the provision entertainment of a similar description to that f (please read guidance note 4)	n of facilities f alling within i	or or j
Fri					
an gi Shu	transfer				
Sat		- 8	Non standard timings. Where you intend to us for the provision of facilities for entertainment description to that falling within i or j at different listed in the column on the left, please list (plean note 5)	of a similar	
Sun					

L

Late night refreshment Standard days and timings (please read		nd ·	Will the provision of late night refreshment take place indoors or outdoors or both – please tick (please read guidance note 2)	Indoors	
guidance note 6)			,	Outdoors	
Day	Start	Finish		Both	
Mon	23.00	01:00	Please give further details here (please read gu SERUING PIZZAS + ALSO O		
Tue	23'.00	01:00	-		
Wed	23:00	01'.00	State any seasonal variations for the provision refreshment (please read guidance note 4)	n of late night	
Thur	23:00	01:00			
Fri	23:00	01.00	Non standard timings. Where you intend to us for the provision of late night refreshment at of those listed in the column on the left, please li	lifferent times	, to
Sat	23:00	a1'.00	guidance note 5)		
Sun	23',00	01:00			

ANNEX

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Supply of alcohol Standard days and timings (please read		nd	Will the supply of alcohol be for consumption (Please tick box) (please read guidance note 7)	On the premises	
guidance note 6)				Off the premises	
Day	Start	Finish		Both	
Mon			State any seasonal variations for the supply or read guidance note 4)	f alcohol (plea	ase
Tue				а.	
Wed					
Thur			Non standard timings. Where you intend to us for the supply of alcohol at different times to t column on the left, please list (please read guid	hose listed in	
Fri					
Sat					
Sun		3			

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

Name		4		
Address				
	*			
Postcode				
Personal Licence number (if known)				
Issuing licensing authority (if known)				

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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)

NA

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Hours premises are open to the public Standard days and timings (please read guidance note 6)		nd ead	State any seasonal variations (please read guidance note 4)
Day	Start	Finish	
Mon	12:00	01.00	
Tue	12:00	01:00	
Wed	12:00	01'.00	
	12.00	01,500	Non standard timings. Where you intend the premises to be
Thur	12:00	01:00	open to the public at different times from those listed in the column on the left, please list (please read guidance note 5)
Fri	12:00	01:00	
Sat	12:00	ol <i>. ao</i>	
Sun	12:00	01:00	

ANNEX A

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)

WE INTEND TO OFFER GREAT SERVICE TO OUR
CUSTOMERS WHILST KEEPING THEM SAFE WHILST
ENTERING, ON + LEAVING THE PREMISES.
ALSO WE WILL RESPECT OUR NEIGHBOURS, BY MEEPING
THE SHOP PRESENTABLE + ENCOUDACING CUSTOMEDS
TO LEAVE QUIETLY
b) The prevention of crime and disorder

ARTATE

WHILST WE HAVE AN INTRUDER ALARM FITTED, WE WILL BE INSTALLING A DIGITAL COTUSYSTEM. IN CONSULTATION WITH THE POLICE. THE RECORDINGS WILL BEOF EVIDENTIAL QUALITY + KEPT FOR A MINIMUM OF 31 DAYS. THEY WILL BE TIMED + MARKED + ANAILABLE TO THE POLICE ON REQUEST. NOTICES WILL BE DISPLAYED AT THE ENTRANCE TO THE PREMISES ADVISING T C) PUBLIC SAFETY LOTU IS IN OPERATION WE HAVE A SIGN DISPLAYED IN THE SHOP REQUESTING CUSTOMERS TO LEAVE QUIETLY + TO CONSIDER NEIGHBOUR SAFETY SOCKETS HAVE BEEN PUT IN SOCKETS TO PREVENT CHILDREN POKING THEIR FINGERS IN. ALL STAFF WILL BE TRAINED IN FOOD HYGIENE.

d) The prevention of public nuisance

WE WILL KEEP THE PREMISES TIDY (INSIDE + OUT). NO RUBBISH WILL BE LEFT OUTSIDE OF THE PROPERTY. NO MUSIC WILL BE PLAYED.

e) The protection of children from harm

SAFRTY COUERS HAVE BEEN PUT TO COUER ELECTRICAL SOCKETS.

Please tick	yes
I have made or enclosed payment of the fee	V
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	12
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	\square
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)

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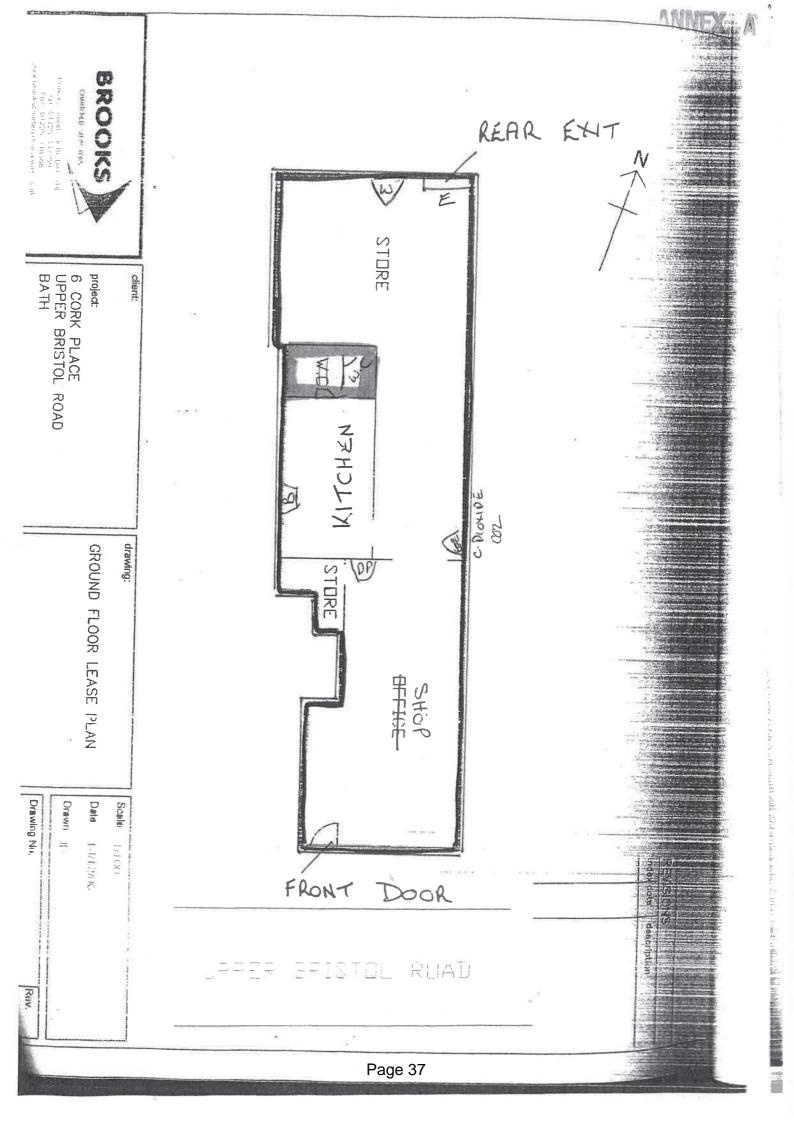
Signature of applicant or applicant's solicitor or other duly authorised agent (See guidance note 11). If signing on behalf of the applicant please state in what capacity.

Signature	Osbul ord	
Date		
Capacity	OWNER.	

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

Signature	
Date	
Capacity	

Contact name (where not previously given) and postal address for correspondence associated with this application (please read guidance note 13)			
Post town	Post code		
Telephone number (if any)			
If you would prefer us to correspond	d with you by e-mail your e-mail address (optional)		





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ANNEX B

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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:	12/03359/LAPRE
Applicant's name:	Claire Burford
Premises name and address:	Pizza La Vita, 6 Cork Place, Upper Bristol Road, Bath, BA1 3BB
Application for a:	Extension of trading hours until 1am

Objector Details:

Objector's Name:	Jane A Palmer
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.	5a Cork Place Bath BA1 3BB
Organisation name if applicable:	

Objection Details:

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

Prevention of crime and disorder

Prevention of public nuisance

Protection of children from harm

Public safety

Making Bath & North East Somerset an Page 4**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

A BINEY

As a direct neighbour of Pizza la Vita I strongly object to the proposal to extend opening hours until 1am. I have ticked 3 of the above boxes but as it is a new application they are difficult to quantify as yet.

But I would imagine that it would atract more noise and bad behaviour the longer into the night it is open.

My objection is also based on the disruption I and my young daughter suffer already with their normal opening hours. I have several points to make.....

Cars coming and going and parking on the double yellow lines outside of my property more so on a Saturday night

Noise from the rear of 6 Cork place where staff have cigarette breaks or talk loudly on their phone The smell of pizza and frying for an extra 2 hours a day, I have also written the planning enforcement officers as the origional plans for kitchen equiptment specified a pizza oven and rotisserie only, never were deep fat fryers listed on the plans and the smell of these is too unbearable to open any windows.

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.

Jane A Palmer

		凤羽柳 序 又	1000		
Signed					
Date		16th October 2012			
Contact telephone number(s (This is essential as we may you at short notice)		07776 302251	-		
There will be a hearing to determine this application. We will send you details of the time, date and location at least 10 working days before the hearing.					
This section of the form must be returned to us a minimum of 5 working days before the hearing. If you wish, you may complete this now. Alternatively, you can keep this page and return it to us once you have received details of the hearing.					
Name					
I will be attending the hearing	g 🔲 I will not be	e attending the hearing			
I will be represented at the h	earing by				
I will be calling the following	witness(es):				
Name and signature of	Details of	evidence to be produced by witness			
each witness					
		a.			
2					

p

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

Form to be returned to:

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

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