

**REPRESENTATION FORM**

**OTHER PERSON (Person/Body)**

Your Name/Company Name/Name of Body you represent	Duncan Chadwick/Chadwick Town Planning Limited On behalf of Mr J and Mrs C Hill [REDACTED]
Postal and email address	[REDACTED]
Contact telephone number	[REDACTED]

Name of the premises you are making a representation about	Bath Rugby Limited (BRL), Farleigh House
Address of the premises you are making a representation about	Farleigh House, Farleigh Hungerford, Bath, BA2 7RW

The recently implemented Police Reform and Social Responsibility Act 2011 has removed the term 'interested party' from the Licensing Act 2003 'the Act', to be replaced by the term Other Person.

**Other persons**

An other person for the purposes of the 2003 Act means the following (as per section 13 of the 2003 Act):-

- (a) persons who live, or are involved in a business, in the relevant licensing authority's area
- (b) a body representing persons who live in the relevant licensing authority's area
- (c) a person involved in a business in the relevant licensing authority's area
- (d) a body representing persons involved in such businesses,
- (e) a member of the relevant licensing authority.

Furthermore the 'vicinity' test has also been removed from 'the Act'. It is for the objector to evidence how they would be affected by the presence of the trading of the business in question. The terms vicinity and interested persons are still referred to within the Mendip District Council Statement of Licensing Policy and should be disregarded.

Please detail the approximate distance between yourself and the premises applying for a licence	Circa 250 metres to Licensable Area and about 300 metres from Farleigh House
Your representation must relate to one of the four Licensing Objectives. Please detail	Please detail the evidence supporting your representation and the reason for your representation. (Please use separate sheets if necessary)

<p>TO PREVENT CRIME AND DISORDER</p>	<p>In terms of any crime, disorder or anti-social behaviour at the premises or related to the management of the premises, this will be down to the management of BRL to control, limit and handle. However, without prejudice to this objection, we consider that disorder or anti-social behaviour would be less likely to occur if the sale of alcohol was restricted to no later than 2300 hours on the premises, with no person allowed to leave the premises whilst in the possession of any drinking vessel or open glass bottle, whether empty or containing any beverage.</p> <p>See also Covering Letter.</p>
<p>PUBLIC SAFETY</p>	<p>We note that this normally relates to the safety of the public on the premises, i.e. fire safety, electrical circuitry, lighting, building safety or capacity, and first aid and will, again, be largely down to the management of BRL to manage, control, limit and handle.</p> <p>However, we consider that it is not unreasonable for the Council, as local highway authority, to take into account the safety of the wider public in the vicinity of the licensable area/premises. In this rural, countryside location, there would undoubtedly be significantly increased traffic arriving and leaving in ‘surges’ and much of it unfamiliar with the area, using a part of the local highway network that is narrow, single carriageway, with blind bends, no footways or provision for non-motorised transport modes, walking and cycling.</p> <p>The premises the subject of the new licence application are served by an unsuitable highway network that is simply incapable of safely accommodating the extra traffic generated by 200 wedding guests, staff and associated services. This constitutes a hazard to all road users and severely prejudices public safety, which should not, in the public interest, be countenanced.</p> <p>See Covering Letter for full representation on this matter.</p>
<p>TO PREVENT PUBLIC NUISANCE</p>	<p>Without a detailed noise assessment and mitigation package, it is impossible to assess the level of noise emanating from the premises and gauge the public nuisance this will cause to our clients and other local residents, some of whom live just 270m away (i.e. at East Lodge). The sound emanating from the premises is bound to be audible within the neighbouring properties. The nature of the sound also needs to be considered. As already set out above the House, neighbouring properties and hamlet are set in a relatively quiet environment where there is little background noise other than that which is expected and characteristic of a countryside setting. Music being played, however distant, along with the sound of revellers, late into the evening 7 days a week would cut through the tranquillity of the area, supported by the prevailing winds and topography between the House and neighbouring properties. This is borne out by evidence of local residents who already report hearing noise from the rugby training ground and functions at the House.</p> <p>Noise, disturbance and nuisance would also arise from the arrival and departure of guests, which would extend beyond the 1.00am, and then be followed by the departure of staff and suppliers so likely to extend to between 1.30am and 2.00am at best, further disturbing local residents and their sleep, after the first “surge” of departures. Late evening movements would amount to an unaccustomed level of traffic at what is likely to be an otherwise exceptionally quiet time, and we have no doubt that it would seriously disturb the sleep of local residents, the quality of life of neighbours and the tranquillity of the area. One of the worst affected would be East Lodge, where taxis and mini-buses have dropped-off or picked-up guests late in the evening or at night causing nuisance to neighbouring residents. Floodlighting</p>

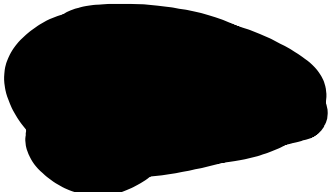
	<p>around the marquee and around the grounds simply adds to light pollution, ruining “dark skies”, drawing attention to the activities and causing visual as well as audible/noise nuisance.</p> <p>For all of these reasons the living conditions of the neighbouring residents would be unacceptably harmed by reason of noise, disturbance and public nuisance. This would be late into the evening and early morning when local residents would not unreasonably expect a quiet night-time environment so they can sleep, rest and enjoy an undisturbed night. Nuisance would be caused by the use of the House, event spaces and associated outside areas, local roads and drop-off/pick-up areas. This combined with the incessant frequency of events and large numbers of guests involved would be intolerable for residents and cannot be satisfactorily mitigated or controlled by BRL.</p> <p>See Covering Letter for full representation on this matter.</p>
THE PREVENTION OF HARM TO CHILDREN	No comment.

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	None.
---	-------

Generally if there is to be hearing to determine the premises licence (or club premises certificate) application, the Councillors 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 sheets if necessary).

If you do make a representation you will be expected to attend the Licensing Sub Committee and any subsequent appeal proceeding.

All representations in their entirety, including your name and address, will be disclosed to the applicant for the premises licence.

Signed: 

on behalf of Mr & Mrs Hill

Date: 18<sup>th</sup> May 2023

Please return this form along with any additional sheets to: The Licensing Department, Mendip District Council, Cannards Grave Road, Shepton Mallet. BA4 5BT. Or email to [licensing@mendip.gov.uk](mailto:licensing@mendip.gov.uk)  
**This form must be returned within the Statutory Period, which is generally 28 days from the date the notice was displayed on the premises or the date specified in the Public Notice in the newspaper. Please contact the Licensing Department to confirm this date.**