MEETING	: Licensing (Gambling and Licensing) Committee	AGENDA				
MEETING DATE:	Monday 8 August 2011	ITEM NUMBER				
TITLE:	Application to Vary a Premises Licence for the Tyning Inn , Walnut Buildings, Radstock, BA3 3JL					
WARD:	Radstock	F				
	AN OPEN PUBLIC ITEM					
List of att	achments to this report:					
Annex A	Application to Vary the Premises Licence					
Annex B	Current Premises Licence					
Annex C	Site Plan					
Annex D	Representation received from Police					
Annex E	Applicant's agreement to Police conditions					
Annex F	Representation received from Environmental Protection					

1 THE ISSUE

1.1 An application has been received for the Variation of an existing Premises Licence under Section 34 of the Licensing Act 2003 in respect of the Tyning Inn, Walnut Buildings, Radstock, BA3 3JL (Annex A).

Annex G Applicant's agreement to conditions proposed by Environmental Protection

2 RECOMMENDATION

2.1 That the sub committee determine the application to vary the licence.

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 Premises Licence.
- 4.2 The current Premises Licence permits the following licensable activities:
 - 1) Sale of alcohol indoors only, for consumption on and off the premises between the following hours:

Monday to Saturday

11:00 - 23:00

Sunday

12:00 - 22:30

Non Standard Timings:

Good Friday

12:00 - 22:30

Christmas Day

12:00 - 15:00 & 19:00 - 22:30

From 11:00 hours on New Year's Eve to 23:00 hours on New Year's Day

2) The opening hours for the premises are as follows:

Monday to Saturday

11:00 - 23:20

Sunday

11:00 - 22:50

- 3) The licence is subject to the following conditions:
 - No supply of alcohol may be made under the premises licence:

at a time when there is no designated premises supervisor in respect of the premises licence, or

at a time when the designated premises supervisor does not hold a personal licence or his personal licence is suspended.

- Every supply of alcohol under the premises licence must be made or authorised by a person who holds a personal licence.
- Any individual employed to carry out a security activity must be licensed by the Security Industry Authority.
- The Licensing Act 2003 hours will be as Licensing Act 1964 s.59, 60,67A, 68, 70, 74, 76 on licences.

Alcohol shall not be sold or supplied except during permitted hours. In this condition, permitted hours means...

- a) On week days, other than Christmas Day, Good Friday or New Year's Eve, 11am 11 pm.
- b) On Sundays, other than Christmas Day or New Year's Eve, 12 noon to 10:30 pm.
- c) On Good Friday, 12 noon to 10:30 pm.
- d) On Christmas Day, 12 noon to 3 pm and 7 pm to 10:30 pm.
- e) On New Year's Eve from the start of permitted hours on New Year's Eve to the start of permitted hours on the following day.

The above restrictions do not prohibit:

- A) during the first twenty minutes after the above hours the consumption of the alcohol on the premises;
- B) during the first twenty minutes after the above hours, the taking of the alcohol from the premises unless the alcohol is supplied or taken in an open vessel;
- C) during the first thirty minutes after the above hours, the consumption of the alcohol on the premises by persons taking meals there if the alcohol was supplied for consumption as ancillary to the meals;
- D) consumption of the alcohol on the premises or the taking of sale or supply of alcohol to any person residing in the licensed premises;
- E) the ordering of alcohol to be consumed off the premises, or the despatch by the vendor of the alcohol so ordered;

- F) the sale of alcohol to a trader or club for the purposes of the club;
- G) the sale or supply of alcohol to any canteen or mess, being a canteen in which the sale or supply of alcohol is carried out under the authority of the Secretary of State or an authorised mess of members of Her Majesty's naval, military or air forces;
- H) the taking of alcohol from the premises by a person residing there; or
- the supply of alcohol for consumption on the premises to any private friends of a person residing there who are bona fide entertained by him at his own expense, or the consumption of alcohol by persons so supplied; or
- J) the supply of alcohol for consumption on the premises to persons employed there for the purposes of the business carried on by the holder of the licence, or the consumption of liquor so supplied, if the liquor is supplied at the expense of their employer or of the person carrying on or in charge of the business on the premises.
- 4.3 The Variation application seeks to:
 - extend the hours for the sale of alcohol for consumption on and off the premises :

Sunday to Thursday

09:00 - 00:00

Friday and Saturday

09:00 - 01:00

 add the provision of Regulated Entertainment by way of the exhibition of Films, Live and Recorded Music, the performance of Dance, any entertainment of a similar description, the provision of facilities for Making Music and facilities for Dancing and any facilities of a similar nature, both indoors and outdoors:

Sunday to Thursday

19:00 - 00:00

Friday and Saturday

19:00 - 01:00

• add the following non standard timings in respect of licensable activity:

All Bank Holiday Sundays and Mondays, Good Friday, Christmas Eve, Christmas Day, Boxing Day:

$$09:00 - 01:00$$

From the start of standard timing on New Year's Eve to the start of standard timing on New Year's Day.

An additional hour to the standard and non standard times, on the day when British Summertime commences.

• add the provision of Late Night Refreshment:

Sunday to Thursday

23:00 - 00:00

Friday and Saturday

23:00 - 01:00

extend the opening hours to:

Sunday to Thursday

09:00 - 00:30

Friday and Saturday

09:00 - 01:30

The following non standard opening times have been proposed for all Bank Holiday Sundays and Mondays, Good Friday, Christmas Eve, Christmas Day, and Boxing Day:

09:00 - 01:30

- 4.4 A site plan is attached at Annex C.
- 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 premises licence.
- 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, 9, 10, 15 20, 23.5, 24, 28, 30, 33, 35 37 & 41 44 of the policy.
 - b) Chapters 8, 9 and 10 of the Statutory Guidance (as revised on 28 June 2007)...
 - c) Sections 4, 9, 10, 13, 34, 35, 36, 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 the day after the application is made and place an advert in a local newspaper within 10 days for submitting the application to the licensing authority.
- 4.13 A representation has been received from the **Police** in respect of the **Prevention of Crime** and **Disorder** licensing objective (Annex D). Conditions have been proposed by the Police, namely:
 - All licensable activity will cease at 11pm from all outside areas;
 - There will be no new entry to the premises after 11pm.
- 4.14 The applicant has agreed in writing to the conditions proposed by the Police (Annex E).
- 4.15 A representation has been received from **Environmental Protection** in respect of the **Prevention of Public Nuisance** licensing objective (Annex F). The Environmental Health Officer has proposed the following conditions:
 - No amplified music shall be allowed outdoors;
 - No more than 4 outdoor events shall take place in any 12 month period;
 - Regulated entertainment outdoors shall be no more than 4 hours duration unless agreed in writing with the Licensing Authority;
 - Regulated entertainment outdoors shall terminate no later than 23:00 hours;
 - The applicant to submit a noise management plan to the Licensing Authority. This plan
 will stipulate the number and type of events (indoor and outdoor) planned to take place.
 The terminal hour and the controls in place e.g. windows and doors to be kept closed, any
 improvements to the premises to prevent noise breakout, use of noise limiter.
- 4.16 The applicant has agreed in writing to the conditions proposed by the Environmental Health Officer (Annex G).
- 4.17 This report has not been sent to the Trades Union because they would have no involvement in this application.

Contact person	Terrill Wolyn, Licensing Officer, 01225 396939		
Background papers	Licensing Act 2003, Guidance Notes issued under Section 182 of the Licensing Act 2003, Licensing Act 2003 Regulations, B&NES Statement of Licensing Policy		

Application to vary a premises licence 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 ADMIRAL TAVERNS (PORTFOLIO NO 2) LIMITED

(Insert name(s) of applicant)

being the premises licence holder, apply to vary a premises licence under section 34 of the Licensing Act 2003 for the premises described in Part 1 below

Premises licence number		
11/00956/LAPRE		

Part 1 - Premises Details

Postal address of premises or, if none TYNING INN WALNUT BUILDINGS RADSTOCK	, ordnance survey map reference	or description
Post town	Post code	BA3 3JL

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

Part 2 - Applicant details

Daytime contact telephone number		01244 321 171		
E-mail addre	ess (optional)			
E-mail address (optional) Current postal address if different from premises address		ADMIRAL TAVERNS LIMITE SUITE H3 STEAM MILL BUSINESS CE STEAM MILL STREET		
Post Town	CHESTER		Postcode	CH3 5AN

Part 3 - Variation

Please tick yes

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

 \boxtimes

If not do you want the variation to take effect from

Da	y M	ionth	1	Ye	ar	

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

The proposed variation application will be for the following:

- To extend the opening hours to the public
- To extend the hours for sale of alcohol
- To add the Exhibition of films, Performance of live music, Playing of recorded music, Provision of facilities for making music, Performances of Dance, Anything of a similar description to that falling within (e), (f) or (g), Late night refreshment.

To authorise the provision of regulated entertainment to allow the following;

- Provision of facilities for dancing
- Entertainment of a similar description to that falling within (i) or (j)
- To extend the hours for sale of alcohol

New hours will be as follows:

Opening hours:

Sunday - Thurdsay 09:00 - 00.30 Friday & Saturday 09:00 - 01:30

Sale of Alcohol:

Sunday - Thursday 09:00 - 00:00 Friday & Saturday 09:00 - 01:00

Exhibition of films, Performance of live music, Playing of recorded music, Provision of facilities for making music, Performances of dance, Provision of facilities for dancing, Anything of a similar description to that falling within (e), (f) or (g) and Entertainment of a similar description to that falling within (i) or (j):

Sunday - Thursday 19:00 - 00:00 Friday & Saturday 19:00 - 01:00

Late night refreshment:

Sunday - Thursday 23:00 - 00:00

Friday & Saturday 23:00 - 01:00

If your 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

0			



Part 4 Operating Schedule

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

Prov	vision of regulated entertainment		Please tick yes
a)	plays (if ticking yes, fill in box A)		
b)	films (if ticking yes, fill in box B)		\boxtimes
c)	indoor sporting events (if ticking yes, fill in box C)		
d)	boxing or wrestling entertainment (if ticking yes, fill in box D)		
e)	live music (if ticking yes, fill in box E)		\boxtimes
f)	recorded music (if ticking yes, fill in box F)	7	\boxtimes
g)	performances of dance (if ticking yes, fill in box G)		\boxtimes
h)	anything of a similar description to that falling within (e), (f) or (g) (if ticking yes, fill in box H)		\boxtimes
Prov	vision of entertainment facilities:		
i)	making music (if ticking yes, fill in box I)		
j)	dancing (if ticking yes, fill in box J)		
k)	entertainment of a similar description to that falling within (i) or (j) (if ticking yes, fill in box K)		
<u>Pro</u>	vision of late night refreshment (if ticking yes, fill in box L)		
Sale	e by retail of alcohol (if ticking yes, fill in box M)		\boxtimes
In a	II cases complete boxes N, O and P		

Α

Plays Standard days and timings (please read			Will the performance of a play take place indoors or outdoors or both – please tick (please read guidance note 2)	Indoors	
	ice note 6		(ploade road galaanse riote 2)	Outdoors	
Day	Start	Finish		Both	\boxtimes
Mon			Please give further details here (please read gu	uidance note 3))
Tue					
Wed	5		State any seasonal variations for performing puidance note 4)	olays (please r	ead
Thur					
Fri			Non standard timings. Where you intend to use for the performance of plays at different times the column on the left, please list (please read	to those liste	d in
Sat					
Sun					

В

Films Standard days and timings (please read			Will the exhibition of films take place indoors or outdoors or both – please tick (please read guidance note 2)	Indoors	
	ice note 6		guidantos note 2)	Outdoors	
Day	Start	Finish		Both	
Mon	1900	0000	Please give further details here (please read gu	idance note 3)	
Tue	1900	0000			
Wed	1900	0000	State any seasonal variations for the exhibition read guidance note 4) ADDITIONAL HOUR TO THE STANDARD AND N		
Thur	1900	0000	TIMES ON THE DAY WHEN BRITISH SUMMER' COMMENCES.	TIME	
Fri	1900	0100	Non standard timings. Where you intend to us for the exhibition of films at different times to column on the left, please list (please read guid	<u>those listed ir</u>	es 1 the
Sat	1900	0100	TO INCLUDE All Bank Holidays (Sunday & Monday) :- 0900 to 0		
			Good Friday :- 0900 to 0100		
Sun	1900	0000	Christmas Eve:- 0900 to 0100 Christmas Day :- 0900 to 0100 Boxing Day:- 0900 to 0100		
			From the start of standard timing on New Years E standard timing on New Years Day	ve to the start	of

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

D

Boxing or wrestling entertainments Standard days and		_	Will the boxing or wrestling entertainment take place indoors or outdoors or both – please tick (please read guidance note 2)	Indoors	
timings	s (please r ce note 6)	ead	product state (product years garden state at)	Outdoors	
Day	Start	Finish		Both	
Mon			Please give further details here (please read gu	idance note 3)	
Tue					
Wed			State any seasonal variations for boxing or wrentertainment (please read guidance note 4)	estling	
Thur					
Fri			Non standard timings. Where you intend to us for boxing or wrestling entertainment at differentiated in the column on the left, please list (please list)	ent times to th	ose
Sat			note 5)		
Sun	***************************************				

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Live music Standard days and timings (please read			Will the performance of live music take place indoors or outdoors or both – please tick (please read guidance note 2)	Indoors	
	nce note 6		(product road guidantos noto 2)	Outdoors	
Day	Start	Finish		Both	\boxtimes
Mon	1900	0000	Please give further details here (please read gu	idance note 3)	
Tue	1900	0000			
Wed	1900	0000	State any seasonal variations for the performance of live must (please read guidance note 4) ADDITIONAL HOUR TO THE STANDARD AND NON-STANDAR		
Thur	1900	0000	TIMES ON THE DAY WHEN BRITISH SUMMER COMMENCES.		אט
Fri	1900	0100	Non standard timings. Where you intend to us for the performance of live music at different t listed in the column on the left, please list (please)	imes to those	
Sat	1900	0100	note 5) TO INCLUDE	aco road garac	
			All Bank Holidays (Sunday & Monday) :- 0900 to (0100	
Sun	1900	0000	Good Friday :- 0900 to 0100 Christmas Eve:- 0900 to 0100 Christmas Day :- 0900 to 0100 Boxing Day:- 0900 to 0100		
			From the start of standard timing on New Years E standard timing on New Years Day	ve to the start	of

F

Recorded music Standard days and timings (please read			Will the playing of recorded music take place indoors or outdoors or both – please tick (please read guidance note 2)	Indoors	
	ice note 6		(please read guidance note 2)	Outdoors	
Day	Start	Finish		Both	\boxtimes
Mon	1900	0000	Please give further details here (please read gu	idance note 3)	
Tue	1900	0000			
Wed	1900	0000	State any seasonal variations for the playing of (please read guidance note 4) ADDITIONAL HOUR TO THE STANDARD AND I		
Thur	1900	0000	TIMES ON THE DAY WHEN BRITISH SUMMER'COMMENCES.	TIME	
Fri	1900	0100	Non standard timings. Where you intend to use for the playing of recorded music at different to listed in the column on the left, please list (ple	imes to those	1
Sat	1900	0100	note 5) TO INCLUDE All Bank Holidays (Sunday & Monday) :- 0900 to 0	0100	
Sun	1900	0000	Good Friday: - 0900 to 0100 Christmas Eve:- 0900 to 0100 Christmas Day:- 0900 to 0100 Boxing Day:- 0900 to 0100	0100	
			From the start of standard timing on New Years E standard timing on New Years Day	Eve to the start	of

G

Performances of dance Standard days and			Will the performance of dance take place indoors or outdoors or both – please tick (please read guidance note 2)	Indoors	
timing	s (please nce note 6	read	(prodes road galldaries rists 2)	Outdoors	
Day	Start	Finish		Both	\boxtimes
Mon	1900	0000	Please give further details here (please read gu	uidance note 3))
Tue	1900	0000			
Wed	1900	0000	State any seasonal variations for the performation (please read guidance note 4) ADDITIONAL HOUR TO THE STANDARD AND		
Thur	1900	0000		TIMES ON THE DAY WHEN BRITISH SUMMERTIME	
Fri	1900	0100	Non standard timings. Where you intend to use for the performance of dance at different times the column on the left, please list (please read	s to those list	ed in
Sat	1900	0100	TO INCLUDE All Bank Holidays (Sunday & Monday) :- 0900 to Good Friday :- 0900 to 0100		,
Sun	1900	0000	Christmas Eve:- 0900 to 0100 Christmas Day :- 0900 to 0100 Boxing Day:- 0900 to 0100		
			From the start of standard timing on New Years E standard timing on New Years Day	Eve to the start	of

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 entertable providing	<u>iinment you wi</u>	<u>iII</u>
Day	Start	Finish	Will this entertainment take place indoors or	Indoors	
Mon	1900	0000	outdoors or both – please tick (please read guidance note 2)	Outdoors	
				Both	\boxtimes
Tue	1900	0000	Please give further details here (please read gu	idance note 3)	
			-		
Wed	1900	0000			
Thur	1900	0000	State any seasonal variations for entertainmen		
			description to that falling within (e), (f) or (g) (guidance note 4)	please read	
Fri	4000	0400	ADDITIONAL HOUR TO THE STANDARD AND I		RD
	1900	0100	COMMENCES.	111VIL	
			- 		
Sat	1900	0100	Non standard timings. Where you intend to use for the entertainment of a similar description to		<u>s</u>
		-	within (e), (f) or (g) at different times to those I	isted in the	
			column on the left, please list (please read guid TO INCLUDE	ance note 5)	
Sun	1900	0000	All Bank Holidays (Sunday & Monday) :- 0900 to Good Friday :- 0900 to 0100	0100	
	1000		Christmas Eve:- 0900 to 0100		
			Christmas Day :- 0900 to 0100		
			Boxing Day:- 0900 to 0100		
			From the start of standard timing on New Years E standard timing on New Years Day	Eve to the start of	of

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Provision of facilities for making music Standard days and timings (please read guidance note 6)			Please give a description of the facilities for m will be providing Will the facilities for making music be indoors or outdoors or both – please tick	Indoors	you
Day	Start	Finish	(please read guidance note 2)	Outdoors Both	
Mon	1900	0000	Please give further details here (please read gu		
Tue	1900	0000	ie i		
Wed	1900	0000	State any seasonal variations for the provision making music (please read guidance note 4) ADDITIONAL HOUR TO THE STANDARD AND		
Thur	1900	0000	TIMES ON THE DAY WHEN BRITISH SUMMER COMMENCES.		
Fri	1900	0100	Non standard timings. Where you intend to use for provision of facilities for making music at those listed in the column on the left, please listed	different times	s to
Sat	1900	0100	guidance note 5) TO INCLUDE	;;	
Sun	1900	0000	All Bank Holidays (Sunday & Monday) :- 0900 to Good Friday :- 0900 to 0100 Christmas Eve:- 0900 to 0100 Christmas Day :- 0900 to 0100 Boxing Day:- 0900 to 0100	0100	-
			From the start of standard timing on New Years E standard timing on New Years Day	Eve to the start	of

J

Provision of facilities for dancing Standard days and			Will the facilities for dancing be indoors or outdoors or both – please tick (see guidance note 2)	Indoors
	s (please i		note 2)	Outdoors
guidar	ce note 6)	×	Both 🖂
			Please give a description of the facilities for d	ancing you will be
			providing	
Day	Start	Finish		
Mon	1900	0000	Please give further details here (please read gu	uidance note 3)

Tue	1900	0000		
	1900	0000	1	
Wed	1900	0000	State any seasonal variations for providing da (please read guidance note 4)	incing facilities
			ADDITIONAL HOUR TO THE STANDARD AND	NON-STANDARD
Thur	1900	0000	TIMES ON THE DAY WHEN BRITISH SUMMER	TIME
			COMMENCES.	
 Fri	1000	0.100	Non standard timings. Where you intend to u	ee the promises
ГП	1900	0100	for the provision of facilities for dancing at dif	ferent times to
			those listed in the column on the left, please l	ist (please read
Sat	1900	0100	guidance note 5) TO INCLUDE	
			All Bank Holidays (Sunday & Monday) :- 0900 to	0100
Sun	1900	0000	Good Friday :- 0900 to 0100	
	1900		Christmas Eve:- 0900 to 0100	
			Christmas Day :- 0900 to 0100 Boxing Day:- 0900 to 0100	Y
			From the start of standard timing on New Years E standard timing on New Years Day	Eve to the start of

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 enterta you will be providing	<u>ainment facilit</u>	Y	
Day	Start	Finish	Will the entertainment facility be indoors or	Indoors		
Mon	1900	0000	outdoors or both – please tick (please read guidance note 2)	Outdoors		
				Both	\boxtimes	
Tue	1900	0000	Please give further details here (please read guidance note 3)			
Wed	1900	0000				
Thur	1900	0000	State any seasonal variations for the provision entertainment of a similar description to that fa (please read guidance note 4) ADDITIONAL HOUR TO THE STANDARD AND N	alling within i	or j	
Fri	1900	0100	TIMES ON THE DAY WHEN BRITISH SUMMER' COMMENCES.	TIME		
Sat	1900	0100	Non standard timings. Where you intend to use for the provision of facilities for entertainment description to that falling within i or j at different listed in the column on the left, please list (please 5) TO INCLUDE	of a similar ent times to the	ose	
Sun	1900	0000	All Bank Holidays (Sunday & Monday) :- 0900 to 0 Good Friday :- 0900 to 0100 Christmas Eve:- 0900 to 0100 Christmas Day :- 0900 to 0100 Boxing Day:- 0900 to 0100			
			From the start of standard timing on New Years E standard timing on New Years Day	ve to the start	of	

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Standa	ight refre	and	Will the provision of late night refreshment take place indoors or outdoors or both – please tick (please read guidance note 2)	Indoors	
	s (please ice note 6		please tick (please read guidance note 2)	Outdoors	
Day	Start	Finish		Both	
Mon	2300	0000	Please give further details here (please read gu	uidance note 3))
Tue	2300	0000			
Wed	2300	0000	State any seasonal variations for the provision refreshment (please read guidance note 4) ADDITIONAL HOUR TO THE STANDARD AND		
Thur	2300	0000	TIMES ON THE DAY WHEN BRITISH SUMMER COMMENCES.	TIME	
Fri	2300	0100	Non standard timings. Where you intend to use for the provision of late night refreshment at compared those listed in the column on the left, please listed in the column on the left, please listed in the column on the left.	<u>lifferent times</u>	<u>, to</u>
Sat	2300	0100	guidance note 5) TO INCLUDE	20	
Sun	2300	0000	eank Holidays (Sunday & Monday) :- 2300 to 0100 Good Friday :- 2300 to 0100 Christmas Eve:- 2300 to 0100 Christmas Day :- 2300 to 0100 Goxing Day:- 2300 to 0100	JU	
			From the start of standard timing on New Years E standard timing on New Years Day	Eve to the start	of

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Supply of alcohol Standard days and timings (please read		and	Will the supply of alcohol be for consumption (Please tick box) (please read guidance note 7)	On the premises	
	nce note 6		guidance note 1)	Off the premises	
Day	Start	Finish		Both	\boxtimes
Mon	0900	0000	State any seasonal variations for the supply of	f alcohol (plea	se
			read guidance note 4) ADDITIONAL HOUR TO THE STANDARD AND N	NON-STANDA	RD
Tue	0900	0000	TIMES ON THE DAY WHEN BRITISH SUMMER COMMENCES.		
Wed	0900	0000			
Thur	0900	0000	Non-standard timings. Where you intend to us for the supply of alcohol at different times to t		
			column on the left, please list (please read guid	lance note 5)	
Fri	0900	0100	TO INCLUDE Bank Holidays (Sunday & Monday) :- 0900 to 010	00	
			Good Friday :- 0900 to 0100		
Sat	0900	0100	Christmas Eve:- 0900 to 0100 Christmas Day :- 0900 to 0100		
			Boxing Day:- 0900 to 0100		
Sun	0900	0000	From the start of standard timing on New Years E standard timing on New Years Day	ve to the start	of

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Please highlight any adult entertainment or services, activities, other entertain matters ancillary to the use of the premises that may give rise to concern in re children (please read guidance note 8) NONE	

Hours premises are open to the public Standard days and timings (please read guidance note 6)			State any seasonal variations (please read guidance note 4) ADDITIONAL HOUR TO THE STANDARD AND NON-STANDARD TIMES ON THE DAY WHEN BRITISH SUMMERTIME COMMENCES.
Day	Start	Finish	
Mon	0900	0030	
Tue	0900	0030	
Wed	0900	0030	
			Non standard timings. Where you intend the premises to be
Thur	0900	0030	open to the public at different times from those listed in the column on the left, please list (please read guidance note 5) TO INCLUDE
			Bank Holidays (Sunday & Monday) :- 0900 to 0100
Fri	0900	0130	Good Friday :- 0900 to 0130 Christmas Eve:- 0900 to 0130
			Christmas Eve:- 0900 to 0130 Christmas Day :- 0900 to 0130
Sat	0900	0130	Boxing Day:- 0900 to 0130
			From the start of standard timing on New Years Eve to the start of
Sun	0900	0030	standard timing on New Years Day

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

	Please tick yes				
I have enclosed the premises licence					
 I have enclosed the relevant part of the premises licence 					
If you have not ticked one of these boxes please fill in reasons for not including the licence, or part of it, below					
Reasons why I have failed to enclose the premises licence or relevant part of premises licence					

P Describe any additional steps you intend to take to promote the four licensing objectives as a result of the proposed variation:				
a) General – all four licensing objectives (b,c,d,e) (please read guidance note 9)				
b) The prevention of crime and disorder				
THERE IS A ZERO TOLERANCE POLICY TO USE OF ILLEGAL SUBSTANCES ON SITE AND ANYONE SEEN TO BE PARTAKING IN ANY ILLEGAL ACTIVITY WILL BE ASKED TO VACATE THE PREMISES.				
A DRUGS & INCIDENT BOOKLET WILL BE AVAILBALE ON SITE TO LOG ANY ISSUES THAT MAY ARISE.				
c) Public safety				
c) Public safety CUSTOMERS WILL BE MONITORED AND ASKED TO LEAVEIF THEY BEHAVE IN AN INAPPRPRIATE MANNER.				
CUSTOMERS WILL BE MONITORED AND ASKED TO LEAVEIF THEY BEHAVE IN AN				
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CUSTOMERS WILL BE MONITORED AND ASKED TO LEAVEIF THEY BEHAVE IN AN INAPPRPRIATE MANNER.				
CUSTOMERS WILL BE MONITORED AND ASKED TO LEAVEIF THEY BEHAVE IN AN INAPPRPRIATE MANNER. d) The prevention of public nuisance CUSTOMERS ARE MADE AWARE VERBALLY AND BY USE OF SIGNS TO LEAVE THE				
CUSTOMERS WILL BE MONITORED AND ASKED TO LEAVEIF THEY BEHAVE IN AN INAPPRPRIATE MANNER. d) The prevention of public nuisance CUSTOMERS ARE MADE AWARE VERBALLY AND BY USE OF SIGNS TO LEAVE THE PREMSIES QUIETLY. ALL DOORS AND WINDOWS WILL REMAIN CLOSED WHEN REGULATED				

e) The protection of children from harm

	UNDER THE AGE OF 16 PERMITTED ON THE PREMISES UNLESS D BY AN ADULT. NO CHILDREN WILL BE PERMITTED ON THE PREMISES					
A CHALLENGE 21 SCHEME IS IN PLACE AT ALL TIMES.						
	Please tick yes					
I have made	de or enclosed payment of the fee					
	t copies of this application and the plan to responsible authorities and ere applicable					
 I understar 	nd that I must now advertise my application					
I have enc	losed the premises licence 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)						
Signature of applicant (the current premises licence holder) or applicant's solicitor or other duly authorised agent (please read guidance note 11). If signing on behalf of the applicant please state in what capacity.						
Signature	H					
Date						
Capacity						
Where the premises licence is jointly held signature of 2nd applicant (the current premises licence holder) or 2nd applicant's solicitor or other authorised agent (please read guidance note12). If signing on behalf of the applicant please state in what capacity.						
Signature	+					
Date						

Capacity

	UNDER THE AGE OF 16 PERMITTED ON THE PREMISES UNLESS BY AN ADULT. NO CHILDREN WILL BE PERMITTED ON THE PREMIS	SES			
A CHALLENGE	21 SCHEME IS IN PLACE AT ALL TIMES.				
	Please tic	k yes			
 I have mad 	e or enclosed payment of the fee	\boxtimes			
I have sent copies of this application and the plan to responsible authorities and others where applicable					
 I understar 	d that I must now advertise my application	\boxtimes			
 I have encl 	osed the premises licence or relevant part of it or explanation	\boxtimes			
	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 – Signatu	ures (please read guidance note 10)				
other duly auth	plicant (the current premises licence holder) or applicant's solicitor or orised agent (please read guidance note 11). If signing on behalf of the state in what capacity.	or e			
Signature	Malche Mark Brown				
Date	14° JUNE 2011				
Capacity	Applicator's Soucital.				
premises liceno	nises licence is jointly held signature of 2nd applicant (the current ce holder) or 2nd applicant's solicitor or other authorised agent (plea ote12). If signing on behalf of the applicant please state in what capa	se acity.			
Signature					
Date					

Capacity





Contact name (where not previously given) and address for correspondence associated with this application (please read guidance note 13)

CONTACT:...STEPHANIE ADAMS ADMIRAL TAVERNS LIMITED SUITE H3, STEAM MILL BUSINESS CENTRE STEAM MILL STREET

Post townCHESTERPost codeCH3 5AN

Telephone number (if any) 01244 505433

If you would prefer us to correspond with you by e-mail your e-mail address (optional) STEPHANIE.ADAMS@ADMIRALTAVERNS.CO.UK

Notes for Guidance

This application cannot be used to vary the licence so as to extend the period for which the licence has effect or to vary substantially the premises to which it relates. If you wish to make that type of change to the premises licence you should make a new premises licence application under section 17 of the Licensing Act 2003.

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



Bath & North East Somerset Council

Schedule 12 Part A

Regulation 33, 34

Premises Licence

11/00956/LAPRE **Premises Licence Number**

Part 1 - Premises Details

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

Tyning Inn Walnut Buildings Radstock BA3 3JL

Telephone number

01761 432462

Where the licence is time limited the dates Not applicable

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

Sale of Alcohol (Indoors only)

Monday to Saturday

11:00 - 23:00

Sunday

12:00 - 22:30

Non Standard Timings

Sale of Alcohol - Good Friday: 12:00 to 22:30 hours. Christmas Day: 12:00 to 15:00 and 19:00 to 22:30 hours.

From 11:00 hours on New Year's Eve to 23:00 hours on New Year's Day.

The opening hours of the premises

Monday to Saturday

11:00 - 23:20

Sunday

11:00 - 22:50

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

Alcohol is supplied for consumption both on and off the premises

Part 2

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

Admiral Taverns (Portfolio No 2) Limited 150 Aldersgate Street London EC1A 4EJ

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

Registered Business Number - 05072654

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

Mrs Kathryn Rose Morris 53 Thicket Mead Midsomer Norton Radstock BA3 2ST

07584 239282

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

10/01307/LAPER

Bath & North East Somerset Council

This licence is issued by Bath & North East Somerset Council as licensing authority under Part 3 of the Licensing Act 2003 and regulations made thereunder.

Signed for and on behalf of Bath & North East Somerset Council:

Dated 21 February 2011

Bath & North East Somerset Council

Annex 1 - Mandatory conditions

No supply of alcohol may be made under the premises licence:

- a) at a time when there is no designated premises supervisor in respect of the premises licence, or
- b) at a time when the designated premises supervisor does not hold a personal licence or his personal licence is suspended.

Every supply of alcohol under the premises licence must be made or authorised by a person who holds a personal licence.

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

The Licensing Act 2003 hours will be as Licensing Act 1964 - sections 59, 60, 67A, 68, 70, 74, 76 On licenses.

Alcohol shall not be sold or supplied except during permitted hours. In this condition, permitted hours means:

- a) On weekdays, other than Christmas Day, Good Friday or New Year's Eve, 11 am to 11 pm
- b) On Sundays, other than Christmas Day or New Year's Eve, 12 noon to 10.30 pm
- c) On Good Friday, 12 noon to 10.30 pm
- d) On Christmas Day, 12 noon to 3 pm and 7 pm to 10.30 pm
- e) On New Year's Eve from the start of permitted hours on New Year's Eve to the start of permitted hours on the following day.

The above restrictions do not prohibit:

- a) during the first twenty minutes after the above hours the consumption of the alcohol on the premises;
- b) during the first twenty minutes after the above hours, the taking of the alcohol from the premises unless the alcohol is supplied or taken in an open vessel;
- c) during the first thirty minutes after the above hours the consumption of the alcohol on the premises by persons taking meals there if the alcohol was supplied for consumption as ancillary to the meals;
- d) consumption of the alcohol on the premises or the taking of sale or supply of alcohol to any person residing in the licensed premises;
- e) the ordering of alcohol to be consumed off the premises, or the despatch by the vendor of the alcohol so ordered;
- f) the sale of alcohol to a trader or club for the purposes of the trade or club;
- g) the sale or supply of alcohol to any canteen or mess, being a canteen in which the sale or supply of alcohol is carried out under the authority of the Secretary of State or an authorised mess of members of Her Majesty's naval, military or air forces;
- h) the taking of alcohol from the premises by a person residing there; or
- i) the supply of alcohol for consumption on the premises to any private friends of a person residing there who are bona fide entertained by him at his own expense, or the consumption of alcohol by persons so supplied; or

j) the supply of alcohol for consumption on the premises to persons employed there for the
purposes of the business carried on by the holder of the licence, or the consumption of liquor
so supplied, if the liquor is supplied at the expense of their employer or of the person carrying
on or in charge of the business on the premises.

Bath & North East Somerset Council

Annex 2 - Conditions consistent with the Operating Schedule

Annex 3 – Conditions attached afte	r a hearing by the	licensing authority
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Bath & North East Somerset Council

Annex 4 - Plans

As submitted with application.

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Part B

Premises Licence Summary

Premises Licence Number 11/00956/LAPRE

Premises Details

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

Tyning Inn Walnut Buildings Radstock BA3 3JL

Telephone number

01761 432462

Where the licence is time limited the dates Not applicable

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

Sale of Alcohol (Indoors only)

Monday to Saturday

11:00 - 23:00

Sunday

12:00 - 22:30

Non Standard Timings

Sale of Alcohol - Good Friday: 12:00 to 22:30 hours. Christmas Day: 12:00 to 15:00 and 19:00 to 22:30 hours.

From 11:00 hours on New Year's Eve to 23:00 hours on New Year's Day.

The opening hours of the premises

Monday to Saturday

11:00 - 23:20

Sunday

11:00 - 22:50

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

Alcohol is supplied for consumption both on and off the premises

Name, (registered) address of holder of premises licence

Admiral Taverns (Portfolio No 2) Limited 150 Aldersgate Street London EC1A 4EJ

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

Registered Business Number - 05072654

Name of designated premises supervisor where the premises licence authorises for the supply of alcohol

Mrs Kathryn Rose Morris

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

As per Operating Schedule at Annex 2.



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

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	Martin Purchase	
Job Title	Liquor Licensing Officer	
Postal and email address	Bath Police Station Manvers St. Bath. BA1 4BX	
Contact telephone number	01225842475	

Name of the premises you are making a representation about.	Tyning Inn
Address of the premises you are making a representation about.	Walnut Buildings Radstock BA3 3JL

Which of the four licensing objectives does your representation relate to? Please state yes or no. To prevent crime and disorder Public safety	Yes or No Yes	Please detail the evidence supporting your representation. Or the reason for your representation. Please use separate sheets if necessary. The premises are situated in a residential area of Radstock. The area does experience sporadic crime and disorder and anti social behaviour. The problems are most frequent in the early evenings and are alcohol related. With the premises in such a high density of residential property, the Police are of the opinion that all licensable activity should cease in outside areas at 11pm to further the prevention of public nuisance objective. The movement of persons from one venue to another late at night also causes problems of tension within venues, and increases noise disturbance in the area. Conditions have been agreed with the licence holders that satisfy these concerns.
rubiic salety		

To prevent public nuisance	
The prevention of harm to children	
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.	 1.All Licensable activity will cease at 11pm from outside areas. 2. There will be no ¶new entry to the premises after 11pm.

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

Signed Houle Rule.

Date: 8-7-11

Please return this form along with any additional sheets to:

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

Martin Purchase

From:

Darren Kelly [Darren.Kelly@AdmiralTaverns.co.uk]

Sent:

30 June 2011 12:05

To:

Martin Purchase

Subject:

RE: RESTRICTED: Re Tyning Inn, Walnut Buildings, Radstock. BA3 3JL Application to

vary premises licence.

Follow Up Flag: Follow up

Flag Status:

Red

Hi Martin,

I can confirm that Admiral Taverns agree to the below conditions being added onto the premises licence.

Many thanks

Darren Kelly Licensing Supervisor

Admiral Taverns Ltd Steam Mill Business Centre Steam Mill Street Chester CH3 5AN

12345556778778787899<

⊠: darren.kelly@admiraltaverns.co.uk

From: Martin Purchase [mailto:Martin.Purchase@avonandsomerset.police.uk]

Sent: 30 June 2011 11:36

To: Darren Kelly

Subject: RESTRICTED: Re Tyning Inn, Walnut Buildings, Radstock. BA3 3JL Application to vary premises licence.

Darren

With ref the above, I have today spoken with the dps Kathryn Morris re this application, it had been agreed that two items under the licensing objectives would be included in the operating schedule, this had also been discussed with yourselves as the licence holders and full agreement was given. The matter will now have to go to a hearing, but hopefully you will agree by way of this email to the two conditions below.

- 1. All licensable activity will cease at 11pm from all outside areas.
- 2 There will be no linew entry to the premises after 11pm.

An early reply would be appreciated.

Thank you Martin Purchase, Liquor Licensing Officer
Bath Police Station,
Manyers St

Bath.

Mobile 07810555373

Avon and Somerset Constabulary aims to serve the communities of Avon and Somerset and help inspire greater confidence in the Police. For more information please visit our website at www.avonandsomerset.police.uk

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Avon and Somerset Constabualary

Working to make the communities of Avon and Somerset feel safe and be safe

~ADMIRAL TAVERNS~

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Scanned by Concise Message Security



Representation Form

Responsible Authority. (Please delete as applicable.) EP (noise)

Your Name	John Harvey	
Job Title	Environmental Health Officer	
Postal and email address	9-10 Bath Street BATH BA1 1SN	
Contact telephone number	01225 396632	

Name of the premises you are making a representation about.	The Tyning Inn
Address of the premises you are making a representation about.	Walnut Buildings Radstock Bath

Which of the four licensing	Yes	Please detail the evidence supporting your
objectives does your	or	representation. Or the reason for your
representation relate to?	No	representation. Please use separate sheets if
Please state yes or no.		necessary.
To prevent crime and disorder	No	
Public safety	No	
To prevent public nuisance	Yes	Admiral Taverns have applied for live music outdoors. I appreciate the benefits of outdoors music events for the community. However, It is clear that amplified music outdoors at this location will be very clearly audible to residents living nearby as this premises is surrounded by residential property. This will be very intrusive and is contrary to the public nuisance objective of the Licensing Act 2003. I would propose that if a licence is granted that no amplified music is allowed outside and a limit of 4 outdoor events in any 12 month period to protect residential

		amenity. I am aware that drum and bass events have happened at this location. Drum and bass events outside is clearly an unacceptable situation for residents. In addition, I would suggest that as a condition, the applicant should submit a Noise Management Plan to demonstrate how they intend to control noise from music and the potential nuisance that may arise from regulated entertainment permitted.
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.	No amplified music allowed outdoors No more than 4 outdoor events in any 12 month period Regulated entertainment outdoors shall be no more than 4 hours duration unless agreed in writing with the Licensing Authority. Regulated entertainment outdoors shall terminate no later than 2300 The Applicant to submit a Noise Management Plan to the Licensing Authority. This plan will stipulate the number and type of events (indoor and outdoor) planned to take place. The terminal hour and the controls in place e.g. windows and doors to be kept closed, any improvements to the premises to prevent	

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

Date: / July 2011

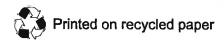
Signed:

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.



Terrill Wolyn

From:

John Harvey

Sent:

06 July 2011 12:48

To:

Terrill Wolyn

Subject:

FW: Tyning Inn Radstock Bath

FYI

From: Darren Kelly [mailto:Darren.Kelly@AdmiralTaverns.co.uk]

Sent: 05 July 2011 12:42

To: John Harvey; martin.purchase@avonandsomerset.police.uk

Subject: RE: Tyning Inn Radstock Bath

Hi John,

I can confirm that Admiral Taverns are happy with the suggested conditions to be placed onto the premises licence.

Many thanks

Darren Kelly Licensing Supervisor

Admiral Taverns Ltd Steam Mill Business Centre Steam Mill Street Chester CH3 5AN

密: 01244 505427 昌: 08450 582501

From: John Harvey [mailto:John_Harvey@BATHNES.GOV.UK]

Sent: 01 July 2011 15:18

To: 'martin.purchase@avonandsomerset.police.uk'; Darren Kelly

Subject: Tyning Inn Radstock Bath

Dear Both,

I have attached the representation I have made to the Licensing Team for your information.

Regards

John Harvey **Environmental Health Officer** Neighbourhood Services Bath & North East Somerset Council 9-10 Bath Street Bath **BA1 1SN**

01225 396632

