

West Wiltshire District Council

Licensing Sub-Committee

for the application for Variation Premises License

of The Bear, Silver Street, Bradford on Avon

Held on: Friday 23 September 2005

Held in: Council Chamber, Bradley Road, Trowbridge

Present: Bob Brice – sub-chair (BB), Gerry Burnan (GB), Tony Phillips (TP)

P. Ephgrave – Lawyer (PE)

Officers: Policy & Licensing Officer – Maggie Jones (MJ), Lawyer – Nigel Musgrove (NM), Member Support Officer (Licensing) – Janette Massey (JM)

1. Declarations of Interest

There were no declarations of interest

2. Hearing Procedure

BB read through the hearing procedure, this was understood by all present.

3. Application for determination

MJ read through the Summary Report outlining the application as follows:

Sale of alcohol (on and off sales)

- Monday to Saturday 1100 to 2300
- Sundays and Good Friday 1200 to 2230
- 1200 to 1500 and 1900 to 2230 on Christmas Day
- 1100 New Years Eve to 2300 New Years Day

The variation applied for is, in summary:

- Extend the hours for the supply of alcohol
 - ◆ Monday – Saturday 1000 to 2359
 - ◆ Sunday 1000 to 2300
 - ◆ Public Holiday Sundays 1000 to 2359
 - ◆ For special sporting national/international events that are televised at non-GMT times, for the time period commencing one half hour prior and following (Note this has now been withdrawn following police representation)

- To include regulated entertainment
 - ◆ Live music, recorded music, dancing etc. Monday to Saturday 1900 to 2359, Sunday 1200 to 2300
 - ◆ Showing of live sporting events on large screen, Monday to Saturday 1000 to 2359, Sunday 1000 to 2300. For special sporting national;/international events that are televised at non-GMT times, for the time period commencing one half hour prior and following.
- Hours open to the public Monday to Saturday 1000 to 0030 the following morning.

There was one representation from a relevant authority, the Police, but this was withdrawn. A further representation was received from R H & V M Wood of Flat 4, Silver Street House, Bradford on Avon

MJ also outlined the main steps that the applicant proposes to take and which will be applied as conditions that are relevant to the representation, and these are:

- Capacity limit of 100
- restriction on the volume of music that would cause disturbance to residents
- Doors and windows will be kept closed whenever regulated entertainment is carried out and in any event after 2300 hrs, to reduce breakout of noise
- Soundproof doors and windows at the front of the premises
- Prominent, clear and legible notices are displayed at all exits requesting patrons to respect the needs of local residents and to leave the premises and the area quietly
- The placing of bottles into receptacles outside the premises is only permitted to take place between the hours of 0900 and 1700 to minimise the disturbance to nearby premises
- A sign will be displayed stating it is an offence for persons under the age of 18 to purchase, or attempt to purchase, alcohol

MJ also stated that the main issue of concern in the representation was the late night disturbance from customers leaving the premises.

PE then introduced himself and stated that Mr. Reid was unable to attend as he was on holiday. PE did state that Mr. Parfitt, the Designated Premises Supervisor, was in attendance although not in an official capacity Mr. Parfitt would advise PE on any questions that PE may not be able to answer.

PE then went on to outline the procedures the applicant has taken to reduce nuisance, and how the applicant was keen to be a good neighbour.

Finally PE stated that under Section 7.45 of the Guidance issued under section 182 of the Licensing Act 2003 that the representation made by the Woods was not relevant. NM agreed with this.

BB closed the hearing stating that as there were no relevant representations then the Committee would grant the licence with no further conditions