



## REPRESENTATIONS PROCEDURE NOTES

- A representation can be made against an application for a premises to carry on a licensable activity within the 28 day consultation period. Representations can also be made against applications to make variations to an existing licence.
- Representations may be made by:
  - Responsible authorities
  - Other persons
- To make a representation you must complete and send this form to [licensing@shropshire.gov.uk](mailto:licensing@shropshire.gov.uk). Representations may also be submitted by post to: Licensing Team, Business & Consumer Protection Service, Shirehall, Abbey Foregate, Shrewsbury, SY2 6ND.

**PLEASE NOTE: The representation form must be received by the Licensing Team before the end of the consultation period stated on the site notice, newspaper notice and the Council's website, or it will not be accepted.** Posted representations not received within a consultation period due to the postal system will be treated as late and not accepted.

- Where a representation is accepted as relevant, **the Council will share the representation in its entirety with the applicant and their agent.** This is to allow them an opportunity to consider the issues raised in the representation and discuss possible ways to mitigate the objector's concerns with them directly.
- Only in exceptional circumstances will personal details be redacted from representations. This will be when the Council considers that there is a genuine risk of intimidation / violence to the persons making representation. Persons making representations who consider this to be a risk should make it clear on their representation and they will be contacted to discuss further.
- At the end of the consultation period, if any representations remain, the name and address of persons making representations will be published on the report to the Licensing Sub Committee, which will be publicly available.

For further information and guidance please visit the 'current licence applications in consultation' page on our website [www.shropshire.gov.uk/licensing](http://www.shropshire.gov.uk/licensing) where you can find further details on all applications and download our guidance on **Making Representations and what to expect in a Licensing Act Sub- Sub Committee.**



**Licensing Act 2003  
REPRESENTATION FORM**

The boxes marked \* are mandatory. Representations missing this information will be automatically refused

**Other Persons**

<b>*Name/ Name of business/organisation you represent</b>	Mrs Jan Boyd
<b>*Postal address</b>	[REDACTED]
<b>Telephone number</b>	[REDACTED]
<b>Email address</b> This is the most reliable way for us to communicate with you, please provide an email address if you have one	[REDACTED]

<b>*Name &amp; address of premises for which the representation is being made</b> Bobby's – Units 25 and 26 The Parade, St Mary's Place, Shrewsbury SY1 1DL
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**\*Your representation must relate to one or more of the following four licensing objectives. Please detail the evidence supporting your representation or the reason for your representation. Please use separate sheets if necessary.**

<b>THE PREVENTION OF CRIME AND DISORDER</b>
<b>PUBLIC SAFETY</b>

## **THE PREVENTION OF PUBLIC NUISANCE**

I wish to object to the granting of a licence to serve alcohol and a licence to allow live and recorded music at the premises, on the basis of a public nuisance. The level of sound and light pollution which would be created as a direct result of the licences should they be granted, is unacceptable and unnecessary. There are other more appropriate venues in town for a Tapas bar.

The applicant had already spent what looks like a considerable amount of money fitting out units 25 and 26 of the Parade as a bar. I trust that does not mean that the granting of these licences is a foregone conclusion, and that you will consider all representations appropriately.

### **Sound Pollution**

On the face it, an application for an alcohol and entertainments licence for a tapas bar in the centre of Shrewsbury close to other retail units sounds uncontroversial. However, despite being only a short distance from the hurly burly of Castle Street, High Street and Pride Hill, the units in question are located in the centre of a tranquil residential area, amid the residences of The Court, The Parade, Watergate Mansions and the properties on St Mary's Watergate, including the Blackfriars development and Council House Court to name just a few.

Bearing in mind the topography and the manner in which sound travels, residents across the river in the old Gay Meadow development could easily be affected by the noise should the licences be granted. The newly established Castle Walk Nature Trail could also be adversely affected.

Whilst there is a mixture of 20 or so retail units in the basement and ground floor of The Parade, all except one are self-contained and emit no noise. Only one unit has access to the terrace/car park in question. This is a café which does not serve alcohol, or have music of any kind and is closed at 3.30pm, 4.00pm or 4.30 pm dependent upon the day of the week.

The use of the terrace area by the café is a far cry from the current application for the sale of alcohol from 08.00 to 23.30 Monday to Saturday and 8.00 to 22.30 on Sundays, both indoors and outdoors plus, Bank Holidays Christmas boxing Day and New Year to 2.00 in the morning **and** live and recorded music continuing until midnight seven days a week extended to 2 am on Bank Holidays, Christmas, Boxing Day and New Year.

Such licensing hours would be challenging to live next to in a city centre. It is not appropriate for a quiet residential area in Shrewsbury.

The plan attached to the application indicates seating for 76 persons on the terrace. No doubt in addition there will be people standing and drinking in the area, just as the drinkers now spill out of Oil and onto the pavement. Such a body of persons will create a noise disturbance, regardless of any music. I suppose a similar area in town would be the forecourt of the Shrewsbury Hotel, where drinkers sit, and where the noise is dissipated into the traffic noise of Barker Street and Smithfield, and which is not within a confined residential area.

The residential area surrounding the Parade is devoid of any sound pollution, only currently disturbed by intermittent sounds from the scaffolders working on the Parade building, the noise from which resonates around the surrounding area. Under normal circumstances it is possible to hear only the sounds of wind in the trees and birdsong. I would urge that before considering this application, all members of the licensing Sub Committee visit the site and experience the quality of silence for themselves.

The applicants address the problem with noise by stating notices will be displayed to request minimum noise on leaving the premises at any time - irrelevant when the main body of noise will come from customers on the terrace during business hours. They also state "All staff including entertainment providers will be aware of a

commitment to ensure good noise management” in my view impossible if the music is to be reproduced outdoors as requested in the licence.

**Light Pollution**

There is also the question of light pollution. The surrounding area is currently lit by street lights alone, with no additional lighting on the terrace. That will not be sufficient for a working Tapas bar and entertainments area.

**THE PROTECTION OF CHILDREN FROM HARM**

**Suggested conditions that could be added to the licence to remedy your representation or other suggestions you would like the Licensing Sub Committee to take into account. Please use separate sheets where necessary.**

**Do not grant the licences.**

- Generally, if there is to be a hearing to determine the premises licence application, the Licensing Sub Committee will only be able to consider matters that have been previously disclosed. No new evidence can be introduced at the hearing. It is therefore imperative that you detail all matters that you wish to be considered on this initial representation. Please attach additional sheet if necessary.
- If you make a representation, you will be expected to attend the Licensing Sub Committee hearing and any subsequent appeal process. **All representations in their entirety, including your name, address and contact details will be disclosed to the applicant for the premises licence and their agent.**
- If limited or withheld personal details are redacted from representations, where notice of a hearing is given to an applicant, the licensing authority is required under the Licensing Act 2003 (Hearings) Regulations 2005 to provide the applicant with copies of the relevant representations that have been made.

**I/We fully understand that this representation will be made available to the applicant and included in the Sub Committee’s Hearing papers which are publicly accessible documents, and any subsequent appeal court proceedings.**

**Signed:**

**Date:**

**If this form is sent as an email attachment, its transmission will confirm that you have agreed the above conditions**

**Please return this form along with any additional sheets to:**

[licensing@shropshire.gov.uk](mailto:licensing@shropshire.gov.uk) or by post to: Licensing Team, Business & Consumer Protection Service, Shropshire Council, Shirehall, Abbey Foregate, Shrewsbury, SY2 6ND

**This form must be returned within the statutory consultation period, which is displayed on the premises site notice, the newspaper advert, and on the Council's website.**

For confirmation on this date please contact the Licensing Team on 0345 678 9026