

Bath & North East Somerset Council		
MEETING:	Licensing Sub Committee	AGENDA ITEM NUMBER
MEETING DATE:	Thursday 1 <sup>st</sup> February 2018	
TITLE:	Application for a new Premises Licence for Circo Bar and Lounge 15-18 George Street Bath BA1 2EN	
WARD:	Abbey	
AN OPEN PUBLIC ITEM		
List of attachments to this report:		
Annex A	Application for a new premises licence	
Annex B	Plans of premises	
Annex C	Site plans	
Annex D	Representations received	

## 1 THE ISSUE

- 1.1 An application has been received for a new Premises Licence under s.17 of the Licensing Act 2003 in respect of Circo Bar and Lounge 15-18 George Street Bath BA1 2EN

## 2 RECOMMENDATION

- 2.1 That the Sub Committee determines this application.

## 3 RESOURCE IMPLICATIONS

- 3.1 The costs of processing licences are covered by the fees charged. The fee for this application is £315.00.

## 4 STATUTORY CONSIDERATIONS AND BASIS FOR PROPOSAL

- 4.1 An Equality Impact Assessment (Eq1A) has been completed. No adverse or other significant issues were found.
- 4.2 Consideration must be given to the Human Rights Act 1998 and the "convention rights".
- 4.3 The Sub Committee have been delegated authority to determine the application on behalf of the Licensing Authority in accordance with the Licensing Act 2003.

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

## 5 THE REPORT

5.1 An application has been received for a new Premises Licence (**Annex A**).

5.2 The application proposes the following licensable activities:

1) **The Exhibition of Films** (Indoors and Outdoors)

Monday to Saturday      08:00 to 03:00

Sunday      08:00 to 23:30

**Non Standard Timings**

During summer outside screenings until 23:00

2) **Indoor Sporting Events**

Monday to Saturday      08:00 to 03:00

Sunday      08:00 to 23:30

3) **Live Music** (Indoors only), **Recorded Music** (Indoors and Outdoors), **Performance of dance** (Indoors only),

Monday to Saturday      08:00 to 03:00

Sunday      08:00 to 23:30

**Non Standard Timings**

Bank Holiday Sundays until 03:00 the following morning

4) **Late Night Refreshment** (Indoors only)

Monday to Saturday      23:00 to 03:00

Sunday      23:00 to 23:30

**Non Standard Timings**

Bank Holiday Sundays until 03:00 the following morning

5) **Supply of Alcohol** (On premises)

Monday to Saturday      08:00 to 03:00

Sunday      08:00 to 23:30

**Non Standard Timings**

Bank Holiday Sundays until 03:00 the following morning

**6) The Opening Times are**

Monday to Saturday	08:00 to 03:00
Sunday	08:00 to 23:30

**Non Standard Timings**

Bank Holiday Sundays until 03:00 the following morning

**5.3 The following conditions have been offered by the applicant:**

- Staff shall be trained on issues regarding the Licensing Act 2003, service of alcohol. A record of this training will be kept at the premises and made available for inspection as required by the Police or Licensing Authority.

CCTV cameras shall be installed, to the satisfaction of the Police and ICO guidelines and will be maintained in full working order when the premises are open to the public. Recorded images will be of evidential quality. Recordings shall be kept for 31 days and made available to the Police and Licensing Authority (in accordance with Data protection legislation). Signs will be displayed that CCTV is recording.

- The premises will maintain an incident and refusals register. This will remain at the premises and be made available to an authorised officer of the Police or Licensing Authority on request.
- On Friday and Saturday nights there will be a minimum of 3 SIA trained security staff on duty at the premises from 21:00 and until 30 minutes after the premises closes. At least one SIA registered member of staff will be on duty at the main entrance during this time.
- On other nights, where a risk assessment is carried out by the DPS and/or at the written request of the Police or Licensing Authority, door staff will be on duty to supervise all patrons entering and leaving to ensure the good order of the premises.
- A member of the management team will be on site when trading takes place after 00:30 hours.
- Signage requesting patrons to be considerate to neighbours when leaving the premises shall be conspicuously displayed at entrances/exits
- The premises will operate a "Challenge 21" policy and will display signs advertising this policy at the bar area. The DPS will ensure that all staff are trained in implementing "Challenge 21".
- No under 18's will be admitted after 19:00 hours unless having a meal.

5.4 The applicant seeks to consolidate 3 existing licences for the premises which comprise of

1. **The Porter**, 2 Miles buildings. The activities for this licence is summarised as:

The Sale of alcohol, Performance of Dance, Exhibition of Film, Indoor Sporting Events, Performance of Live Music, Performance of Recorded Music, Performance of a Play and Late Night Refreshment.

Monday to Saturday 08:00 to 03:00 – Sunday 08:00 to 23:30

2. **The Porter**, 15 George Street. The activities for this licence is summarised as:

The Sale of alcohol, Performance of Dance, Exhibition of Film, Performance of Live Music, Performance of Recorded Music, Performance of a Play and Late Night Refreshment.

Every day 08:00 to 02:00

3. **The Circo Bar and lounge**, 16 George Street. The activities for this licence is summarised as:

The Sale of alcohol and Late Night Refreshment.

Every day 11:00 to 01:30

5.5 Plans of the premises are attached at **Annex B**.

5.6 Site plans are attached at **Annex C**.

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

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

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

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

5.9 Section 4(3)Licensing Act 2003 states that the Licensing Authority should also have regard to the Council's Licensing Policy, the Statutory Guidance issued under Section 182 of the Licensing Act 2003, and the Licensing Act itself, and in particular to:-

- a) Paragraphs 3-6, 8-10, 13-14, 17-24, 29,33-36, 38-41 of the 2015 policy.
- b) Chapters 2, 8, 9 and 10 of the Statutory Guidance as revised April 2017.
- c) Sections 4, 9, 10, 11, 12, 13, 16, 17, 18, 23, 182, and 183 of the Act.

- 5.10 The Licensing Authority recognises that Licensing and Planning are separate regimes. Where an application is granted by the Licensing Authority which would require planning permission this would not relieve the applicant of the need to obtain that permission. It will still be necessary for the applicant to ensure that he/she has **ALL** the necessary permissions in place to enable them to run the business within the law.
- 5.11 If the application is refused the applicant may appeal within 21 days of the notification to the Magistrates' Court. If the application is granted the person making the relevant representation may appeal within 21 days of the notification to the Magistrates' Court. On appeal the court may either dismiss the appeal, substitute the decision appealed against for any other decision which could have been made by the Licensing Authority, or remit the case to the Licensing Authority to dispose of in accordance with the direction of the court. The court may make such order for costs as it thinks fit.
- 5.12 In accordance with the requirements of the Act the applicants served copies of the application upon the police, the fire authority, environmental health, development control, trading standards, health authority and the child protection agency.
- 5.13 The applicant is required to place a notice at the premises for a period of 28 consecutive days starting the day after the application is made, and to place an advert in a local newspaper within 10 working days of submitting the application to the licensing authority.
- 5.14 Representations have been received from 2 "other persons" who resides close to the premises. The representations express concern that the applicant's proposals are likely to undermine **the prevention of public nuisance licensing objective and the prevention of crime and disorder licensing objective. (Annex D)**
- 5.15 A representation has been received from Avon Fire and Rescue Service, who are a Responsible Authority. The representation expresses concern that the applicant's proposals are likely to undermine the **Public Safety** licensing objective. **(Annex D)**
- 5.16 The premise is situated within Bath's Cumulative Impact Area. As a relevant representation has been received, the policy has been engaged and there is a rebuttable presumption that the licence will be refused.
- 5.17 This report has not been sent to the Trades Union because they would have no involvement.

## **6. RATIONALE**

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

## **7 OTHER OPTIONS CONSIDERED**

- 7.1 None.

## **8 CONSULTATION**

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

## **9 RISK MANAGEMENT**

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

## **10 ADVICE SOUGHT**

- 10.1 The Council's Monitoring Officer (Head of Legal & Democratic Services and Council Solicitor), section 151 Officer (Divisional Director-Business Support) and the Group Manager Public Protection & Health Improvement have had the opportunity to input to this report and have cleared it for publication.

<b>Contact person</b>	Ian Nash, Licensing officer 01225 396719
<b>Background papers</b>	Licensing Act 2003 Guidance issued under s.182 of the Licensing Act 2003 Licensing Act 2003 (Premises and Club Premises Certificates) Regulations 2005 B&NES Statement of Licensing Policy



17/03260

ANNE

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

**PLEASE READ THE FOLLOWING INSTRUCTIONS FIRST**

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

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

**I/We The Halcyon (Bath) LTD**

*(Insert name(s) of applicant)*

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

**Part 1 – Premises details**

Postal address of premises or, if none, ordnance survey map reference or description <b>Circo Bar and Lounge,</b> 15 – 18 George Street Bath BA1 2EN			
<b>Post town</b>	Bath	<b>Postcode</b>	BA1 2EN

Telephone number at premises (if any)	01225 585 100 (EXT 2)
Non-domestic rateable value of premises	£34,250.00

**Part 2 - Applicant details**

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

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

**ENVIRONMENTAL SERVICES**  
18 DEC 2017  
Post Log No: .....  
Receipt No: 315714  
CH/CA £315.00  
DC

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

\* If you are applying as a person described in (a) or (b) please confirm (by ticking yes to one box below):

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

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

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

**SECOND INDIVIDUAL APPLICANT** (if applicable)

Mr <input type="checkbox"/>	Mrs <input type="checkbox"/>	Miss <input type="checkbox"/>	Ms <input type="checkbox"/>	Other Title (for example, Rev)	
<b>Surname</b>			<b>First names</b>		



<b>Date of birth</b>		I am 18 years old or over <input type="checkbox"/> Please tick yes	
<b>Nationality</b>			
Current residential address if different from premises address			
Post town		Postcode	
<b>Daytime contact telephone number</b>			
<b>E-mail address (optional)</b>			

**(B) OTHER APPLICANTS**

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

<b>Name</b> The Halcyon Bath LTD
<b>Address</b> Charlcombe Grove Farm Bath BA1 9BQ
<b>Registered number (where applicable)</b> 04962187
<b>Description of applicant (for example, partnership, company, unincorporated association etc.)</b> Limited Company
<b>Telephone number (if any)</b> 01225 585 100 (ext 2)
<b>E-mail address (optional)</b> Paul@thehalcyon.com

**Part 3 Operating Schedule**

When do you want the premises licence to start?

DD	MM	YYYY
01	01	2018

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

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

Please give a general description of the premises (please read guidance note 1)  
Cocktail bar and Lounge covering several street level rooms with an outside seating area

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

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

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

Provision of regulated entertainment (please read guidance note 2)

Please tick all that apply

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

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



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



**In all cases complete boxes K, L and M**

## A

<b>Plays</b> Standard days and timings (please read guidance note 7)			<b>Will the performance of a play take place indoors or outdoors or both – please tick</b> (please read guidance note 3)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	<b>Please give further details here</b> (please read guidance note 4)		
Mon					
Tue					
			<b>State any seasonal variations for performing plays</b> (please read guidance note 5)		
Wed					
Thur					
			<b>Non standard timings. Where you intend to use the premises for the performance of plays at different times to those listed in the column on the left, please list</b> (please read guidance note 6)		
Fri					
Sat					
Sun					

**B**

<b>Films</b> Standard days and timings (please read guidance note 7)			<b>Will the exhibition of films take place indoors or outdoors or both – please tick</b> (please read guidance note 3)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input checked="" type="checkbox"/>
Day	Start	Finish	<b>Please give further details here</b> (please read guidance note 4) Display of movies via projector during themed events. These will mainly be on a Wednesday evening. As currently shown on our (15/01321/LAPRE) Licence		
Mon	08.00	03.00			
Tue	08.00	03.00	<b>State any seasonal variations for the exhibition of films</b> (please read guidance note 5) During summer we would look to use our outside space for movie screenings until 11pm		
Wed	08.00	03.00			
Thur	08.00	03.00	<b>Non standard timings. Where you intend to use the premises for the exhibition of films at different times to those listed in the column on the left, please list</b> (please read guidance note 6)		
Fri	08.00	03.00			
Sat	08.00	03.00			
Sun	08.00	23.30			

C

<b>Indoor sporting events</b> Standard days and timings (please read guidance note 7)			<b><u>Please give further details</u></b> (please read guidance note 4) Generally sport shown on TV with the very rare indoor Scaletric. As shown on our current (15/01321/LAPRE) licence
Day	Start	Finish	
Mon	08.00	03.00	
Tue	08.00	03.00	<b><u>State any seasonal variations for indoor sporting events</u></b> (please read guidance note 5)
Wed	08.00	03.00	
Thur	08.00	03.00	
Fri	08.00	03.00	<b><u>Non standard timings. Where you intend to use the premises for indoor sporting events at different times to those listed in the column on the left, please list</u></b> (please read guidance note 6)
Sat	08.00	03.00	
Sun	08.00	23.30	

## D

Boxing or wrestling entertainments Standard days and timings (please read guidance note 7)			Will the boxing or wrestling entertainment take place indoors or outdoors or both – please tick (please read guidance note 3)	Indoors	<input type="checkbox"/>
Day	Start	Finish		Outdoors	<input type="checkbox"/>
Mon			Please give further details here (please read guidance note 4)	Both	<input type="checkbox"/>
Tue					
Wed			State any seasonal variations for boxing or wrestling entertainment (please read guidance note 5)		
Thur					
Fri			Non standard timings. Where you intend to use the premises for boxing or wrestling entertainment at different times to those listed in the column on the left, please list (please read guidance note 6)		
Sat					
Sun					



## E

<b>Live music</b> Standard days and timings (please read guidance note 7)			<b>Will the performance of live music take place indoors or outdoors or both – please tick</b> (please read guidance note 3)	Indoors	<input checked="" type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	<b>Please give further details here</b> (please read guidance note 4) Acoustic evenings and live DJ's as current		
Mon	08.00	03.00			
Tue	08.00	03.00			
			<b>State any seasonal variations for the performance of live music</b> (please read guidance note 5)		
Wed	08.00	03.00			
Thur	08.00	03.00			
			<b>Non standard timings. Where you intend to use the premises for the performance of live music at different times to those listed in the column on the left, please list</b> (please read guidance note 6) Bank holiday Sundays - 03.00am		
Fri	08.00	03.00			
Sat	08.00	03.00			
Sun	08.00	23.30			

## F

Recorded music Standard days and timings (please read guidance note 7)			Will the playing of recorded music take place <u>indoors or outdoors or both – please tick</u> (please read guidance note 3)	Indoors	<input type="checkbox"/>
Day	Start	Finish		Outdoors	<input type="checkbox"/>
Mon	08.00	03.00	<b><u>Please give further details here</u></b> (please read guidance note 4) Background music at low level played via MP3 Outside areas until 10pm if possible	Both	<input checked="" type="checkbox"/>
Tue	08.00	03.00			
Wed	08.00	03.00	<b><u>State any seasonal variations for the playing of recorded music</u></b> (please read guidance note 5)		
Thur	08.00	03.00			
Fri	08.00	03.00	<b><u>Non standard timings. Where you intend to use the premises for the playing of recorded music at different times to those listed in the column on the left, please list</u></b> (please read guidance note 6) Bank holiday Sundays - 03.00am		
Sat	08.00	03.00			
Sun	08.00	23.30			

## G

<b>Performances of dance</b> Standard days and timings (please read guidance note 7)			<b><u>Will the performance of dance take place indoors or outdoors or both – please tick</u></b> (please read guidance note 3)	Indoors	<input checked="" type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	<b><u>Please give further details here</u></b> (please read guidance note 4) Rarely happens but we do get backing dancers for our DJ's on occasion.		
Mon	08.00	03.00			
Tue	08.00	03.00			
Wed	08.00	03.00	<b><u>State any seasonal variations for the performance of dance</u></b> (please read guidance note 5)		
Thur	08.00	03.00			
Fri	08.00	03.00	<b><u>Non standard timings. Where you intend to use the premises for the performance of dance at different times to those listed in the column on the left, please list</u></b> (please read guidance note 6) Bank holiday Sundays - 03.00am		
Sat	08.00	03.00			
Sun	08.00	23.30			

## H

<b>Anything of a similar description to that falling within (e), (f) or (g)</b> Standard days and timings (please read guidance note 7)			Please give a description of the type of entertainment you will be providing	
Day	Start	Finish	<b>Will this entertainment take place indoors or outdoors or both – please tick</b> (please read guidance note 3)	Indoors <input type="checkbox"/>
Mon				Outdoors <input type="checkbox"/>
				Both <input type="checkbox"/>
Tue			<b>Please give further details here</b> (please read guidance note 4)	
Wed				
Thur			<b>State any seasonal variations for entertainment of a similar description to that falling within (e), (f) or (g)</b> (please read guidance note 5)	
Fri				
Sat			<b>Non standard timings. Where you intend to use the premises for the entertainment of a similar description to that falling within (e), (f) or (g) at different times to those listed in the column on the left, please list</b> (please read guidance note 6)	
Sun				

## I

<b>Late night refreshment</b> Standard days and timings (please read guidance note 7)			<b>Will the provision of late night refreshment take place indoors or outdoors or both – please tick</b> (please read guidance note 3)	Indoors	<input checked="" type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	<b><u>Please give further details here</u></b> (please read guidance note 4) Late night cocktails within the building served until 3am		
Mon	23.00	03.00			
Tue	23.00	03.00			
Wed	23.00	03.00			
Thur	23.00	03.00	<b><u>State any seasonal variations for the provision of late night refreshment</u></b> (please read guidance note 5)		
Fri	23.00	03.00			
Sat	23.00	03.00	<b><u>Non standard timings. Where you intend to use the premises for the provision of late night refreshment at different times, to those listed in the column on the left, please list</u></b> (please read guidance note 6) Bank holiday Sundays - 03.00am		
Sun	23.00	23.30			

<b>Supply of alcohol</b> Standard days and timings (please read guidance note 7)			<b>Will the supply of alcohol be for consumption – please tick</b> (please read guidance note 8)	
			On the premises	<input checked="" type="checkbox"/>
			Off the premises	<input type="checkbox"/>
			Both	<input type="checkbox"/>
<b>Day</b>	<b>Start</b>	<b>Finish</b>	<b>State any seasonal variations for the supply of alcohol</b> (please read guidance note 5)	
Mon	08.00	03.00		
Tue	08.00	03.00		
Wed	08.00	03.00		
Thur	08.00	03.00	<b>Non standard timings. Where you intend to use the premises for the supply of alcohol at different times to those listed in the column on the left, please list</b> (please read guidance note 6) Bank holiday Sundays - 03.00am	
Fri	08.00	03.00		
Sat	08.00	03.00		
Sun	08.00	23.30		

State the name and details of the individual whom you wish to specify on the licence as designated premises supervisor (Please see declaration about the entitlement to work in the checklist at the end of the form):

Name Paul Newson	
Date of birth 20/10/1980	
Address 28 Hewlett Close Chippenham Wiltshire SN15 3TL	
Postcode	SN15 3TL
Personal licence number (if known) PA0577	
Issuing licensing authority (if known) Uttlesford District Council	

□□□□

K

**Please highlight any adult entertainment or services, activities, other entertainment or matters ancillary to the use of the premises that may give rise to concern in respect of children (please read guidance note 9).**

L

Hours premises are open to the public Standard days and timings (please read guidance note 7)			State any seasonal variations (please read guidance note 5)
Day	Start	Finish	
Mon	8.00	03.00	<p><b><u>Non standard timings. Where you intend the premises to be open to the public at different times from those listed in the column on the left, please list</u></b> (please read guidance note 6)</p> <p>Bank holiday Sundays - 03.00am</p>
Tue	8.00	03.00	
Wed	8.00	03.00	
Thur	8.00	03.00	
Fri	8.00	03.00	
Sat	8.00	03.00	
Sun	8.00	23.30	



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

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

Staff shall be trained on issues regarding the Licensing Act 2003, service of alcohol. A record of this training will be kept at the premises and made available for inspection as required by the Police or Licensing Authority.

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

CCTV cameras shall be installed, to the satisfaction of the Police and ICO guidelines and will be maintained in full working order when the premises are open to the public. Recorded images will be of evidential quality. Recordings shall be kept for 31 days and made available to the Police and Licensing Authority (in accordance with Data protection legislation). Signs will be displayed that CCTV is recording.

The premises will maintain an incident and refusals register. This will remain at the premises and be made available to an authorised officer of the police or licensing authority on request.

On Friday and Saturday nights, there will be a minimum of 3 SIA trained security staff on duty at the premises from 21:00hrs and until 30 mins after the premises closes. At least one SIA registered member of staff will be on duty at the main entrance during this time.

On other nights, where a risk assessment is carried out by the DPS and/or at the written request of the Police or Licensing Authority, door staff will be on duty to supervise all patrons entering and leaving to ensure the good order of the premises.

**c) Public safety**

A member of the management team will be on site when trading takes place after 00.30 hrs.

**d) The prevention of public nuisance**

Signage requesting patrons to be considerate to neighbours when leaving the premises shall be conspicuously displayed at entrances/exits.

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

The premises will operate a 'Challenge 21' policy and will display signs advertising this policy at the bar area. The DPS will ensure that all staff are trained in implementing 'Challenge 21'

No under 18's will be admitted after 19:00 hours unless having a meal.

**Checklist:**

**Please tick to indicate agreement**

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


[Applicable to all individual applicants, including those in a partnership which is not a limited liability partnership, but not companies or limited liability partnerships] I have included documents demonstrating my entitlement to work in the United Kingdom (please read note 15). ☐

**IT IS AN OFFENCE, UNDER SECTION 158 OF THE LICENSING ACT 2003, TO MAKE A FALSE STATEMENT IN OR IN CONNECTION WITH THIS APPLICATION. THOSE WHO MAKE A FALSE STATEMENT MAY BE LIABLE ON SUMMARY CONVICTION TO A FINE OF ANY AMOUNT.**

**IT IS AN OFFENCE UNDER SECTION 24B OF THE IMMIGRATION ACT 1971 FOR A PERSON TO WORK WHEN THEY KNOW, OR HAVE REASONABLE CAUSE TO BELIEVE, THAT THEY ARE DISQUALIFIED FROM DOING SO BY REASON OF THEIR IMMIGRATION STATUS. THOSE WHO EMPLOY AN ADULT WITHOUT LEAVE OR WHO IS SUBJECT TO CONDITIONS AS TO EMPLOYMENT WILL BE LIABLE TO A CIVIL PENALTY UNDER SECTION 15 OF THE IMMIGRATION, ASYLUM AND NATIONALITY ACT 2006 AND PURSUANT TO SECTION 21 OF THE SAME ACT, WILL BE COMMITTING AN OFFENCE WHERE THEY DO SO IN THE KNOWLEDGE, OR WITH REASONABLE CAUSE TO BELIEVE, THAT THE EMPLOYEE IS DISQUALIFIED.**

**Part 4 – Signatures** (please read guidance note 11)

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

<b>Declaration</b>	<ul style="list-style-type: none"> <li>[Applicable to individual applicants only, including those in a partnership which is not a limited liability partnership] I understand I am not entitled to be issued with a licence if I do not have the entitlement to live and work in the UK (or if I am subject to a condition preventing me from doing work relating to the carrying on of a licensable activity) and that my licence will become invalid if I cease to be entitled to live and work in the UK (please read guidance note 15).</li> <li>The DPS named in this application form is entitled to work in the UK (and is not subject to conditions preventing him or her from doing work relating to a licensable activity) and I have seen a copy of his or her proof of entitlement to work, if appropriate (please see note 15)</li> </ul>
Signature	
Date	17/12/2017
Capacity	General Manager/Director

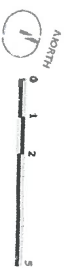
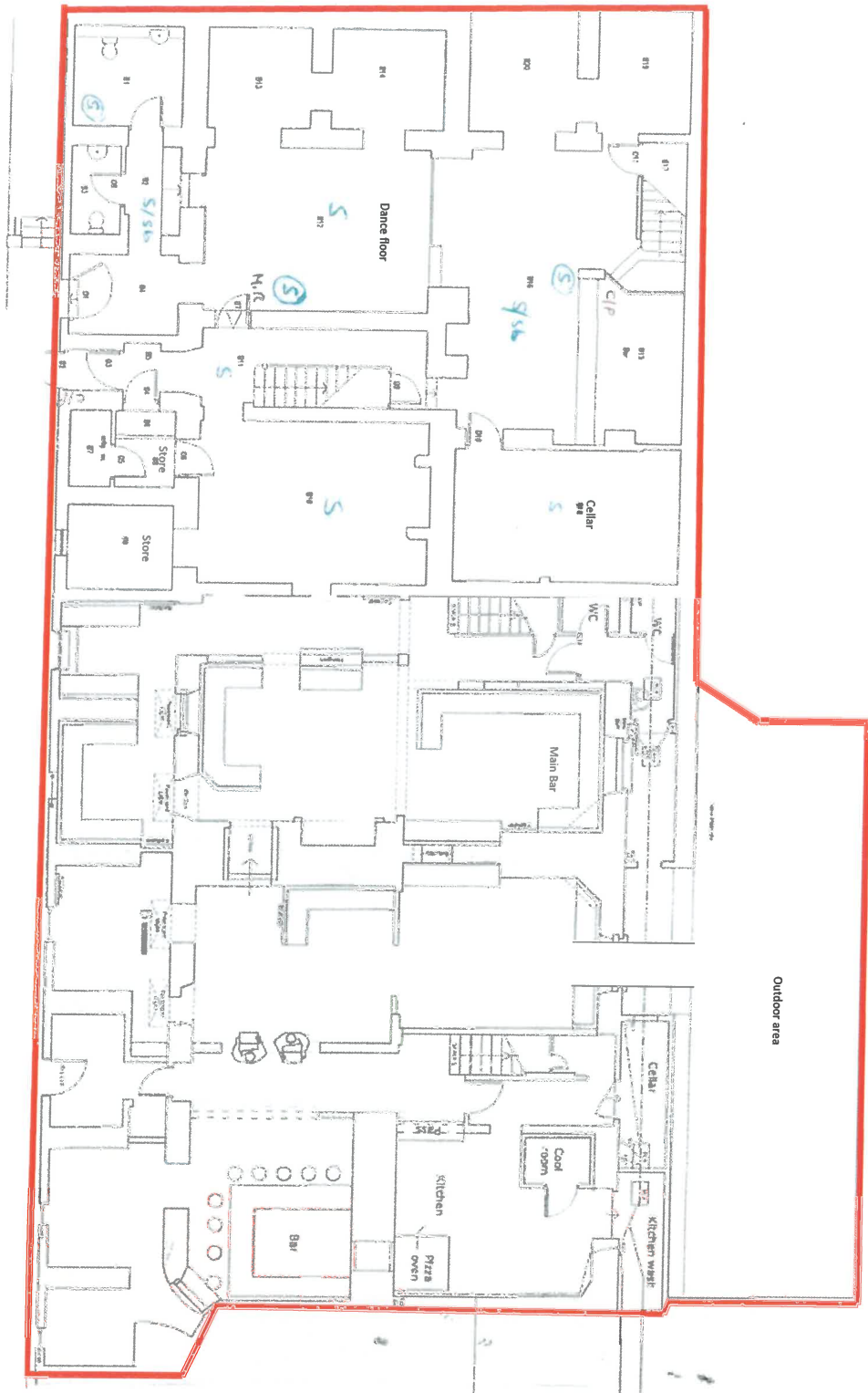
**For joint applications, signature of 2<sup>nd</sup> applicant or 2<sup>nd</sup> applicant's solicitor or other authorised agent** (please read guidance note 13). **If signing on behalf of the applicant, please state in what capacity.**

Signature	
Date	
Capacity	

Contact name (where not previously given) and postal address for correspondence associated with this application (please read guidance note 14) Paul Newson 15a George Street, Bath BA1 2EN			
Post town	Bath	Postcode	BA1 2EN
Telephone number (if any)	01225 585 100 (EXT 3)		
If you would prefer us to correspond with you by e-mail, your e-mail address (optional) paul@thehalcyon.com			

## Notes for Guidance

1. Describe the premises, for example the type of premises, its general situation and layout and any other information which could be relevant to the licensing objectives. Where your application includes off-supplies of alcohol and you intend to provide a place for consumption of these off-supplies, you must include a description of where the place will be and its proximity to the premises.
2. In terms of specific regulated entertainments please note that:
  - Plays: no licence is required for performances between 08:00 and 23.00 on any day, provided that the audience does not exceed 500.
  - Films: no licence is required for 'not-for-profit' film exhibition held in community premises between 08.00 and 23.00 on any day provided that the audience does not exceed 500 and the organiser (a) gets consent to the screening from a person who is responsible for the premises; and (b) ensures that each such screening abides by age classification ratings.
  - Indoor sporting events: no licence is required for performances between 08.00 and 23.00 on any day, provided that the audience does not exceed 1000.
  - Boxing or Wrestling Entertainment: no licence is required for a contest, exhibition or display of Greco-Roman wrestling, or freestyle wrestling between 08.00 and 23.00 on any day, provided that the audience does not exceed 1000. Combined fighting sports – defined as a contest, exhibition or display which combines boxing or wrestling with one or more martial arts – are licensable as a boxing or wrestling entertainment rather than an indoor sporting event.
  - Live music: no licence permission is required for:
    - a performance of unamplified live music between 08.00 and 23.00 on any day, on any premises.
    - a performance of amplified live music between 08.00 and 23.00 on any day on premises authorised to sell alcohol for consumption on those premises, provided that the audience does not exceed 500.
    - a performance of amplified live music between 08.00 and 23.00 on any day, in a workplace that is not licensed to sell alcohol on those premises, provided that the audience does not exceed 500.
    - a performance of amplified live music between 08.00 and 23.00 on any day, in a church hall, village hall, community hall, or other similar community premises, that is not licensed by a premises licence to sell alcohol, provided that (a) the audience does not exceed 500, and (b) the organiser gets consent for the performance from a person who is responsible for the premises.
    - a performance of amplified live music between 08.00 and 23.00 on any day, at the non-residential premises of (i) a local authority, or (ii) a school, or (iii) a hospital, provided that (a) the audience does not exceed 500, and (b) the organiser gets consent for the performance on the relevant premises from: (i) the local authority concerned, or (ii) the school or (iii) the health care provider for the hospital.
  - Recorded Music: no licence permission is required for:
    - any playing of recorded music between 08.00 and 23.00 on any day on premises authorised to sell alcohol for consumption on those premises, provided that the audience does not exceed 500.
    - any playing of recorded music between 08.00 and 23.00 on any day, in a church hall, village hall, community hall, or other similar community premises, that is not licensed by a premises licence to sell alcohol, provided that (a) the audience does not exceed 500, and (b) the organiser gets consent for the performance from a person who is responsible for the premises.



WUJ	11100041	04-02-13
11164(1)299	C1	
Circo Bar, 15 - 18 George Street:		
Bath, B&L 2EN		
Proposed GA Plan		
Basement/Street Level		



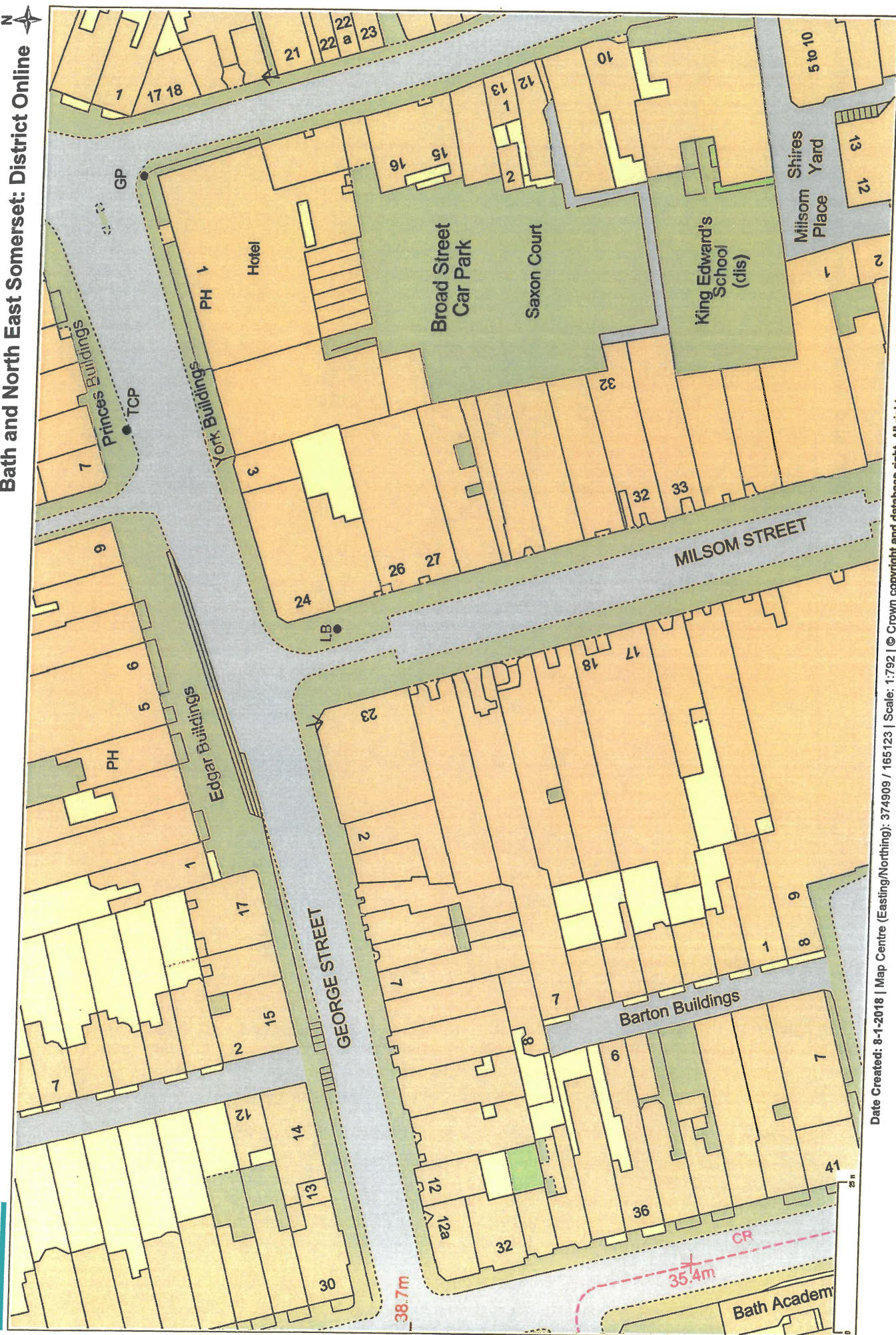






# Location Plan

Bath and North East Somerset: District Online



**From:** Richard Brown  
**Sent:** 04 January 2018 18:14  
**To:** Licensing  
**Subject:** Licensing application ref: 17/03260/LAPRE

**Re: Licensing application ref: 17/03260/LAPRE**

**Applicant: The Halycon Bath Ltd at 15-18 George Street, Bath**

I am a resident living in the vicinity of the above premises, the subject of the current licensing application.

I wish to **OBJECT** to the licensing application of the above premises on the following basis:

**1) Prevention of public nuisance**

In my residential community i.e. the area covered by the Circus Area Residents Association, there are to my count over 15 establishments that already sell alcohol until late at night. These include: The Assembly Inn, Bistrot Pierre, Bistro Rustico Italiano, Boston Tea Party, Chequers, Circo, Co-operative Shop, Henry's, Moles, Olive Tree, Porters, Slug and Lettuce, Sub 13, The Circus, Woods and the recently licensed Beckfords Bottle Shop.

These establishments have a material adverse effect on my residential community, specifically at nighttime. This effect comes from two main sources:

- Noise from the establishment. This noise, an example of which is in the e-mail to follow (recorded at my rear window and coming from the George Street bars), penetrates widely and is a clear inconvenience to me and my neighbours. The noise from the outdoor space of these establishments is impacting adversely the quiet enjoyment of my own home. This noise lasts as long as the establishments are open (typically 2.00-3.00 a.m.).
- Noise from the establishment's customers as they leave the establishment and go home. This noise, an example of which is in the e-mail to follow (recorded at my front window), is a daily occurrence and is typically between 12.00 am and 4.00 a.m. This noise comes directly from the excessive alcohol consumption in these local establishments.

The current application seeks to extend the applicant's opening hours and add additional activities e.g. outdoor music until 03.00 a.m., that add to the current level of public nuisance experienced by me and my neighbours.

**2) Prevention of crime and disorder**

The discharge of alcohol-impaired consumers into a residential area in the early hours of the morning has a natural adverse impact on crime and disorder. The attached video provides but one example of, what is, a daily impact on residents' lives.

The current application seeks to extend the applicant's opening hours and add additional activities e.g. outdoor music until 03.00 a.m., that add to the current level of public nuisance experienced by me and my neighbours. The necessity to add police resources to the



establishments in and around George Street is evidence that alcohol consumption, often to excess facilitated by lengthy opening hours, is leading to crime and disorder. Unfortunately, these police resources do not extend to police our residential community to negate the cost imposed on us by establishments such as Circo.

### **Conclusion**

The current application seeks to extend the applicant's opening hours and add additional activities (both until 3.00 a.m.) that add to the current level of nuisance experienced by me and my neighbours. The George Street 'business model', of which Circo is one operator, of encouraging excessive alcoholic consumption through lengthy business hours, has a direct and negative social cost on nearby residents. This comes from noise penetration into the building with an adverse impact on quality of life and sleep interruption.

I do not believe that my residential community benefits from the provision of a longer 'refreshment' licence or the performance of outdoors music and film until 3.00 a.m. On the contrary, I believe that there is a material increase in the social cost of granting the application.

As such, I **OBJECT** to the license application as I see it adding to Public Nuisance and Crime & Disorder.

Yours sincerely,

Richard Brown

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**From:** Danielle Jefferies  
**Sent:** 12 January 2018 13:44  
**To:** Licensing  
**Subject:** Ref. 17/03260/LAPRE

To whom it may concern,

I would like to object against the above request for a late license at Circo bar and lounge. With the noise from Sub 13 we are already suffering as residents. The noise goes well beyond 2am and is highly disruptive with shreaking, shouting and on occasion loud music. I do not want Circo which is nearer my house in the Circus to be given a later license.

Regards

Dani Jefferies-Clarke

### Representation Form

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

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

Your Name	Ian Strand
Job Title	Fire Safety Officer
Postal and email address	Bath Fire Station Avon Fire & Rescue Service BA2 6PU
Contact telephone number	

Name of the premises you are making a representation about.	Circo Bar and Lounge,
Address of the premises you are making a representation about.	15-18 George St Bath BA1 2EN

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	Yes	Insufficient emergency escape routes for the potential capacity of the premises therefore capacity should be restricted to ensure public safety. Not enough detail is shown on plan drawing with regards to the emergency escape routes and particularly the outside area.
To prevent public nuisance	No	

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.	A maximum capacity of 260 persons on the premises.	

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

**Signed:** Ian Strand 792

**Date:** 12/1/18

Please return this form along with any additional sheets to:

Licensing Services,  
Public Protection,  
Lewis House,  
Manvers Street,  
Bath  
BA1 1JG

E-mail address: [licensing@bathnes.gov.uk](mailto:licensing@bathnes.gov.uk)

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