Cheltenham Borough Council

Licensing Sub Committee – 11 November 2010

Licensing Act 2003: Determination of Application for a Premises Licence

Chemistry Gibson House St. James Square Cheltenham Gloucestershire

Report of the Senior Licensing Officer

1. Introduction

- 1.1 The Licensing Act 2003 (the Act) allows applicants to apply for a premises licence at any time. In this case, an application was received on 16 September 2010 from Headline Entertainments Limited in respect of Chemistry Gibson House St. James Square Cheltenham Gloucestershire. A copy of the application is included at **Appendix A** (See pages 11-28)
- 1.2 The applicant has requested for a premises licence to permit:-

| Sale/Supply of Alcohol | Monday to Saturday 10:00 - 02:00 On & Off |
|---------------------------------------|---|
| Performance of Dance | Monday to Saturday 10:00 - 02:00 Indoors |
| Exhibition of a Film | Monday to Saturday 10:00 - 02:00 Indoors |
| Performance of Live Music | Monday to Saturday 10:00 - 02:00 Indoors |
| Performance of Recorded Music | Monday to Saturday 11:00 - 02:00 Indoors |
| Prov'n of Facilities for Dancing | Monday to Saturday 10:00 - 02:00 Indoors |
| Prov'n of Facilities for Making Music | Monday to Saturday 10:00 - 02:00 Indoors |
| Late Night Refreshment | Monday to Saturday 10:00 - 02:00 Indoors |

- 1.3 The applicant has applied for the following non-standard timings to be applied to the licence:-
- The approved non standard hours (Mondays to Saturdays) were 08:00 02:00 during the Cheltenham Gold Cup Festival Week; an additional hour to the standard and non-standard times when British Summertime commences; New Year's Eve, from the end of permitted hours on New Years Eve to the start of permitted hours on New Years Day; and, alcohol sales and late night refreshment in connection with the screening of international sporting events subject to a maximum of 12 days per year, with 21 days prior written notice to the licensing authority and the police and hours limited to one hour either side of the official start and finish times of the event (the decision of the licensing authority as to what constitutes international sporting events and official start and finish times of such events will be final).
- 1.5 If this application is approved a premises licence would be issued.

1.6 Implications

1.4

1.6.1 Financial Contact officer: Sarah Didcote

E-mail: sarah.dicote@cheltenham.gov.uk

Tel no: 01242 26 4125

| Chemistry | | |
|-----------|---------------|-------------------------------|
| | Page 1 of 123 | Last updated 04 November 2010 |

1.6.2 Legal

A sub committee is required to discharge its duty and determine an application with a view to promoting the licensing objectives. These objectives, which are set out in section 4(2) of the Licensing Act 2003, are: (a) the prevention of crime and disorder; (b) public safety; (c) the prevention of public nuisance; and (d) the protection of children from harm.

Sarah Farooqi

E-mail: Sarah.Farooqi@tewkesbury.gov.uk

Tel no: 01684 272693

2. Application (Ref. 10/01568/PRMA)

- 2.1 Applicant: Headline Entertainments Limited
- 2.2 Agent: Maitland Walker Solicitors
- 2.3 Premises: Chemistry Gibson House St. James Square Cheltenham Gloucestershire
- 2.4 Steps to promote the four licensing objectives that are identified in this application:
 - a) Maximum numbers of persons permitted: Total for Premises 665; Second Floor 100; Upper Mezzanine Fioor 50; Lower Mezzanine Floor 165; Ground Floor 200; Basement 150
 - b) For a continuous period commencing with the opening of business and ending thirty minutes after the premises close a minimum of four staff shall be provided to supervise the outside of the premises. Their duties shall be to control and discourage anti-social behaviour of patrons who are entering or leaving the premises. Their duties shall also include patrolling the area designated on the plan.
 - c) All doors and windows, except the main entrance, are to be kept closed during any entertainment. Fire escapes shall be kept closed at all times and shall only be used to vacate the building in the event of an emergency or after the conclusion of the entertainment.
 - d) Amplified music or public address shall be undertaken only through the sound system fitting with a noise limiting device. The device shall be set at a level approved by the Council's Environmental Health Officer. In addition, control measures to prevent the breakout of noise shall be present and maintained.
 - e) There will be an extended winding down period commencing with slower music at a reduced volume at ten minutes prior to the terminal hour changing to walkout music at a quieter volume than before until the building is cleared.
 - f) On days when the premises are open, litter shall be removed at the end of each trading session from areas to which the public have access as of right within the area designated on the plan.
 - g) Closed circuit television shall be provided both inside and outside the premises to a standard approved by the Council's Community Safety Manager.
 - h) In the event of a new Manager being appointed to the premise, a "handover" meeting between the Council's Public Protection Division, the existing Manager and the new Manager shall be arranged to ensure an understanding of the particular circumstances relating to the premises.
 - i) After 21:00 hours, SIA registered door supervisors shall be employed at the minimum ratio of 1:100 customers (or part thereof at the premises).
 - j) Active member of 'Nightsafe'.
 - k) CCTV shall be maintained in good working order, and recordings shall be kept for a minimum of 28 days and be provided to Officers of the Council and police on request.
 - I) Drinks shall not be served in glass 'pint' containers (beer glasses). These shall be substituted with polycarbonate/plastic 'glasses'.

| Chemistry | | |
|-----------|---------------|-------------------------------|
| | Page 2 of 123 | Last updated 04 November 2010 |

- m) A 30 minute 'drinking up' time shall be provided to allow appropriate dispersal, use of lavatories, etc.
- n) The Designated Premises Supervisor (DPS) shall maintain an active membership of the Nightsafe/Cheltenham innkeepers Association (or successor 'pubwatch' body).
- o) No discounting of alcoholic drinks (below the tariff in place for a minimum of one week) shall take place on Fridays and Saturdays after 18:00 hours.
- p) Non alcoholic and low alcohol drinks shall be promoted especially to 'designated drivers' of groups.
- q) A closed door policy will be operated with no admission or re-admission on New Years Eve from 23:30 to 04:00 hours on New Year's Day.
- r) The CCT system shall be maintained in good working order, shall record at all times that the premises are open, and recordings shall be kept for 28 days (14 days for digital systems) and be provided to officers of the council and the police on request.
- s) Toughened glasses shall be used.
- t) All windows in areas where regulated entertainment takes place shall be kept closed during such entertainment.
- u) All external doors to parts of the premises where regulated entertainment takes place shall be kept shut during these activities except momentarily for the purposes of normal access and egress or in an emergency.
- v) The designated premises supervisor shall ensure effective overall management of live or recorded entertainment, such as by monitoring noise levels outside the premises, to ensure that noise from such activities is inaudible inside nearby noise sensitive premises.
- w) A noise limiting device shall be used between any amplifier and loudspeaker whenever live or recorded entertainment occurs to ensure that noise from such activities is inaudible inside nearby noise sensitive premises.
- x) No music shall be generated in the upper bar area without the provision of an acoustic lobby being installed, to the satisfaction of the Licensing Authority, to the fire door to the North East of that bar area.
- y) When a DJ is present on any night he/she shall make announcements before the termination of entertainment to request consumers to leave the premises quietly and respect the peace and quiet of the local residents.
- z) Unaccompanied persons under the age of 18 years shall not be permitted on the premises other than at events that are especially organised for the youth market. At any such events the licensee's general policies and those relating to admission, child protection and the code of conduct for staff shall be adhered to.

3. Responsible Authorities

- 3.1 Gloucestershire Constabulary No Representations Received
- 3.2 **Environmental Health** There has been no objection from the Environmental Health Department but the Environmental Health Officer sought agreement on the following conditions:

| Chemistry | | |
|-----------|---------------|-------------------------------|
| | Page 3 of 123 | Last updated 04 November 2010 |

- 1) All doors and windows, except the main entrance, are to be kept closed during any entertainment, except momentarily for the purposes of normal access and egress or in an emergency.
- 2) Fire escapes shall be kept closed at all times and shall only be used to vacate the building in the event of an emergency.
- 3) A noise limiting device shall be used between any amplifier and loudspeaker whenever live or recorded entertainment occurs to ensure that noise from such activities is inaudible inside nearby noise sensitive premises. The device shall be set at a level approved by the Council's Environmental Health Officer. In addition, control measures to prevent the breakout of noise shall be present and maintained.
- 4) There will be an extended winding down period commencing with slower music at a reduced volume at ten minutes prior to the terminal hour changing to walkout music at a quieter volume than before until the building is cleared.
- 5) On days when the premises are open, litter shall be removed at the end of each trading session from areas to which the public have access as of right within the area designated on the plan.
- 6) In the event of a new Manager being appointed to the premises, a 'handover' meeting between the Council's Public Protection Division, the existing Manager and the new Manager shall be arranged to ensure an understanding of the particular circumstances relating to the premises.
- 7) The designated premises supervisor shall ensure effective overall management of live or recorded entertainment, such as by monitoring noise levels outside the premises, to ensure that noise from such activities is inaudible inside nearby noise sensitive premises.
- 8) No music shall be generated in the upper bar area without the provision of an acoustic lobby being installed, to the satisfaction of the Licensing Authority, to the fire door to the North East of that bar area.
- 3.3 Other Responsible Authorities No Representations Received

4. Interested Parties

- 4.1 Representations have been received from 43 Interested Parties included at **Appendix B** (See pages 29-119)
- 4.2 Interested Parties have objected on the grounds of crime & disorder, public safety, the protection of children from harm and public nuisance.
- 4.3 The concerns raised by interested parties are as follows:
 - 1) Concern over noise emanating from the premises as a result of people attending the night club, the premises itself and people smoking outside which will disturb sleep.
 - 2) Concern over crime and disorder resulting from drunken revellers such as damage to property and abusive behaviour.
 - c) A possible increase in traffic and congestion in the surrounding areas. There is also a concern that the early opening hours of the premises and the possible increase in road traffic will result in an increase risk to the safety of children attending school and nursery in the area.
 - 3) Concern over drunken behaviour such as vomiting and urinating in the streets and gardens.
 - 4) A repeat of past experiences relating to noise, nuisance and anti-social behaviour emanating from the club as a result of cars revving, fornication in the surrounding gardens and rubbish left scattered.

| Chemistry | | |
|-----------|---------------|-------------------------------|
| | Page 4 of 123 | Last updated 04 November 2010 |

- 5) Crowding outside the premises will result in people having to walk into the road to get past.
- 6) Concern over a possible increase in business insurance as a result of the potential of damage.
- 7) Concern that granting the licence will exacerbate existing problems in the area such as noise, anti-social behaviour, rubbish etc.
- 8) Concern that granting this application will damage to property prices in the area.
- 9) Neighbouring properties being subject to vibrations and the "beat" as a result of the bass.
- 10) Concern that granting this licence can effect the growth and the regeneration of the general area.
- 11) Concern that granting this licence will impact the quality of life with some residents having to get up early in the morning for work and late night noise will disturb their sleep.
- 12) Noise emanating from early morning deliveries and refuse collection.
- 13) Houses in the area are listed (i.e. St Georges Terrace) and as a result these properties cannot get permission to replace windows with double glazing which causes a problem with noise.
- 14) With the addition to several new residential blocks, the noise can no longer dissipate naturally as it did previously when the residential blocks were not there.
- 15) In addition to new residential buildings, there has also been a new Waitrose supermarket, new office blocks and attractive new walkways and cycle ways been built and the grant of this application will make the area less appealing.
- 16) There is also a school, church and day nursery in the immediate vicinity of the premises. The school, church and nursery are open early in the morning with the church staying open in the evening and being used over the weekend. There is concern over the grant of this application will encroach on the activities of schools and church.
- 17) Since the club has closed, the problems associated with the club have disappeared.
- 18) The normal opening hours for the premises has historically been associated with crime and disorder and this causes concern for the children and parents who attend the nursery during the day.
- 19) Invalid public notice by virtue of it not listing the applicant's head office address and address of the applicant.
- 20) Town Centre has reached saturation point and there are plenty of other premises who offer the same experience.
- 21) South side of St James Sq is outside the sight of club security stewards and CCTV. The resulting nuisance and anti-social behaviour will therefore be beyond the club's surveillance.
- 22) Anticipated that there will be drinks promotions that will exacerbate the situation.
- 23) Planning permission has been granted by Cheltenham Borough Council for additional flats which imply that it wishes to turn the area into a primarily residential area.

| Chemistry | | |
|-----------|---------------|-------------------------------|
| | Page 5 of 123 | Last updated 04 November 2010 |

- 24) The North Gloucestershire Education Improvement Partnership, Burton House St. James Sq has expressed concern that the grant of this application will have a negative effect on their students and operations. There is concern that the students will have access to alcohol and cigarettes and there is a possibility that the students will come into confrontation with customers from the premises. There is also concern that noise emanating from the premises will affect classes and exams.
- 25) The Monkey Puzzle Day Nursery, Ivanhoe House St. James Sq has expressed concern that the grant of this application will affect the operation of the nursery. Historically, the early opening of the premises has resulted in crime and disorder issues which will have an effect on the use of the nursery during the day. The nursery also expressed concern for the safety of their equipment left outside over night and the possibility of theft and vandalism.
- 26) Concern has been raised over the fact that older properties such as Gibson House do not have effective sound insulation which will have an effect on noise levels.
- 27) Finally, there are a high number of elderly residents living in the area. Granting this application will cause them to be fearful of going out during the operating hours of the premises.

5. Local Policy Considerations

- 5.1 The 2003 Act introduces a unified system of regulation which through two new types of licenses: the premises licence and the personal licence (club premises certificates for qualifying clubs). The Borough Council, as the licensing authority, is responsible for licensing all outlets in the borough that sell or supply alcohol or carry out any other 'licensable activities'; public entertainment, theatre, cinema, or late night refreshment.
- 5.2 The new system is underpinned by four objectives: i) the prevention of crime and disorder; ii) public safety; iii) the prevention of public nuisance; and, iv) the protection of children from harm. The licensing authority must promote these objectives in carrying out its functions.
- 5.3 The Councils adopted licensing policy statement (Council 10/12/07) includes the following:
 - i) **Each objective is of equal importance** and the licensing authority has developed policies relating to each objective. The objectives are the only matters to be taken account in determining applications and applying conditions. **(Paragraph 1.2)**
 - ii) The licensing authority will only apply terms and conditions to licences which promote one or more of the licensing objectives and are relevant to the individual circumstances of the application. Conditions may be drawn from those set out in Appendix B and / or tailored to particular circumstances and they will be focused on matters within the control of the individual licensees and others granted relevant permissions. (Paragraph 2.4)
 - iii) The licensing authority will expect all individual applicants to address the licensing objectives in their operating schedule having regard to the premises, the licensable activities to be provided, the operational procedures, the nature of the location and the interests of the local community. The licensing authority expects that any conditions that are necessary will, in the first instance, be identifiable from prospective licensees or certificate holders' risk assessments.
 - iv) Applicants will have to translate their assessments into measures which promote one or more of the licensing objectives and record them in their operating schedule. (Paragraph 2.5)
 - v) The licensing authority will not impose any conditions unless, following the receipt of relevant representations, it has used its discretion at a hearing and been satisfied of the validity of those concerns. (Paragraph 2.5)

| Chemistry | | |
|-----------|---------------|-------------------------------|
| | Page 6 of 123 | Last updated 04 November 2010 |

- vi) The licensing authority will consider every application on its individual merits with regard to this policy statement and to the Licensing Committee's Probity Code (available at www.cheltenham.gov.uk under 'L' in the A-Z of services). The licensing authority will seek to balance the needs of the wider community, local community and commercial premises and activities, against those who may be concerned about adverse impacts from licensed premises. The views of vocal individuals or groups will not necessarily prevail over the general interests of the community. In every case the licensing authority will focus on disproportionate or unreasonable impacts of the licensable activities on people living, working and sleeping in the vicinity. (Paragraph 2.7)
- vii) Cheltenham Borough Council, in its role as a licensing authority, wishes to do all in its power to protect the amenity of residents and businesses in the vicinity of licensed premises, and for these purposes 'vicinity' is taken to mean the immediate area around licensed premises. As the council is fully aware of the importance of the licensed trade in terms of the local economy and its culture and leisure aspiration, it will seek to work in partnership with all interested parties to ensure a mutual and productive co-existence. (Paragraph 7.2)
- viii) When considering licence applications, the licensing authority will take into account the location of the premises and the type and construction of the building as well as the adequacy of measures proposed to deal with the potential for nuisance and / or antisocial behaviour having regard to all the circumstances of the application. (Paragraph 7.4)
- ix) The licensing authority will consistently seek to ensure that its judgements about what constitutes public nuisance are balanced, as are decisions about any conditions that are considered necessary to prevent it. (Paragraph 7.5)
- x) In reaching a judgement on the individual merits of applications, the licensing authority will have regard to the implications for nuisance generation and the impacts on residents that are posed by operating hours and types of regulated entertainment. The licensing authority will take into account requests for terminal hours in the light of the:-
 - environmental quality.
 - residential amenity,
 - character or function of a particular area,
 - nature of the proposed activities to be provided at the premises.

Consideration may, however, be given to imposing stricter controls on noise and disturbance from particular licensed premises, such as those in mainly residential areas. (Paragraph 10.6)

xi) Consideration may, however, be given to impose stricter controls on noise and disturbance from the particular premises, such as those in mainly residential area. (Paragraph 10.6)

6. National Guidance

- 6.1 Guidance has been issued under Section 182 of The Licensing Act 2003.
- 6.2 Para 2.32 of the Guidance states "The 2003 Act requires licensing authorities (following receipt of relevant representations) and responsible authorities, through representations, to make judgements about what constitutes public nuisance and what is necessary to prevent it in terms of conditions attached to specific premises licences and club premises certificates. It is therefore important that in considering the promotion of this licensing objective, licensing authorities and responsible authorities focus on impacts of the licensable activities at the specific premises on persons living and working (including doing business) in the vicinity that are disproportionate and unreasonable, The issues will mainly concern noise nuisance, light pollution, noxious smells and litter."

| Chemistry | | |
|-----------|---------------|-------------------------------|
| | Page 7 of 123 | Last updated 04 November 2010 |

- Para 2.33 of the Guidance states "Public nuisance is given a statutory meaning in many pieces of legislation. It is however not narrowly defined in the 2003 Act and retains its broad common law meaning. It is important to remember that the prevention of public nuisance could therefore include low-level nuisance perhaps affecting a few people living locally as well as major disturbance affecting the whole community. It may also include in appropriate circumstances the reduction of the living and working amenity and environment of interested parties (as defined in the 2003 Act) in the vicinity of licensed premises."
- Para 2.35 of the Guidance states "As with all conditions, it will be clear that conditions relating to noise nuisance may not be necessary in certain circumstances where the provisions of the Environmental Protection Act 1990, the Noise Act 1996, or the Clean Neighbourhoods and Environment Act 2005 adequately protect those living in the vicinity of the premises. But as stated earlier in this Guidance, the approach of Licensing authorities and responsible authorities should be one of prevention and when their powers are engaged, licensing authorities should be aware of the fact that other legislation may not adequately cover concerns raised in relevant representations and additional conditions may be necessary."
- Para 2.36 of the Guidance states "Where applications have given rise to representations, any necessary and appropriate conditions should normally focus on the most sensitive periods. For example, music noise from premises usually occurs from mid-evening until either late evening or early morning when residents in adjacent properties may be attempting to go to sleep or are sleeping in certain circumstances, conditions maybe necessary."
- 6.6 Para 2.37 of the Guidance states "Measures to control light pollution will also require careful thought. Bright lighting outside premises considered necessary to prevent crime and disorder may itself give rise to light pollution for some neighbours. Applicants, Licensing authorities and responsible authorities will need to balance these issues."
- 6.7 Para 2.38 of the Guidance states "In the context of preventing public nuisance, it is again essential that conditions are focused on measures within the direct control of the licence holder or club. Conditions relating to public nuisance caused by the anti-social behaviour of customers once they are beyond the control of the licence holder, club or premises management cannot be justified and will not serve to promote the licensing objectives."
- 6.8 Para 9.8 of the Guidance states "A representation will only be relevant if it is likely to effect the grant of the licence on the promotion of at least one of the licensing objectives."
- 6.9 Para 10.9 of the Guidance states "The 2003 Act provides that where an operating schedule or club operating schedule has been submitted with an application and there have been no relevant representations made by responsible authorities, the licence or certificate must be granted subject only to such conditions as are consistent with the schedule accompanying the application and any mandatory conditions required by the Act itself."
- 6.10 Para 10.11 of the Guidance states "The licensing authority may not impose conditions unless its discretion has been engaged following relevant representations and it has been satisfied at a hearing of the necessity to impose conditions. It may only then impose conditions that are necessary to promote one or more of the licensing objectives. Such conditions must also be expressed in unequivocal and unambiguous terms to avoid legal dispute."
- 6.11 Para 10.13 of the Guidance on proportionality states "The Act requires that Licensing conditions should be tailored to the size, style, characteristics and activities taking place at the premises concerned. This rules out standardised conditions which ignore these individual aspects. It is important that conditions are proportionate and properly recognise significant differences between venues."

| Chemistry | | |
|-----------|---------------|-------------------------------|
| | Page 8 of 123 | Last updated 04 November 2010 |

- 6.12 Para 10.15 of the Guidance states with regard to duplication with other statutory provisions that "Licensing Authorities should only impose conditions which are necessary and proportionate for the promotion for the licensing objectives. If other existing law already places certain statutory responsibilities on an employer or operator of premises, it cannot be necessary to impose the same or similar duties."
- 6.13 Paragraph 10.20 of the Guidance states there is no general presumption in favour of lengthening licensing hours and the four licensing objectives should be paramount considerations at all times. Where there are objections to an application and the committee believes that changing the licensing hours would undermine the licensing objectives, they may reject the application or grant it with appropriate conditions and/or different hours from those requested.

7. Licensing Comments

- 7.1 This application must be determined on its individual merits and in view of promoting the licensing objectives, which are:
 - (a) the prevention of crime and disorder;
 - (b) public safety:
 - (c) the prevention of public nuisance; and
 - (d) the protection of children from harm.
- 7.2 A plan of the location of the premises is attached **Appendix C** (See page 120).
- 7.3 The plan of the proposed premises is submitted with the application is attached at **Appendix D** (See page 121-122).
- 7.4 The premises has been closed for a number of years and on its individual merits, Members must decide what weight to add to comments relating to problems associated with the premises when it was last in operation.
- 7.5 Members are to note that the area referred to under points 2.4 (f) covers the following:

Ambrose Street as far as the start of the bowling green,

Clarence Street as far as the (farthest) East side of St Gregory's church,

St James Square as far as the mini-roundabout at the junction with Jessop Avenue,

Knapp Road as far as the far (West) side of Somerset House,

The un-named road alongside the club (that leads to St Gregory's School) as far as the start of the school.

- 7.6 The concerns over a possible increase in traffic and congestion will only be relevant to this application where this is likely to have an effect on the promotion of the licensing objectives.
- 7.7 Cheltenham Borough Council does have powers under the Environmental Health Protection Act to deal with the problem of rubbish and litter.
- 7.8 A possible increase in business insurance and the impact this application will have on property prices are not relevant to this application by virtue of the fact that neither has any bearing on the promotion of the licensing objectives.
- 7.9 Members are to note that the public notice displayed outside the premises was in accordance with the relevant regulations.

| Chemistry | | |
|-----------|---------------|-------------------------------|
| | Page 9 of 123 | Last updated 04 November 2010 |

- 7.10 Members are to note that there are two CCTV cameras situated in the vicinity of the premises, one on the roundabout at St James Sq & Jessop Ave and the other on the roundabout on the corner of St James Sq Knapp Road & Clarence Street. There are also CCTV cameras fixed to the exterior of the premises covering all external areas.
- 7.11 There have been no comments from Cheltenham Borough Council's Planning Department made on this application and as a result, the speculation relating to the intention of the Planning Department to turn the area into a primarily residential area is not relevant.
- 7.12 In light of the fact that there has been no objection from either the Planning or Environmental Health Department, the comments relating to the age of the property and the fact that the property does not have sufficient sound insulation will only be relevant if Members feel that this will have an adverse effect on the promotion of the Licensing Objectives. Members are to note that the conditions sought by the Environmental Health Officer, in addition to the operating schedule, does address the concern over noise pollution.
- 7.13 Members are to note that the comments relating to the deteriorating effect the grant of this application will have on the growth, desirability and development of the area will only be relevant to this application insofar as the grant of the application is likely to adversely affect the licensing objectives.
- 7.14 The Committee must have regard to all of the representations made and the evidence it hears. The Committee must take such of the following steps as it considers necessary for the promotion of the licensing objectives which can include:
 - Granting the application as requested;
 - Modifying the conditions attached to the licence; or
 - Rejecting all or part of the application.

| Background Papers | Service Records |
|-------------------|--|
| | Licensing Act 2003 |
| | S.182 Amended Guidance issued under section 182 of the Licensing Act 2003 |
| | Cheltenham Borough Council's Licensing Act 2003 Licensing Policy Statement Approved by Council 30 March 2009 |
| Report Author | Contact officer: Mr Louis Krog E-mail: licensing@cheltenham.gov.uk |

Tel no: 01242 775004

| Chemistry | | |
|-----------|----------------|-------------------------------|
| | Page 10 of 123 | Last updated 04 November 2010 |

LIC2

| Insert name and address |
|-------------------------|
| of relevant licensing |
| authority and its |
| reference number |
| (optional) |

| Cheltenham Borough (| Council | | | |
|---|---------------|----------------------------------|--------------|----------|
| Cheltenham Gloucestershire GL50 1PP | Che PASSED | Itenham Borough Public Protectio | Council n | |
| | REC'D | 1 6 SEP 2010 | 1 | <u> </u> |
| premises licence to | Date of | Type of ted und restable | Licensing | j Act |

Application for a premises licence to be granted understhe Licensing Act 2003

PLEASE READ THE FOLLOWING TRISTRUCTIONS 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.

HEADLINE ENTERTAINMENTS LIMITED (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 ∄we are making this application to you as the relevant licensing authority in accordance with section 12 of the Licensing Act 2003

| | 1 - Premises Details | | | |
|---------------|---|-----------------|--|----------------------------|
| Chem: | Il address of premises or, if none, ordnance surve istry on House ames Square | y map refe | erence or descrip | otion |
| Post | town Cheltenham | Post | t code GL50 3Q0 | 3 |
| | phone number at premises (if any) domestic rateable value of premises | | £ | 75,000.00 |
| Parl Pleas | t 2 - Applicant Details se state whether you are applying for a premises licer | nce as Pleas | e tick √ Yes | |
| a) b) | an individual or individuals* a person other than an individual* | | please complete | section (A) |
| <i>5)</i> | i. as a limited company ii. as a partnership iii. as an unincorporated association or iv. other (for example a statutory corporation) | | please complete please complete please complete please complete | section (B) section (B) |
| c) | a recognised club | | please complete | |
| d) e) | a charity the proprietor of an educational establishment | | please complete | |

| Chemistry | | |
|-----------|----------------|-------------------------------|
| | Page 11 of 123 | Last updated 04 November 2010 |

| f) a health serv | rice body | | please complete section (B) |
|--|--|-----------------|-----------------------------------|
| g) a person who Care Standa independent | o is registered under Part 2 of the rds Act 2000 (c14) in respect of an hospital | | please complete section (B) |
| h) the chief offic in England a | cer of police of a police force nd Wales | | please complete section (B) |
| *If you are applying | as a person described in (a) or (b) p | lease confirm | r: Please tick √ Yes |
| premises | ring on or proposing to carry on a bus for licensable activities; or ing the application pursuant to a | siness which i | involves the use of the |
| | tutory function or unction discharged by virtue of Her M | lajesty's prero | ogative |
| (A) INDIVIDUAL AF | PPLICANTS (fill in as applicable) | | |
| Mr Surname | Mrs Miss | First name | Ms Other title (for example, Rev) |
| | | | Please tick ✓ Yes |
| I am 18 years old o | or over | | |
| Current postal address if different from premises address | | | |
| Post Town | | Po | ostcode |
| Daytime contact to | elephone number | | |
| E-mail address (optional) | | | |

| Chemistry | | |
|-----------|----------------|-------------------------------|
| | Page 12 of 123 | Last updated 04 November 2010 |

| SECOND INDIVIDU | AL APPLICANT (| if applicable) | | |
|--|---------------------|---|---|---|
| Mr | Mrs | Miss | Ms | Other title (for example, Rev) |
| Surname | | | First names | (10) example, 1(e) |
| | | | | |
| | | | | |
| | | | | Please tick 🗸 Yes |
| l am 18 years old o | r over | | | |
| Current postal address if different from premises address | | | | |
| Post Town | | | Postcode | |
| Daytime contact te | lephone number | | | |
| E-mail address (optional) | | | | |
| (B) OTHER APPLIC | ANTS | | | |
| Please provide name number. In the case and address of each | of a partnership or | ddress of applicar other joint ventu | nt in full. Where appropriate re (other than a body corpor | please give any registered ate), please give the name |
| Name HEADLINE ENTERT | AINMENTS LIMIT | red | | Net (4 |
| Address | | | | |
| Pillar House 113-115 Bath Ro Cheltenham | | | | |
| Gloucestershire | GL53 7LS | | | |
| | | | | |
| Registered number (| where applicable) | | | |
| Description of application Private Limited | | artnership, compa | any, unincorporated associat | tion etc) |
| Telephone number (i | f any) | | | |
| E-mail address (option | onal) | | | |

| Chemistry | | |
|-----------|----------------|-------------------------------|
| | Page 13 of 123 | Last updated 04 November 2010 |

| Pa | rt 3 - Operating Schedule | | | | | | | |
|--------------|---|--------------|----------------|--------|---------------|----------|----------|-----------|
| | | Day | Мо | nth | Ye | ar | | |
| Wh | en do you want the premises licence to start? | | | | | | | |
| | | Day | Мо | nth | Ye | ar | | |
| If you | ou wish the licence to be valid only for a limited period, when do want it to end? | | | | | | | |
| If 5, nun | 000 or more people are expected to attend the premises at any one other expected to attend. | e time, plea | ase sta | ate th | е | | | |
| Lio nio | ase give a general description of the premises (please read guidance censed premises over four floors and mezzanine, for ghtclub, providing various facilities for the supplace, and refreshment. | rmerlv | opera lcoho | atino | g as musio | a can | nd | - Parking |
| (Ple | at licensable activities do you intend to carry on from the premises? ase see sections 1 and 14 of the Licensing Act 2003 and Schedule vision of regulated entertainment | 1 and 2 to | the Li | | ing Ad | | | Yes |
| a) | plays (if ticking yes, fill in box A) | | | | | | Г | 7 |
| b) | films (if ticking yes, fill in box B) | | | | | | \ \ | 1 |
| c) | indoor sporting events (if ticking yes, fill in box C) | | | | | | | Ī |
| d) | boxing or wrestling entertainment (if ticking yes, fill in box D) | | | | | | | j |
| 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) | | | | | | |] |
| Prov | vision of entertainment facilities for: | | | | | | | |
| i) | making music (if ticking yes, fill in box I) | | | | | | √ | 7 |
| j) | dancing (if ticking yes, fill in box J) | | | | | | ✓ | أ |
| k) | entertainment of a similar description to that falling within (i) or (j) (if ticking yes, fill in box K) | | | | | | |] |
| Prov | vision of late night refreshment (if ticking yes, fill in box L) | | | | | | √ |] |
| Sup | ply of alcohol (if ticking yes, fill in box M) | | | | | | √ |] |
| In al | ll cases complete boxes N, O and P | | | | | | | |

| Chemistry | | |
|-----------|----------------|-------------------------------|
| | Page 14 of 123 | Last updated 04 November 2010 |

A,

| Plays Standard days and timings | | | Will the performance of a play take place indoors or outdoors or both - please tick ✓ (please read guidance | Indoors Outdoors | | |
|------------------------------------|--------------|--------|---|--|--|--|
| | ead guidance | | note 2) | | | |
| Day | Start | Finish | | Both | | |
| Mon | | | Please give further details here (please read guidance not | re 3) | | |
| Tue | | | | | | |
| Wed | | | State any seasonal variations for performing plays (please read guidance note | | | |
| Thur | | | | | | |
| Fri | | | Non standard timings. Where you intend to use the prem of plays at different times to those listed in the colum | ises for the performance n on the left, please list | | |
| Sat | | | (please read guidance note 5) | | | |
| Sun | | | | | | |

В

| Films Standard days and timings | | _ | Will the exhibition of films take place indoors or outdoors or both - please tick ✓ (please read guidance | Indoors | ✓ | | | |
|------------------------------------|-------------|--------|---|-------------------|----------------------|--|--|--|
| | read guidan | | note 2) | Outdoors | | | | |
| Day | Start | Finish | | Both | | | | |
| Mon | 10:00 | 02:00 | Please give further details here (please read guidance note 3) | | | | | |
| | | | Video screens for the showing of e.g. pro | e-recorded f: | ilms | | | |
| Tue | 10:00 | 02:00 | and music | | | | | |
| Wed | 10:00 | 02:00 | State any seasonal variations for the exhibition of film note 4) | ıs (please read g | uidance | | | |
| Thur | 10:00 | 02:00 | | | | | | |
| Fri | 10:00 | 02:00 | Non standard timings. Where you intend to use the pre of films at different times to those listed in the column | mises for the ex | hibition ase list | | | |
| Sat | 10:00 | 02:00 | (please read guidance note 5) PLEASE SEE CONTINUATION SHEET 1 | | | | | |
| Sun | | | | | | | | |

| Chemistry | | |
|-----------|----------------|-------------------------------|
| | Page 15 of 123 | Last updated 04 November 2010 |

C

| Standar | sporting ev d days and tir read guidanc | nings | Please give further details (please read guidance note 3) |
|---------|---|--------|---|
| Day | Start | Finish | |
| Mon | | | |
| Tue | | | State any seasonal variations for indoor sporting events (please read guidance note 4) |
| Wed | | | |
| Thur | | | 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 |
| Fri | | | (please read guidance note 5) |
| Sat | | | |
| Sun | | | |

D

| Boxing or wrestling entertainment | | _ | Will the boxing or wrestling entertainment take place indoors or outdoors or both - please tick ✓ (please | Indoors | | |
|-----------------------------------|-------------------------------|--------|--|--|--|--|
| | l days and tir ead guidanc | | read guidance note 2) | Outdoors | | |
| Day | Start | Finish | | Both | | |
| Mon | | | Please give further details here (please read guidance note 3) | | | |
| Tue | | | - - | | | |
| Wed | | | State any seasonal variations for boxing or wrestling entertainment (please riguidance note 4) | | | |
| Thur | | | | | | |
| Fri | | | Non standard timings. Where you intend to use the wrestling entertainment at different times to those listed | premises for boxing or lin the column on the left, | | |
| Sat | | | please list (please read guidance note 5) | | | |
| Sun | | | | | | |

| Chemistry | | |
|-----------|----------------|-------------------------------|
| | Page 16 of 123 | Last updated 04 November 2010 |

E,

| Live m | | iminas | Will the performance of live music take place indoors | Indoors | ✓ |
|---|-------|--------|---|-------------------|------------|
| Standard days and timings (please read guidance note 6) | | | or outdoors or both - please tick ✓ (please read guidance note 2) | Outdoors | |
| Day | Start | Finish | | Both | |
| Mon | 10:00 | 02:00 | Please give further details here (please read guidance no | te 3) | |
| | | | Occasional live music by way of solo artistes, duos or | | |
| Tue | 10:00 | 02:00 | bands both amplified and accoustic | | |
| | | | | | |
| Wed | 10:00 | 02:00 | State any seasonal variations for the performance of live music (plea | | |
| | | | guidance note 4) | | |
| Thur | 10:00 | 02:00 | | | |
| | | | | | |
| Fri | 10:00 | 02:00 | Non standard timings. Where you intend to use the prem | | |
| | | | of live music at different times to those listed in the colu (please read guidance note 5) | mn on the left, p | lease list |
| Sat | 10:00 | 02:00 | PLEASE SEE CONTINUATION SHEET 1 | | |
| | | | | | |
| Sun | | | | | |
| | | | | | |

F

| Recorded music Standard days and timings (please read guidance note 6) | | | outdoors or both - please tick 🗸 (please read guidance | Indoors Outdoors | ✓ |
|--|-------|--------|--|---------------------|-----------------------|
| Day | Start | Finish | | Both | |
| Mon | 10:00 | 02:00 | Please give further details here (please read guidance note 3) Provision of recorded music normally by way of DJ | | |
| Tue | 10:00 | 02:00 | | | |
| Wed | 10:00 | 02:00 | State any seasonal variations for playing recorded music (please read guidance note 4) | | guidance |
| Thur | 10:00 | 02:00 | - - - | | |
| Fri | 10:00 | 02:00 | Non standard timings. Where you intend to use the pre | mises for the p | laying of olumn on |
| Sat | 10:00 | 02:00 | the left, please list (please read guidance note 5) PLEASE SEE CONTINUATION SHEET 1 | | |
| Sun | | | | | |

| Chemistry | | |
|-----------|----------------|-------------------------------|
| | Page 17 of 123 | Last updated 04 November 2010 |

G

| Performances of dance Standard days and timings | | | Will the performance of dance take place indoors or outdoors or both - please tick ✓ (please read guidance | Indoors | |
|--|-------------|------------|--|--------------------|-----------|
| (please | read guidan | ce note 6) | note 2) | Outdoors | |
| Day | Start | Finish | | Both | 1 |
| Mon | 10:00 | 02:00 | Please give further details here (please read guidance not | e 3) | |
| | | | For the spectating of dance | | |
| Tue | 10:00 | 02:00 | - | | |
| Wed | 10:00 | 02:00 | State any seasonal variations for the performance of dance (please read guidar note 4) | | guidance |
| | | | note 4) | | |
| Thur | 10:00 | 02:00 | | | |
| Fri | 10:00 | 02:00 | Non standard timings. Where you intend to use the prem | ises for the perfo | rmance |
| | | | of dance entertainment at different times to those listed in please list (please read guidance note 5) | n the column on | the left, |
| Sat | 10:00 | 02:00 | PLEASE SEE CONTINUATION SHEET 1 | | |
| Sun | | | | | |
| | | | | | |

Н

| Anything of a similar description to that falling within (e), (f) or (g) Standard days and timings (please read guidance note 6) | | | Please give a description of the type of entertainment y | ou will be providing |
|--|-------|--------|---|----------------------------|
| Day | Start | Finish | Will this entertainment take place indoors or outdoors or both - please tick ✓ (please read guidance note 2) | Indoors |
| Mon | | | | Outdoors |
| | | | | Both |
| Tue | | | Please give further details here (please read guidance no | te 3) |
| Wed | | | | |
| Thur | | | State any seasonal variations for entertainment of a single falling within (e), (f) or (g) (please read guidance note 4) | imilar description to that |
| Fri | | | | |
| Sat | | | Non standard timings. Where you intend to use the premises for the entertainm of similar description to that falling within (e), (f) or (g) at different times to the | |
| Sun | | | listed in the column on the left, please list (please read g | juidance note 5) |

| Chemistry | | |
|-----------|----------------|-------------------------------|
| | Page 18 of 123 | Last updated 04 November 2010 |

Ϊ.

| Provision of facilities for making music Standard days and timings (please read guidance note 6) | | imings | Please give a description of the facilities for making must The provision of an in-house music syste recorded and, on occasions, live music | | providing |
|---|-------|--------|---|------------------|------------------------|
| | | | Will the facilities for making music be indoors or outdoors or both - please tick ✓ (please read guidance | Indoors | ✓ |
| | | | note 2) | Outdoors | |
| Day | Start | Finish | | Both | |
| Mon | 10:00 | 02:00 | Please give further details here (please read guidance note 3) | | |
| Tue | 10:00 | 02:00 | | | |
| Wed | 10:00 | 02:00 | State any seasonal variations for the provision of fact (please read guidance note 4) | lities for makir | ng music |
| Thur | 10:00 | 02:00 | | | |
| Fri | 10:00 | 02:00 | Non standard timings. Where you intend to use the pr facilities for making music entertainment at different tim | es to those list | vision of ed in the |
| Sat | 10:00 | 02:00 | column on the left, please list (please read guidance note PLEASE SEE CONTINUATION SHEET 2 | 5) | |
| Sun | | | | | |

. I

| | ion of facil | ities for | Will the facilities for dancing be indoors or outdoors | Indoors | ✓ |
|-----------------------------------|--------------|-----------|---|---------------------|------------|
| dancing Standard days and timings | | imings | or both - please tick ✓ (see guidance note 2) | Outdoors | |
| | read guidan | | | Both | |
| Day | Start | Finish | Please give a description of the facilities for dancing ye | | ing |
| | | | Provision of dance floors within the pr | emises | |
| Mon | 10:00 | 02:00 | | | |
| | | | Please give further details here (please read guidance note 3) | | |
| Tue | 10:00 | 02:00 | | | |
| | | | | | |
| 187 | 10:00 | 02:00 | | | |
| Wed | | | State any seasonal variations for providing dancing faci | lities (please read | d quidance |
| | 10:00 | 02:00 | note 4) | | J |
| Thur | | | | | |
| Fri | 10:00 | 02:00 | | | |
| | | | Non standard timings. Where you intend to use the pre | mises for the pro | vision of |
| Sat | 10:00 | 02:00 | facilities for dancing entertainment at different times to on the left, please list (please read guidance note 5) | those listed in th | e column |
| | | | PLEASE SEE CONTINUATION SHEET 2 | | |
| Sun | | | | | |
| | | | | | |

| Chemistry | | |
|-----------|----------------|-------------------------------|
| | Page 19 of 123 | Last updated 04 November 2010 |

K

| entertai similar that fall Standard | on of facilit inment of a description ing within I days and tir ead guidance | i i to i or J nings | Please give a description of the type of entertainment facility you will be provide | |
|--|---|------------------------------|--|----------------------------|
| Day | Start | Finish | Will the entertainment facility be indoors or outdoors or both - please tick ✓ (please read guidance note 2) | Indoors |
| Mon | | | , | Outdoors |
| | | | | Both |
| Tue | | | Please give further details here (please read guidance note 3) | |
| Wed | | | | |
| | | | State any seasonal variations for the provision of facilit | ies for entertainment of a |
| Thur | | | similar description to that falling within I or J (please rea | ad guidance note 4) |
| Fri | | | | |
| | | | Non standard timings. Where you intend to use the premises for the provision o | |
| Sat | | | facilities for entertainment of a similar description to that falling within I or J a different times to those listed in the column on the left, please list (please read guidance note 5) | |
| Sun | | | | |

ı

| Late night refreshment Standard days and timings | | | Will the provision of late night refreshment take place indoors or outdoors or both - please tick ✓ (please | Indoors | ✓ |
|---|-------------|------------|---|-------------------|---------|
| (please | read guidan | ce note 6) | read guidance note 2) | Outdoors | |
| Day | Start | Finish | | Both | |
| Mon | 23:00 | 02:00 | Please give further details here (please read guidance no | te 3) | i |
| | | | Provision of hot food and hot drink at t | he managemen | t's |
| Tue | 23:00 | 02:00 | discretion | | |
| Wed | 23:00 | 02:00 | State any seasonal variations for the provision of late r read guidance note 4) | night refreshment | (please |
| Thur | 23:00 | 02:00 | | | |
| Fri | 23:00 | 02:00 | Non standard timings. Where you intend to use the prenate night entertainment at different times, to those listed | | |
| Sat | 23:00 | 02:00 | please list (please read guidance note 5) PLEASE SEE CONTINUATION SHEET 2 | | |
| Sun | | | | | |

| Chemistry | | |
|-----------|----------------|-------------------------------|
| | Page 20 of 123 | Last updated 04 November 2010 |

M

| Supply of alcohol Standard days and timings (please read guidance note 6) | | imings | Will the sale of alcohol be for consumption please tick ✓ (please read guidance note 7) | On the premises Off the premises | |
|---|-------|--------|---|--|--|
| Day | Start | Finish | | Both | ✓ |
| Mon | 10:00 | 02:00 | State any seasonal variations for the supply of alcoho | l (please read guidance | e note 4) |
| Tue | 10:00 | 02:00 | | | |
| Wed | 10:00 | 02:00 | | | |
| Thur | 10:00 | 02:00 | Non standard timings. Where you intend to use the alcohol at different times to those listed in the col | premises for the su lumn on the left, ple | ipply of ase list |
| Fri | 10:00 | 02:00 | (please read guidance note 5) PLEASE SEE CONTINUATION SHEET 2 | | |
| Sat | 10:00 | 02:00 | | | |
| Sun | | | | | ************************************** |

| State the | name and details of the individual whom you wish to specify on the licence as premises supervisor |
|-------------|---|
| Name | MICHAEL GIBSON |
| Address | The Brambles, Cock Bevington, Salford Priors, Evesham, Worcestershire |
| Postcode | WR11 8SJ |
| Personal I | Licence number (if known) 0009996 |
| Issuing lic | censing authority (if known) Stratford upon Avon |

| Chemistry | | |
|-----------|----------------|-------------------------------|
| | Page 21 of 123 | Last updated 04 November 2010 |

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 8)

None

0

| open to Standar | premises a o the public d timings (pla idance note (| c ease |
|--------------------|---|------------------|
| Day | Start | Finish |
| Mon | 10:00 | 02:30 |
| | | |
| Tue | 10:00 | 02:30 |
| Wed | 10:00 | 02:30 |
| - | 25100 | |
| Thur | 10:00 | 02:30 |
| | | |
| Fri | 10:00 | 02:30 |
| Sat | 10:00 | 02:30 |
| oat | 10:00 | 02:30 |
| Sun | | |
| | | |

| Chemistry | | |
|-----------|----------------|-------------------------------|
| | Page 22 of 123 | Last updated 04 November 2010 |

| P Describe the steps you intend to take to promote the four licensing objectives: | |
|---|--|
| a) General - all four licensing objectives (b, c, d, e) (please read guidance note 9) | |
| PLEASE SEE CONTINUATION SHEETS 3 and 4 | |
| | |
| | |
| | |
| b) The prevention of crime and disorder | |
| | |
| | |
| | |
| | |
| c) Public safety | |
| | |
| | |
| | |
| | |
| d) The prevention of public nuisance | |
| | |
| | |
| | |
| e) The protection of children from harm | |
| -, p | |
| | |
| | |
| | |

| Chemistry | | |
|-----------|----------------|-------------------------------|
| | Page 23 of 123 | Last updated 04 November 2010 |

| P | lease tick 🗸 Yes |
|--|---|
| I have made or enclosed payment of the fee | \checkmark |
| I have enclosed the plan of the premises | \ |
| I have sent copies of this application and the plan to responsible authorities and others who applicable | ere 🔽 |
| I have enclosed the consent form completed by the individual I wish to be premises supervif applicable | isor, |
| I understand that I must now advertise my application | ✓ |
| I understand that if I do not comply with the above requirements my application will be rejected. | oted 🗸 |
| IT IS AN OFFENCE, LIABLE ON CONVICTION TO A FINE UP TO LEVEL 5 ON THE STA UNDER SECTION 158 OF THE LICENSING ACT 2003 TO MAKE A FALSE STATEM CONNECTION WITH THIS APPLICATION | |
| Part 4 - Signatures (please read guidance note 10) | |
| Signature of applicant or applicant's solicitor or other duly authorised agent (see gulf signing on behalf of the applicant please state in what capacity. | uidance note 11). |
| Signature With I and the Ma'the Wa | \mathcal{M} |
| Date ISH SWILL Colo. | ••••• |
| Capacity SOLICITORS AND AUTHORISED AGENTS FOR THE APPLICANT | |
| For joint applications signature of 2 nd applicant or 2 nd applicant's solicitor or o agent (please read guidance note 12). <mark>If signing on behalf of the applicant please state i</mark> | ther authorised n what capacity. |
| Signature | |
| Date | |
| Capacity | |
| | *************************************** |
| Contact name (where not previously given) and postal address for correspondence a this application (please read guidance note 13) Maitland Walker LLP (Michael Parrott) 19 Imperial Square | ssociated with |
| Cheltenham, Gloucestershire | |
| Post town Cheltenham Post code GL50 1QZ | |
| Telephone number (if any) 01242 246006 | |
| If you would prefer us to correspond with you by e-mail your e-mail address (optional) michael.parrott@maitlandwalker.com | |

| Chemistry | | |
|-----------|----------------|-------------------------------|
| | Page 24 of 123 | Last updated 04 November 2010 |

CONTINUATION SHEET: 1

APPLICATION FOR A PREMISES LICENCE TO BE GRANTED UNDER THE LICENSING ACT 2003:

APPLICANT: HEADLINE ENTERTAINMENTS LIMITED

PREMISES: CHEMISTRY, GIBSON HOUSE, ST JAMES SQUARE, CHELTENHAM, GLOUCESTERSHIRE GL50 3QG

Provision of Regulated Entertainment:

Continuation of Section B: Films - Non Standard Timings

The approved non standard hours (Mondays to Saturdays) were 08:00 - 02:00 during the cheltenham Gold Cup Festival Week; an additional hour to the standard and non-standard times when British Summertime commences; New Year's Eve, from the end of permitted hours on New Years Eve to the start of permitted hours on New Years Day; and, alcohol sales and late night refreshment in connection with the screening of international sporting events subject to a maximum of 12 days per year, with 21 days prior written notice to the licensing authority and the police and hours limited to one hour either side of the official start and finish times of the event (the decision of the licensing authority as to what constitutes international sporting events and official start and finish times of such events will be final).

Continuation of Section E: Live Music - Non Standard Timings

The approved non standard hours (Mondays to Saturdays) were 08:00 - 02:00 during the cheltenham Gold Cup Festival Week; an additional hour to the standard and non-standard times when British Summertime commences; New Year's Eve, from the end of permitted hours on New Years Eve to the start of permitted hours on New Years Day; and, alcohol sales and late night refreshment in connection with the screening of international sporting events subject to a maximum of 12 days per year, with 21 days prior written notice to the licensing authority and the police and hours limited to one hour either side of the official start and finish times of the event (the decision of the licensing authority as to what constitutes international sporting events and official start and finish times of such events will be final).

Continuation of Section F: Recorded Music - Non Standard Timings

The approved non standard hours (Mondays to Saturdays) were 08:00 - 02:00 during the cheltenham Gold Cup Festival Week; an additional hour to the standard and non-standard times when British Summertime commences; New Year's Eve, from the end of permitted hours on New Years Eve to the start of permitted hours on New Years Day; and, alcohol sales and late night refreshment in connection with the screening of international sporting events subject to a maximum of 12 days per year, with 21 days prior written notice to the licensing authority and the police and hours limited to one hour either side of the official start and finish times of the event (the decision of the licensing authority as to what constitutes international sporting events and official start and finish times of such events will be final).

Continuation of Section G: Performances of Dance

The approved non standard hours (Mondays to Saturdays) were 08:00 - 02:00 during the cheltenham Gold Cup Festival Week; an additional hour to the standard and non-standard times when British Summertime commences; New Year's Eve, from the end of permitted hours on New Years Eve to the start of permitted hours on New Years Day; and, alcohol sales and late night refreshment in connection with the screening of international sporting events subject to a maximum of 12 days per year, with 21 days prior written notice to the licensing authority and the police and hours limited to one hour either side of the official start and finish times of the event (the decision of the licensing authority as to what constitutes international sporting events and official start and finish times of such events will be final).

| Chemistry | | |
|-----------|----------------|-------------------------------|
| | Page 25 of 123 | Last updated 04 November 2010 |

CONTINUATION SHEET: 2

APPLICATION FOR A PREMISES LICENCE TO BE GRANTED UNDER THE LICENSING ACT 2003:

APPLICANT: HEADLINE ENTERTAINMENTS LIMITED

PREMISES: CHEMISTRY, GIBSON HOUSE, ST JAMES SQUARE, CHELTENHAM, GLOUCESTERSHIRE GL50 3QG

Provision of Entertainment Facilities

Continuation of Section I: Provision of Facilities for Making Music - Non Standard Timings

The approved non standard hours (Mondays to Saturdays) were 08:00 - 02:00 during the cheltenham Gold Cup Festival Week; an additional hour to the standard and non-standard times when British Summertime commences; New Year's Eve, from the end of permitted hours on New Years Eve to the start of permitted hours on New Years Day; and, alcohol sales and late night refreshment in connection with the screening of international sporting events subject to a maximum of 12 days per year, with 21 days prior written notice to the licensing authority and the police and hours limited to one hour either side of the official start and finish times of the event (the decision of the licensing authority as to what constitutes international sporting events and official start and finish times of such events will be final).

Continuation of Section J: Provision of Facilities for Dancing - Non Standard Timings

The approved non standard hours (Mondays to Saturdays) were 08:00 - 02:00 during the cheltenham Gold Cup Festival Week; an additional hour to the standard and non-standard times when British Summertime commences; New Year's Eve, from the end of permitted hours on New Years Eve to the start of permitted hours on New Years Day; and, alcohol sales and late night refreshment in connection with the screening of international sporting events subject to a maximum of 12 days per year, with 21 days prior written notice to the licensing authority and the police and hours limited to one hour either side of the official start and finish times of the event (the decision of the licensing authority as to what constitutes international sporting events and official start and finish times of such events will be final).

Continuation of Section L: Provision of Late Night Refreshment - Non Standard Timings

The approved non standard hours (Mondays to Saturdays) were 08:00 - 02:00 during the cheltenham Gold Cup Festival Week; an additional hour to the standard and non-standard times when British Summertime commences; New Year's Eve, from the end of permitted hours on New Years Eve to the start of permitted hours on New Years Day; and, alcohol sales and late night refreshment in connection with the screening of international sporting events subject to a maximum of 12 days per year, with 21 days prior written notice to the licensing authority and the police and hours limited to one hour either side of the official start and finish times of the event (the decision of the licensing authority as to what constitutes international sporting events and official start and finish times of such events will be final).

Continuation of Section M: Sale of Alcohol - Non Standard Timings

The approved non standard hours (Mondays to Saturdays) were 08:00 - 02:00 during the cheltenham Gold Cup Festival Week; an additional hour to the standard and non-standard times when British Summertime commences; New Year's Eve, from the end of permitted hours on New Years Eve to the start of permitted hours on New Years Day; and, alcohol sales and late night refreshment in connection with the screening of international sporting events subject to a maximum of 12 days per year, with 21 days prior written notice to the licensing authority and the police and hours limited to one hour either side of the official start and finish times of the event (the decision of the licensing authority as to what constitutes international sporting events and official start and finish times of such events will be final).

| Chemistry | | |
|-----------|----------------|-------------------------------|
| | Page 26 of 123 | Last updated 04 November 2010 |

CONTINUATION SHEET: 3

APPLICATION FOR A PREMISES LICENCE TO BE GRANTED UNDER THE LICENSING ACT 2003:

APPLICANT: HEADLINE ENTERTAINMENTS LIMITED

PREMISES: CHEMISTRY, GIBSON HOUSE, ST JAMES SQUARE, CHELTENHAM, GLOUCESTERSHIRE GL50 3QG

Continuation of P: Steps you intend to take to promote the four licensing objectives:

a) GENERAL - all four licensing objectives (b, c, d, e)

a) Maximum numbers of persons permitted: Total for Premises 665; Second Floor 100; Upper Mezzanine Floor 50; Lower Mezzanine Floor 165; Ground Floor 200; Basement 150

Second Schedule Conditions:

- b) For a continuous period commencing with the opening of business and ending thirty minutes after the premises close a minimum of four staff shall be provided to supervise the outside of the premises. Their duties shall be to control and discourage anti-social behaviour of patrons who are entering or leaving the premsies. Their duties shall also include patrolling the area designated on the plan.
- c) All doors and windows, except the main entracne, are to be kept closed during any entertainment. Fire escapes shall be kept closed at all times and shall only be used to vacate the building in the event of an emergency or after the conclusion of the entertainment.
- d) Amplified music or public address shall be undertaken only through the sound system fitting with a noise limiting device. The device shall be set at a level approved by the Council's Environmental Health Officer. In addition, control measures to prevent the breakout of noise shall be present and maintained.
- e) There will be an extended winding down period commencing with slower music at a reduced volume at ten minutes prior to the terminal hour changing to walkout music at a quieter volume than before until the building is cleared.
- f) On days when the premises are open, litter shall be removed at the end of each trading session from areas to which teh public have access as of right within the area designated on the plan.
- g) Closed circuit television shall be provided both inside and outside the premises to a standard approved by the Council's Community Safety Manager.
- h) In the event of a new Manager being appointed to the premise, a "handover" meeting between the Council's Public Protection Division, the existing Manager and the new Manager shall be arranged to ensure an understanding of the particular circumstances relating to the premises.
- i) After 21:00 hours, SIA registered door supervisors shall be employed at the minimum ratio of 1:100 customers (or part thereof) at the premises.
- i) Active member of 'Nightsafe'.
- k) CCTV shall be maintained in good working order, and recordings shall be kept for a minimum of 28 days and be provided to Officers of the Council and police on request.
- I) Drinks shall not be served in glass 'pint' containers (beer glasses). These shall be substituted with polycarbonate/plastic 'glasses'.

| Chemistry | | |
|-----------|----------------|-------------------------------|
| | Page 27 of 123 | Last updated 04 November 2010 |

CONTINUATION SHEET: 4

APPLICATION FOR A PREMISES LICENCE TO BE GRANTED UNDER THE LICENSING ACT 2003:

APPLICANT: HEADLINE ENTERTAINMENTS LIMITED

PREMISES: CHEMISTRY, GIBSON HOUSE, ST JAMES SQUARE, CHELTENHAM, GLOUCESTERSHIRE GL50 3QG

Continuation of P: Steps you intend to take to promote the four licensing objectives:

a) GENERAL - all four licensing objectives (b, c, d, e) Annex 2: Conditions consent with the Operating Schedule

- a) A 30 minute 'drinking up' time shall be provided to allow appropriate dispersal, use of lavatories, etc.
- b) The Designated Premises Supervisor (DPS) shall maintain an active membership of the Nightsafe/Cheltenham Innkeepers Association (or successor 'pubwatch' body).
- c) No discounting of alcoholic drinks (below the tariff in place for a minimum of one week) shall take place on Fridays and Saturdays after 18:00 hours.
- d) Non alcoholic and low alcohol drinks shall be promoted especially to 'designated drivers' of groups.
- e) A closed door policy will be operated with no admission or re-admission on New Years Eve from 23:30 to 04:00 hours on New Year's Day.
- f) The CCT system shall be maintained in good working order, shall record at all times that the premises are open, and recordings shall be kept for 28 days (14 days for digital systems) and be provided to officers of the council and the police on request.
- g) Toughened glasses shall be used.
- h) All windows in areas where regulated entertainment takes place shall bekept closed during such entertainment.
- i) All external doors to parts of the premises where regulated entertainment takes place shall be kept shut during these activities except momentarily for the purposes of normal access and egress or in an emergency.
- j) The designated premises supervisor shall ensure effective overall management of live or recorded entertainment, such as by monitoring noise levels outside the premises, to ensure that noise from such activities is inaudible inside nearby noise sensitive premises.
- k) A noise limiting device shall be used between any amplifier and loudspeaker whenever live or recorded entertainment occurs to ensure that noise from such activities is inaudible inside nearby noise sensitive premises.
- I) No music shall be generated in the upper bar area without the provision of an acoustic lobby being installed, to the satisfaction of the Licensing Authority, to the fire door to the North East of that bar area.
- m) When a DJ is present on any night he/she shall make announcements before the termination of entertainment to request consumers to leave the premises quietly and respect the peace and quiet of the local residents.
- n) Unaccomapanied persons under the age of 18 years shall not be permitted on the premises other than at events that are especially organised for the youth market. At any such events the licensee's general policies and those relating to admission, child protection and the code of conduct for staff shall be adhered to.

| Chemistry | | |
|-----------|----------------|-------------------------------|
| | Page 28 of 123 | Last updated 04 November 2010 |



Part 2

LICENSING ACT 2003 -REPRESENTATION FORM (INTERESTED PARTY)

On completion this form and any additional sheets or other accompanying documentation should be returned to; The Licensing Team, Public Protection Division, Cheltenham Borough Council, PO Box 12, Municipal Offices, Promenade, Cheltenham, Glos. GL50 1PP. e mail: licensing@cheltenham.gov.uk

| Please indicate in which capacity you are making this representation by ticking a box below; • A person living in the vicinity of the premises | |
|---|--|
| A body representing a person in the vicinity of the premises | |
| A person involved in a business in the vicinity of the premises | |
| A body representing a business in the vicinity of the premises | |

Contact details (of person completing form)

| · · · · · · · · · · · · · · · · · · · | |
|--|---|
| Name: | mr Sungh |
| Name of the organisation/body/person you represent. (If appropriate) | Monkey Puzzle Day Nursey |
| Your full Postal Address or that of the organisation or body you represent | Ivanhoe House St James square Cheltenham |
| Post Code | GLSO 3QG. |
| Daytime contact telephone number | 01242 577728 |
| Email address - If you would prefer (optional). | to correspond via email, please enter your email address. |

Details of person/body making representation (if different from above)

| Details of person/body making representation (if different from above) | | |
|--|---|--|
| Name of the person/organisation/body. (as appropriate) | | |
| Full Postal Address of the person/organisation or body making representation | · | |
| Post Code | | |
| Daytime contact telephone number | | |
| Email address - If they would prefer to correspond (optional). | nd via email, please enter their email address. | |

Chemistry Page 29 of 123 Last updated 04 November 2010

Part 2 Continued

Premises/Club Details

| Name of premises/club you are making representation about: | |
|--|--|
| Name of Applicant for Licence (If known) | |
| Postal Address: | |
| Post Code: | |

What are you making a representation about?

| Please indicate which part of the licence/certificate application you are making a representation about | |
|--|----|
| (eg crime, disorder, noise, disturbance etc) | |
| Noise - residential area not suitable for a business of this nature Disturbance - as above (please note schools & nature). | |
| Disorder Inevitably a susuress of this nature all string an element of discorder. The torn cente is policed out weekends specifically for this reason, it would not be four to know these issues who a residential one | او |

Which of the Licensing Objectives does your representation refer to?

(Note: Your representation <u>must</u> relate to one or more of the four Licensing objectives. Please indicate the objective(s) your representation relates to.)

| Licensing Objective | Please tick ✓ for Yes | Licensing Objective | Please tick ✓ for Yes |
|--|------------------------------------|--|--------------------------|
| The prevention of crime and disorder | / | Public safety | /. |
| The prevention of Public nuisance | / | The protection of children from harm | 1 |
| Information on the Licensing Act 20 and Sport and on their webs | 003 and the Act te at www.culti | 's objectives is available from the Department of ure.gov.uk. | Media, Culture |

| Please indicate the distance (in metres) between your address and the premises subject of your representation: | So, |
|--|-----|
|--|-----|

2

| Chemistry | | |
|-----------|----------------|-------------------------------|
| | Page 30 of 123 | Last updated 04 November 2010 |

Part 2 continued

What are your concerns?

Please provide full details of your concerns regarding the application and include or enclose with the form any evidence you may have in support of it.

(Please continue on a separate sheet if necessary)

The unclose area is nade or of residential housing,

Offices, childrens day nursenes and a school. I do not feel the location is suitable for a night chib.

my specific concern is the day time opperation uldich would conflict with the opperating hours of the childrens nursenes and the school.

From experience, the opening of this club, particularly during working hours will bring an element of crume o disorder to the area. With children playing in the area at that time - I think the sanctioning of this club busied be extremely wresponsible.

Please use the box below to suggest any suitable conditions that if agreed in advance of a hearing by the applicant would allow you to withdraw your representation or that the committee could add to the licence (if granted) that would remedy your concern. You may also use this box to enter details of any other matters not commented on elsewhere relating to your representation that you would like the committee to take into account.

(Please continue on a separate sheet if necessary)

I do not think this location is suitable for this had of business. There are identy sy empty boxs in the tour Centre-Unich is were a business of this nature should be localed.

For the safety of children & parents in the area, the club should only be allowed to opporte autisde of working hours. That being said, is I do not feel its fair for local residents to suffer also.

| Signature: | 8 | 7 |
|------------|-----------|---|
| Capacity: | Dinector. | |
| Date: | 11/10/10. | |

3

| Chemistry | | |
|-----------|----------------|-------------------------------|
| | Page 31 of 123 | Last updated 04 November 2010 |



Our concerns about the licence application for Chemistry Nightclub are as follows:

- 1. The Club opens at 10am for the sale of alcohol and there would be an opportunity for students to gain access to the alcohol purchased.
- 2. Students will see adults smoking outside. Many of our students have a serious smoking habit and there would be a high risk of them approaching customers for cigarettes or lighters. This would be an opportunity to chat with strangers who may pose risks to their safety and health.
- 3. Our students are vulnerable. Many of them have experienced abuse and the opportunity for them to be groomed would be increased dramatically by the presence of this club. We already have to complete risk assessments for many of our students when they come here. For those on child protection plans I do not think that I could guarantee their safety.
- 4. There would be a huge increase in the amount of noise during the day from the music and from the street conversations of smokers and others which will take place almost underneath our windows. In summer we have students who are sitting exams from May to the end of June and doing mock exams during December and January. This would have a deleterious affect on exam outcomes.
- 5. During race week our students are already more at risk and last year one was assaulted by a drunk outside a pub close to our centre. The high numbers of people who would use this nightclub during that week would make teaching them here not only extremely difficult, but extremely risky.
- 6. Currently we allow our students a lunch break of 15 minutes outside the centre. The risk of them coming into contact and possibly confrontation with customers at the nightclub would be too much of a risk for me to continue

| Chemistry | | |
|-----------|----------------|-------------------------------|
| | Page 32 of 123 | Last updated 04 November 2010 |

allowing them out. The break for many of them is the only break they get in a 5 hour day.

7. When the premises next door were last used as a nightclub staff working here said there was a considerable amount of litter, used condoms and other material that we would not want anyone to come into contact with, let alone students.

Please would you inform me of the date of the hearing that will be decided on October 14th.

Yours sincerely
Jane Hanshere

Jane Hamshere

Centre Manager

| Chemistry | | |
|-----------|----------------|-------------------------------|
| | Page 33 of 123 | Last updated 04 November 2010 |



Part 2

LICENSING ACT 2003 -REPRESENTATION FORM (INTERESTED PARTY)

On completion this form and any additional sheets or other accompanying documentation should be returned to; The Licensing Team, Public Protection Division, Cheltenham Borough Council, PO Box 12, Municipal Offices, Promenade, Cheltenham, Glos. GL50 1PP. e mail: licensing@cheltenham.gov.uk

| Please indicate i | n which ca | pacity you are | making this | representation | by ticking a | Dox below, |
|-------------------|------------|----------------|-------------|----------------|--------------|------------|
| | | 1 2 17 £ 11- | | | | |

- A person living in the vicinity of the premises
- A body representing a person in the vicinity of the premises
- A person involved in a business in the vicinity of the premises
- A body representing a business in the vicinity of the premises

| Contact details (of | person c | ompleting | form) |
|---------------------|----------|-----------|-------|
|---------------------|----------|-----------|-------|

| Name: | Jane Hamshere | |
|--|---|----------|
| Name of the organisation/body/person you represent. (If appropriate) | Burton House PRC | |
| Your full Postal Address or that of the organisation or body you represent | Burton House Shire Hall StJanes Sq & Westgate St GLSO 3QG GLI 2TP | |
| Post Code | CLSO 394 GLT ZTP | |
| Daytime contact telephone number | 01242-570077 Uch@cleevesch | 001. Net |
| Email address - If you would prefe (optional). | r to correspond via email, please enter your email address. | |

Details of person/body making representation (if different from above)

| Details of personroug making | |
|--|---|
| Name of the person/organisation/body. (as appropriate) | |
| Full Postal Address of the person/organisation or body making representation | |
| Post-Code | |
| Daytime contact telephonenumber | II L |
| Email address - If they would prefer to corr (optional). | espond via email, please enter their email address. |

| Chemistry | | |
|-----------|----------------|-------------------------------|
| | Page 34 of 123 | Last updated 04 November 2010 |

Part 2 Continued

Premises/Club Details

| Name of premises/club you are making representation about: | CHEMISTRY | NIGHTELUB |
|--|-----------|----------------|
| Name of Applicant for Licence (if known) | | ENTERTAINMENT, |
| | | |
| Postal Addréss: | | |
| | | |
| Post Code: | | |

What are you making a representation about?

| Please inc | dicate which p | art of the licenc | e/certificate | application you | ı are making a | SASE. |
|--------------|--------------------|-------------------|---------------|-----------------|----------------|-------|
| (eg crime, d | disorder, noise, d | sturbance etc) | | | | |
| The | Protect | ion of C | nideen | from he | arte. | |
| | | | | | | |
| | | | | | | |

Which of the Licensing Objectives does your representation refer to?

(Note: Your representation <u>must</u> relate to one or more of the four Licensing objectives. Please indicate the objective(s) your representation relates to.)

| Licensing Objective | Please tick ✓ for Yes | Licensing Objective | Please tick ✓ for Yes |
|---|-----------------------------------|---|--------------------------|
| The prevention of crime and disorder | V | Public safety | |
| The prevention of Public nuisance | | The protection of children from harm | 1 |
| Information on the Licensing Act 20 and Sport and on their websi | 03 and the Act te at www.cultt | s objectives is available from the Department of I rre.gov.uk. | Media, Culture |

| Please indicate the distance (in metres) between your address and the premises subject of your representation: | 3 | metres. |
|--|---|---------|

| Chemistry | | |
|-----------|----------------|-------------------------------|
| | Page 35 of 123 | Last updated 04 November 2010 |

Part 2 continued

What are your concerns?

| Please provide full details of your concerns regarding the application and include or enclose with the form any evidence you may have in support of it. (Please continue on a separate sheet if necessary) | | | | | | |
|--|--|---------|--|--|--|--|
| | | 1867 10 | | | | |
| | | | | | | |
| | | | | | | |
| | | | | | | |
| | | | | | | |
| | | | | | | |
| | | | | | | |

Please use the box below to suggest any suitable conditions that if agreed in advance of a hearing by the applicant would allow you to withdraw your representation or that the committee could add to the licence (if granted) that would remedy your concern. You may also use this box to enter details of any other matters not commented on elsewhere relating to your representation that you would like the committee to take into account.

(Please continue on a separate sheet if necessary)

There are no conditions we could accept for withdrawal of our objections.

The company applying for the license is well aware of our presence and the usege of the building but has chosen not to inform us of he application.

| Signature: | Vao | Ha | mohere |
|------------|------|-----|---------|
| Capacity: | Head | 9 | Centre. |
| Date: | 4.10 | .10 | • |

3

| Chemistry | | |
|-----------|----------------|-------------------------------|
| | Page 36 of 123 | Last updated 04 November 2010 |

4 St James Square Cheltenham GL50 3PR

Mr L Krog
Planning Officer
Cheltenham Borough Council
Public Protection

The Promenade
Cheltenham

PASSED TO

PASSED TO

14 OCT 2010

Date of Response
Response

Dear Sirs

Passed To

Type of Response
Responder

Passed To

Planning Application - Chemistry Night Club

I am writing to object to the Planning Application detailed above. I live at 4 St James Square and throughout the Summer months I have been consistently woken at night by loud 'party goers' leaving local clubs and using St James Square as a short cut to other residential areas of the town. Furthermore, I have made two reports to the Police of items being stolen from the front garden of my property including pots and lights. I have seen fights and aggressive behaviour outside my property and this is without the proposed club being given permission to operate.

The residents of the Square speak regularly about the lack of Police presence in our area. If this Planning Application were to proceed, it would make matters significantly worse. The position of my property is such that no security measures at the Club would prevent crime and violent behaviour whilst under the influence, because we are around the corner from the Night Club. We are out of sight of CCTV cameras and security staff.

Furthermore, the Square is a brick construction with no (or little) soft material to absorb sound such as grass and trees. Therefore, sounds travel and rebound significantly and conversations, shouting and screeching from people currently at night (let alone those using the nightclub) are enhanced to loud levels and disrupt sleep considerably at present. To re-open a night club around the corner would be terrible news for all residents wishing to sleep during the hours the night club would be operating.

The area is made up of residential and commercial use. There is one restaurant (No 7) and one bar (The Bayshill) in the immediate vicinity. These are not places that draw in loud 'party goers' and so we do not experience any problems from these businesses. A large Club offering late night drink, music and Dance is unacceptable to the residents and will be a nuisance for both Police and ourselves and will disrupt daily life too significantly for this application to be accepted.

Yours faithfully,

Ms Louise Drew

havin Dr.

Chemistry Page 37 of 123 Last updated 04 November 2010





LICENSING ACT 2003 -REPRESENTATION FORM (INTERESTED PARTY)

On completion this form and any additional sheets or other accompanying documentation should be returned to; The Licensing Team, Public Protection Division, Cheltenham Borough Council, PO Box 12, Municipal Offices, Promenade, Cheltenham, Glos. GL50 1PP. e mail: licensing@cheltenham.gov.uk

Please indicate in which capacity you are making this representation by ticking a box below;

- A person living in the vicinity of the premises
 A body representing a person in the vicinity of the premises
- A person involved in a business in the vicinity of the premises
 A body representing a business in the vicinity of the premises

Contact details (of person completing form)

| Name: | CASEY NO (MAN) |
|--|---|
| Name of the organisation/body/person you represent. (If appropriate) | Genie Toss |
| Your full Postal Address or that of the organisation or body you represent | Genie House ST James SG Cheltenham |
| Post Code | GL50 3Q6 |
| Daytime contact telephone number | 01242 236322 |
| Email address - If you would prefer (optional). | to correspond via email, please enter your email address. |

Details of person/body making representation (if different from above)

| Details of person/body making | J Tepresentation (if different from above) |
|--|---|
| Name of the person/organisation/body. (as appropriate) | |
| Full Postal Address of the person/organisation or body making representation | ⇔ |
| Post Code | |
| Daytime contact telephone number | |
| Email address - If they would prefer to cor (optional). | rrespond via email, please enter their email address. |

Chemistry Page 38 of 123 Last updated 04 November 2010

Premises/Club Details

| Name of premises/club you are making representation about: | chemistry Nightclub. |
|--|---------------------------|
| Name of Applicant for Licence (if known) | |
| Postal Address: | ST JAMES S9 chellenham |
| Post Code: | GLS0 3QG. |

What are you making a representation about?

| Please indicate representation a | which part of the licence/certificate | application you are making a |
|----------------------------------|---------------------------------------|------------------------------|
| (eg crime, disorder | , noise, disturbance etc) | |
| MESI | DISORDER. | CRIME. |
| | | |
| | | |

Which of the Licensing Objectives does your representation refer to?

(Note: Your representation <u>must</u> relate to one or more of the four Licensing objectives. Please indicate the objective(s) your representation relates to.)

| Licensing Objective | Please tick ✓ for Yes | Licensing Objective | Please tick ✓ for Yes |
|--------------------------------------|------------------------|--|--------------------------|
| The prevention of crime and disorder | V | Public safety | |
| The prevention of Public fluisance | | The protection of children from harm | |
| | 003 and the Act's | s objectives is available from the Department of I are gov uk | Media, Culture |

| Please indicate the distance (in metres) between your address and the premises | 5 m | |
|--|---------|--|
| subject of your representation: | 2 m | |

| Chemistry | | |
|-----------|----------------|-------------------------------|
| | Page 39 of 123 | Last updated 04 November 2010 |

What are your concerns?

| Clier | its c |) cher | nistm | traspessi | 2 |
|-------|-------|--------|--------|-----------------------|---|
| ON. | my | pnp. | elty e | traspessi 2 Safeti | 1 |
| | | | | | |
| | | | | , | |
| | | | | | |
| | | | | | |
| | | | | | |

| hearing by the applic | ant would allow you to withdraw your representation or that the committee |
|--|--|
| | |
| could add to the licer | ice (if granted) that would remedy your concern. You may also use this box |
| to optor dotaile of any | other matters not commented on elsewhere relating to your representation |
| to enter details or any | other matters not commented on elsewhere relating to your representation |
| that you would like th | e committee to take into account. |
| こうしき いっぱ 乗り中 いない ダイン しょっせい ちゃくさいちゃく しゅ | 가는 바다 하다는 이 이 나는 이 이 나는 이 전에 가는 나는 나는 사람들이 되었다. 그는 이 이 아픈 이 이 이 아픈 사람들은 사람들이 되었다. 그는 이 나를 가지 않는 것이 되었다. 그는 이 나를 가지 않는 것이 없는 것이 없는 것이다. |
| | (Please continue on a separate sheet if necessary) |
| | |
| | |
| | |
| | |
| | |
| | |
| | |

| Signature: | CDon | |
|------------|----------|---|
| Capacity: | | • |
| Date: | 14/10/10 | |

| Chemistry | | |
|-----------|----------------|-------------------------------|
| | Page 40 of 123 | Last updated 04 November 2010 |

Message Page 1 of 2

Krog, Louis

From: Internet - Licensing
Sent: 14 October 2010 08:00

To: Krog, Louis

Subject: FW: Liquor licence for Gibson House St. James Sq - Objection

----Original Message----

From: Keith [mailto:keith@keithnoble.com]

Sent: 13 October 2010 23:36 **To:** Internet - Licensing **Cc:** keith@keithnoble.com

Subject: Liquor licence for Gibson House St. James Sq - Objection

FAO: Mr. L. Krog (Licensing) Borough Council Office Promenade Cheltenham

My Name: Keith Noble

Address: Apt. 20 North, 1, St. James Sq. Cheltenham Glos. GL50 3PY

Contact details:

Daytime phone: 01242 221491 x36442 e-mail: keith@keithnoble.com

Name of premises: GAS-Chemistry (Gibson House, St. James Sq. Cheltenham GL50 3Q)

Name of applicant: Headline Entertainment Ltd Address of premises: Gibson House, St. James Sq. Cheltenham GL50 3Q

Representation concerning: Crime & Disorder, Public Nuisance.

Distance between my property and the premises subject to my representation: Approximately 50M

My concerns:

Granting this licence will result in significant public nuisance and petty crime and disorder to the residents in St James Sq, Knapp road and adjacent streets. Granting any part of this licence will result in a nightclub operating in St James Sq, with attendant vehicular and pedestrian traffic; noise before, during and after operation both from the people attending the nightclub, and from the nightclub itself; drunken behaviour such as vomiting and urinating in the streets and gardens around the premises, petty damage to property and loud and abusive behaviour and the general disorder seen so frequently around all the other nightclubs operating in Cheltenham now. The last thing Cheltenham needs is another nightclub for the Police to have to 'manage'. Please refuse this application.

14/10/2010

| Chemistry | | |
|-----------|----------------|-------------------------------|
| | Page 41 of 123 | Last updated 04 November 2010 |



(optional).

Part 2

LICENSING ACT 2003 -REPRESENTATION FORM (INTERESTED PARTY)

On completion this form and any additional sheets or other accompanying documentation should be returned to; The Licensing Team, Public Protection Division, Cheltenham Borough Council, PO Box 12, Municipal Offices, Promenade, Cheltenham, Glos. GL50 1PP. e mail: licensing@cheltenham.gov.uk

Please indicate in which capacity you are making this representation by ticking a box below;

- A person living in the vicinity of the premises
- A body representing a person in the vicinity of the premises
- · A person involved in a business in the vicinity of the premises
- A body representing a business in the vicinity of the premises

| Contact details (of persor | n completing form) | |
|--|---|--------|
| Name: | TANET KIM. | |
| Name of the organisation/body/person you represent. (If appropriate) | Number Seven Rostamant No.7 ST. JAMES S/a CHZLTENHAM G | L503P# |
| Your full Postal Address or that of the organisation or body you represent | | |
| Post Code | GL50 3PR | |
| Daytime contact telephone number | 0/242 227980. | |
| Email address - If you would prefer | to correspond via email, please enter your email address. | |

Details of person/body making representation (if different from above)

| Name of the person/organisation/body. (as appropriate) | |
|--|--|
| Full Postal Address of the person/organisation or body making representation | As above. |
| Post Code ** | |
| Daytime contact telephone number | |
| Email address - If they would prefer to co (optional). | orrespond via email, please enter their email address. |

| Chemistry | | |
|-----------|----------------|-------------------------------|
| | Page 42 of 123 | Last updated 04 November 2010 |

Premises/Club Details

| Name of premises/club you are making representation about: Name of Applicant for Licence (if known) Figure 1 | |
|--|-------------|
| Postal Address: GIBSON, HOUSE ST, JAMES \$6 | TRY CLUB |
| CHECTION | |
| Post Code: GLSO 3AG | |

What are you making a representation about?

| g crime, disorder, noise, | disturbance etc) | | | | |
|---------------------------|------------------------|----------------|---------------------|--------------|-----|
| - Drunken - Drunken | Disordon, vandalism | Hotel , - l | e pollut Drunken | ien & distmb | On. |

Which of the Licensing Objectives does your representation refer to?

(Note: Your representation <u>must</u> relate to one or more of the four Licensing objectives. Please indicate the objective(s) your representation relates to.)

| | Please tick ✓ for Yes | Licensing Objective | Please tick |
|---|--------------------------|--|----------------|
| The prevention of crime and disorder | | Public safety | ✓ for Yes |
| The prevention of Public nuisance | | The protection of children from harm | |
| Information on the Licensing Act 20 and Sport and on their websi | 03 and the Act's | s objectives is available from the Department of N | Media, Culture |

| Please indicate the distance (in metres) | |
|--|-------------|
| between your address and the premises | / |
| subject of your representation: | 200 metres. |

| Chemistry | | |
|-----------|----------------|-------------------------------|
| | Page 43 of 123 | Last updated 04 November 2010 |

What are your concerns?

| · part experience i.e. danages to our plants; removal of our table & chairs, thours |
|--|
| rubbish on to on forecourt e.g. empty cans, takeaway boxes, plastic eups sete. |

Please use the box below to suggest any suitable conditions that if agreed in advance of a hearing by the applicant would allow you to withdraw your representation or that the committee could add to the licence (if granted) that would remedy your concern. You may also use this box to enter details of any other matters not commented on elsewhere relating to your representation that you would like the committee to take into account.

(Please continue on a separate sheet if necessary)

| Signature: | |
|--|-----------|
| | 1 65. |
| | |
| Capacity: | Propietos |
| The state of the s | |
| Date: | 13/oct/10 |
| | 10/00/10 |

| Chemistry | | |
|-----------|----------------|-------------------------------|
| | Page 44 of 123 | Last updated 04 November 2010 |



11th October 2010

The Licensing Team
Public Protection Division
Cheltenham Borough Council
PO Box 12
Cheltenham
GL50 1PP

| Cheltenham Public Prote | | Council | |
|----------------------------|--------------|---------------------|--|
| PASSED TO | | | |
| REC'D | 1 4 OCT 2010 | | |
| Date of Response | | Type of Response | |
| Initials of Responder | | File Ref. | |

Dear Sirs,

Re: Chemistry Nightclub

Headline Entertainments Limited St James's Square, Cheltenham

As Company Secretary for St James's Court (Cheltenham) Limited, the freeholder of St James' Court in Knapp Road, Cheltenham, GL50 3QQ, we have been asked by the residents of St James' Court to write to you to stress our objection to the renewal of the licence for the above premises.

Our objections are in regards to the issues of public nuisance and personal disturbance.

The area surrounding St James Square is largely residential and with the recent development of further blocks of flats has become increasing so. The residents of St James' Court are largely of retirement age and are vulnerable. They are extremely concerned that renewing the existing licence will impact greatly on their lives and create a great deal of personal disturbance.

Many of the residents of the property owned flats in the development when Gas Nightclub operated from the same site and these same residents were disturbed by late night noise particularly, but not limited to, the early hours of the morning when revellers left the club, and general levels of public disturbance.

Residents have advised that previously the noise levels of clubbers entering and leaving the club were substantial and disturbing, thus creating a significant disturbance to the residents of St James' Court and the surrounding area.

The residents of St James' Court are also now concerned that with the advent of non-smoking legislation within the club itself there will be considerable noise outside the club as smokers are forced outside. Where will these smokers congregate? Whether it is on the street outside the club or indeed in an allocated position within the

Walmer House · 32 Bath Street · Cheltenham · Gloucestershire · GL50 1YA Telephone: 01242 253830 · Fax: 01242 578262

Email: info@cambraypropertymanagement.co.uk · Web: www.cambraypropertymanagement.co.uk Registered Office as above · Registered in England No: 2836061 · VAT Registration No: 890 9534 82

| Chemistry | | |
|-----------|----------------|-------------------------------|
| | Page 45 of 123 | Last updated 04 November 2010 |

Appendix B

curtilidge of the property itself this area has to, by definition, be outside and therefore the noise into the early hours of the morning could be considerable.

It was noted previously that clubbers leaving the nightclub were caught urinating or fornicating in the private grounds of St James' Court, all of which is both a public nuisance and a personal disturbance on the lives of the residents of the property.

We would urge you to reject this application.

Yours faithfully

Nick Lawrence St James's Court (Cheltenham) Limited



| M COED TO | | | |
|--------------------------|---------------------|--|-----------|
| PASSED TO | | | _ |
| REC'D | 1 4 OCT 2010 | | |
| Date of Response | Type of Response | | |
| Initials of Responder | File Rei | | - Control |

LICENSING ACT 2003 -REPRESENTATION FORM (INTERESTED PARTY)

On completion this form and any additional sheets or other accompanying documentation should be returned to; The Licensing Team, Public Protection Division, Cheltenham Borough Council, PO Box 12, Municipal Offices, Promenade, Cheltenham, Glos. GL50 1PP. e mail: licensing@cheltenham.gov.uk

| Please indicate in which c | apacity you are | making this re | presentation b | v tickina | ı a box l | below |
|----------------------------|-----------------|----------------|----------------|-----------|-----------|-------|
|----------------------------|-----------------|----------------|----------------|-----------|-----------|-------|

- A person living in the vicinity of the premises
- A body representing a person in the vicinity of the premises
- A person involved in a business in the vicinity of the premises
- A body representing a business in the vicinity of the premises

Contact details (of person completing form)

| Name: | R COOK |
|--|---|
| Name of the organisation/body/person you represent. (If appropriate) | |
| Your full Postal Address or that of the organisation or body you represent | 6, ST JAMES COURT KNAPP ROAD CHELTENHAM |
| Post Code | GL50 3QQ |
| Daytime contact telephone number | |
| Email address - If you would prefer (optional). | to correspond via email, please enter your email address. |

Details of person/body making representation (if different from above)

| Name of the person/organisation/body. (as appropriate) | |
|--|---|
| Full Postal Address of the person/organisation or body making representation | |
| Post Code Post Code | |
| Daytime contact telephone number | |
| Email address - If they would prefer to corres (optional). | pond via email, please enter their email address. |

| Chemistry | | |
|-----------|----------------|-------------------------------|
| | Page 47 of 123 | Last updated 04 November 2010 |

Premises/Club Details

| Name of premises/club you are making representation about: | CHEMISTRY NIGHTCLUB |
|--|---|
| Name of Applicant for Licence (if known) | HEADLINE ENTERTAINMENTS LIMITED |
| Postal Address: | GIBSON HOUSE ST JAMES SQUARE CHELTENHAM |
| Post Code: | |

What are you making a representation about?

| Please indicate which part of the lice representation about | cence/certificate application you are making a |
|---|--|
| (eg crime, disorder, noise, disturbance et | ic) |
| Public Nuisance and Personal D | isturbance |

Which of the Licensing Objectives does your representation refer to?

(Note: Your representation <u>must</u> relate to one or more of the four Licensing objectives. Please indicate the objective(s) your representation relates to.)

| Licensing Objective | Please tick 9 for Yes | Licensing Objective | Please tick 9 for Yes |
|--------------------------------------|--------------------------|--|--------------------------|
| The prevention of crime and disorder | | Public safety | |
| The prevention of Public nuisance | √ | The protection of children from harm | |
| Information on the Licensing Act 20 | | s objectives is available from the Department of N | Aedia, Culture |

| Please indicate the distance (in metres) between your address and the premises subject of your representation: | 60 | METRES | |
|--|----|--------|--|
|--|----|--------|--|

| Chemistry | | |
|-----------|----------------|-------------------------------|
| | Page 48 of 123 | Last updated 04 November 2010 |

What are your concerns?

Please provide full details of your concerns regarding the application and include or enclose with the form any evidence you may have in support of it. (Please continue on a separate sheet if necessary)

The area around the nightclub is an increasingly residential area where several new blocks of flats have been built since the nightclub closed.

Concern with regard to the increased noise levels as a result of:

• drawing the nightlife from the centre of town into a residential area

• groups of people going to and leaving the nightclub

• increased volumes of traffic — including door slamming and revving of engines

All the above were experienced late at night/early hours of the morning on a regular basis when the nightclub was previously open causing considerable personal disturbance.

Further concerns arising from:

• Groups of people lingering outside the premises to smoke (not an issue when the nightclub was previously open as smoking was permitted inside then)

• Sale of alcohol outside

The above would also increase noise levels in a residential area causing public disturbance and nuisance.

| Please use the | e box below to sugg | est any suitable c | onditions that if | agreed in advar | ce of a |
|------------------|-----------------------|--------------------|-------------------|-------------------|---------------|
| hearing by the | applicant would all | ow you to withdr | aw vour represer | tation or that th | e committee |
| could add to the | he licence (if grante | d) that would rem | edv vour concer | n. You may also | nuse this hox |
| to enter details | s of any other matte | rs not commente | d on elsewhere r | elating to your | enresentation |
| that you would | d like the committee | to take into acco | unt. | Joui i | op.coon.macon |

(Please continue on a separate sheet if necessary)

Councillor Barbara Driver will speak on my behalf at the licensing hearing.

| Signature: | R. Cook. | |
|------------|------------|--|
| Capacity: | RESIDENT | |
| Date: | 12/10/2010 | |

| Chemistry | | |
|-----------|----------------|-------------------------------|
| | Page 49 of 123 | Last updated 04 November 2010 |



LICENSING ACT 2003 -REPRESENTATION FORM (INTERESTED PARTY)

On completion this form and any additional sheets or other accompanying documentation should be returned to; The Licensing Team, Public Protection Division, Cheltenham Borough Council, PO Box 12, Municipal Offices, Promenade, Cheltenham, Glos. GL50 1PP. e mail: licensing@cheltenham.gov.uk

| Please indicate in which capacity you are making this representation by ticking a box below; | |
|--|-------------|
| A person living in the vicinity of the premises | 4 |
| A body representing a person in the vicinity of the premises | |
| A person involved in a business in the vicinity of the premises | |
| A body representing a business in the vicinity of the premises | |

Contact details (of person completing form)

| Name: | 2 Zinah Ahmed |
|---|---|
| Name of the organisation/body/person.you | |
| represent. (If appropriate) Your full Postal Address or that of the organisation or body you represent | 64, Clarence Street. Flat upstairs Chetenhams |
| Post Code | CLGO 3LE |
| Daytime contact telephone number | 01242-710036 |
| Email address - If you would prefer (optional). | to correspond via email, please enter your email address. |

Details of person/body making representation (if different from above)

| Details of person/body making reprocentation (in amount | |
|---|-------------|
| Name of the person/organisation/body: (as person/organisation/body: (as person/organisation/body: (as person) | |
| Full Postal Address of the person/organisation of body making representation | |
| Post Code | |
| Daytime contact telephone number | |
| Email address - If they would prefer to correspond via email, please enter their email address (optional). | , |

Chemistry Page 50 of 123 Last updated 04 November 2010

Premises/Club Details

| making representation and the | previously colled Gas + Electricity clu |
|--|---|
| Name of Applicant for Licence (if known) | HEADLINE ENTERTAINMENT |
| All and the second seco | St James Square |
| Postal Address: | Cheltenham |
| Post Code: | GLGO JLE |

What are you making a representation about?

| Please indicate which part of the licence/certificate application you are making a |
|--|
| representation about |
| (eg crime, disorder, noise, disturbance etc) |
| Nowise, Saffy. |
| |

Which of the Licensing Objectives does your representation refer to?

(Note: Your representation <u>must</u> relate to one or more of the four Licensing objectives. Please indicate the objective(s) your representation relates to.)

| representation relates to.) Licensing Objective | Please tick √ for Yes | Licensing Objective | . Please tick |
|--|------------------------------|--|-------------------|
| The prevention of crime and disorder | \mathcal{V}_{j} | Public safety | |
| The prevention of Public | | The protection of children from harm | I de alia Cultura |
| Information on the Licensing Act 200 and Sport and on their website | 3 and the Act at www.cult | 's objectives is available from the Department of I ure.gov.uk. | Media, Culture |

| Please indicate the distance (in metres) between your address and the premises | go neters |
|---|------------|
| between your address and the premises subject of your representation: | 00 1001013 |
| subject of your representation. | |

| Chemistry | | |
|-----------|----------------|------------------------------|
| | Page 51 of 123 | Last undated 04 November 201 |

What are your concerns?

| Please provide fu the form any evid (Please continue of | ll details of you ence you may h n a separate shee | r concerns regar lave in support o t if necessary) | ding the applica If it. | tion and includ | e or enclose with |
|---|--|--|----------------------------|-----------------|-------------------|
| Sleep | legs nic | ght, nois | e, dami | ge to pri | perty |

Please use the box below to suggest any suitable conditions that if agreed in advance of a hearing by the applicant would allow you to withdraw your representation or that the committee could add to the licence (if granted) that would remedy your concern. You may also use this box to enter details of any other matters not commented on elsewhere relating to your representation that you would like the committee to take into account.

(Please continue on a separate sheet if necessary)

NO Condition

| Signature: | AS. | |
|------------|------------|------|
| Capacity | resedent | |
| Date: | 17-10.2010 | |

| Chemistry | | |
|-----------|----------------|-------------------------------|
| | Page 52 of 123 | Last updated 04 November 2010 |



LICENSING ACT 2003 -REPRESENTATION FORM (INTERESTED PARTY)

On completion this form and any additional sheets or other accompanying documentation should be returned to; The Licensing Team, Public Protection Division, Cheltenham Borough Council, PO Box 12, Municipal Offices, Promenade, Cheltenham, Glos. GL50 1PP. e mail: licensing@cheltenham.gov.uk

| Please indicate in which capacity you are making this representation by ticking a box below; A person living in the vicinity of the premises | \subseteq |
|---|-------------|
| A body representing a person in the vicinity of the premises A person involved in a business in the vicinity of the premises A body representing a business in the vicinity of the premises | |

Contact details (of person completing form)

| Name: | SAHAR MUNIR |
|--|---|
| Name of the | |
| organisation/body/person you | |
| represent. (If appropriate) | GY, CLARENCE STREET |
| Your full Postal Address or that of the organisation or body you | 64, CLARENCE SI |
| represent | CHECTENHIAM |
| Post Code | GILSO BLE |
| Daytime contact telephone number | 01242-710036 |
| Email address - If you would prefer | to correspond via email, please enter your email address. |

Details of person/body making representation (if different from above)

| person/organisation/body: (as appropriate) | |
|---|-----------------------------------|
| Full Postal Address of the | |
| person/organisation or body | |
| making representation | |
| Post Code | |
| Daytime contact telephone number | |
| Email address - If they would prefer to correspond via email, | please enter their email address. |
| | • |
| (optional). | |

| Chemistry | | |
|-----------|----------------|-------------------------------|
| | Page 53 of 123 | Last updated 04 November 2010 |

Premises/Club Details

| Name of premises/club you are making representation about: | Previously collect Gras & Electricity (16/4). |
|--|---|
| Name of Applicant for Licence (if known) | HEADLINE ENTERTAINMENT |
| | ST James Square. |
| Postal Address: | Cheltenham. |
| Post/Code: | GL50 BLE |

What are you making a representation about?

| Please indicate which part of the licence/certificepresentation about | cate application you are making a |
|---|-----------------------------------|
| (eg crime, disorder, noise, disturbance etc) | |
| Disorder, Lamage | to property, Moise. |
| 9 | |
| | |

Which of the Licensing Objectives does your representation refer to?

(Note: Your representation must relate to one or more of the four Licensing objectives. Please indicate the objective(s) your

| representation relates to.) | Please tick | | . Please tick |
|---|------------------------------------|--|----------------|
| · FIGSUS (1.9) 2 27 2 2 2 2 2 2 2 2 2 2 2 2 2 2 2 2 2 | √ for Yes | Licensing Objective | √ for Yes |
| The prevention of crime and disorder | 1 | Public safety | / |
| The prevention of Public | | The protection of children from harm | |
| nuisance | <u> </u> | Light in a language of the Department of i | Media Culture |
| Information on the Licensing Act 2 and Sport and on their webs | 003 and the Act ite at www.cult | 's objectives is available from the Department of I ure.gov.uk. | viouia, outuro |

| Please indicate the distance (in metres) between your address and the premises subject of your representation. | 30 | metres |
|---|----|--------|

| Chemistry | | |
|-----------|----------------|-------------------------------|
| | Page 54 of 123 | Last updated 04 November 2010 |

What are your concerns?

| - the form any evide | details of your concerns regarding the application and include or enclose with nce you may have in support of it. a separate sheet if necessary) |
|----------------------|---|
| As a District | Student, I work and shalp, is. bring Steeping hours. Noise at night time. |

Please use the box below to suggest any suitable conditions that if agreed in advance of a hearing by the applicant would allow you to withdraw your representation or that the committee could add to the licence (if granted) that would remedy your concern. You may also use this box to enter details of any other matters not commented on elsewhere relating to your representation that you would like the committee to take into account.

(Please continue on a separate sheet if necessary)

northbour of

| Carlo San | |
|---|---|
| Signature: | |
| | |
| | |
| Frankling - Victoria | |
| Capacity | |
| Resident | * |
| | |
| Date: \3/1-110 | |
| 1 2/10/10. | |

| Chemistry | | |
|-----------|----------------|-------------------------------|
| | Page 55 of 123 | Last updated 04 November 2010 |



LICENSING ACT 2003 -REPRESENTATION FORM (INTERESTED PARTY)

On completion this form and any additional sheets or other accompanying documentation should be returned to; The Licensing Team, Public Protection Division, Cheltenham Borough Council, PO Box 12, Municipal Offices, Promenade, Cheltenham, Glos. GL50 1PP. e mail: licensing@cheltenham.gov.uk

| A person living in the vicinity A body representing a perso A person involved in a busin | of the premises n in the vicinity of the premises ess in the vicinity of the premises ess in the vicinity of the premises |
|--|--|
| Contact details (of person | completing form) |
| Name: | MR HM KAPADIA |
| Name of the organisation/body/person you represent. (If appropriate) | |
| Your full Postal Address of that of the organisation or body you represent | 62 CLARENCE ST CHECTENHAM |
| Post Code | GLS0 3LE |
| Daytime contact telephone number | 01242 - 573172 |
| Email address - If you would prefer (optional). | to correspond via email, please enter your email address. |
| | aking representation (if different from above) |

| Details of person/body making re | presentation (if different from above) |
|--|---|
| Name of the person/organisation/body: (as appropriate) | |
| Full Postal Address of the person/organisation or body making representation | |
| Post Code | |
| Daytime contact telephone number | the transit of those |
| Email address - If they would prefer to corres (optional). | pond via email, please enter their email address. |

Chemistry Page 56 of 123 Last updated 04 November 2010

Premises/Club Details

| Name of premises/club you are making representation about: | Previously could GAS & Electricity clubs St James Squar Club GLSO 36B |
|--|--|
| Name of Applicant for Licence (if known) | HEADLINE ENTERTAINMENT |
| | ST SAMES SQUARE |
| Postal Address: | CHELTENHAM |
| Post Code: | GL50 3QB |

What are you making a representation about?

| lease indicate which part of the licence/certificate application you are making a |
|---|
| epresentation about eg crime, disorder, noise, disturbance etc) |
| Disorder, NOISE, URINATING IN DOORWAY |
| DAMPGE TO PROPERLY |
| |

Which of the Licensing Objectives does your representation refer to?

(Note: Your representation must relate to one or more of the four Licensing objectives. Please indicate the objective(s) your

| representation relates to.) | | | The same of the same of the same |
|--------------------------------------|--------------------------|---|----------------------------------|
| Licensing Objective | Please tick √ for Yes | :Licensing Objective | Please tick ∜for Yes |
| The prevention of crime and disorder | / | Public safety | V |
| The prevention of Public | / | The protection of children from harm | |
| Information on the Licensing Act 2 | 003 and the Act' | s objectives is available from the Department of ure gov.uk. | Media, Culture |

| Please indicate the distance (in metres) between your address and the premises subject of your representation: | PPROX | 80 m |
|--|-------|------|
|--|-------|------|

_

| Chemistry | | |
|-----------|----------------|-------------------------------|
| | Page 57 of 123 | Last updated 04 November 2010 |

What are your concerns?

Please provide full details of your concerns regarding the application and include or enclose with the form any evidence you may have in support of it.
(Please continue on a separate sheet if necessary)

ABUSINE CANGUAGE WHEN GOING AND
COMING FROM CLUB WE HAVE YOUNG FAMILY
AND WOULD LIKE TO ENSURE THEY DO NOT
COPY OF THIS DRUNKEN BEHAVIOUR + NOISE
WE ALL WORK GET UP EARLY IN THE
MORNING AND WOULD LIKE TO SLEEP UNDISTRUB. WHICH WAS EXPENIENCE ON LAST CLUB

Please use the box below to suggest any suitable conditions that if agreed in advance of a hearing by the applicant would allow you to withdraw your representation or that the committee could add to the licence (if granted) that would remedy your concern. You may also use this box to enter details of any other matters not commented on elsewhere relating to your representation that you would like the committee to take into account.

(Please continue on a separate sheet if necessary)

CHANGE - EXCEPT CLUB is ALGOHOLE
PREE

| Signature: | - fee. |
|------------|-----------|
| Capacity | RESIDENT, |
| Date | 13/10/00 |

| Chemistry | | |
|-----------|----------------|-------------------------------|
| | Page 58 of 123 | Last updated 04 November 2010 |



LICENSING ACT 2003 -REPRESENTATION FORM (INTERESTED PARTY)

On completion this form and any additional sheets or other accompanying documentation should be returned to; The Licensing Team, Public Protection Division, Cheltenham Borough Council, PO Box 12, Municipal Offices, Promenade, Cheltenham, Glos. GL50 1PP. e mail: licensing@cheltenham.gov.uk

Please indicate in which capacity you are making this representation by ticking a box below;

- A person living in the vicinity of the premises
- A body representing a person in the vicinity of the premises
- A person involved in a business in the vicinity of the premises
- A body representing a business in the vicinity of the premises

Contact details (of person completing form)

| Name: | JULIE RAY |
|--|---|
| Name of the organisation/body/person you | IMAGES PLUS LTD |
| represent. (If appropriate) : Your full Postal Address or that | 60 CLARENCE ST. |
| of the organisation or body you represent | CHELTENHAM |
| Post Ĉode | GLSO BLE |
| Daytime contact telephone | 01949 570766 |
| Email address - If you would prefer (optional). | to correspond via email, please enter your email address. |

Details of person/body making representation (if different from above)

| Details of person/body making represe | FIRALION (II directors were assets) |
|---|--|
| Name of the | • |
| person/organisation/body: (as | |
| appropriate) = 3 | |
| Full Postal Address of the | |
| person/organisation or body | , |
| making representation | |
| | |
| Post Code | |
| Daytime contact telephone | |
| number | in amail : please enter their email address. |
| mumber Email address - If they would prefer to correspond vi | ia email, piedeo emer troil email en em |
| (ontional). | |

l

| Chemistry | | |
|-----------|----------------|-------------------------------|
| | Page 59 of 123 | Last updated 04 November 2010 |

Premises/Club Details

| Name of premises/club you are making representation about: | GIBSON HOUSE |
|--|---------------------------------|
| Name of Applicant for Licence (if known) | HEADLINE ENTERTAINMENT |
| Postal Address: | ST. JAMES SQUARE CHELTEN HAM |
| PostiCode: | GL50 3QG. |

What are you making a representation about?

| The second of the second of the second of the second | CONT. THE SECRET SERVICE SERVICE. | 1940 A A TOTAL | 文章 (1) 化二甲基基基 (1) 中国 | | 20.00 |
|--|--|---|---------------------------------------|--------------------------|--|
| Diseasingliageouthic | a nort of the li | concerent | iticate annilo | ation voil are | makino a |
| Please mulcate wind | thattor me ii | ine incolocit | HIDOLO OF PING | SEATON SECURIOR SECURIOR | State of the Section 1 |
| 的现在分词 计自然 医多种性 医多种性 医多种性 | 20.00 PARTIES 10.00 PARTIES 10.00 | Property of the second of | 医骨骨 医多种皮肤溶血 医内 | 的人的复数古典的 | The state of the s |
| Please indicate which representation about | 机分别性 阿巴尔特特的 "不是" | (PROP),因为1200年至3月17月 | | 在日本中的基本企业的 和 | 是是1000年1000年1000年1000年100日 |
| (chi codiiration and a | THE PROPERTY OF THE PARTY OF TH | 1 4 4 2 1 2 1 1 1 1 1 1 1 1 1 1 1 1 1 1 | * * * * * * * * * * * * * * * * * * * | GET PIETE PARTE EAT | |

(eg crime, disorder, noise, disturbance etc)

DISORDER. LATE NIGHT/EARLY MORNING DRUNKS
URINATING IN SHOP DOOLWAY. POTENTIAL DAMAGE
TO SHOP FRONT WINDOWS AND SUBSEQUENT THEFT.
CAUSING FURTHER EMSURANCE INCREASES - ALWAYS
ITIGHT FROM PREVIOUS CITETUSTRY OPENING

Which of the Licensing Objectives does your representation refer to?

(Note: Your representation <u>must</u> relate to one or more of the four Licensing objectives. Please indicate the objective(s) your representation relates to.)

| Licensing Objective | Please tick ✓ for Yes | Licensing Objective | . Please tick ✓ for Yes |
|--------------------------------------|--------------------------|---|----------------------------|
| The prevention of crime and disorder | ~ | Public safety | W |
| The prevention of Public nuisance | | The protection of children from harm | |
| Information on the Licensing Act 20 | | s objectives is available from the Department of ire.gov.uk. | Media, Culture |

| Please indicate the distance (in metres). between your address and the premises subject of your representation. | 75 m. |
|---|-------|
|---|-------|

| Chemistry | | |
|-----------|----------------|-------------------------------|
| | Page 60 of 123 | Last updated 04 November 2010 |

What are your concerns?

Please provide full details of your concerns regarding the application and include or enclose with the form any evidence you may have in support of it.
(Please continue on a separate sheet if necessary)

THE HORROR STORIES OF FORNICATIONS AND WRINATING ALLONG WITH EXCESSIVE ROWDIIST WHEN THE CLUB CLOSED BEFORE WHICH ENSURED ITS COMPLETE CLOSURE AND THE FACT THAT OUR BUSINES INSURANCE IS ALLEMBY MIGH BECAUSE OF THE POTENTIAL DATIAGE TO PROPERTY IS OF GREAT CONCERN. DURINGTHE LAST FEW YEARS THIS AREA HAS BECOME POPULATED WITH PEOPLE FROM QUALITY APARTMENTS, NONE OF US WEED

Please use the box below to suggest any suitable conditions that if agreed in advance of a hearing by the applicant would allow you to withdraw your representation or that the committee could add to the licence (if granted) that would remedy your concern. You may also use this box to enter details of any other matters not commented on elsewhere relating to your representation that you would like the committee to take into account.

(Please continue on a separate sheet if necessary)

THERE ARE ABSOLUTELY NO CONDITIONS THAT WOULD CAUSE ME TO RESCIND MY REPRESENTATION

| Signature: | |
|--------------|---|
| | Mis & Ray |
| | ,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,, |
| Capacity: Bu | SINESS OWNER |

| DECEMBER OF THE PROPERTY OF TH | | | |
|--|-----|----|------|
| Date! | 000 | 12 | 2010 |

Chemistry Page 61 of 123 Last updated 04 November 2010

B514/10





Part 2

LICENSING ACT 2003 -REPRESENTATION FORM (INTERESTED PARTY)

On completion this form and any additional sheets or other accompanying documentation should be returned to; The Licensing Team, Public Protection Division, Cheltenham Borough Council, PO Box 12, Municipal Offices, Promenade, Cheltenham, Glos. GL50 1PP. e mail: licensing@cheltenham.gov.uk

| Please indicate in which capacity you are making this representation by ticking a box below; • A person living in the vicinity of the premises | <u> </u> |
|---|----------|
| A body representing a person in the vicinity of the premises | |
| A person involved in a business in the vicinity of the premises | |
| A body representing a business in the vicinity of the premises | |

Contact details (of person completing form)

| • • · · · · · · · · · · · · · · · · · · | |
|--|---|
| Name: | mrs Lyn Guy |
| Name of the | Residents of St. GEORGES |
| organisation/body/person you | TOWER, LAR STHEORGES PLACE AND CLARENCE STREET |
| represent (If appropriate) | 17 St Georges Tower |
| Your full Postal Address or that of the organisation or body you | 17 St Georges Tower Cholsen Square, St Georges Place, |
| represent | Cheltenham |
| Post Code | CL50 3PW . |
| Daytime contact telephone | 01242 220173 |
| number | 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 |
| Email address - If you would prefer | to correspond via email, please enter your email address. |
| (optional). | |
| (Optionar). | |

| Details of person/body making represent of the person/organisation/body. (as appropriate) | |
|---|--|
| Full Postal Address of the person/organisation or body making representation | |
| Post Code | |
| Daytime contact telephone number Email address - If they would prefer to correspon | |

Chemistry Page 62 of 123 Last updated 04 November 2010

Premises/Club Details

| Name of premises/club you are making representation about: | Previously called "Gas a Electricity"_ Clubs. St James Squwe, Cheltenham GLS03QB |
|--|---|
| Name of Applicant for Licence (if known) | Headline Entertainment Ltd |
| | St James Square Cheltenham |
| Postal Address: | chellenan |
| PostiCode: | LL50 32B. |

What are you making a representation about?

| Please indicate which part of the licence | e/certificate application you are making a |
|--|--|
| representation about | |
| (eg crime, disorder, noise, disturbance etc) | |
| oisorder | |
| NOISE | , |
| DISTURBANCE | |
| | |
| | |

Which of the Licensing Objectives does your representation refer to?

(Note: Your representation must relate to one or more of the four Licensing objectives. Please indicate the objective(s) your

| representation relates to.) | | Please tick |
|---|-------------------------------------|---|
| | Please tick ✓ for Yes | 1 Isoneing Objective |
| The prevention of crime and disorder | | Public safety |
| The prevention of Public | | The protection of children from harm |
| Information on the Licensing Act 2 and Sport and on their webs | 003 and the Act ite at www.cultu | 's objectives is available from the Department of Media, Culture ure.gov.uk. |

| | - 1 |
|--|-----|
| Please indicate the distance (in metres) between your address and the premises subject of your representation: | |
| subject of your representations | |

| Chemistry | | |
|-----------|----------------|-------------------------------|
| | Page 63 of 123 | Last updated 04 November 2010 |

What are your concerns?

Please provide full details of your concerns regarding the application and include or enclose with the form any evidence you may have in support of it.
(Please continue on a separate sheet if necessary)

- (1) SEE Attached Sheet
- 2) Signatures of Residents making application also attched.

Please use the box below to suggest any suitable conditions that if agreed in advance of a hearing by the applicant would allow you to withdraw your representation or that the committee could add to the licence (if granted) that would remedy your concern. You may also use this box to enter details of any other matters not commented on elsewhere relating to your representation that you would like the committee to take into account.

(Please continue on a separate sheet if necessary)

Signature: S- Cuy

Capacity Representing Residents of STAEORGES TOWER

Date: 13-10-2010

| Chemistry | | |
|-----------|----------------|-------------------------------|
| | Page 64 of 123 | Last updated 04 November 2010 |

Appendix B

Attachment No. 1

What are your concerns?

As the location of St Georges Tower is on the corner of Clarence Street and St. Georges Place, we currently experience a great deal of disturbance late at night and in the early hours of the morning. For example: yelling, screaming, loud singing and general rowdiness.

By granting this licence these types of disturbances will only exacerbate these existing anti-social problems in an area that has increasingly become more residential.

| Chemistry | | |
|-----------|----------------|-------------------------------|
| | Page 65 of 123 | Last updated 04 November 2010 |

Louise Krog Cheltenham Borough Council Municipal Offices The Promenade Cheltenham GL50 9SA

Tuesday 12th October 2010

FAO Louise Krog, Licensing Department

Dear Sirs

I am writing to raise my formal objection to the licensing application which has been submitted in respect of Chemistry Night Club in Gibson House, St James Square.

I am a leaseholder in the block of flats named St James North and whilst I enjoy living just a short walk from the centre of town, I do not wish to be faced with the possibility that a nightclub may open on my doorstep.

I purchased my flat in May 2006 and certainly would not have done so had I thought that there was any possibility that the nightclub would re-open.

Whilst this area may have in the past been more largely associated with business, there are now many residential properties on St James Square and the adjoining roads. There is also a school, day nursery and church which all give the Square a more family feel. Doubtless, a nightclub would therefore not be viewed as a welcome addition by those who frequent these community establishments as well as by those who call the Square their home.

Allowing a nightclub to open would cause great damage to the surrounding property prices (in an already uncertain market) and would also leave the Square exposed to a high risk of antisocial behaviour, vandalism and street crime as a result of the hoards of drunken youths who would be leaving the nightclub in the early hours of the morning.

Many of the current residents of St James Square can recall the problems caused by the nightclub's clientele when it was last open for business and no doubt should this licensing application be granted and the nightclub re-open, residents would again be subjected to extreme noise and disturbance on a nightly basis.

Taking into account all of the above, I would kindly request that the licensing application be refused.

I am informed by my ward councillor, Barbara Driver, that a hearing date will be fixed shortly and I look forward to receiving these details in due course.

Laurathangley

Yours faithfully

Laura Langley

Apartment 19, St James North, St James Square, Cheltenham, Gloucestershire GL50 3PY

| Chemistry | | |
|-----------|----------------|-------------------------------|
| | Page 66 of 123 | Last updated 04 November 2010 |





LICENSING ACT 2003 -REPRESENTATION FORM (INTERESTED PARTY)

On completion this form and any additional sheets or other accompanying documentation should be returned to; The Licensing Team, Public Protection Division, Cheltenham Borough Council, PO Box 12, Municipal Offices, Promenade, Cheltenham, Glos. GL50 1PP. e mail: licensing@cheltenham.gov.uk

| Please indicate in which capacity you are making this representation by ticking a box belo | w; |
|--|----|
| A person living in the vicinity of the premises | |
| A body representing a person in the vicinity of the premises | |
| A person involved in a business in the vicinity of the premises | |
| A body representing a business in the vicinity of the premises | |

Contact details (of person completing form)

| College agains (-) | |
|--|---|
| Name: | R BOYAL |
| Name of the organisation/body/person you represent. (If appropriate) | 02/4/2 |
| Your full Postal Address or that of the organisation or body you represent | mayrile Floore St Sames SS |
| Post Code | arso 30c |
| Daytime contact telephone number | 01242 583745 |
| Email address - If you would prefer (optional). | r to correspond via email, please enter your email address. |

Name of the person/body. (as appropriate)

Full Postal Address of the person/organisation or body making representation

Post Code

Daytime contact telephone number

Email address - If they would prefer to correspond via email, please enter their email address. (optional).

Chemistry Page 67 of 123 Last updated 04 November 2010

Premises/Club Details

| Name of premises/club you are making representation about: | chemistry Wightchib |
|--|---------------------------|
| Name of Applicant for Licence (if known) | |
| Postal Address: | St James Sq Chettenhan |
| Post Code: | 9CSO 3QG. |

What are you making a representation about?

| | Please indicate which part of the licence/certificate application you are making a representation about |
|------|--|
| ッ | (eg crime, disorder, noise, disturbance etc) safety, we feel intimodated by dranks |
| 1) | Noise - only being one building away, he hear loud music + Vibraliens |
| | the usuale time music is being played Also screaming a shouting of reveilers at time of Arrival T deposture. |
| 2) | DISORDERS at time of Actival & departure. |
| 9 | People being sick & vomitting butside our gates and Also inside |
| _ | People being sick a vomitting butside our gates and Also inside people urinating inside our gates and on pavements |
| ا (ځ | C C C C C C C C C C C C C C C C C C C |
| | ears being parked outside our gates < not being moved until they sober op a collect it west afternour, Stopping |
| | us from getting to work!! |

Which of the Licensing Objectives does your representation refer to?

(Note: Your representation <u>must</u> relate to one or more of the four Licensing objectives. Please indicate the objective(s) your representation relates to.)

| Licensing Objective | Please tick ✓ for Yes | Licensing Objective | Please tick ✓ for Yes |
|--------------------------------------|--------------------------|--|--------------------------|
| The prevention of crime and disorder | V | Public safety | ~ |
| The prevention of Public fuisance | | The protection of children from harm | |
| Information on the Licensing Act 20 | | s objectives is available from the Department of ure gov uk | Media, Culture |

| Please indicate the distance (in metres) between your address and the premises | 7m | |
|--|---------|--|
| subject of your representation: | / / / / | |

| Chemistry | | |
|-----------|----------------|-------------------------------|
| | Page 68 of 123 | Last updated 04 November 2010 |

What are your concerns?

Please provide full details of your concerns regarding the application and include or enclose with the form any evidence you may have in support of it.

(Please continue on a separate sheet if necessary)

When the chemistry nightclub was open before, we need people vomiting a people in our garden edniveway leaving their cars parted outside our galen (stopping us from getting to work etc) feeling intimidated by a whole queu of people (a but of them) quite drunk)

Music disturbing us into the early hours of the morning! screaming at 3 or 4 AM, so we often woken up a looking to see if people were fighting a should we call police or ambulance.

Please use the box below to suggest any suitable conditions that if agreed in advance of a hearing by the applicant would allow you to withdraw your representation or that the committee could add to the licence (if granted) that would remedy your concern. You may also use this box to enter details of any other matters not commented on elsewhere relating to your representation that you would like the committee to take into account.

when the builders repairing this building wanted access through our gardene driveway to put up scaffolding, they told us that the building was going to turned into flats, so they wanted to carry out some tidying up. Now we find out an application for wightchub livence has been put in!

| Signature: | | | |
|------------|----------|--|--|
| Capacity: | owner | | |
| Date: | 13/10/10 | | |

| Chemistry | | |
|-----------|----------------|-------------------------------|
| | Page 69 of 123 | Last updated 04 November 2010 |



LICENSING ACT 2003 -REPRESENTATION FORM (INTERESTED PARTY)

On completion this form and any additional sheets or other accompanying documentation should be returned to; The Licensing Team, Public Protection Division, Cheltenham Borough Council, PO Box 12, Municipal Offices, Promenade, Cheltenham, Glos. GL50 1PP. e mail: licensing@cheltenham.gov.uk

| | this representation by ticking a box of | elow; |
|-----|---|-------|
| _ / | indicate in which capacity you are making this representation by ticking a box b A person living in the vicinity of the premises | , |
| | A body representing a person in the vicinity of the premises | |
| • / | A body representing and A body representing a person involved in a business in the vicinity of the premises | |

A body representing a business in the vicinity of the premises

Contact details (of person completing form)

| Contact details (or person | DEBBIE HARRYS (SENIOR MEMBER OF STA |
|---|--|
| Name: | DEBSIE THAGAS COUNTY AND COLU |
| Name of the | Monkey PUZZLE DAY NURSELY |
| organisation/body/person you represent. (If appropriate) | MANAGER- AMANDA KHARA |
| | IVANHOE HOUSE |
| Your full Postal Address or that | The Sylven R.C. CALCUTE AND AND AND |
| of the organisation or body you represent | GL50 3QG |
| Post Code | SEE ABOVE |
| Daytime contact telephone | 01242 577779 |
| | er to correspond via email, please enter your email address. |

Details of person/body making representation (if different from above)

| · |
|----------------------------|
| |
| |
| |
| enter their email address. |
| enter their email address. |
| |
| |

| Chemistry | | |
|-----------|----------------|-------------------------------|
| | Page 70 of 123 | Last updated 04 November 2010 |

Premises/Club Details

| Name of premises/club you are making representation about: | CHEMISTRY NIGHTCLUB. | |
|--|----------------------|----------------|
| Name of Applicant for Licence (if known) | | |
| Postal Address: | ST JAMES SOO | *. . ** |
| Post Code: | GLS0 3QG. | |

What are you making a representation about?

| Please indicate which part of the licence/certificate application you are making a representation about |
|---|
| (eg crime, disorder, noise, disturbance etc) |
| our russely has toys a paraparelia outside, |
| children using our nursely would be disturbed |
| by damage e somit ett. |
| |
| |
| |

Which of the Licensing Objectives does your representation refer to?

(Note: Your representation <u>must</u> relate to one or more of the four Licensing objectives. Please indicate the objective(s) your representation relates to.)

| Licensing Objective | Please tick ✓ for Yes | Licensing Objective | Please tick ✓ for Yes |
|--------------------------------------|--------------------------|--|--------------------------|
| The prevention of crime and disorder | V | Public safety | |
| The prevention of Public | | The protection of children from harm | |
| fluisance | 03 and the Act's | s objectives is available from the Department of I | Media, Cu |

| Please indicate the distance (in metres) | |
|---|------------|
| 1 rease mulcate the distance (in menes) | |
| between your address and the premises | \supset |
| - [4] 하는 것이 하는 것이 하는 사람들이 있는데, 사람들은 사람들에게 하는데 하는데 사람들이 되었다면 하는데 사람들이 모습니다. 사람들이 모습니다. | |
| subject of your representation: | ~ (|
| | 4. |

| 1 | | | |
|---|--|--|--|
| | | | |
| | | | |
| | | | |

| Chemistry | | |
|-----------|----------------|-------------------------------|
| | Page 71 of 123 | Last updated 04 November 2010 |

What are your concerns?

| Please provi the form any (Please contin | evidence yo | u may hav | e in sup | port of it | the applic | ation and inc | lude or enclose wit |
|--|-------------|-----------|-------------|------------|------------|---------------|------------------------|
| MESS AN | DOTHER. | DEBLIS | FROM | fcoru | USIN | 3 NIGHT | CLUR |
| AROUND | PREMISE | CHILD | REN U | ISE AN | P PLAY | IN AND | ALOUND. |
| | | | | | , | | |
| | | | | | | | |
| | | | | | | | • |
| | | | | | | | 1 |
| | | | | | | | |
| | | | | | | | |
| | | | | | | | |
| | | | · | ** ··· | | | |
| | | | | | | | |
| | | | | | | | ite sheet if necessary |
| | | | | | | | |
| | | | | | | | |
| | | | | | | | |
| | | | | | | | |
| Signature: | 13 | 16 |) | | | | |
| Capacity: | A# I | | | | |] | |
| | MAX | PAGER, | v. <u>u</u> | | | | |
| ALESS CONTRACT | | | | | | • . | |
| Date: | 12/10 | 10 | | | | | |
| ethological to Describe a gray full file. | | | | | | | |

| Chemistry | | |
|-----------|----------------|-------------------------------|
| | Page 72 of 123 | Last updated 04 November 2010 |



Part 2

LICENSING ACT 2003 -REPRESENTATION FORM (INTERESTED PARTY)

On completion this form and any additional sheets or other accompanying documentation should be returned to; The Licensing Team, Public Protection Division, Cheltenham Borough Council, PO Box 12, Municipal Offices, Promenade, Cheltenham, Glos. GL50 1PP. e mail: licensing@cheltenham.gov.uk

| Please indicate in which capacity you are making this representation by ticking a box below | Please indicate in which | capacity you are r | making this i | representation | by ti | cking | a box | below |
|---|--------------------------|--------------------|---------------|----------------|-------|-------|-------|-------|
|---|--------------------------|--------------------|---------------|----------------|-------|-------|-------|-------|

- A person living in the vicinity of the premises
- A body representing a person in the vicinity of the premises
- A person involved in a business in the vicinity of the premises
- A body representing a business in the vicinity of the premises

| Contact details (of person completing form | rm, | f | completing | person | (of | details | Contact |
|--|-----|---|------------|--------|-----|---------|---------|
|--|-----|---|------------|--------|-----|---------|---------|

| Contact details (or porce. | |
|--|--|
| Name: | MR. MRS. BARRY Scolif |
| Name of the organisation/body/person you represent. (If appropriate) | AS ABOVE |
| Your full Postal Address or that | Ground Floor APT. ASHBURN VILLA ST. JAMES SQUARE CHELTENHAR |
| Post Code | GLS0 39G |
| Daytime contact telephone number | 01242 - 529640 |
| Email address - If you would prefe | er to correspond via email, please enter your email address. |

Details of person/body making representation (if different from above)

| Details of person/body making | TCD7000/Aut.01. |
|--|---|
| Name of the person/organisation/body. (as appropriate) | |
| Full Postal Address of the person/organisation or body making representation | NX |
| Post Code | |
| Daytime contact telephone number | " I was their amail address |
| Email address - If they would prefer to corr (optional). | espond via email, please enter their email address. |

| Chemistry | | |
|-----------|----------------|-------------------------------|
| | Page 73 of 123 | Last updated 04 November 2010 |

Part 2 Continued

Premises/Club Details

| Name of premises/club you are making representation about: | CHEMISTRY NIGHT CLUB | - · · · · · · · · · · · · · · · · · · · |
|--|----------------------|---|
| Name of Applicant for Licence (if known) | UNKNOWH | |
| Postal Address: | ST JAMES SQ | ÷ |
| Post Code: | | , |

What are you making a representation about?

| Please indicate which part of the licence/certificate application you are making a representation about |
|--|
| (eg crime, disorder, noise, disturbance etc) ALL of the Precise ding. Ut hall |
| hade as residents been through this before when the Dromiers |
| wore a nightelab, we velomate wie protest by all |
| manner of extracting, verbal protects, and whethever |
| wone a nightelab, we velomety five protest by all manner of extractions, verbal protects, and whatever we can legally do to stop ties becoming anightelub! |

Which of the Licensing Objectives does your representation refer to?

(Note: Your representation <u>must</u> relate to one or more of the four Licensing objectives. Please indicate the objective(s) your representation relates to.)

| fety for Yes |
|------------------------------|
| 1 |
| cction of children from harm |
| c |

| subject of your representation: | Please indicate the distance (in metres) between your address and the premises subject of your representation: | 15metres |
|---------------------------------|--|----------|
|---------------------------------|--|----------|

| Chemistry | | |
|-----------|----------------|-------------------------------|
| | Page 74 of 123 | Last updated 04 November 2010 |

Part 2 continued

What are your concerns?

| The state of the s |
|--|
| Please provide full details of your concerns regarding the application and include or enclose with the form any evidence you may have in support of it. (Please continue on a separate sheet if necessary) |
| I object strongly to this thus opening again. This area in even more teridential now since know apartments were brint here only 25 yours away from this club. Previously when then was here we had problems with unsociable behavior, police dreing talled out that goier, winoting in our driver, cars reving up and doors stomming, in the early hours of the morning, and this wor three to four night, a week then, never mind six. My wife suffers from A. S. and this is the last thing the needs is this club opening again. As for during the pead is this club opening again. As for during the day time this road becomes congested with traffic toming that to strong arriving and de |
| Please use the box below to suggest any suitable conditions that if agreed in advance of a hearing by the applicant would allow you to withdraw your representation or that the committee could add to the licence (if granted) that would remedy your concern. You may also use this box to enter details of any other matters not commented on elsewhere relating to your representation that you would like the committee to take into account. (Please continue on a separate sheet if necessary) |
| |
| Signature: Mrs P. Scobie Eddedia |
| Capacity: Residents of the Samue |
| Date: R Data Espara o 10 |

| Chemistry | | |
|-----------|----------------|-------------------------------|
| | Page 75 of 123 | Last updated 04 November 2010 |



Part 2

LICENSING ACT 2003 -REPRESENTATION FORM (INTERESTED PARTY)

On completion this form and any additional sheets or other accompanying documentation should be returned to; The Licensing Team, Public Protection Division, Cheltenham Borough Council, PO Box 12, Municipal Offices, Promenade, Cheltenham, Glos. GL50 1PP. e mail: licensing@cheltenham.gov.uk

| Please indicate in which capacity you are making this representation by ticking a box below; A person living in the vicinity of the premises A body representing a person in the vicinity of the premises A person involved in a business in the vicinity of the premises | |
|--|--|
| A body representing a business in the vicinity of the premises | |

Contact details (of person completing form)

| Contact details (or partie | |
|--|---|
| Name: | JERENY SUCCIUAL |
| organisation/body/person you | GARDEN |
| Your full Postal Address or that of the organisation or body you represent | GARDEN ELAT ASHBUKN VILLA SI JAMES SQ, CHECTENMAIN GLOS |
| Post Code | 9450309 |
| Daytime contact telephone number Email address - If you would prefer | to correspond via email, please enter your email address. |
| (optional). SEZ. Succu | UNICEBTINITERNET, COM. |

Name of the person/body. (as appropriate)

Full Postal Address of the person/organisation or body making representation

Post Code

Daytime contact telephone number

Email address - If they would prefer to correspond via email, please enter their email address. (optional).

| Chemistry | | |
|-----------|----------------|-------------------------------|
| | Page 76 of 123 | Last updated 04 November 2010 |

Part 2 Continued

Premises/Club Details

| Name of premises/club you are making representation about: | CHEMISTRY |
|--|---|
| Name of Applicant for Licence (if known) | LICADLINE ENTERTAINMENTS LTD |
| Postal Address: | CHEMISTRY aibbon Lionst STILMES SQUARE CHELTENHAM GLOS |
| Post Code: | 450 3 Q Cg |

What are you making a representation about?

| repres | esentation about | |
|----------|---|----------|
| (eg crim | ime, disorder, noise, disturbance etc) | |
| | EVIOUS EXPERIENCE OF THIS PREMISIS HAS SHO | |
| | SE, AND SLEEP DISTURBANCE WHICHT IT IS OPE | |
| 2.A. | I,M ON A WEEK DAY. WITNESSING PUBLIC DISORT | ERL |
| SUFT | FFURING PUBLIC NUISANCE IS NOT A PCEASANT E | XVERIONC |

Which of the Licensing Objectives does your representation refer to?

(Note: Your representation <u>must</u> relate to one or more of the four Licensing objectives. Please indicate the objective(s) your representation relates to.)

| Licensing Objective | Please tick ✓ for Yes | Licensing Objective | Please tick ✓ for Yes |
|--|--------------------------|---|--------------------------|
| The prevention of crime and disorder | | Public safety | |
| The prevention of Public | \ | The protection of children from harm | |
| Information on the Licensing Act 20 and Sport and on their webs | | s objectives is available from the Department of I ure.gov.uk. | Media, Culture |

| Please indicate the distance (in metres) | A = 0 - |
|--|------------------|
| | APPROX 25 METERS |
| between your address and the premises | · ILLEON EDITION |
| | * |
| subject of your representation: | |

| 2 | |
|---|--|
| | |
| | |
| | |

| Chemistry | | |
|-----------|----------------|-------------------------------|
| | Page 77 of 123 | Last updated 04 November 2010 |

Part 2 continued

What are your concerns?

Please provide full details of your concerns regarding the application and include or enclose with the form any evidence you may have in support of it. (Please continue on a separate sheet if necessary)

THIS AREA IS BOTH A CONSERVATION & RESIDENTIAL AREA.

HAVING LIVED HERE FOR 10 YEARS THE AREA IS NOW ESTABLE

ISHED AS A PREASONT RESIDENTIAL PART OF CHELTENHAM.

PREVIOUS EXPERIEBLE OF 'CHEMISTRY' NIGHT CLUB HAS SHOW

DESPITE THE CONTROLS PUT IN PLACE AT THE TIME THE AREA

SUFFERED FROM NOISE (BOTH PUBLIC & MUSIC) AND A

DEGRADATION OF QUALITY OF LIVE (SEEEP DETRANATION)

HAVING TO ASK PERMISSION TO WACK DOWN THE STREET.

FROM A BOUNCER' IS VERY OPPRESIVE.

Please use the box below to suggest any suitable conditions that if agreed in advance of a hearing by the applicant would allow you to withdraw your representation or that the committee could add to the licence (if granted) that would remedy your concern. You may also use this box to enter details of any other matters not commented on elsewhere relating to your representation that you would like the committee to take into account.

(Please continue on a separate sheet if necessary)

LIMITED OPEDING HOURS I.E. NOT DURING WEEK DAYS.
NO MUSIC DURING WEEKDATS OR SUNDAY NIGHTS
NO DRINK PROMOTIONS.
A TRIAC PEKIOD OF OPENING.
EXISTING CONTROLS ENHANCED

Signature: &&

Capacity: HOMEOWNER

Date: 12 (10 (10

| Chemistry | | |
|-----------|----------------|-------------------------------|
| | Page 78 of 123 | Last updated 04 November 2010 |



Part 2

LICENSING ACT 2003 -REPRESENTATION FORM (INTERESTED PARTY)

On completion this form and any additional sheets or other accompanying documentation should be returned to; The Licensing Team, Public Protection Division, Cheltenham Borough Council, PO Box 12, Municipal Offices, Promenade, Cheltenham, Glos. GL50 1PP. e mail: licensing@cheltenham.gov.uk

| Please indicate in which capacity you are r | making this representation by ticking a box below: |
|---|--|
|---|--|

- A person living in the vicinity of the premises
- A body representing a person in the vicinity of the premises
- A person involved in a business in the vicinity of the premises
- A body representing a business in the vicinity of the premises

Contact details (of person completing form)

| Name: | Miss F. M. FILDES |
|--|--|
| Name of the organisation/body/person you represent. (If appropriate) | Ms. S. DODSON, MISS F.M. FILDES Mrs. J. CATTERMOLE, Mrs M. O'HANLON |
| Your full Postal Address or that of the organisation or body you represent | 17 SOMERSET HOUSE KNAPP ROAD CHELTENHAM |
| Post Code | GL50 300 |
| Daytime contact telephone number | 01242 512533 |
| Email address - If you would prefer (optional). | to correspond via email, please enter your email address. |

Details of person/body making representation (if different from above)

| Name of the person/organisation/body. (as appropriate) | Ms. S. DODSON |
|--|--|
| Full Postal Address of the person/organisation or body making representation | IS SOMERSET HOUSE KNAPP ROAD CHELTENHAM |
| Post Code | GL50 3 PP |
| Daytime contact telephone number | 01242 245645 |
| Email address - If they would prefer (optional). | to correspond via email, please enter their email address. dodde.dodsonagmall.com |

| Chemistry | | |
|-----------|----------------|-------------------------------|
| | Page 79 of 123 | Last updated 04 November 2010 |

Part 2 Continued

Premises/Club Details

| Name of premises/club you are making representation about: | "CHEMISTRY" |
|--|---|
| Name of Applicant for Licence (if known) | HEADLINE ENTERTAINMENT LD |
| Postal Address: | GIBSON HOUSE ST JAMES SQUARE CHELTENHAM |
| Post Code: | GL50 39 G |

What are you making a representation about?

| Please indicate which part of the licence/certific representation about | ate application you are making a |
|---|----------------------------------|
| (eg crime, disorder, noise, disturbance etc) | |
| CRIME AND DISORDER | |
| NOISE AND DISTURBANCE | |
| PUBLIC SAFETY | |
| | • |
| | |

Which of the Licensing Objectives does your representation refer to?

(Note: Your representation <u>must</u> relate to one or more of the four Licensing objectives. Please indicate the objective(s) your representation relates to.)

| Licensing Objective | Please tick ✓ for Yes | Licensing Objective | Please tick ✓ for Yes |
|--|--------------------------|--|--------------------------|
| The prevention of crime and disorder | V | Public safety | V |
| The prevention of Public nuisance | | The protection of children from harm | |
| Information on the Licensing Act 20 and Sport and on their webs | | s objectives is available from the Department of I re.gov.uk. | Media, Culture |

| Please indicate the distance (in metres) between your address and the premises subject of your representation: | 35 | METRES | |
|--|----|--------|--|
|--|----|--------|--|

| Chemistry | | |
|-----------|----------------|-------------------------------|
| | Page 80 of 123 | Last undated 04 November 2010 |

Part 2 continued

What are your concerns?

Please provide full details of your concerns regarding the application and include or enclose with the form any evidence you may have in support of it. (Please continue on a separate sheet if necessary)

AS ATTACHED SHEET (1)

Please use the box below to suggest any suitable conditions that if agreed in advance of a hearing by the applicant would allow you to withdraw your representation or that the committee could add to the licence (if granted) that would remedy your concern. You may also use this box to enter details of any other matters not commented on elsewhere relating to your representation that you would like the committee to take into account.

(Please continue on a separate sheet if necessary)

AS ATTACHED SHEET (2)

| Signature: | 7. M. Fildes | |
|------------|------------------------|--|
| Capacity: | PERSON COMPLETING FORM | |
| Date: | 13th 0070BER 2010 | |

| Chemistry | | |
|-----------|----------------|-------------------------------|
| | Page 81 of 123 | Last updated 04 November 2010 |

SHEET 1: "Chemistry", Gibson House, St James Sq. Cheltenham

As signatories to the attached 'Representation Form (Interested Party)', we write to present our views with reference to a licensing application for the 'Chemistry' nightclub. From recent and considerable experience of the presence of 'Gas', subsequently 'Chemistry', the following points are raised:-

Prevention of Public Nuisance

It is proposed to sell alcohol inside and outside Gibson House. What does this actually mean? Seating provisions for the 'outsiders' who wish to smoke and drink at the same time? Previously the smoking laws enabled alcohol and smoking inside. How is passing vehicular and pedestrian traffic to cope? St. Gregory's Church (the main Catholic church for the town) and its Priory and Presbytery, are in constant use. The Priory is open to all groups of an evening. Church services are during the day, evening and on special occasions at night. There is a certainty of weddings and funerals. There is also a Synagogue and a Christadelphian Hall. So, if the nightclub is open from 10.00am to 2.30am the following morning and there is no additional, specific sound insulation, then as before, the nuisance value to residents and businesses will be considerable. From personal experience of one of the signatories, it is not only the volume of sound but the vibration/resonance that continues until the final egress. Meanwhile no one sleeps. There is already enough noise here at night.

Public Safety

The streets around are used by residents, small businesses, parents and children. There are three nurseries: one attached to the junior school. We already have a problem with illegal car parking, broken bottles, general litter, fast food containers, discarded needles etc. There are children playing around the specified area, and also general traffic of the disabled to church activities.

Prevention of Crime and Disorder

Somerset House has already been broken into (a young person fuelled by alcohol). People try to open-up our gates and urinate, vomit or have intention to sleep within the grounds. The proposed licensing hours stated are very long and it is a recognised fact that when people are intoxicated, caution, discretion and any thought for others is over-ruled. A safety disaster is waiting to happen.

| Chemistry | | |
|-----------|----------------|-------------------------------|
| | Page 82 of 123 | Last updated 04 November 2010 |

Protection of Children

Burton House, next door to 'Chemistry' is an educational facility for younger people. There are, as previously mentioned, three nurseries and one junior school, with all the vehicular and pedestrian traffic that obviously ensues.

Finally, there are four pubs within the immediate area of proposed licensed premises (St. George's Place; St. James' Square; Clarence Street; Knapp Road), two restaurants, various small businesses, a care home, a retirement warden-controlled block of flats (Somerset House) and three new, large areas of residential flats. Above small businesses, there is residential accommodation: there is other private housing in this defined area.

The first signature on the attached Representation, has lived here on-and-off for twenty-two years by virtue of looking after a relative. This is a quiet residential area with some <u>small</u> commercial development, but our lives are already constantly disturbed by noisy egress from drinking establishments and continual noise and vibration resonance from music. Old buildings, such as Gibson House, do not have adequate sound insulation.

The Council's draft 5-year strategy has, as one of its community objectives: 'enhancing and protecting our environment' and we are all entitled to <u>quiet</u> enjoyment in our community, whatever our age.

Blocks of flats:

St Georges Tower , St Georges Place Chelsea Court, St George's Place St James Court, Knapp Road St James South, Jessop Avenue / (St James Square?)

Restaurants:

No. 7, 7 St James Square Thai Emerald, St Georges Place

Pubs:

'Railway Inn', New Street
'St James Hotel', Ambrose Street
'St Georges Vaults', 53 St Georges Place
'Bayshill Inn', 85 St Georges Place

| Chemistry | | |
|-----------|----------------|-------------------------------|
| | Page 83 of 123 | Last updated 04 November 2010 |

SHEET 2: "Chemistry", Gibson House, St James Sq. Cheltenham

Request for the following conditions to be added to the licence (if granted):-

- Reinstatement of all conditions that were applied to the previous licence (including provisions of security guards on the gates of Somerset House, Knapp Road).
- Measures for the control of 'Chemistry' patrons who are :-
- (a) drinking or buying alcohol in the area immediately outside the premises
- (b) gathering (while smoking)
- (c) sitting (at tables?)
- (d) obstructing pavements and highways
- (e) causing undue noise and disturbance

| Chemistry | | |
|-----------|----------------|-------------------------------|
| | Page 84 of 123 | Last updated 04 November 2010 |

ADDENDA

Please note that the signatories to the attached Representation have already added their names to a general petition signed by all residents at Somerset House, Knapp Road, Cheltenham GL50 3QQ.

This petition has already been forwarded to Cllr. Barbara Driver.

13th October 2010

| Chemistry | | |
|-----------|----------------|-------------------------------|
| | Page 85 of 123 | Last updated 04 November 2010 |

Cheltenham Borough Council
Public Protection

PASSED TO

Mr L. Krog
Cheltenham Borough Council
PASSED TO

Mr L. Krog
Cheltenham Borough Council
PASSED TO

Date of Response
Cheltenham
Gloucestershire

Initials of Responder

Type of Response
Initials of Responder

File
Ref.

Apartment 23 St James North St James Square Cheltenham GL50 3PY

10th October 2010

Dear Mr Krog,

Licensing application for 'Chemistry Night Club'

I understand that a licensing application has been received from the owners of the premises called the "Chemistry Night Club" in Gibson House, St James Square, GL50 3QG.

I understand that the owners of the building have applied for a "licence renewal" but due to a number of key infrastructural changes which have occurred since the premises last operated (5 years ago) I strongly believe that this is now wholly inappropriate for the area.

I wish to object to the granting of this licence on the following grounds and request that you take our views into consideration when assessing the viability of the licence application.

The immediate neighbourhood is now primarily a residential area

Although the owners are looking to renew an existing licence quoting there is "no change in circumstances" there has been a substantial change of circumstance in the surrounding area. Since the premises were last used as a club in 2005 the council subsequently granted permission for 48 residential apartments in the immediate vicinity of these premises – approximately 40 metres away. These were completed in 2006.

These apartments are all occupied. Occupants are a mixture of singles, couples, retired people and families with small children representing up to 150 additional people who are living on the doorstep. This has altered the nature of St James Square, it is now a residential area of considerable significance and it is felt therefore that a venue of this nature is unacceptable due to the potential for noise, nuisance and disturbance.

I feel that the council has a duty to seriously consider how appropriate it is for a business promoting music, alcohol and dancing into the early hours of the council's duty must first lie in the consideration of the resident of their homes. As council tax residential' by virtue of the council grantic entitled to a civilised neighbourhood.

Date of Response Response Initials of File Responder Ref.

| Chemistry | | |
|-----------|----------------|-------------------------------|
| | Page 86 of 123 | Last updated 04 November 2010 |

Change of UK Law since the previous licence was granted

Since the club last operated as a business, the ban on smoking in enclosed public places has been introduced (2007). As a result it is likely that there will be a significant number of people smoking as well as drinking outside the premises for the duration of opening hours. This will offer a much greater chance for nuisance or disturbance and the increased likelihood of inappropriate and antisocial behaviour being noticed by the residents of St James Square and other adjoining streets.

Change of physical infrastructure of the immediate neighbourhood

The construction of the residential St James apartment blocks has significantly changed the surrounding acoustics of the locale. The new St James North apartment block creates a physical barrier to what was previously an 'open' fourth side to St James Square. This means that noise can no longer dissipate naturally and creates a noise funnel. In normal operation this is acceptable as people walk through and chat but given there will be people outside the Chemistry Nightclub drinking (outside sale of alcohol requested) and smoking the noise levels will be unacceptable, particularly late at night. For example, vehicle movements such as taxis will be especially noticeable.

Furthermore, there is already insufficient parking in the area and this will only serve to worsen the problem and encourage people to park illegally and/or dangerously thereby undermining road safety for the local children.

The likelihood of inappropriate and anti-social behaviour

Given the past experience of trouble at these particular premises, and knowledge of the types of behaviour generally witnessed at late night drinking/music premises there is no reason to assume that this will be any different should the premises be granted licences and re-open as a club. The obvious concerns are:

Loud music until 2.30am

Foul and abusive language due to drunkenness

Potentially aggressive behaviour

Vomiting and urinating in the street

Vandalism / damage to local property as a result of drunkenness

Smoking and drinking outside in the daytime setting an inappropriate example to primary school children who will be leaving St Gregory's Junior School every afternoon

I trust the points above will be taken into consideration by the appropriate bodies during their review of the license renewal application and hope that a renewal will not be granted.

J. Stoodley

12 North 1
St James Square
Cheltenham
7th October 2010
mikeandgillbell@btinternet.com

Mr Louise Krog Cheltenham Council Municipal Offices The Promenade Cheltenham

Dear Mr Krog

Re: Chemistry Night Club

We have been made aware of the licensing application for Chemistry Night Club.

- lundil

As the owners of an adjacent flat at 12 North 1, St James Square we wish to oppose the application.

We have been resident in Cheltenham long enough to be aware of the significant problems that this site had in the past. These included excessive noise, both inside and outside the building, parking and litter. Most significant were the serious and repeated issues of unsociable behaviour on the streets late at night and even into Sunday morning .

In view of the investment (both private and municipal) in residential flats, the Waitrose supermarket, office blocks and other businesses, attractive new walkways and cycle-ways, it would be unacceptable to allow this newly attractive part of Cheltenham to revert to a socially less appealing area.

This site is unsuitable for a night club because it is very near newly built blocks of high-quality residential flats. In addition it is directly opposite to an important and well-used church (we note the application would be until 2.30 on Sunday morning) and adjacent to a good, well maintained school.

Thank you. Yours sincerely,

Dr and Mrs C.M. Bell

| | | Council | | 7 |
|-------------------|------------------------|---------|-----|-----------|
| Publicit | um Borough otection | | | \exists |
| PASSED | 1 13 | OCT 20 | 10 | \perp |
| REC'E | <u>_</u> | | of | \dashv |
| Date of Respor | s of | File | . 1 | |

| Chemistry | | |
|-----------|----------------|-------------------------------|
| | Page 88 of 123 | Last updated 04 November 2010 |

Appendix B

Krog, Louis

From: Sonia Kular [soniakular@hotmail.com]

Sent: 08 October 2010 21:57

To: Krog, Louis; Councillor Barbara Driver

Subject: Chemistry Night Club - Objection to Licence Application

Dear Louis

My name is Sonia and I live at Apartment 15, St James North 1, St James Square, Cheltenham GL50 3PY

I have been informed by Barbara about the application for Chemistry Club to re-open as a night club.

Chemistry Night Club is 100 metres from where I live and in direct line of sight and sound from my balcony. I have seen that they have already started refurbishment of the club which suggests that they will get the licence - this really worries me as I believe that it's really important that any objections by local residents need to be heard as we will be directly impacted by the application.

I strongly object to the application for Chemistry Night Club based on the following reasons:

- 1) Precedence of anti-social behaviour, the highest record of complaints versus other clubs in town if their licence was rejected in the past I believe that the same reasons still stand. It was and would be again, totally the wrong thing in the wrong place. It is surrounded by residents on all sides, including one school, one nursery school.
- 2) Negative impact on residents' quality of life and anti-social impact to the area. Residents' quality of life will be significantly reduced as a direct result of the opening of the club 6 days and nights per week until 2.30am because of the noise pollution, increased foot fall of people to the area which will result in social congregation, increased littering, crime and likelihood of anti-social/nuisance behaviour compounded by alcohol consumption.
- 3) I am a single 25 year old woman living on my own and had always felt safe. I strongly believe that my level of safety will be compromised should the club re-open.
- 4) Reduced value of my property. I bought the property when the club was closed for the foreseeable future. If I need to sell my property I have a strong concern that the value will drop due to the proximity of the night club as it makes the property less desirable due to all of the factors as listed above.

I would like Barbara to represent and speak for me for at the hearing on October 14th and I do intend to be present for the hearing due to my strong objection. Please could you confirm the time so I can make the arrangements with my place of work.

Please do let me know if there's anything else I can do to support the objection and I want to thank you in advance for listening to my objection.

Kind Regards Sonia Kular 07734 105192 soniakular@hotmail.com

| Chemistry | | |
|-----------|----------------|-------------------------------|
| | Page 89 of 123 | Last updated 04 November 2010 |

8 St Georges Terrace
Cheltenham
GL50 3PT

12th October 2010

Dear Cheltenham Borough Council, Mr Louis Krog,

Re: Licence application for Chemistry nightclub - OBJECTION

I am writing to you in order to voice our strong opposition to the licence application made for the 'Chemistry the nightclub' premises.

We are a young family living in 8 St Georges terrace, and are very concerned about the impact that this would have on us directly. It is not uncommon for the children to be woken by a club goer on a Friday/Sat night, as their bedroom is at the front of the house. Our house is grade 2 listed, as are the rest in our row, we are therefore not permitted double glazing - and therefore struggle with the noise from the street below on occasion.

My main concerns about this application are firstly the noise (and how this will impact on our family life in the house) the inevitable increase in petty crime and vandilisation by drunk youths and the disruption that will be caused 6 out of 7 nights a week if this is allowed to go ahead. Since Chemistry was last open, what was once mainly a commercial street has been transformed into a quiet desirable residential area. The opening of this club could potentially impact on house prices and sales in the area having a detrimental effect in the growth and residential regeneration in this area, in an already uncertain economy.

There are already plenty of alternative venues that offer similar facilities within this area: Revolutions, Thirteen, Subtones, Blush, Monty's at the Georges Hotel. All of which are the opposite side of the taxi rank on Royal Well Lane and we are therefore not affected be large crowds on their way home from these venues.

Due to the recent implementation of the No smoking indoors requirement, one can only assume that club goers would naturally spill onto the surrounding street. Directly opposite is St Gregory's Church, next door Monkey Puzzle Day nursery, and encompassed by residential properties.

Litter/cigarettes and broken glass on pavements will increase in the surrounding area, which is part of the main route to school for local children and to nursery, the possibility of bodily fluids from contaminating local streets (vomit/urine) as club goers go home in search of toilet facilities is highly likely. (Evidence of this is already evident in the town centre early on a Saturday morning which I have observed

| Chemistry | | |
|-----------|----------------|-------------------------------|
| | Page 90 of 123 | Last updated 04 November 2010 |

Appendix B

myself as I walk to work) Noise will not be contained and the possibility of vandalism and petty crime to these buildings would be likely. The immediate area is covered by CCTV. St Georges Terrace and St James Square, however is not - I am concerned that crime may be more likely to occur out of site and therefore on my road/to my property.

In summary our objections are based on the grounds of:

- 1. Disturbance of the peace/noise pollution
- 2. Increase of crime within the local residential vicinity
- 3. Increase of litter/dirt/excrement to the local residential area
- 4. Impact on the regeneration of this residential area as house prices will be undoubtedly adversely affected by this, if allowed to go ahead.

I would like Barbara Driver, our local councillor to represent our view on this matter, which obviously is strong opposition.

We are very disappointed that if it were not for word of mouth in the street, we would not have been aware of this potentially highly detrimental matter.

Kind regards,

Dr Rebecca Nicholson & Dr Liam Stanbury

| Chemistry | | |
|-----------|----------------|-------------------------------|
| | Page 91 of 123 | Last updated 04 November 2010 |

| Cheltenha Public Pro | am Borough Council |
|--------------------------|--------------------|
| PASSED T | 0 |
| REC'D | 1 1 OCT 2010 |
| Date of Response | Type of Response |
| Initials of Responder | File Ref. |

Apartment 10 St James North St James Square Cheltenham GL50 3PY

6th October 2010

Dear Mr. Krog

Many thanks for your letter you sent us regarding the potential opening of Chemistry Nightclub at the end of St. James Square.

Our main concerns really are that it will most likely devalue our property, which would be devastating understandably. I think that if that was the case, then when we came to sell the apartment we would certainly look for compensation.

Another concern would be the cars parked outside of our apartment block, when there are inebriated students / teenagers hanging around that area, waiting for taxis etc.

We are all working professionals that live in the building, so by having a [night]club open 6 days and nights a week would seriously disrupt our standard of living and sleeping. As you can understand, the main reasons we moved here in the first place was because of the perfect location and also the fact that it was lovely and quiet. Therefore we would like to make a strong objection to the club opening.

I hope you will take these reasons into consideration and we look forward to hearing the outcome.

Yours sincerely

Charlotte Smith and Peter Dury

| Chemistry | | |
|-----------|----------------|-------------------------------|
| | Page 92 of 123 | Last updated 04 November 2010 |

The Reverend Jean Wilby Flat 2 Somerset House Knapp Road Cheltenham GL50 3QQ

Tel: 01242 584096 Email: wilbyrevjean@tesco.net

Cheltenham Borough Council
Public Protection

PASSED TO

REC'D 1 2 OCT 2010

Date of Response Response
Initials of File

8th October 2010

Mr Louise Krog Cheltenham Council Municipal Offices The Promenade Cheltenham, GL50 9SA

Reference: The Application for a license renewal for the building under the name of Chemistry Night Club.

As I am sure you are aware the club was closed in 2005, I understand because of the problems arising from those premises when it was running as a nightclub. I moved into Somerset House in 2006 and am aware of the gross nuisance cause by the above venue.

Security guards had to be employed to prevent clients after using the venue, when leaving late at night, from behaving like hooligans in the grounds of the property. Creating noise, vomiting and vandalising the gardens. All this lowers the general tone of the area and is detrimental to the suitability of the flats for residents in retirement, and others who reside close by. This also affects the market value of other properties around.

This is a residential area with a school for children, from infants to eleven year olds close by. I am sure that those dealing with the granting of a license, for the above building would not want to be subjected to such gross nuisance behaviour themselves, in a place where they choose to live. Please don't do it!

Yours Faithfully,

Reverend Jean Wilby.

fear willby.

Chemistry Page 93 of 123 Last updated 04 November 2010

In December 2000, my wife became the warden/manager at Somerset House in Knapp Road, Cheltenham. There are two sets of wrought-iron gates at the front of the premises, which I normally closed each night and opened again in the morning.

However, because of problems associated with 'Chemistry' club, on most nights, management from there posted guards on the gates from about 9.00pm until 3.00am the following day. There were also several door-staff allocated to the outside of the club, plus others on the corner of Ambrose Street.

Even with all these staff, they struggled to cope with the unruly and anti-social behaviour of many of their customers. Noise from the club and its patrons outside started about 9.00pm and continued through the night, often until at least 4.00am; certainly well past when the guards finished duty.

There were frequent fights inside and outside the premises and the police attended on numerous occasions. Occasionally, there were running battles between the clientele and the police/quards.

In the morning we had the aftermath to deal with. This included vomit and broken bottles on the road and pavements, discarded needles and syringes and there was litter everywhere. Bottles, cans and other detritus were thrown into our premises and residents reported that they had seen people urinating in our grounds.

In fact, residents were afraid to go out in the evenings for social activities if this meant that they had to return home once the club had opened.

In 2005, the lives of all residents at Somerset House changed dramatically for the better when 'Chemistry' closed its doors.

October 2010

Rey More

| Chemistry | | |
|-----------|----------------|-------------------------------|
| | Page 94 of 123 | Last updated 04 November 2010 |



Part 2

LICENSING ACT 2003 -REPRESENTATION FORM (INTERESTED PARTY)

On completion this form and any additional sheets or other accompanying documentation should be returned to; The Licensing Team, Public Protection Division, Cheltenham Borough Council, PO Box 12, Municipal Offices, Promenade, Cheltenham, Glos. GL50 1PP. e mail: licensing@cheltenham.gov.uk

Please indicate in which capacity you are making this representation by ticking a box below;

- A person living in the vicinity of the premises
- A body representing a person in the vicinity of the premises
- A person involved in a business in the vicinity of the premises
- A body representing a business in the vicinity of the premises

Contact details (of person completing form)

| · · · · · · · · · · · · · · · · · · · | |
|--|--|
| Name: | MS. M. POWELL |
| Name of the organisation/body/person you represent: (If appropriate) | CHELSEA SOJAKE MANAGERENT LID |
| Your full Postal Address or that of the organisation or body you represent | 4 SHAFTETBURY HALL ST GEORGES PLACE CHELTENHAM |
| Post-Code | 9250 3PX |
| Daytime contact telephone number | 01242 263647 |
| Frail address If you would prefer | to correspond via email, please enter your email address. . ルaggie (る Falk 21. こん |

Details of person/body making representation (if different from above)

| Details of personibody man | mig reprise to |
|---|--|
| Name of the person/organisation/body. (as appropriate) | AS ABOVE |
| Full Postal Address of the person/organisation or body making representation: | |
| Post Code | |
| Daytime contact telephone number | |
| Email address - If they would prefer (optional). | to correspond via email, please enter their email address. |

Chemistry Page 95 of 123 Last updated 04 November 2010

Part 2 Continued

Premises/Club Details

| Name of premises/club you are making representation about: | GIBSON HOUSE |
|--|-----------------|
| Name of Applicant for Licence (If known) | |
| | ST JAMES SOJARE |
| Postal Address: | CHELTENHAM |
| Post Code: | 9250 3 QB |

What are you making a representation about?

| Please indicate which part of the licence | certificate application you are making a |
|--|--|
| representation about | |
| (eg crime, disorder, noise, disturbance etc) | |
| NOISE, DISCLASE F DISTORS | PANCE |
| | |
| | |
| | |

Which of the Licensing Objectives does your representation refer to?

(Note: Your representation <u>must</u> relate to one or more of the four Licensing objectives. Please indicate the objective(s) your

| representation relates to.) | | |
|--------------------------------------|------------------------|---|
| | Please tick ✓ for Yes | Licensing Objective Please tick |
| The prevention of crime and disorder | | Public safety |
| The prevention of Public | | The protection of children from harm |
| Information on the Licensing Act 2 | 003 and the Act | s objectives is available from the Department of Media, Culture |

| Please indicate the distance (in metres) between your address and the premises subject of your representation: | 180-150 1-57257 |
|--|-----------------|
| subject of your representation. | |

| Chemistry | | |
|-----------|----------------|-------------------------------|
| | Page 96 of 123 | Last updated 04 November 2010 |

Part 2 continued

What are your concerns?

Please provide full details of your concerns regarding the application and include or enclose with the form any evidence you may have in support of it.

(Please continue on a separate sheet if necessary)

PLEASE SEE ATTACHED 8HEET

Please use the box below to suggest any suitable conditions that if agreed in advance of a hearing by the applicant would allow you to withdraw your representation or that the committee could add to the licence (if granted) that would remedy your concern. You may also use this box to enter details of any other matters not commented on elsewhere relating to your representation that you would like the committee to take into account.

(Please continue on a separate sheet if necessary)

Signature: how de love

Capacity: DIRECTOR OF CHERSUA SQUARE MANAGURENT LT)

Date: 9/10/2010

| Chemistry | | |
|-----------|----------------|-------------------------------|
| | Page 97 of 123 | Last updated 04 November 2010 |

LICENSING ACT 2003 - REPRESENTATION FORM (INTERESTED PARTY)

Part 2 continued

Please provide full details of your concerns regarding the application:

I write on behalf of the Directors of Chelsea Square Management Ltd (the residential management company for the 84 flats and houses of the Chelsea Square development).

We have serious concerns about reopening a nightclub in a residential area.

When the earlier clubs (Gas and Chemistry) were open, we experienced very significant problems of noise and disorder in the early hours of the morning - as the club closed and its customers dispersed. This was a particular problem for those blocks of flats adjacent to Clarence Street – the main thoroughfare from the premises towards the town centre. There is always a certain amount of night-time activity in that area but it was much greater when the club was open and diminished very significantly once the club was closed.

Late-night clubs have a place in the social and business life of the town, but not so close to so many residential properties.

Maggie Powell

Director: Chelsea Square Management Ltd

| Chemistry | | |
|-----------|----------------|-------------------------------|
| | Page 98 of 123 | Last updated 04 November 2010 |

Tel. no: 01242 244844 email: rflit@blueyonder.co.uk

No. 3, Saint James' Square,

Cheltenham.

Glos., GL50 3PR,

4th October 2010.

LICENSING ACT 2003.

Applicant: Headline Entertainments Limited.

Premises: Chemistry, Gibson House, Saint James' Square,
Cheltenham. Gloucestershire. GL50 3QG.

As residents, living on Saint James' Square, in the vicinity of the premises, we firmly object to this application on the grounds of the prevention of crime and disorder, public nuisance, noise and disturbance.

Our concerns and objections include:

- 1. The validity of the Public Notices, which as to that on the premises is undated and unattributed as to the Registered Office of the Applicant and the name and address of its solicitors or representatives. That in the recent Notice in the Gloucestershire Echo is attributed to "Maitland Walker."
- 2. A preliminary survey of the current number of nightclubs in the centre of Cheltenham shows there are already some 12 nightclubs available with premises in Saint George's Road, Imperial Lane, Imperial Square, The Promenade and the High Street.

 Within that same area, catering for a different but perhaps complementary need, are many more public houses and bars.
- 3. Since the predecessor club closed, two blocks of residential flats have been built nearby, one of these being literally across the road from the premises.

 Also, there are now two Children's nursery playgroup premises, very close by, which would be affected by the risk of obstruction and the danger of delivery lorries, noise and nuisance.
- 4. Recent legislation requires a No Smoking requirement in the premises. A significant number of the potential clubbers will be smokers. This will mean that provision will need to be made for the smokers amongst them outside the premises, until 2am and later, when the Club is open, and the application is for six nights a week. Inevitably this will be a cause of serious noise and nuisance to nearby residents.
- 5. Previous experience has shown and, indeed this was mentioned at the predecessor club's meetings with residents, that one of the aspects of the noise nuisance is not so much the "tune" but rather the heavy beat of the music, which carries some distance late at night.
- 6. Particularly concerning sound and the disturbance of nearby residents, the predecessor club admitted there was a serious noise disturbance on at least a weekly basis, as known to Cheltenham Borough Council, by the delivery of glass bottles and, much more so, by their collection at 7am on a weekday, the noise being similar to an avalanche of glass from the skip to the collection lorry.

| Chemistry | | |
|-----------|----------------|-------------------------------|
| | Page 99 of 123 | Last updated 04 November 2010 |

Also, the serious risk of obstruction of accessibility to traffic to nearby residents by the lorries, noting the side access road leads to Saint Gregory's Primary School, just beyond the nearer recently built block of residential flats.

7. As residents living on the South side of Saint James' Square, we would experience the arrival and, even more so, the departure of late night clubbers.

Previously, on occasions, we had recourse to telephoning the police because of the disturbance by noise and conduct of the departing clubbers, through Saint James' Square onto Royal Well, and onward.

This side of the Square is "around the corner" and out of sight (and sound) of the club security stewards and club cctv. This means that clubbers would be able to shout, disturb, urinate and be sick beyond the club's surveillance, sometimes in residents' gardens. The council's cctv on the roundabout was rarely pointed in this direction at that time, despite request.

Even without the proposed club, there are regular disturbances late at night/early morning. Should the application succeed, then undoubtedly, the noise, disturbance and disorder level would increase.

- 8. It is anticipated that there would be various promotions including cheap drink promotions, particularly perhaps for student members.
- 9. Previously, there were incidents of disorder from time to time when the police were called to the premises for alcohol related offences, including violence and disorder. This would remain a strong possibility.
- 10. The potential threat to noise, crime and disorder is reflected in the concern of our local Ward councillor, Cllr Barbara Driver, who is making representations to you, which we endorse, on behalf of many other affected residents.

A number of the local residents are elderly &/or retired and, perhaps, are not able to write or too modest to complain.

11. At this time, we are not aware of the record of the applicant company in managing licensed club premises, which were able to hold 800 people.

It is essential to know what steps the applicants intend on to check the age of drinkers and the other requirements of recent legislation.

In the event that the Licence should be granted then, we ask, that stringent conditions are imposed &/or embedded, which are enforceable, to promote the licensing objectives, of prevention of nuisance, by protecting the amenity of residents living in the vicinity.

We wish to be notified of the date of the hearing and an opportunity of making our representations in person, if needbe.

Rev. J.R. and Mrs F.M.Littlewood

J. Z. himman F. T. Littlewood

The Licensing Committee, Cheltenham Borough Council, Municipal Offices, The Promenade, CHELTENHAM. Glos GL50 1PP

| Chemistry | | |
|-----------|-----------------|-------------------------------|
| | Page 100 of 123 | Last updated 04 November 2010 |

CATHOLIC PARISH OF ST GREGORY THE GREAT WITH ST THOMAS MORE CHURCH, CHELTENHAM

Parish Office, 10 St James Square, Cheltenham, GL50 3PR Telephone 01242 523737 Fax 01242 518194 gregchurch.cheltenham@cliftondiocese.com



5th October 2010

Mr Louis Krog Cheltenham Borough Council Municipal Offices The Promenade CHELTENHAM GL50 1PP

Dear Mr Krog

LICENSING ACT 2003

Applicant: Headline Entertainments Limited

Premises: Chemistry, Gibson House, St James' Square, Cheltenham GL50 3QG

As the parish priest of St Gregory's, resident in The Presbytery, 10 St James' Square, almost opposite the Premises, I object to this application on the grounds of public nuisance, noise and disturbance.

Public Protection

-7 OCT 2010

My concern is expressed on behalf of the wild phase Boroughicouncil uses St Gregory's Church (immediately opposite the Proposite of the phase phase proposite of the phase phase phase proposite uses St Gregory's Church (immediately opposite the Proposite of the phase phase phase phase phase up to the phase phase

Neither of us was living in Cheltenham agent the Premises open previously for similar purposes as now contemplated; but happender essors have been quick to draw to our attention the continual difficulties they encountered through noise, essertially the continuous heavy beat from the music across the road.

On occasions, people using the Premises were found to have urinated against the walls of St Gregory's Church. Debris from the clubbers was also found in the church garden. These are factors which of course affect and concern all parishioners.

No club has been operating in St James' Square since the introduction of the law restricting smoking within public premises. If the application succeeds, then a significant number of the clubbers, being smokers, will no doubt congregate outside the Premises during opening hours. This will particularly be a cause of noise and nuisance to nearby residents.

Clifton Catholic Diocesan Trustees Registered Charity No.: 233977 - Registered Office: St Ambrose, North Road, Leigh Woods, Bristol BS8 3PW

| Chemistry | | |
|-----------|-----------------|-------------------------------|
| | Page 101 of 123 | Last updated 04 November 2010 |

Appendix B

2

Since the last club closed, two blocks of residential flats have been built nearby, one of them very close to the Premises. Further, there are now two Children's nursery playgroups operating from premises close by, which would most likely be affected by the presence on a regular basis of delivery lorries.

It is not as if there is any shortage of nightclubs within the centre of Cheltenham. I understand that about a dozen alternatives are currently available.

In the event that the Licence is granted, I ask that stringent conditions are imposed.

Please be kind enough to notify me of the date of the hearing and whether there will be an opportunity of making representations in person.

Yours sincerely

Canon Bosco MacDonald VF

B. MacDoneld.

Parish Priest & Resisdent

| Chemistry | | |
|-----------|-----------------|-------------------------------|
| | Page 102 of 123 | Last updated 04 November 2010 |

Apartment 2 St James North 1 St James Square Cheltenham GL50 3PY

The Licensing Department
Attention Mr L Krog
Cheltenham Borough Council

Cheltenham Borough Council Municipal Office

The Promenade Cheltenham GL50 9SA

3 October 2010

| Cheltenhar ≅ublic Prot | | Council | |
|---------------------------|-------|--------------|--|
| PASSED TO |) | | |
| rec'd | -7 00 | CT 2010 | |
| Date of Response | | Type ofponse | |
| initials of Responder | | File Ref. | |

Dear Sir,

OBJECTION TO THE LICENSING APPLICATION FOR THE CHEMISTRY
CLUB - ST JAMES AUGUSTA CHELTENHAM

District To Council

Under the terrise Barough Council's Licens ng Policy Statement I wish to make a strong defection to the licensing of the premises known as the Chemistry Night Club St James Goldbe Cheltent am. I make this objection as an Interested Patry being a resident living within the close vicinity of the Night Club.

| Patry being a resident living within the close vicinity of the Night Response | Response | Initials of | File

I have not be Responder any notification of the proposed licensing application from the Council apart from a letter sent by my ward councillor. I therefore have to base my response on the information provided in her letter.

Cheltenham Borough Council granted planning permission for the apartments known as North 1 St James Square (which were completed in 2006). As well as this new apartment block there were already several other existing residential properties in the Square and so in granting permission the Council obviously acknowledged that they were turning St James Square into a fairly major residential area.

In addition, within close proximity to the proposed night club there are two nursery schools and one primary school. Also, across the road from the premises there is one very active church with another church on the corner of the Square.

Under the Borough Council's Licensing Objectives there are, inter alia, two very relevant statements: one concerning the issue of public nuisance, the other referring to the protection of children from harm.

| Chemistry | | |
|-----------|-----------------|-------------------------------|
| | Page 103 of 123 | Last updated 04 November 2010 |

There are numerous points regarding the public nuisance issue, and the Policy Statement quotes that the Council takes regard to considerations affecting the residential population and the amenity of the area in particular noise and the capacity of the infrastructure to cope with the influx of people especially at night. I do not believe that there are any measures that would mitigate the noise issue particularly as the application quotes amplified music and both inside and outside sales of alcohol. The building its self is not of modern design which would make effective sound proofing almost impossible and the fire exit (which necessitate certain types of doors) opens directly onto the Square. People going to and leaving the premises would obviously create an unacceptable noise level late at night.

In addition, under the smoke free public places legislation of July 2007 the likely location for the open area for smoking would be into St James Square which would exacerbate the noise issue.

There is a public car park in the vicinity, however, in common with those using the church on Sundays, I firmly believe that because of the lack of any traffic policing, the roads in the Square (although double yellow lined) would be used for parking. Again this would increase the noise issue, especially at closing time in the early hours of the morning.

I understand that the application is for the premises to be open between 10am and 2:30 am the next day, six days a week. With many young children using St James Square to gain access to and egress from the schools any increase in traffic would cause an increase in risk. In addition the requirement for an open area for smoking would also increase the risk to the children, as well as setting an extremely bad example.

St James Square is the wrong place to have a night club. The Council have, through its planning regime, turned the Square into a combined office, school and residential location. It is not an inner city site where few people would be troubled by the proposal but a relatively quiet backwater where many residents would have their lives ruined by the opening of a night club on their door step.

I would like my representative (Mr S Brown) to speak on my behalf at the hearing.

Yours faithfully

C Brown

| Chemistry | | |
|-----------|-----------------|-------------------------------|
| | Page 104 of 123 | Last updated 04 November 2010 |

Page 1 of 3

Krog, Louis

From:

Elizabeth Wooles [e.wooles@yahoo.co.uk]

Sent:

13 October 2010 17:43

Cc:

Councillor Barbara Driver

Subject: Application of Club on St James Square.

Barbara

Thank you for the notification of the plans to re-open the premises that was 'chemistry' as a late night venue. I strongly appose these plans and would very much like to attend the hearing. As you say numbers definitely count!! Despite having emphatic views on this matter I don't believe I would be the most eloquent when airing my view so would be very grateful if you would represent me.

My main areas of concern or points that I believe should be raised are the following:

The nature of the business.

How many 'entertainment' venues offering loud music, late night opening hours, and cheap alcohol does Cheltenham need? Bearing in mind that Chemistry was a failing club for most of the time it was trading as was 'Embassy' and 'Gas' before it. attracting the dross of society and all the antisocial behaviour that goes with it.

Other social venues which offer late night licencing till 2.30am or after are:

- 1. Subtone
- 2. Red
- 3. Club Thirteen
- 4. The Night-owl
- 5. Dakota
- 6. The Place
- 7. Boogie Lounge
- 8. The Prom Vaults
- 9. MooMoo
- 10. Fever

The make up of the locality

As we are all aware Cheltenham has changed significantly within the last 10years to accommodate the 'University' lifestyle to Cheltenham's detriment.

As a community we now spend incredible amounts tax payers money on the following:

- 1. Additional policing
- 2. Increased hospital admissions
- 3. Cleaning the streets of:
 - o chewing gum,
 - o urine,
 - o vomit,
 - o dis-guarded food
 - o general litter.

A substantial amount of this can be directly linked to late night revellers and not the general daytime activities. In the centre of town where there is heavy foot fall and more suitable road/flooring it is possibly appropriate steam clean the pavements, this is not the case on St James Square. Our 'throw away' society needs to be tamed not encouraged.

I and my neighbours take great pride in the town I live in therefore take umbrage in having to accept that littering and lack of consideration to people's property, privacy and general peace of mind has become 'the norm' in today's society. Better attention needs to be paid the the current solutions rather than adding to them with yet another unwanted late night venue.

15/10/2010

| Chemistry | | |
|-----------|-----------------|-------------------------------|
| | Page 105 of 123 | Last updated 04 November 2010 |

In addition to these factors the locality has many areas that would be ideal for unsavoury characters to loiter and/or prey on vunerable people worst case scenario would be sex acts (consenting and otherwise), physical attacks and intimidation. All of which if you bear witness to can be distressing and unnessecarily alarming.

St James House Car Park,

St James House shrubbery at the main entrance,

St Gregory's school car park,

The Alleyway linking St James Street North to Knapp Road.

The Alleyway linking Knapp Road to.

St Gregory's church frontage.

The Alleyway linking Clarence Street to Synagogue Lane

New Generation

When St James House sold off part of their car park to the developers and St James Street North was constructed in 2005/2006 the club had lain dormant for a few years and showed no sign of being reinstated as a late night social venue. If this was not the case I cannot believe that planning permission would have been granted for a residential building (containing 22 apartments). Or that any of the residents would willingly have made such a costly investment without investigating the possibility of OR in the knowledge that the venue would be re-instated. St James Street North was built on a private road (which already struggles with unauthorised use of our private parking bays) and balcony's overlooking the fire exit to the venue in question and St Gregory's church entrance. These apartments are highly sought after and have come at a cost reflecting the location and quality of the surrounding areas.

The construction of St James Street North (No.1 St James Square) means that most of the residents have no choice but to keep their windows and patio doors open to circulate air through the property, as there are no other ventilation alternatives in place making noise pollution a constant concern.

Antisocial noise levels

All rubbish collections occur in the morning around 7am of which we have three a week in St James Street North due to the mixture of business/residential and educational buildings that have alloted collections on different days. The bus service offers a 30minute timetable which creates further disturbance throughout the day.

Summary

To put a finer point on it I do not wish to side step streams of urine, disguarded condoms/food wrapping/halfeated kebabs or pile of vomit on my way to work everyday having follwed a disturbed night sleep and being woken by the rubbish carts less than 5hours later.

I hope this echos the sentiments of neighbouring residence and businesses and will therefore make some difference in the application.

Kind Regards

Elizabeth Wooles

e.wooles@yahoo.co.uk

07870620514 (Voice-mail available)

Apt 8, St James Street North 1

15/10/2010

| Chemistry | | |
|-----------|-----------------|-------------------------------|
| | Page 106 of 123 | Last updated 04 November 2010 |

Page 1 of 1

Krog, Louis

From: Julie

Julie Ray [logos@imagesplus.plus.com]

Sent:

12 October 2010 15:53 Councillor Barbara Driver

To:

Subject: Chemistry Night Club application

To Cllr. Barbara Driver

So glad you are on the bandwagon. I have filled out a form from Images Plus our shop at 60 Clarence St. and my landlord is dropping it off at the Council Offices in good time.

I will definitely like to attend the hearing and would appreciate your taking up the baton and speaking for me. As a business so very close to the proposed club I fear for window damage, theft and urination in the doorway. I have heard many horrow stories of the chaos that used to occur when the club was open previously - and my business insurance is higher to reflect these problems. so whatever you can do to STOP this application would be appreciated.

Kind regards

Julie Ray Imagesplus 60 Clarence Street 01242 570766

15/10/2010

| Chemistry | | |
|-----------|-----------------|-------------------------------|
| | Page 107 of 123 | Last updated 04 November 2010 |



Part 2

LICENSING ACT 2003 -REPRESENTATION FORM (INTERESTED PARTY)

On completion this form and any additional sheets or other accompanying documentation should be returned to; The Licensing Team, Public Protection Division, Cheltenham Borough Council, PO Box 12, Municipal Offices, Promenade, Cheltenham, Glos. GL50 1PP. e mail: licensing@cheltenham.gov.uk

Please indicate in which capacity you are making this representation by ticking a box below;

- · A person living in the vicinity of the premises
- · A body representing a person in the vicinity of the premises
- A person involved in a business in the vicinity of the premises
- A body representing a business in the vicinity of the premises



Contact details (of person completing form)

| Name: | YU ZHANG |
|--|--|
| Name of the organisation/body/person you represent. (If appropriate) | GOLDWOOD STRATEGIC SERVIES LIM T/A CHELSEA-SAA LADIES LANGE CLY |
| Your full Postal Address or that of the organisation or body you represent | 58 CLARENCE ST. (59-58 CLAN OVER ST) |
| Post Code | GLSO BLE |
| Daytime contact telephone number | 01242 690970 |
| Email address - If you would prefer to (optional). | o correspond via email, please enter your email address. |

Details of person/body making representation (if different from above)

| person/organisation/body. (as appropriate) | |
|--|--|
| Full Postal Address of the person/organisation or body making representation | |
| Post Code | |
| Daytime contact telephone number | |

| Chemistry | | |
|-----------|-----------------|-------------------------------|
| | Page 108 of 123 | Last updated 04 November 2010 |

Part 2 Continued

Premises/Club Details

| Name of premises/club you are making representation about: | GAS/CHEMISTRY NIGHTCLUB | |
|--|--|--|
| Name of Applicant for Licence (if known) | HEADLINE ENTERNATIONENT, LAD. | |
| Postal Address: | GIBSON HOUSE, ST. JAMES SAUARE, CHELTENKAM | |
| Post Code: | ELSO 3QE | |

What are you making a representation about?

| Please in represen | dicate which part of the licence/certificate application you are making a tation about |
|-----------------------|--|
| (eg crime, | disorder, noise, disturbance etc) |
| | THE PREVENTION OF EXCESSIVE, NOTSE, |
| | DIIORDER (DRUNKENCII), LATENILITI |
| | SEXUAL ACTIVITY IN PUBLIC, CRIMINA |
| | |
| | DAMAGE, THEFT, TRESPASS + ASSAULT & OTHER |
| | BOUNDIOUR DURING THE PRINOP 11-00PM TO 3-00A |
| | BOTTHO LOUR DURING THE PRILOD 11-00PM TO 3-00A |

Which of the Licensing Objectives does your representation refer to?

(Note: Your representation <u>must</u> relate to one or more of the four Licensing objectives. Please indicate the objective(s) your representation relates to.)

| <u> </u> |
|--------------------|
| children from harm |
| f |

| Please indicate the distance (in metres) | |
|--|----------------------------|
| between your address and the premises | 76m (NEAREST PARS OF SITE) |
| subject of your representation: | |

2

| Chemistry | | |
|-----------|-----------------|-------------------------------|
| | Page 109 of 123 | Last updated 04 November 2010 |

PREVIOUS ACTIVITIES OBSERVED IN THE SPEET INCUPED CHILL SEXUAL ACTIVITY TO THE MAXIMUM CRIPUL, THERE ARE SEVERAL FAMILIES WITH YOUNG CHILDREN WITHIN A KOW MENCY FRON OUR Part 2 continued PRIMITE AND THESE WINDOWS OVERLOOK PHE DEBAUCITED NATURE OF THE NOISY LANG MAGT ACTIVITIES & SECTION THOSE ACTIVITIES NOCHED HARM What are your concerns? TITESE CITICO NON SIGNIFICANTEY. Please provide full details of your concerns regarding the application and include or enclose with the form any evidence you may have in support of it. (Please continue on a separate sheet if necessary) WHILE THE PREVIOUS OPERATOR OF THE PREMITES WERE UTICISING IT AS A NIGHT CIUB PREMITES THE CUTE WEST OF CLARENCE ST (WIREST NE ARE LOCATED) WAS. A NOISY DRUNEN, DEBAUCHER AREA OF VIOLENCE AND CRIMINAL DANALE + THEAT UPON AND ALONSIDE OUR CAND AND PRANISES. BETWEEN THE HOURS OF 1-30 pm to IT WAS PARSTOURE HAZARDOUS + UNPERSONT TO BE EVEN IN THE VICINITY OF OUR OWN PREMITES. ON A TYPICAL WELTER ONE COUR EXPET STUDIATE MALE & A
FIN FRANCE UPINATENS AS OF AROND OUR BOUNDARY
FONCES AND AT LIGHT TWO OR TOPPLE TRESPORTS CIVILITY
OVAL OUR FONCE, USUALLY INVOLVIE ATTENDED THE IS
OF GARDEN FUNITURE. LOUD SHOUTTIE, VIOLUCE AND DRINGEN
SINGSULTS UNTIL 2-30 AM MERE ASO THE NORM.

Please use the box below to suggest any suitable conditions that if agreed in advance of a hearing by the applicant would allow you to withdraw your representation or that the committee could add to the licence (if granted) that would remedy your concern. You may also use this box to enter details of any other matters not commented on elsewhere relating to your representation that you would like the committee to take into account.

(Please continue on a separate sheet if necessary)

J. MUSIC + ACOIFOL SCRUING CERTING AS 11-00pm

2. PREDOMINANTEY DESIMULANT ACTIVITY WITH A LOW
LIMIT ON THE NUMBER OF PENSONS ABLE TO
ATTERN D FOR THE PURPOSE OF DANCING (SAY 100).

NOTE: THE PROVISION OF SIX OR SEVEN STRUBBS
IN THE STREET FOR THE LAKE NIGHTS PARS
OF THE PREMISES YSE DID NOT PREVANT THE
LASE NIGHT NOISE AND DITTURBANCES SOTHAT
CONDITION NOUND BE INSURFICIENT TO ABATE

| Signature: | |
|---------------------------------------|----------|
| oignature, | 11-20- |
| | Hora J |
| · | |
| · · · · · · · · · · · · · · · · · · · | A |

Date: 13⁷⁷ 0 c y 2010

Capacity:

3

OR PRIVAT MUIDICE.

| Chemistry | | |
|-----------|-----------------|-------------------------------|
| | Page 110 of 123 | Last updated 04 November 2010 |

| CHELTENHAM BOROUGH COUNCIL | Part 2 |
|---|--|
| LICENSING ACT 2003 - PE | Cheltenham ATION CONTROL (INTERESTED PARTY) SSED TO |
| on completion this form and investigation should be returned to; The Licer Council, PO Box 12, Municip Date mail: licensing@cheltenha | readilitional sheets or other accompanying documentation insing Teath, Popic Arratection Division, Cheltenham Borough figes, Promenade, Cheltenham, Clos. GL50 1PP. Dollso Response |
| A person living in the vicinity | whate making his representation by ticking a box below; of the premiser, |
| • • • | on in the vicinity of the premises |
| • | ness in the vicinity of the premises |
| A body representing a busir | less in the vicinity of the premises |
| Contact details (of person | completing form) |
| Name: | TEVEN WASTER |
| Name of the organisation/body/person you represent. (If appropriate) | |
| Your full Postal Address or that | 14 CLARMU WAVE CAROSSA SP.) |
| of the organisation or body you represent | C1150 3RG |
| Post Code | |
| Daytime contact telephone number | 511424 |
| Email address - If you would prefer (optional). | to correspond via email, please enter your email address. |
| | aking representation (if different from above) |
| Name of the person/organisation/body. (as appropriate) | |
| Full Postal Address of the person/organisation or body making representation | |
| Post Code | |
| Daytime contact telephone number | |
| Email address - If they would prefer (optional). | to correspond via email, please enter their email address. |
| | |

| Chemistry | | |
|-----------|-----------------|-------------------------------|
| | Page 111 of 123 | Last updated 04 November 2010 |

Part 2 Continued

Premises/Club Details

| Name of premises/club you are making representation about: | PRUVISES KNOWN AS CHOUSTRY NIGHT CLIB | ST. JAVUŠ |
|--|---------------------------------------|-----------|
| Name of Applicant for Licence (if known) | HEADUNG ENTERTAINFILLITS GD. | SOUNDE |
| | CHURTRY | |
| Postal Address: | GiBsen Houst | |
| | 35 JANG SIDWAR | |
| Post Code: | GL50 389. | |

What are you making a representation about?

| ease indicate which part of the licence/certificate application you are making a presentation about |
|---|
| g crime, disorder, noise, disturbance etc) |
| Anti. Solue belowell |
| Norse. |
| under - coge trinking. |
| Nuisence. |

Which of the Licensing Objectives does your representation refer to?

(Note: Your representation <u>must</u> relate to one or more of the four Licensing objectives. Please indicate the objective(s) your representation relates to.)

| Licensing Objective | Please tick ✓ for Yes | Licensing Objective | Please tick ✓ for Yes |
|---|--------------------------|---|--------------------------|
| The prevention of crime and disorder | ✓ | Public safety | V |
| The prevention of Public nuisance | √ | The protection of children from harm | V |
| Information on the Licensing Act 20 and Sport and on their websi | | s objectives is available from the Department of i ire.gov.uk. | Media, Culture |

| Please indicate the distance (in metres) between your address and the premises subject of your representation: | ~ |
|--|---|
|--|---|

2

| Chemistry | | |
|-----------|-----------------|-------------------------------|
| | Page 112 of 123 | Last updated 04 November 2010 |

Part 2 continued

What are your concerns?

Please provide full details of your concerns regarding the application and include or enclose with the form any evidence you may have in support of it.

(Please continue on a separate sheet if necessary)

When ains alub was open previously and was together.
Nousance & together, wasse problems, a.s.b & problems
associates who under one trinking

Please use the box below to suggest any suitable conditions that if agreed in advance of a hearing by the applicant would allow you to withdraw your representation or that the committee could add to the licence (if granted) that would remedy your concern. You may also use this box to enter details of any other matters not commented on elsewhere relating to your representation that you would like the committee to take into account.

(Please continue on a separate sheet if necessary)

3

Carly limit on closery hours. Prapar Herogermon of Flemses.

| Signature: | Jun 818 182 | <u> </u> |
|------------|-------------|----------|
| Capacity: | DESDONT. | |

| Date: | l ICi | ow | 2010 | |
|-------|-------|----|------|--|

| Chemistry | | |
|-----------|-----------------|-------------------------------|
| | Page 113 of 123 | Last updated 04 November 2010 |

Mrs Rita Peters Flat 22 Somerset House Knapp Road CHELTENHAM GL50 3QQ

6,10,2010

Mr Louise Krog. CBC Munipal Offices The Promenade Cheltenham

Dear My Krog
Licensing application. - Chemistry Night Club, Sv James Sq.

I wish to object in the strongest terms to the above
application. Having lived in Someout Honer since 1988, I
can vividly recall the noise and anti-social behaviour
that accompanied the opining hours of "Chemistry"; shorting,
can doors transping in the early hours, drunks fighting and
wrinating down the side alleys, all making residents'
lives a misery. This time round, with alcohol heing sold
outside, in can only ser worse.
I uge the Connict to take account of the Views of
elderly residents in the immediate area.

Your sincerely
Rita Retus (Mvs)

Chemistry Page 114 of 123 Last updated 04 November 2010

8 St James Ct. Knapp Rd EHET, EN HAM GL50 328

Dear Mr Verog.

12-10'10

2 write to object to a treme.

Aring sewerched to "HEADLING ENTERTAIN MENT ATO"

57. JAMES SQ.

Living in Knapp Road I depred notes of love, and loved voices when the club closed, this down hour of the morning! This is a residential area, and not suitable for late night revilling, also many electry people him max. It is said they only want to remove the hierare. There has therefore on the read of the heilding!!

I would like conneiller Boxfore Dive to spead on my heloff at the

your faithputhy Rosemany Holzate.

| Chemistry | | |
|-----------|-----------------|-------------------------------|
| | Page 115 of 123 | Last updated 04 November 2010 |

| wowe fittelly where | place and if the many period is the | complection so I might have to seek up sur more I would not have moved two if I know the might happen & DO was to the pleasing Dogst Chalt soull but your happen I haight my flat and | a yet shouting ween sing to we for a guilt his he friends | problems for the police where Dies the stop colores of Dieby been been collected like your sent in the morning of helieue till 644). |
|---|--|--|---|--|
| super right del a we to the Destruped as a guide Desimble were for the elect of the close city on the less also a distribution to his runs by | in were in to superior them so 30-100 AM. & Moved love 12 & sieges the gays making my in Mariens so Blasse st. S. w. b a quete life in Somened | grams that the cover includes men over to affective on the several of the separation to grant so well as a several of the contriber of the several of the contribution of the several of the se | 52 KRog, Hope Re | BOCT 2010 FLT 4 SOLER SCT 14 BOCT 2010 File File |

| Chemistry | | |
|-----------|-----------------|-------------------------------|
| | Page 116 of 123 | Last updated 04 November 2010 |

3, St. James bowit, Sin app Rd., Cheltenhom. G150 399

My wife and I strongly object to the re-opening of the Elemistry Night Club.

Previous Experience of very distorbed nights and empty alchohol containers Strewn about Everywhere. We would have thought that Cheltenham was the last place to require another Night Colub, especially in a very residential area with quite a few blocks of flats. We hope the Council will not agree to this proposal.

Nangaret trobert Ellistt

| Chemistry | | |
|-----------|-----------------|-------------------------------|
| | Page 117 of 123 | Last updated 04 November 2010 |

| m | r. Krog | , Chet | tenham B | orough | h Cou | ncel | | |
|---------------------|----------------------------|--------------------|---------------------|--------|-------|---------|---------|----------|
| -11 | Lumacin | ali OX | 1ces () | Storp | am. | | | |
| ſ | Cheltenham Public Prote | Borough C ction | buncii | | | | | |
| u | basareto | | | pr | 3.17. | Stevens | H571 | |
| THE PERSON NAMED IN | REC'D | 1400 | T 2010 | FLA | t 10 | Somors | et Hou | |
| | Date of, Response | | Type of Response | - 2 | app | Rd, Ch | elterha | M |
| i | Initials of Responder | | File Ref. | 7 | ىي | 300 | | |

Dear Mr. Krog,

My residence is Somerset House only 25 yards from the Chamistry Night Club. After experiencing the affect the Club had on the neighbourhood I strongly object to have it opened again.

Reason for my protest is: Two men took it in turn to quand our property from 10,00 pm - 2.30 or later, employed by the Club owner because otherwise they would come into our gardens making a mean and stoying for hours making all sorts of noises.

Every morning there would be broken bottless, sickness, food and litter strumer on the pairments. It was intolerable.

All the things the owners want to do now, would make it much worse - activities all day.

970

| Chemistry | | |
|-----------|-----------------|-------------------------------|
| | Page 118 of 123 | Last updated 04 November 2010 |

Another reason I think would be unswitable is for drinking outside, there wint any room for tables and chairs and children from St. Gregories have to pass there on their way home from the school which will be very dangerous for them.

I could go on but will leave the rest of complaints for our representative at the arounged meeting.

I have also signed a petition from Somerset House together with all its accupants.

I do emplore you not to agree to opening the Club, Somersek House is for retired people, anyone 60 plus would not suich to live there if a Club opened again.

your very sincerely,

CD. Glevenson.

| Chemistry | | |
|-----------|-----------------|-------------------------------|
| | Page 119 of 123 | Last updated 04 November 2010 |



5 St James Square Cheltenham GL50 3PR

Telephone - 01242 228709

Mobile - 07594 354713

27th September 2010

Dear Sir

| rent Line | Services | |
|-----------|--------------|--|
| SSED TO |) | |
| TEC'D | 2 8 SEP 2010 | |
| | Response | |
| . 1 | File | |

<u>Applicant – Headline Entertainments Ltd</u> <u>Premises: Chemistry, St James Square, Cheltenham, GL50 3QG</u>

With regard to the application by the above company to use these premises for Nightclub activities, I have the following observations to make.

These premises were previously used as a Nightclub under the name *Chemistry* up until around 4 years ago, and before that the club was known as *Gas*. In recent years the property has remained empty.

During the entire period the club was in operation, my neighbours and I were affected by noise and anti-social behaviour several times a week, when the club goers emerged at 2 am and walked through the square, past our houses, towards the takeaway food premises in Royal Well, on their way home. The noise of shouting and arguing, and occasional fighting, caused us loss of sleep, and there were occasions of vandalism of parked cars and to front gardens. Since the club has remained closed, all of these problems have gone away.

We are now faced with the unwelcome prospect of more disruption and lost sleep, not to mention the possibility of bad behaviour, every night of the week except for Sundays, between the hours of 1 and 2 am, as the drunken revellers go home. In the past both *Gas* and *Chemistry* epitomised all that is wrong with the drink culture and binge drinking in this country. The club ran Student Nights in the early part of the week, when young people from the University were encouraged by the availability of cheap drink, to consume more than was good for them. The nights of Fridays and Saturdays were as bad, as this club, in common with all others, provided special drinks promotions to encourage excess consumption and binge drinking.

Chemistry is in the middle of a residential area, with houses and new flats all around, and to protect the peace and quiet that people are enjoying at present, the application should be refused. I wish to attend when the Licensing Committee meets, in order to explain just how bad the problems from these premises have been in the past. On a earlier occasion I attended Gloucester Crown Court to give evidence, when a previous proprietor of *Chemistry* appealed against an earlier refusal to renew the licence.

Yours faithfully

George Green

C Coreen

The Licensing Department Cheltenham Borough Council Municipal Offices Promenade Cheltenham, GL50 1PP

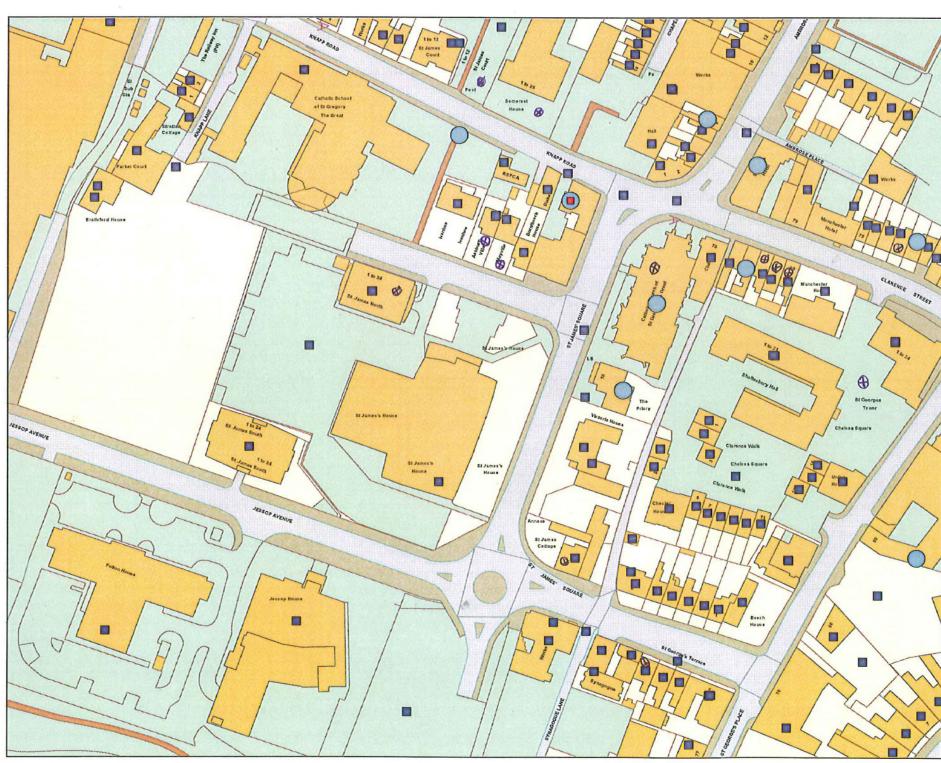
| Cheltenham Public Prote | | Councu | |
|----------------------------|--------------|---------------------|--|
| PASSED TO | | | |
| REC'D | 2 8 SEP 2010 | | |
| Date of Response | | Type of Response | |
| Initials of Responder | | File Ref. | |

| Chemistry | | |
|-----------|-----------------|-------------------------------|
| | Page 120 of 123 | Last updated 04 November 2010 |

Chemistry

St James Square





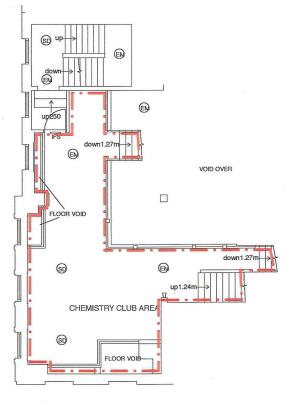
Reproduced from the Ordnance Survey map with the permission of the Controller of Her Majesty's Stationery Office © Crown Copyright 2000. Unauthorised reproduction infringes Crown Copyright and may lead to prosecution or civil proceedings.

Produced using Caps Solutions Ltd Uni-form Spatial - http://www.caps-solutions.co.uk

| | Legend | 的 自由的 |
|--------|--------|--------------|
| | | |
| | | |
| | | |
| | | |
| | | |
| | | |
| | | |
| | | |
| | | 2 |
| | | |
| | | |
| | | |
| | | |
| | | |
| | | |
| | | |
| | | |
| | . 6 | * |
| | | |
| | | * |
| Scale: | 1:1778 | |

| Organisation | Cheltenham Borough Council | |
|--------------|----------------------------|--|
| Department | Licensing | |
| Comments | Licensing Sub-Committee | |
| Date | 22 October 2010 | |
| SLA Number | 100024384 2009 | |

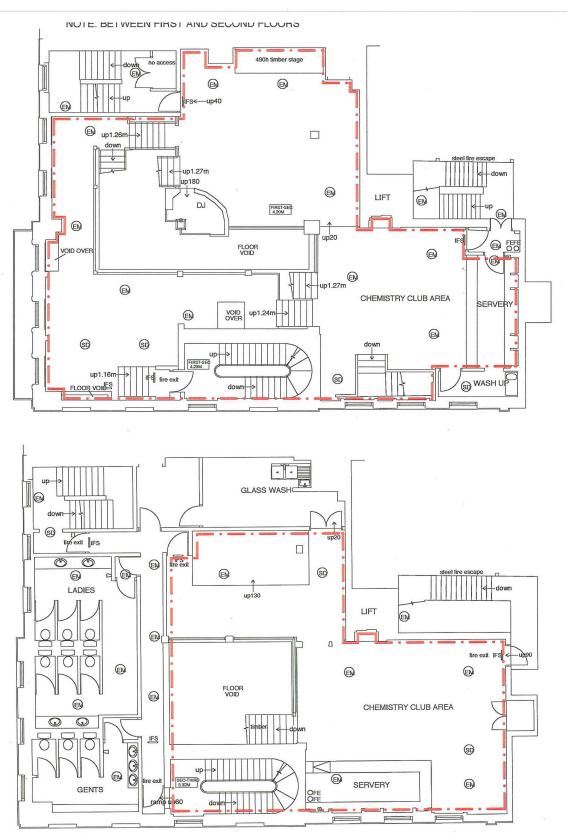
Appendix D



B ACT TA BUBBE



THIRD FLOOR PLAN SCALE 1:100 @ A1



SECOND FLOOR PLAN

