

Public Agenda Pack



Notice of Meeting of

LICENSING SUB-COMMITTEE

Monday, 20 November 2023 at 2.00 pm

**Sedgemoor Room, Bridgwater House, King
Square, Bridgwater, TA6 3AR**

To: The members of the Licensing Sub-Committee

Chair: Councillor Marcus Kravis

Councillor Diogo Rodrigues

Councillor Brian Smedley

For further information about the meeting, including how to join the meeting virtually, please contact Democratic Services democraticserviceteam@somerset.gov.uk.

All members of the public are welcome to attend our meetings and ask questions or make a statement **by giving advance notice** in writing or by e-mail to the Monitoring Officer at email: democraticserviceteam@somerset.gov.uk by **5pm on Tuesday, 14 November 2023**.

This meeting will be open to the public and press, subject to the passing of any resolution under the Local Government Act 1972, Schedule 12A: Access to Information.

The meeting will be webcast and a recording made.

Issued by (the Proper Officer) on Thursday, 2 November 2023

AGENDA

Licensing Sub-Committee - 2.00 pm Monday, 20 November 2023

Click here to join the online meeting (Pages 5 - 6)

Meeting Guidance Notes (Pages 7 - 10)

1 Apologies for Absence

To receive any apologies for absence.

2 Declarations of Interest

To receive and note any declarations of interests in respect of any matters included on the agenda for consideration at this meeting.

(The other registrable interests of Councillors of Somerset Council, arising from membership of City, Town or Parish Councils and other Local Authorities will automatically be recorded in the minutes: [City, Town & Parish Twin Hatters - Somerset Councillors 2023](#))

3 The Village Cafe and Bakery (Pages 11 - 54)

To consider an application for a premises licence for The Village Cafe and Bakery, Bath Road, Cheddar, Somerset, BS27 3NA following objections having been received.

Microsoft Teams meeting

Join on your computer, mobile app or room device

[Click here to join the meeting](#)

Meeting ID: 353 433 980 228

Passcode: KY4dDp

[Download Teams](#) | [Join on the web](#)

Or call in (audio only)

[+44 1823 772277,,545099775#](#) United Kingdom, Taunton

Phone Conference ID: 545 099 775#

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Guidance notes for the meeting

Council Public Meetings

Provision will be made wherever possible for those who do not need to attend in person including the public and press who wish to view the meeting to be able to do so virtually.

Inspection of Papers

Any person wishing to inspect minutes, reports, or the background papers for any item on the agenda should contact Democratic Services at democraticserviceteam@somerset.gov.uk or telephone 01823 357628.

They can also be accessed via the council's website on Committee structure -Modern Council (somerset.gov.uk)

Members' Code of Conduct requirements

When considering the declaration of interests and their actions as a councillor, Members are reminded of the requirements of the Members' Code of Conduct and the underpinning Principles of Public Life: Honesty; Integrity; Selflessness; Objectivity; Accountability; Openness; Leadership. The Code of Conduct can be viewed at: Code of Conduct

Minutes of the Meeting

Details of the issues discussed, and recommendations made at the meeting will be set out in the minutes, which the Committee will be asked to approve as a correct record at its next meeting.

Exclusion of Press & Public

If when considering an item on the agenda, the Committee may consider it appropriate to pass a resolution under Section 1(S)(S)A (4) Schedule 12A of the Local Government Act 1972 that the press and public be excluded from the meeting on the basis that if they were present during the business to be transacted there would be a likelihood of disclosure of exempt information, as defined under the terms of the Act.

If there are members of the public and press listening to the open part of the meeting, then the Democratic Services Officer will, at the appropriate time, ask

participants to leave the meeting when any exempt or confidential information is about to be discussed.

Recording of meetings

The Council supports the principles of openness and transparency. It allows filming, recording, and taking photographs at its meetings that are open to the public - providing this is done in a non-disruptive manner. Members of the public may use Facebook and Twitter or other forms of social media to report on proceedings. No filming or recording may take place when the press and public are excluded for that part of the meeting.

PROCEDURE AT THE HEARING

1. The Chair will open the Hearing and introduce the Sub-Committee and Officers.
They will then ask each Party to introduce themselves.
2. The Chair will confirm that if a Party is not present their representation/application will be read and taken into account in reaching the decision.
3. The Chair will address any registerable interest arising under the Code of Conduct.
4. The Chair will consider any submitted requests from a Party for permission for another person to appear at the Hearing. If necessary, the Sub-Committee will retire to deliberate before making a decision.
5. The Chair will confirm that the Hearing will take the form of a round-the-table discussion led by the Sub-Committee in accordance with this procedure. If all Parties present confirm that they have seen and understood the procedure to be followed at the Hearing and agree that they are ready to proceed then the Hearing shall commence.
6. The Chair will remind everyone that the purpose of the Hearing should be borne in mind at all times i.e. To enable those with a right to appear, to amplify their written application or representation. It is also to assist the Sub-Committee to gather evidence and understand the relevant issues.

7. The Chair will confirm what advance papers have been received and that these have been read.
8. The Chair will make clear that all Parties should only address the Sub-Committee in relation to matters they have raised in their application/representation. Any Party wishing to submit late evidence at the Hearing will only be able to do so with the consent of all Parties present and with the consent of the Sub-Committee.
9. The Chair will confirm whether all Parties have seen and understood the procedure to be followed and are ready to proceed with the Hearing.
10. The Chair will ask the Applicant whether they wish to make any amendments to their application with a view to addressing any issues raised by representations.
11. Order of Oral Presentation
 - (a) The Licensing Officer will present their report outlining the details of the application/notice/representations received.
 - (b) Any Party may question the Licensing Officer.
 - (c) The Members may question the Licensing Officer.
 - (d) Responsible Authorities will present their case and call any witnesses.
 - (e) Any Party may question the Responsible Authorities and any witnesses.
 - (f) Members may question the Responsible Authorities and any witnesses.
 - (g) Other Person(s) will present their case in turn and call any witnesses.
 - (h) Any Party may question the Other Person(s).
 - (i) Members may question the Other Person(s).
 - (j) The Applicant/Licence Holder will present their case and call any witnesses.

(k) Any Party may question the Applicant/Licence Holder and any witnesses.

(l) Members may question the Applicant/Licence Holder and any witnesses.

The Chair at their discretion, may change the order of oral presentation at any stage, if it is considered to be beneficial to the flow of the hearing.

12. Before moving on to the next Party, the Chair will check there are no further points the current Party wishes to make or any further questions that need to be put to that Party.
13. The Licensing Officer may present any further information such as proposed nonmandatory Conditions deriving from the Operating Schedule or suggested by any Party. However, it will remain for the Sub-Committee to determine what conditions will apply, if any, should the application be successful.
14. Each Party will be invited to make closing submissions in the following order –
 - a. Responsible Authorities
 - b. Other Persons
 - c. The Applicant
 - d. Licensing Officer
15. The Chair will then close the Hearing and the Sub-Committee will retire to determine the matter. The Legal Advisor will retire with the Sub-Committee to answer any points of law.
16. The Sub-Committee will come to a decision which will be sent to the Applicant and all other relevant Parties together with the details of the right to appeal.

NOTE:

In producing this procedure the following has been considered: -

The relevant legislation and statutory guidance together with local policies and procedures.

Application for a Premises Licence

Executive Member: Cllr Federica Smith-Roberts Councillor – Lead Member for Housing, Communities and Culture

Local Members and Division: Cllrs Ben Ferguson and Pauline Ham- Cheddar.

Lead Officer: Alan Weldon, Licensing & Fraud Manager

Author: Simon Bawler

Contact Details: Simon.bawler@somerset.gov.uk

Summary / Background

1. **The Hearing** is required to determine the application for a Premises licence in accordance with the Licensing Act 2003 following receipt of three relevant representations by way of objection received from Ms Estelle Cobb, Ms Mia Taylor, and Miss N. Sharp
2. The premises subject to the objection is: The Village Cafe and Bakery, Bath Road, Cheddar, Somerset, BS27 3NA.

Recommendations

3. The **Licensing Sub-Committee** is required to determine the application in accordance with the Act and must resolve to do one of the following:
 - a. To grant the application as applied for
 - b. To grant the application with attached conditions.
 - c. To grant the application in part.
 - d. To grant the application in part with attached conditions.
 - e. To refuse the application.

Reasons for recommendations

4. The **Licensing Sub-Committee** is to consider an application for a new Premises Licence under the Licensing Act 2003. It is therefore the duty of the **Licensing Sub-Committee** to determine the application with a view to promoting the licensing objectives which are: -
 - The prevention of crime and disorder
 - public safety
 - The prevention of public nuisance; and
 - The protection of children from harm.

5. The objections in this case refer to Crime & Disorder, Public Nuisance and Public safety Licensing Objectives.

Other options considered.

6. Not applicable.

Links to Council Vision, Business Plan and Medium-Term Financial Strategy

7. The Council must carry out its functions in accordance with the Act with a view to promoting the licensing objectives and this remains the prime consideration of this report.

Financial and Risk Implications

8. There are no financial implications.
9. There are no significant risks identified providing the granting of a Premises Licence is determined correctly, in accordance with the legislation and having due regard to the Sedgemoor Licensing Policy.

Legal Implications

10. The Licensing Officer has determined that the representations submitted by Ms Estelle Cobb, Ms Mia Taylor, and Miss N. Sharpe are relevant. It is, therefore, the duty of the **Sub-Committee** to determine the Premises Licence Application with regards to the licensing objectives.
11. The issue for the **Licensing Sub-Committee** is whether the application as submitted, sufficiently promotes the licensing objectives, whether the promotion of the licensing objectives requires the application to be granted subject to conditions, or whether the application requires it to be rejected because the licensing objectives cannot be met by the imposition of conditions.

The applicant and/or objector may appeal against any decision made by the Licensing Sub-Committee. Any appeal must be made to the Magistrate's Court.

HR Implications

12. None

Other Implications: -

Equalities Implications

13. None.

Community Safety Implications

14. None.

Climate Change and Sustainability Implications

15. None.

Health and Safety Implications

16. None.

Health and Wellbeing Implications

17. The **Licensing Sub-Committee** may consider any factors that would promote or, conversely, undermine the licensing objectives.

Social Value

18. As the contents of this report do not relate to a procurement process, there are no social value implications.

Scrutiny comments / recommendations:

19. This report relates to a statutory function of the Council, which is the responsibility of the Licensing & Regulatory Committee (delegated to a Sub-Committee), so there are no scrutiny comments or recommendations to make.

Background

20. On 1st October 2023, a Premises Licence application was served on Somerset Council by way of the Council's application process by Mr Sean Battles & Jaqueline Lewis T/A CA SGF Hotels LTD, Bath Arms Cottage, Union Street, Cheddar, Somerset, BS27 3NA.

The application seeks authorisation for the following licensable activities to take place: -

- Sale/supply of alcohol – from 12.00hrs to 22.00hrs (Mon to Sat) and 12.00hrs to 18.00hrs (Sun) – On the premises only.
- Recorded music from 12.00hrs to 22.00hrs (Mon to Sat) and 12.00hrs to 18.00hrs (Sun) – Internal & External, however the Applicant states in the application that during lighter summer days the outside courtyard of 20 covers will be utilised but no external music will be played to respect our neighbours.

A copy of the redacted Premises Licence Application is shown as **Appendix A**.

21. The Premises Licence Application requests that the internal area of the premises the Bakery, the Café and an outside courtyard space area are licensed for the sale/supply of alcohol and for Recorded music.
22. An objection to the application for a premises licence has been received within the permitted timeframe from Ms Estelle Cobb, Ms Mia Taylor, and Miss N. Sharp which is attached as **Appendix B, Appendix C and Appendix D.**
23. Police have agreed a set of conditions and is attached as **Appendix E**
24. Plans of the Premises are attached as **Appendix F.**
25. Maps of the surrounding area attached as **Appendix G.**

Background Papers

26. As identified in the report and below under 'Appendices'.

Appendices

- A. Premises Licence Application - Appendix A.**
- B. Representation by Ms Estelle Cobb - Appendix B.**
- C. Representation by Ms Mia Taylor. – Appendix C**
- D. Representation by Miss N. Sharp – Appendix D**
- E. Police have agreed a set of conditions – Appendix E**
- F. Plans of the Premises – Appendix F**
- G. Maps of the surrounding area – Appendix G**



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 Sean Battles & Jacqueline Lewis

(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 The Village Café & Bakery, Bath Street			
Post town	Cheddar	Postcode	BS273AA

Telephone number at premises (if any)	01934 752172
Non-domestic rateable value of premises	£20,000

Part 2 - Applicant details

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

- a) an individual or individuals * please complete section (A)
- b) a person other than an individual *
 - i as a limited company/limited liability partnership please complete section (B)
 - ii as a partnership (other than limited liability) please complete section (B)
 - iii as an unincorporated association or please complete section (B)
 - iv other (for example a statutory corporation) please complete section (B)
- c) a recognised club please complete section (B)

- d) a charity please complete section (B)
- 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)	
Surname			First names		
Date of birth		I am 18 years old or over <input type="checkbox"/>		Please tick yes	
Nationality					
Current residential address if different from premises address					
Post town				Postcode	
Daytime contact telephone number					
E-mail address (optional)					

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

(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.

Name CA SGF Hotels LTD
Address Bath Arms Cottage Union Street Cheddar BS27 3NA
Registered number (where applicable) 11599525
Description of applicant (for example, partnership, company, unincorporated association etc.) Private limited company
Telephone number (if any) [REDACTED]
E-mail address (optional) [REDACTED]

Part 3 Operating Schedule

When do you want the premises licence to start?

DD		MM		YYYY			
0	1	1	2	2	0	2	3

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

DD		MM		YYYY			

Please give a general description of the premises (please read guidance note 1)

The premises is the Village Cafe & Bakery on Bath Street Cheddar. The Cafe (seated area of 28 covers internally) is to be utilised as a Charcuterie, fine wine & cheeses evening offer. This will complement our Bath Arms property opposite with an additional choice for our guests, The Bakery, takeaway side is looking to offer fine wines & craft beers for tourists in the summer with their hampers and takeaway food etc. Plus, these options for locals looking to get our seriously good food on their way home from work

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)
- b) films (if ticking yes, fill in box B)
- 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)
- f) recorded music (if ticking yes, fill in box F)
- g) performances of dance (if ticking yes, fill in box G)
- h) anything of a similar description to that falling within (e), (f) or (g) (if ticking yes, fill in box H)

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

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

X

In all cases complete boxes K, L and M

A

Plays Standard days and timings (please read guidance note 7)			Will the performance of a play 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"/>
				Both	<input type="checkbox"/>
Mon			Please give further details here (please read guidance note 4)		
Tue			State any seasonal variations for performing plays (please read guidance note 5)		
Wed			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 (please read guidance note 6)		
Thur					
Fri					
Sat					
Sun					

B

Films Standard days and timings (please read guidance note 7)			Will the exhibition of films 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)		
Tue					
Wed			State any seasonal variations for the exhibition of films (please read guidance note 5)		
Thur					
Fri			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 (please read guidance note 6)		
Sat					
Sun					

C

Indoor sporting events Standard days and timings (please read guidance note 7)			<u>Please give further details</u> (please read guidance note 4)
Day	Start	Finish	
Mon			
Tue			<u>State any seasonal variations for indoor sporting events</u> (please read guidance note 5)
Wed			
Thur			<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> (please read guidance note 6)
Fri			
Sat			
Sun			

D

Boxing or wrestling entertainments Standard days and timings (please read guidance note 7)			<u>Will the boxing or wrestling entertainment take place indoors or outdoors or both – please tick</u> (please read guidance note 3)	Indoors	<input type="checkbox"/>			
Day				Start	Finish	Outdoors	<input type="checkbox"/>	
							Both	<input type="checkbox"/>
Mon				<u>Please give further details here</u> (please read guidance note 4)				
Tue			<u>State any seasonal variations for boxing or wrestling entertainment</u> (please read guidance note 5)					
Wed			<u>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</u> (please read guidance note 6)					
Thur								
Fri								
Sat								
Sun								

E

Live music Standard days and timings (please read guidance note 7)			Will the performance of live music 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 the performance of live music (please read guidance note 5)		
Thur					
Fri			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 (please read guidance note 6)		
Sat					
Sun					

F

Recorded music Standard days and timings (please read guidance note 7)			Will the playing of recorded music take place indoors or outdoors or both – please tick (please read guidance note 3)	Indoors	<input type="checkbox"/>
Day				Outdoors	<input type="checkbox"/>
Start	Finish			Both	<input checked="" type="checkbox"/>
Mon	12.00	22.00		Please give further details here (please read guidance note 4) Light music will play in the Cafe for background ambience. The alcohol offer will be paired wines, gins & other offers to compliment the charcuterie & cheeses served to the table. During lighter summer days the outside courtyard of 20 covers will be utilised but no external music will be played to respect our neighbours (like we do at the Bath Arms).	
Tue	12.00	22.00			
Wed	12.00	22.00	State any seasonal variations for the playing of recorded music (please read guidance note 5)		
Thur	12.00	22.00			
Fri	12.00	22.00	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 (please read guidance note 6)		
Sat	12.00	22.00			
Sun	12.00	18.00			

G

Performances of dance Standard days and timings (please read guidance note 7)			Will the performance of dance 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"/>
				Both	<input type="checkbox"/>
Mon			Please give further details here (please read guidance note 4)		
Tue			Please give further details here (please read guidance note 4)		
Wed			State any seasonal variations for the performance of dance (please read guidance note 5)		
Thur			State any seasonal variations for the performance of dance (please read guidance note 5)		
Fri			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 (please read guidance note 6)		
Sat			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 (please read guidance note 6)		
Sun			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 (please read guidance note 6)		

H

Anything of a similar description to that falling within (e), (f) or (g) 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	<u>Will this entertainment take place indoors or outdoors or both – please tick</u> (please read guidance note 3)	Indoors	<input type="checkbox"/>
Mon				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Tue			<u>Please give further details here</u> (please read guidance note 4)		
Wed					
Thur			<u>State any seasonal variations for entertainment of a similar description to that falling within (e), (f) or (g)</u> (please read guidance note 5)		
Fri					
Sat			<u>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</u> (please read guidance note 6)		
Sun					

I

Late night refreshment Standard days and timings (please read guidance note 7)			Will the provision of late night refreshment take place indoors or outdoors or both – please tick (please read guidance note 3)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	Please give further details here (please read guidance note 4)		
Mon					
Tue			State any seasonal variations for the provision of late night refreshment (please read guidance note 5)		
Wed					
Thur			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 (please read guidance note 6)		
Fri					
Sat					
Sun					

J

Supply of alcohol Standard days and timings (please read guidance note 7)			Will the supply of alcohol be for consumption – please tick (please read guidance note 8)	On the premises	<input type="checkbox"/>
				Off the premises	<input type="checkbox"/>
Day	Start	Finish		Both	<input checked="" type="checkbox"/>
Mon	12.00	22.00	State any seasonal variations for the supply of alcohol (please read guidance note 5)		
Tue	12.00	22.00			
Wed	12.00	22.00			
Thur	12.00	22.00	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 (please read guidance note 6)		
Fri	12.00	22.00			
Sat	12.00	22.00			
Sun	12.00	18.00			

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 Jacqueline Vera Lewis	
Date of birth	[REDACTED]
Address [REDACTED]	
Postcode	[REDACTED]
Personal licence number (if known) [REDACTED]	
Issuing licensing authority (if known) Leeds City 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	08.00	22.00	
Tue	08.00	22.00	
Wed	08.00	22.00	
Thur	08.00	22.00	
Fri	08.00	22.00	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 (please read guidance note 6)
Sat	08.00	22.00	
Sun	08.00	18.00	

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)

We have a reputation built over 10 years of running highly managed and safe properties. We have a zero tolerance to any form of activity that will compromise the licensing objectives. Even raised voices are frowned upon and managed. We operate in a high end demographic and are proud of our hard earned reputation. We ensure a Personal Licence holder is on the premises at all times, A designated Premises Supervisor is also onsite at all times. Staffing numbers allow us to manage effectively as we do

b) The prevention of crime and disorder

CCTV overview and as stated above we highly manage our environment. Any suspicion of a trouble maker and they are politely asked to leave. The support of the highly trained team at the Bath Arms opposite is also a back up protection. the actual offer is aimed at an older and gentler clientele

c) Public safety

Annual gas safety check; ring main electrical check (once every 5 years); PAT testing (portable electrical appliance testing); annual safety checks for lifting equipment; up to date health & safety policy & risk assessments; asbestos survey of premises; employers & public liability insurance in place; sufficient lighting internally & externally; regular fire checks & servicing of fire detection & extinguishing equipment; emergency procedures in place; designated smoking/non-smoking areas; good housekeeping procedures in place.

d) The prevention of public nuisance

As previously stated no external music or noise will be allowed to permeate our vicinity. The kitchen extraction is only used during daytime hours and will not be required for evening service.

e) The protection of children from harm

Children are not allowed on the premises in the evening when we intend to offer the alcohol service. The hours from 12noon are for summer months when we will be doing takeaway in the bakery as stated previously.

Checklist:

Please tick to indicate agreement


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

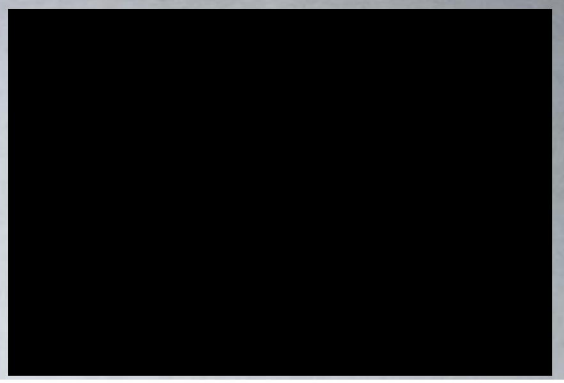
IT IS AN OFFENCE UNDER SECTION 24B OF THE IMMIGRATION ACT 1971 FOR A PERSON TO WORK WHEN THEY KNOW, OR HAVE REASONABLE CAUSE TO BELIEVE, THAT THEY ARE DISQUALIFIED FROM DOING SO BY REASON OF THEIR IMMIGRATION STATUS. THOSE WHO EMPLOY AN ADULT WITHOUT LEAVE OR WHO IS SUBJECT TO CONDITIONS AS TO EMPLOYMENT 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.**

<p>Declaration</p>	<ul style="list-style-type: none"> • [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). • 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)
<p>Signature</p>	
<p>Date</p>	<p>01/10/2023</p>
<p>Capacity</p>	<p>50% Director – Sean Battles</p>

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

<p>Signature</p>	
<p>Date</p>	<p>01/10/2023</p>
<p>Capacity</p>	<p>50% Director – Jacqueline Lewis</p>

Contact name (where not previously given) and postal address for correspondence associated with this application (please read guidance note 14)			
Post town		Postcode	
Telephone number (if any)			
If you would prefer us to correspond with you by e-mail, your e-mail address (optional)			

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.
 - any playing of recorded 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 proprietor or (iii) the health care provider for the hospital.
 - Dance: no licence is required for performances between 08.00 and 23.00 on any day, provided that the audience does not exceed 500. However, a performance which amounts to adult entertainment remains licensable.
 - Cross activity exemptions: no licence is required between 08.00 and 23.00 on any day, with no limit on audience size for:
 - any entertainment taking place on the premises of the local authority where the entertainment is provided by or on behalf of the local authority;
 - any entertainment taking place on the hospital premises of the health care provider where the entertainment is provided by or on behalf of the health care provider;
 - any entertainment taking place on the premises of the school where the entertainment is provided by or on behalf of the school proprietor; and
 - any entertainment (excluding films and a boxing or wrestling entertainment) taking place at a travelling circus, provided that (a) it takes place within a moveable structure that accommodates the audience, and (b) that the travelling circus has not been located on the same site for more than 28 consecutive days.
3. Where taking place in a building or other structure please tick as appropriate (indoors may include a tent).
 4. For example the 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.
 5. For example (but not exclusively), where the activity will occur on additional days during the summer months.
 6. For example (but not exclusively), where you wish the activity to go on longer on a particular day e.g. Christmas Eve.
 7. 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.

8. If you wish people to be able to consume alcohol on the premises, please tick 'on the premises'. If you wish people to be able to purchase alcohol to consume away from the premises, please tick 'off the premises'. If you wish people to be able to do both, please tick 'both'.
9. 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 or the presence of gaming machines.
10. Please list here steps you will take to promote all four licensing objectives together.
11. The application form must be signed.
12. An applicant's agent (for example solicitor) may sign the form on their behalf provided that they have actual authority to do so.
13. Where there is more than one applicant, each of the applicants or their respective agent must sign the application form.
14. This is the address which we shall use to correspond with you about this application.
15. **Entitlement to work/immigration status for individual applicants and applications from partnerships which are not limited liability partnerships:**

A licence may not be held by an individual or an individual in a partnership who is resident in the UK who:

- does not have the right to live and work in the UK; or
- is subject to a condition preventing him or her from doing work relating to the carrying on of a licensable activity.

Any licence issued in respect of an application made on or after 6 April 2017 will become invalid if the holder ceases to be entitled to work in the UK.

Applicants must demonstrate that they have the right to work in the UK and are not subject to a condition preventing them from doing work relating to the carrying on of a licensable activity.

They do this in one of two ways:

- 1) by providing with this application, copies or scanned copies of the documents which an applicant has provided, to demonstrate their entitlement to work in the UK (which do not need to be certified) as per information published on gov.uk and in guidance.
- 2) by providing their 'share code' to enable the licensing authority to carry out a check using the Home Office online right to work checking service (see below).

Home Office online right to work checking service.

As an alternative to providing a copy of original documents, applicants may demonstrate their right to work by allowing the licensing authority to carry out a check with the Home Office online right to work checking service.

To demonstrate their right to work via the Home Office online right to work checking service, applicants should include in this application their share code (provided to them upon accessing the service at <https://www.gov.uk/prove-right-to-work>)

which, along with the applicant's date of birth, will allow the licensing authority to carry out the check.

In order to establish the applicant's right to work, the check will need to indicate that the applicant is allowed to work in the United Kingdom and is not subject to a condition preventing them from doing work relating to the carrying on of a licensable activity.

An online check will not be possible in all circumstances because not all applicants will have an immigration status that can be shared digitally. The Home Office online right to work checking service sets out what information and/or documentation applicants will need in order to access the service. Applicants who are unable to obtain a share code from the service should submit copies of documents as set out above.

Your right to work will be checked as part of your licensing application and this could involve us checking your immigration status with the Home Office. We may otherwise share information with the Home Office. Your licence application will not be determined until you have complied with this guidance.

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From:



Sent: 19 October 2023 11:10

To: Licensing Sedgemoor

Subject: Objection to request for alcohol licence CAS GF hotels ltd

Follow Up Flag: Follow up

Flag Status: Flagged

Dear sirs

Please note that I wish to object to the licencing application for the Village Bakery & Cafe , Bath street ,Cheddar.

My flat is above Cobb's of Cheddar , The Cross Union Street. BS27 3aa.

My access to my parking space within the rear yard of Cobb's of Cheddar is as per my lease through

the small car park of 11 spaces , that now serves both the Bath Arms and The village bakery & cafe .

Customers to both premises frequently park out of the spaces when unable to find a parking space .

This causes the right of access to be blocked or difficult to negotiate. With an increase of hours

open, hence an increase of customers for both premises , this will give rise to this happening more

frequently.

My balcony , which I sit out on , overlooks the small car park , I accept that it is already subject to

the noise of the customers and vehicles from the bath arms , but am opposed to what will be an

increase in noise from customers for both premises , when I have a right to enjoy peace and quiet in

my home without excessive disturbance from others . This is also applicable to the front of the flat

which when the windows are open in good weather, will have the disturbance from the cafe and an

increase of footfall in the area for myself and other residents around the cafe , causing late night

disturbance and infact already closer residents to the cafe not able to enjoy the peace of their

gardens anymore due to the noise from the cafe courtyard .

Kind regards

Estelle Cobb

Mia Taylor,



11.10.23

Somerset Council,
Licencing,
Bridgwater House,
King Square,
Bridgwater,
TA6 3AR

RE: Objection to Licence Application for Sale of Alcohol until 10pm at The Village
Café and Bakery

Dear Somerset Council,

I am writing to formally object to the licensing application regarding the sale of alcohol until 10pm at the business located below my residence. After careful consideration of the proposal and its potential impact on the residents of Myrtle House, I believe there are several significant concerns that need to be addressed before any decision is made.

- **Disturbance and Noise:** The extended hours for the sale of alcohol will undoubtedly lead to an increase in noise levels, disturbances, and the potential for antisocial behaviour in the vicinity. This would significantly disrupt the peace and tranquillity of our residential building, particularly during the evening hours.
- **Impact on Residential Quality of Life:** As a resident living directly above the business, I am deeply concerned about the adverse effects this extended alcohol licence could have on my quality of life. The ability to enjoy a peaceful and quiet living environment is of paramount importance.

- Building Structure and Noise Permeability:** It is important to note that the building in question is an older structure with single-glazed windows. This characteristic makes it particularly susceptible to noise infiltration, amplifying the potential disturbance caused by extended hours of alcohol sales. Additionally, noise generated from the premises below can be heard through the floor by the premises above, further compounding the potential impact.
- Excessive Days and Hours:** According to the application, the request for the sale of alcohol until 10pm spans from Monday to Saturday, and until 6pm on Sunday. This extensive schedule, covering every day of the week, appears excessive and may not be warranted for the nature of the establishment in question.
- Community Wellbeing:** I understand the need for business to thrive and I am willing to consider this application under certain conditions. I am happy for the business in question to sell alcohol as a takeaway option, such as sealed bottles of wine, beer, or spirits. Moreover, I am amenable to the idea of alcohol sales on the premises, so long as it does not affect residents' daily life or cause disturbances. This includes ensuring that noise levels are kept at a reasonable level and with an assurance that no drinking of alcohol is permitted in the evening. This restriction would help maintain the peaceful atmosphere of the neighbourhood and safeguard the well-being of its residents. The current closing time of the premises is 4pm, and I question why this needs to be extended beyond this hour. If alcohol sales were restricted to 4pm and no later, I would be content with this arrangement.
- Redundancy of Service:** It is worth noting that there is an existing pub which is managed – possibly owned although of this I am unsure – by the same company, located directly across the road. This popular establishment already caters to the community's need for a place to consume alcohol. I strongly question the necessity for this additional premises to sell alcohol for consumption on site, particularly until a late hour. Could the proposed events not be hosted at their existing licensed establishment? This would not only preserve the peaceful environment of our building but would also allow the company to continue offering such events without causing disruption to our residence.

I must also express my dismay at having only discovered this licencing request through a notice posted on the bakery door. I understand that this is procedure, but as long-term residents of Myrtle House and considering the close proximity to the residential properties, I believe it would have been correct to receive direct and official notification of the proposed change. My neighbour, who shares concerns about this application, was also not aware of the proposed changes - of which affect the entire building - until I informed her, despite the notices being displayed.

Finally, I would appreciate being kept informed of any progress on this application, and any public hearings or meetings regarding it. I am happy to participate and provide further input if necessary.

Thank you for your attention to this matter.

Sincerely,

Mia Taylor

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re: Proposed licence to serve alcohol at the village cafe and bakery.

Dear Sir/Madam,

I am writing to strongly object to the application from CA S&F Hotels who are seeking to obtain a licence to enable the serving of alcohol at the Village Cafe and Bakery, Myrtle House, Cheddar.

Myself and my children live at the back of Myrtle House directly above the yard where the cafe would be serving alcohol to their customers, and I think this is ridiculous and totally unnecessary as the managers who run the cafe also run the Bath Arms Hotel, a licenced pub and restaurant which is directly across the road from the cafe, therefore surely there is no need to serve alcohol in both places. We have been disrupted enough this year when the cafe opened up the yard to serve customers during the day taking away the only bit of outdoor space we had. I'm a 54yr old woman and am currently dealing with some health issues.

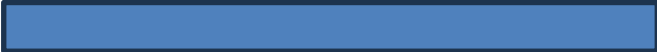
[redacted] the last thing I want or need are people drinking outside my back door every evening (including Sundays). I know only too well how noisy and disruptive alcohol drinkers can be. I would be so very grateful if you would NOT approve this licence as I have lived here peacefully for 9 years and am in no position to move out of my flat at the moment.

It goes without saying that it would make myself and my neighbours lives a misery if this goes ahead.

Many thanks

[redacted]
Miss. N. Sharp

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From: Ian Hambidge 

Sent: 20 October 2023 12:18

To: Licensing Sedgemoor

Cc: Nicola King

Subject: FW: OED /29/10/23, Premises Licence Application, The Village Cafe & Bakery, Cheddar.

Good Afternoon Licensing Sedgemoor

In relation to the above Premises Licence Application, please note the below conditions as agreed with

the applicant. In view of these conditions as agreed, I may confirm the police have no representations to

make in respect of this application.

Would you be kind enough to ensure the conditions are attached to the Licence as required, and also

would you also be kind enough to acknowledge receipt of this e-mail?

Thank you

Kind regards

Ian Hambidge 7422

Licensing Support

Somerset Licensing Team, Avon and Somerset Police

Crewkerne Police Station, South Street, Crewkerne, Somerste. TA18 8AA



www.avonandsomerset.police.uk | Follow us on Twitter and Facebook

CCTV Send to Officer You will need Officer Collar Number and Crime Reference Number

<https://avonandsomerset.police.uk/upload>

From: Bath Arms 

Sent: Friday, October 20, 2023 11:28 AM

To: Ian Hambidge <Ian.Hambidge@avonandsomerset.police.uk>


Subject: Premises Licence Application, The Village Cafe & Bakery, Cheddar.

You don't often get email from info@batharms.com. Learn why this is important

Hello Ian

Thank you for your email.

We very much appreciate your support on this matter.

We agree with and will ensure the conditions stated are part of our ongoing operating procedures.

We will have a logbook onsite which will include;

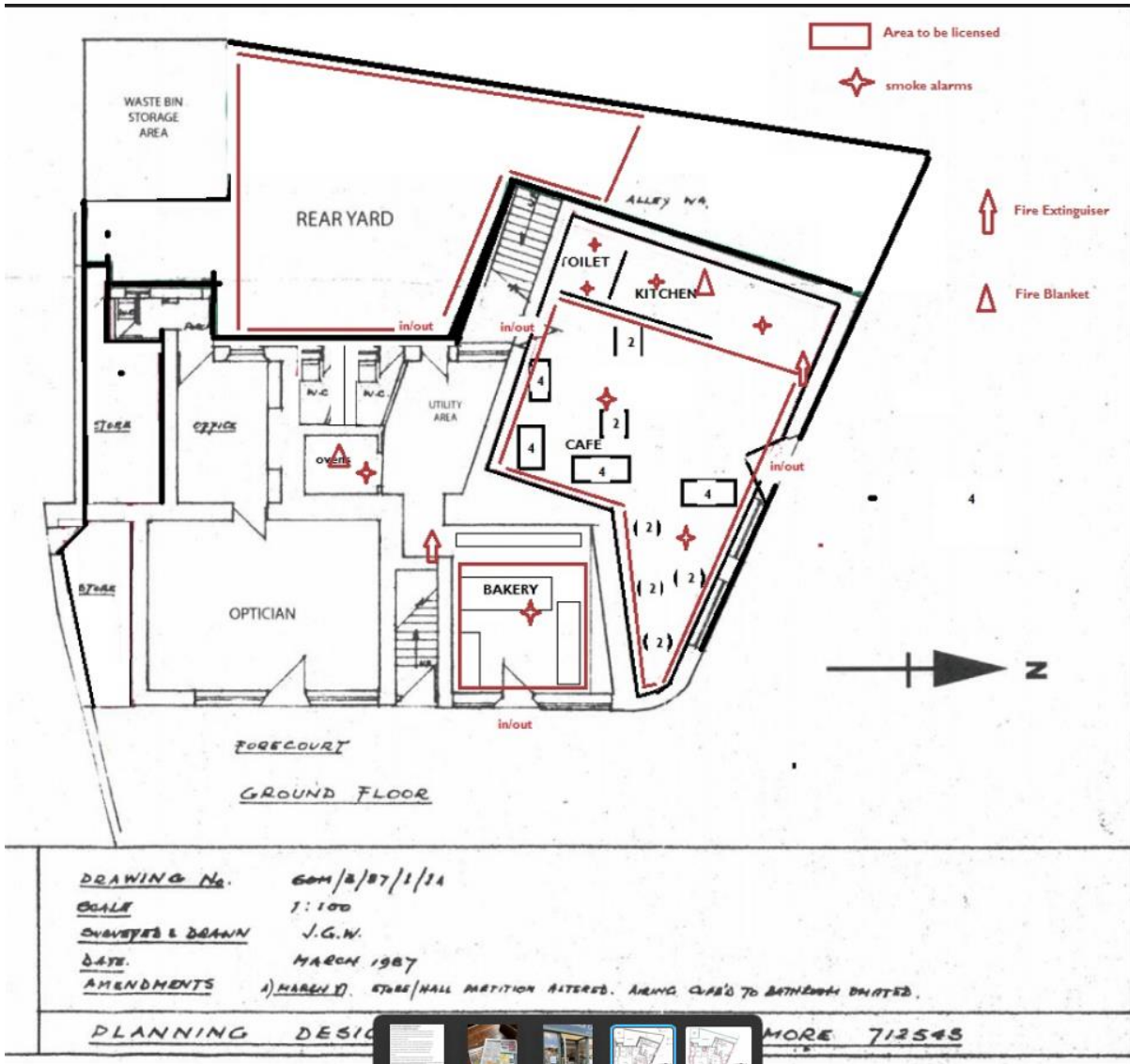
1. Data Controller sign off sheet for the comprehensive surveillance system as suggested.
2. A register for Challenge 25 policy & intoxication refusals.
3. Drugs policy and any items discovered or seized.
4. An outdoor management yard policy in respect of hours of operation, capacity, smoking,
control of alcohol and noise.
5. An incident register for incidents occurring on the premises or outside and associated with the
premises.
6. Induction and training records for all staff serving alcohol including refusal & illegal drug use
awareness.
7. A Safeguarding Policy.
8. Training records to include the off sales only policy for the Bakery.

I will forward all the relevant documents for your reference next week.

Speak soon

Sean

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DRAWING No. 60M/2/87/1/11

SCALE 1:100

DESIGNED & DRAWN J.G.W.

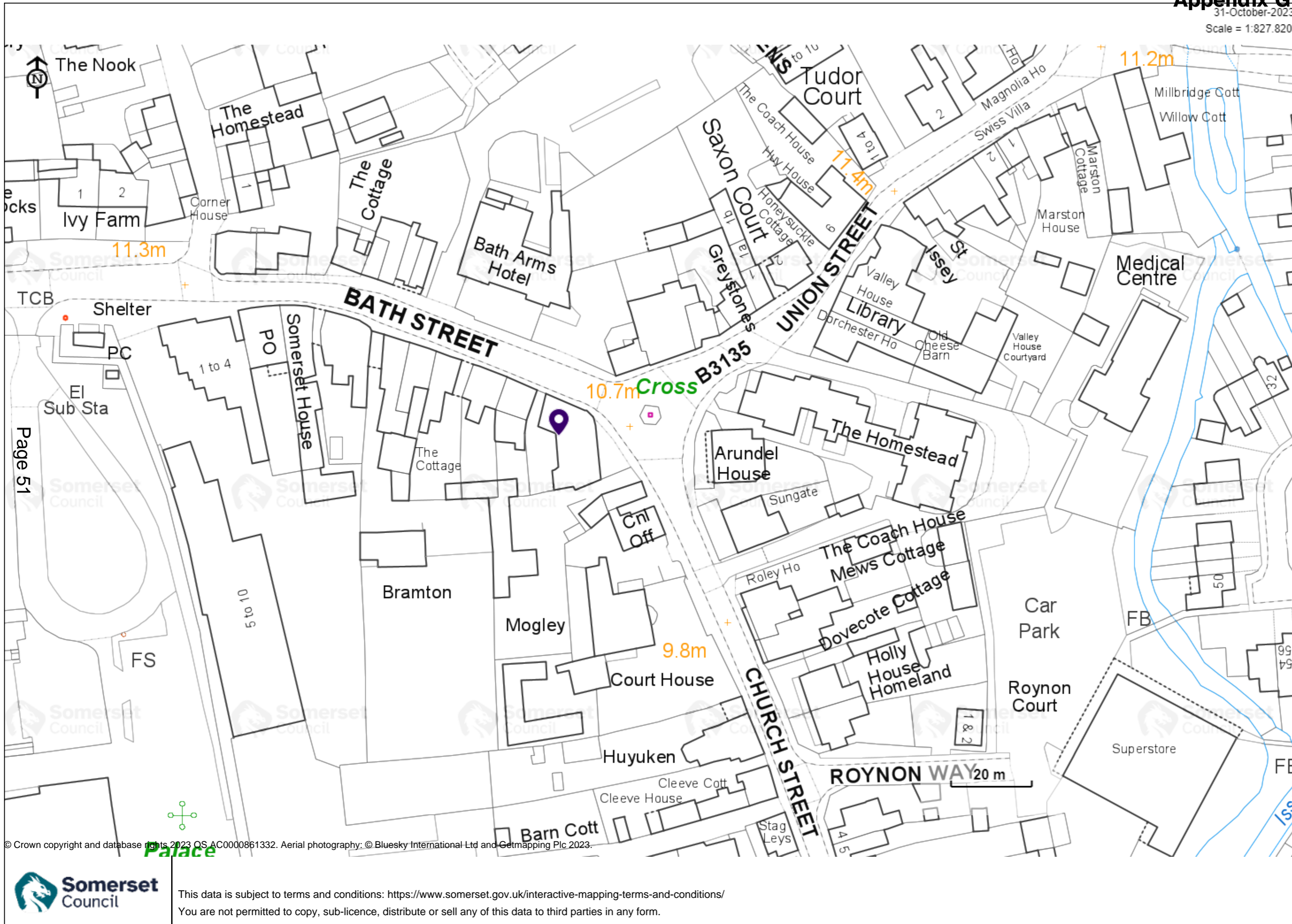
DATE MARCH 1987

AMENDMENTS 1) HALLWAY STAIR/HALL PARTITION ALTERED. AIRING CUPB'D TO BATHROOM OMITTED.

PLANNING DESIGN

MORE 712545

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