



**Licensing Act 2003
REPRESENTATION FORM**

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

Other Persons

*Name/ Name of business/organisation you represent	Mrs Jan Boyd
*Postal address	<div style="background-color: black; width: 100%; height: 100%;"></div>
Telephone number	
Email address This is the most reliable way for us to communicate with you, please provide an email address if you have one	

*Name & address of premises for which the representation is being made Unit 1, Thornes Hall, Castle Street, Shrewsbury
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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.**

THE PREVENTION OF CRIME AND DISORDER The application states the business will depend upon off premises sales including alcohol and take away meals until midnight on Wednesdays, Thursdays and Sundays and 01.00 on Fridays, and Saturdays. Loitering in the street in the early hours of the morning will encourage crime and disorder.
PUBLIC SAFETY I object to any license being granted to an outside consumption area. The plan submitted with the application shows the premises as edged red. This excludes the area referred to as outside consumption area. As there is no external area within the red margin, I object to any external area being included in the definition of the licensed premises at all or by implication as being in contradiction to the formal plan

Should the Council be prepared to consider an application to include the outside consumption area I object on the basis of public safety.

The plan shows an area 2m wide along the length of the front of the building. The physical demarcation on the pavement, shown by change of pavement slabs, is barely 90cm. The proposed area would encroach onto what is currently perceived as the pavement by 1.1m.

Seating in this area will potentially cause an obstruction. I object on the grounds that by restricting the pavement area, pedestrians will be encouraged to walk into the road.

There is no application for a Pavement licence. If there were to be such an application I would object. It is noted that Pavement Licence no PAVLIC464 issued to a nearby property specifies no vertical drinking will be permitted. The condition is not enforced. At busy times, pedestrians are forced to walk into the road to avoid customers. This is a threat to public safety.

To the side of these premises there is a private driveway giving to access a private car park at the rear of the premises. Any license should impose restrictions to prevent vertical drinking in the driveway area, and the Licensee be required to explain how will any such restrictions will be enforced.

I object to a licence being granted to an enterprise that is not economically viable. By their own admission, the business will depend upon off premises sales including alcohol and take away meals until midnight on Wednesdays, Thursdays and Sundays and 01.00 on Fridays, and Saturdays.

If the Committee is not prepared exclude off sales I would urge at the very least they propose that that there should be a condition that such sales should have their hours restricted to 10.30pm on all days to counteract on-street drinking and eating at very late hours with the dangers to public safety this brings to the street, and surrounding areas.

Cars parking in the bus lane outside the premises during daytime hours to collect take aways, as occurs further up Castle Street, are a danger to public safety. The cars park illegally in the bus lane causing disruption to the traffic coming up Castle Street.

THE PREVENTION OF PUBLIC NUISANCE

Castle Street is a busy part of Shrewsbury and the main access street from the railway station. Behind Castle Street is a long established, quiet, residential area. I live in one of a several houses in Council House Court, only 30 yards from the rear of Thornes Hall. 25 Castle Street, is also residential. Watergate Mansions and Blackfriars are nearby and will be adversely affected by noise coming across the car park.

This is a historic residential area of the Town Centre where respect for Residents' rights has been fundamental to a unique balance between living and visiting Shrewsbury.

I object to the granting a license for the very late hours on Friday and Saturday and other special days and at the very least ask for a condition limiting the hours to 11.00 pm.

Customers going out from the basement area for a smoke or leaving via the rear fire exit will cause disruption and nuisance to the neighbouring residents and could be a security issue for cars parked in the carpark.

The application puts great emphasis on the "dining experience" yet the space available for tables, the restricted size of those tables and the limited kitchen facilities, infers that the emphasis will be on alcoholic sales and possibly on takeaways.

There is no mention of capacity of the premises. Internal modification of the unit is already underway. Looking through the door the floor space available now the bar area has been constructed is minimal.

The application refers to “large” groups” (no idea how large) will be carefully monitored, but it is proposed that door supervisors are only to be provided on Fridays and Saturdays. Please disclose the Fire Prevention Officers report.

Insufficient steps are proposed to reduce the public nuisance of disruption to residents caused by customers leaving in the early hours of the morning.

It is noted that St Nicholas Wine bar is licensed for the sale of alcohol until 22.30 daily and they are only open until 23.00 daily.

The application states the business will depend upon off premises sales including alcohol and take away meals until midnight on Wednesdays, Thursdays and Sundays and 01.00 on Fridays, and Saturdays ie 1 a, Saturday morning and 1 am Sunday morning.

On street eating of take away meals and drinking alcohol in the vicinity of the premises, purchased from the premises, until the early hours of the morning and the subsequent disposal of uneaten food and food wrappers is a potential public nuisance and health hazard. Loitering in the street in the early hours of the morning is a public nuisance.

Please disclose the Environmental Health report.

If the Committee is not prepared to exclude off sales I would urge at the very least they propose that that there should be a condition that such sales should have their hours restricted to 10.30pm on all days to counteract on-street drinking and eating at very late hours, a public nuisance to the street and surrounding areas.

Noise

We are most concerned by the implications of uncontrolled noise from the Premises causing us and our neighbours serious problems to our wellbeing, especially at nighttime. Noise comes from three sources, on street nighttime drinkers, noise when customers leave the premises, and noise from loud music.

If the Council is prepared to grant the license I ask that conditions be imposed to regulate the level of noise.

The basement area appears to have no external windows and no apparent means of ventilating the area, save for the fire door to the rear which leads via a lobby into the car park at the rear. The mention of a lobby indicates use as an entrance. There is no sound break between the main area and the fire door. Continuous opening of the door for ventilation will permit continuous noise across the car park, a nuisance to neighbouring residents. Intermittent opening when customers go out for a smoke or leave via the rear exit will allow sudden and intermittent bursts of loud music to escape, also a nuisance to residents.

Should the Licence be granted we wish the Committee to ensure that there is a Noise Prevention Plan and Policy in operation and that steps are taken to prevent doors or windows being open at the rear of the premises and hours are restricted to 23.00 on Friday and Saturday nights only.

It is noted that for the Loopfest event to take place in the Castle in early May, live music will cease at 23.00 and sound levels will be monitored.

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.

I object to the Application being heard at all. It is my understanding that Planning Permission for change of use has not been granted or even applied for.

It would be presumptuous at this stage if Shropshire Council were to grant the Licence with or without Conditions. It would be in conflict with its function as the Planning Authority which has not decided whether Planning Permission is appropriate for a Change of Use of the Premises.

Planning control goes to the very heart of the matter in considering a material change to the area and not just the premises.

If the application proceeds, I object on grounds of prevention of crime and disorder, public safety and public nuisance.

I object to the granting a license for the very late hours on Friday and Saturday and other special days and at the very least I ask for a condition limiting on sales to 11.00 pm.

If the Committee is not prepared to exclude off sales I ask for a condition that such sales have their hours restricted to 10.30pm on all days.

I ask that there be a Noise Prevention Plan and Policy in operation and that steps are taken to prevent doors or windows being open at the rear of the Premises and hours are restricted to 23.00 on Friday and Saturday nights only.

If the committee chose to extend this application to include the outside seating area, I seek a condition that use of the outside area should cease at 18.00. on all days and all outside furniture be removed by 18.00.

- 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