

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, Bahford 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:-

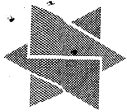
- a) The Prevention of Crime and Disorder.
- b) Public Safety.
- c) The Prevention of Public Nuisance, and
- d) The Protection of Children from Harm.

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:-
- a) 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.
 - b) Chapters 6, 9, 10 and 12 of the Statutory Guidance.
 - c) 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.

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



BATH & NORTH EAST SOMERSET

Licensing

**ENVIRONMENTAL SERVICES
ANNEX A**

22 OCT 2010

Post Log No: 07/AB 214355
 Receipt No: 12301 vct ka
 CH/CA £.150

Licensing Services, 9-10 Bath Street, Bath, BA1 7SN

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

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

Provision of entertainment facilities for:

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

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

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

B

Films Standard days and timings (please read guidance note 6)			Will the exhibition of films take place indoors or outdoors or both? –please tick <input checked="" type="checkbox"/> (please read guidance note 2)	Indoors	<input checked="" type="checkbox"/>
Day	Start	Finish		Outdoors	
				Both	
Mon	09:00	23:59	Please give further details here (please read guidance note 3) <i>VIEWINGS FOR DIFFERENT AGE RANGES DEPENDING ON FILM CERTIFICATION</i>		
Tues	09:00	23:59			
Weds	09:00	23:59	State any seasonal variations for exhibition of films (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 exhibition of films at different times to those listed on the column on the left, please list (please read guidance note 5)		
Sat	00:00	01:00			
	07:00	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 BARTS.</i>
Day	Start	Finish	
Mon	09:00	23:59	
Tues	09:00	23:59	State any seasonal variations for indoor sporting events (please read guidance note 4)
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 <input checked="" type="checkbox"/> (please read guidance note 2)	
Day	Start	Finish	Indoors	Outdoors
Mon				
Tues				
Weds				
Thurs				
Fri				
Sat				
Sun				

E

Live music Standard days and timings (please read guidance note 6)			Will the performance of a live music take place indoors or outdoors or both? –please tick <input checked="" type="checkbox"/> (please read guidance note 2)	Indoors	
Day	Start	Finish		Outdoors	
Mon	09:00	23:59	Both	<input checked="" type="checkbox"/>	
Tues	09:00	23:59			
Weds	09:00	23:59	Please give further details here (please read guidance note 3) <i>LIVE MUSIC - AMPLIFIED AND ACOUSTIC INDOORS AND OUTDOORS THROUGHOUT THE YEAR</i>		
Thurs	09:00	23:59			
Fri			State any seasonal variations for the performance of live music (please read guidance note 4)		
Sat	00:00	01:00			
Sun	09:00	23:59	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 (please read guidance note 5) <i>FROM NORMAL CLOSING ^{START} TIME ON NEW YEARS EVE UNTIL NORMAL CLOSING TIME ON 1 JANUARY.</i>		
	10:00	22:30			

FINISH

F

Recorded music Standard days and timings (please read guidance note 6)			Will the playing of recorded music take place indoors or outdoors or both? –please tick <input checked="" type="checkbox"/> (please read guidance note 2)	Indoors	
Day	Start	Finish		Outdoors	
Mon	09:00	23:59	Both	<input checked="" type="checkbox"/>	
Tues	09:00	23:59			
Weds	09:00	23:59	Please give further details here (please read guidance note 3) <i>AS REQUIRED FOR PARTIES, EVENTS AND FUNCTIONS INDOORS AND OUTDOORS.</i>		
Thurs	09:00	23:59			
Fri			State any seasonal variations for playing recorded music (please read guidance note 4)		
Sat	00:00	01:00			
Sun	09:00	23:59	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 (please read guidance note 5) <i>FROM NORMAL CLOSING ^{START} TIME ON NEW YEARS EVE UNTIL NORMAL CLOSING TIME ON 1 JANUARY.</i>		
	10:00	22:30			

FINISH

G

Performances of dance Standard days and timings (please read guidance note 6)			Will the performance of dance take place indoors or outdoors or both? –please tick <input checked="" type="checkbox"/> (please read guidance note 2)	Indoors	
				Outdoors	
Day	Start	Finish		Both	<input checked="" type="checkbox"/>
Mon	09:00	23:59	Please give further details here (please read guidance note 3)		
Tues	09:00	23:59			
Weds	09:00	23:59	State any seasonal variations for the performing of dance (please read guidance note 4)		
Thurs	09:00	23:59			
Fri			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 (please read guidance note 5)		
	09:00	23:59			
Sat	00:00	01:00			
	09:00	23:59			
Sun	00:00	01:00			
	10:00	22:30			

H

Anything of a similar description to that falling within (e) (f) or (g) Standard days and timings (please read guidance note 6)			Please give a description of the type of entertainment that the club will be providing	Indoors	
				Outdoors	
Day	Start	Finish		Both	
Mon			Please give further details here. (please read guidance note 3)		
Tues					
Weds			State any seasonal variations for entertainment of a similar description to that falling within (e) (f) or (g) (please read guidance note 4)		
Thurs					
Fri			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. (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>KARAOKE, OPEN MIC NIGHTS</i>	
Day	Start	Finish	Will the facilities for making music be indoors or outdoors or both? – please tick <input checked="" type="checkbox"/> (please read guidance note 2)	Indoors
				Outdoors
				Both <input checked="" type="checkbox"/>
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		
Sun	09:00	23:59		
	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 <input checked="" type="checkbox"/> (please read guidance note 2)	Indoors
				Outdoors
				Both <input checked="" type="checkbox"/>
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		
Sun	09:00	23:59		
	00:00	01:00		
	10:00	22:30		

K

Provision of facilities for entertainment of a similar description to that falling within I or J Standard days and timings (please read guidance note 6)			Please give a description of the type of entertainment facility that the club will be providing <i>VOCAL REINFORCEMENT EQUIPMENT</i>																															
<table border="1"> <thead> <tr> <th>Day</th> <th>Start</th> <th>Finish</th> </tr> </thead> <tbody> <tr> <td>Mon</td> <td>09:00</td> <td>23:59</td> </tr> <tr> <td>Tues</td> <td>09:00</td> <td>23:59</td> </tr> <tr> <td>Weds</td> <td>09:00</td> <td>23:59</td> </tr> <tr> <td>Thurs</td> <td>09:00</td> <td>23:59</td> </tr> <tr> <td>Fri</td> <td>09:00</td> <td>23:59</td> </tr> <tr> <td>Sat</td> <td>00:00</td> <td>01:00</td> </tr> <tr> <td></td> <td>09:00</td> <td>23:59</td> </tr> <tr> <td>Sun</td> <td>00:00</td> <td>01:00</td> </tr> <tr> <td></td> <td>10:00</td> <td>22:30</td> </tr> </tbody> </table>			Day	Start	Finish	Mon	09:00	23:59	Tues	09:00	23:59	Weds	09:00	23:59	Thurs	09:00	23:59	Fri	09:00	23:59	Sat	00:00	01:00		09:00	23:59	Sun	00:00	01:00		10:00	22:30	Will the entertainment facility be indoors or outdoors or both? – please tick <input checked="" type="checkbox"/> (please read guidance note 2)	
			Day	Start	Finish																													
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Tues	09:00	23:59																																
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Indoors		<input type="checkbox"/>																																
Outdoors		<input type="checkbox"/>																																
Both		<input checked="" type="checkbox"/>																																
			Please give further details here. (please read guidance note 3) <i>AMPLIFICATION OF THE VOICE FOR INDOOR AND OUTDOOR EVENTS.</i>																															
			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)																															
			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)																															

L

Supply of alcohol Standard days and timings (please read guidance note 6)			Will the sale of alcohol be for consumption... –please tick <input checked="" type="checkbox"/> (please read guidance note 7)																																											
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			Day	Start	Finish																																									
			Mon	11:00	23:59																																									
Tues	00:00	00:30																																												
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Off the premises		<input type="checkbox"/>																																												
Both		<input checked="" type="checkbox"/>																																												
			State any seasonal variations for the supply of alcohol (please read guidance note 4)																																											
			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) <i>START FROM NORMAL OPENING TIME ON NEW YEARS EVE UNTIL NORMAL CLOSING TIME ON 1 JANUARY. FINISH</i>																																											

M

Hours club premises are open to the members and guests Standard days and timings (please read guidance note 6)			State any seasonal variations (please read guidance note 4)
Day	Start	Finish	
Mon	09:00	23:59	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 (please read guidance note 5) FROM NORMAL ^{OPENING} CLOSING 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

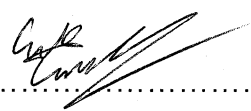
Please tick yes

- 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) <u>83, MOUNTAIN WOOD</u> <u>BATNFORD</u>	
Post town <u>BATH</u>	Post code <u>BAT 7SA</u>
Telephone number (if any) <u>07939 403 159</u>	
If you would prefer us to correspond with you by email address your email address (optional) <u>lukejohndemmett@hotmail.com</u>	

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.

* Zero tolerance policy on illegal substance abuse and misuse - this will be made clear to all members booking an event and signs will be displayed in the premises.

* **No glass(es) allowed outside.** 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 clubs 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 [^] on call

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 ^{to be provided} 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. ^{after every event}

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
Bathford
Bath, BA1 7SN
Tel.01225 858072

ANNEX A

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).

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
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Club Details

Name of club in whose name this certificate is granted and relevant postal address of club	
The Royal British Legion Club (Bathford) Ltd Bathford Hill 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 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.

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 supplies

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

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
- 18.10 Fidelity Insurance

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

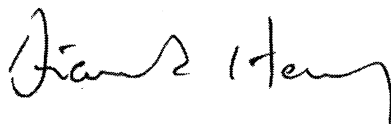
Name of the premises you are making a representation about.	The Royal British Legion
Address of the premises you are making a representation about.	58 High Street Bathford BATH BA1 7SN

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: 

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

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



Printed on recycled paper



ENVIRONMENTAL SERVICES
18 NOV 2010
Prot Log No: CZ/AS 215591
Receipt No:
CH/CA £.....

ANNEX F

BATHFORD Parish Council

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

ANNEX F

1 6 NOV 2010

Post Log No: CZ/AB 215492

Receipt No:

6H/6A E

Mr and Mrs S Holdsworth
8 Titan Barrow
Bathford
BATH
BA1 7TX

Licensing Services
9-10 Bath Street
Bath
BA1 1SN

15th 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

ENVIRONMENTAL SERVICES

12 November, 2010

16 NOV 2010

Post Log No: 07/AB 215494
Receipt No:
OFFICE £:5 Titan Barrow
Bathford
Bath BA1 7TXLicensing 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 £:

6 TITAN BARROW
BATHFORD
BATH
BA1 7TX

ENVIRONMENTAL SERVICES
19 NOV 2010
Post Log No. CH/AS 215660
Receipt No.
CH/CA 8

16th November 2010

Row Sir,

Bathford Royal British Legion

When we moved to the village some 25 years ago, we were tolerably happy at the rate of use 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:

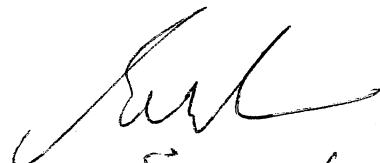
- 1) It is in a central village location, with acceptable usage & is surrounded by residential properties
- 2) Undoubtedly, like other establishments, it is suffering during this recession, and wishes to attract more patronage from outside the village, people who will have little need for

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 & 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

ENVIRONMENTAL SERVICES	
17 NOV 2010	
Post Log No.	07/16 215534
Receipt No.	
GH/BA	

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..

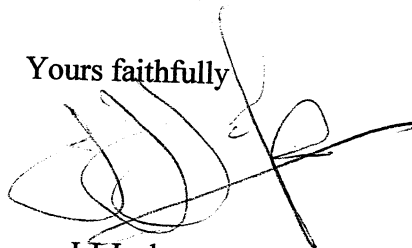
When the British Legion has its social events the music is amplified and the public address system turned up, the situation is not helped in that the windows are frequently open, and the fire doors on a number of occasions, particularly in the summer, the result is the performance is broadcast to the 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

9 Dovers Lane
Bathford
Bath
Somerset
BA1 7SU

4th November 2010

ENVIRONMENTAL SERVICES
- 8 NOV 2010
Post Log No. <u>CDAB 215283</u>
Receipt No:
CH/GA £:

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 18th and 21st 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 black ink, appearing to read 'Philip and Philippa Bevan'. The signature is stylized with a large, sweeping initial 'P' and 'B'.

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: CCIAB 215227
Receipt No:
OFFICE
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 licencing 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.