



THE
LICENSING GUYS
KEEPING YOU LEGAL AND TRADING



17th January 2024

Dear Representor,

Re Premises Licence Application for Gather, SY8 Studio, LUDLOW

We are Licensing Consultants who have been engaged by the applicant in this matter.

We write to thank you for contribution regarding the application process through your submission of a Representation in accordance with the Licensing Act 2003. This application will go to a Hearing before the Licensing Sub Committee at the Shirehall in SHREWSBURY at 10:00hrs on Monday 5th February 2024 where the issues raised will be discussed fully and then the matter will be decided.

We also write to inform you that, since the application was initially filed, liaison has been conducted between the applicant and the Responsible Authorities for Licensing in the County. As part of that process, the applicant has accepted the advice and guidance of the Authorities and the application has been amended considerably to reflect that advice. Overleaf are the Conditions proposed by the Authorities, which have been accepted by the applicant and will now form part of any new Licence which might be granted.

As a result of these further conditions, none of the Responsible Authorities now object to the grant of this Premises Licence.

For complete clarity, we now list the additional Conditions which have been agreed, along with the identity of the Responsible Authority which requested them:

Environmental Protection Department:

Changes to Applied for Hours wherein Licensable Activities may be conducted:

Closing Time to be reduced from 23:30hrs to 22:30hrs.

Supply of Alcohol (ON-Sales) reduced from 12:00 - 23:00hrs to 12:00 - 21:00hrs

Supply of Alcohol (OFF-Sales) reduced from 12:00 - 23:00hrs to 12:00 - 17:30hrs

Additional Conditions:

- Customers will not be permitted to remove from the premises any drinks supplied by the premises (alcoholic or otherwise) in open containers or drinking vessels.
- Consumption of alcohol shall be confined to the area of the building that is licensed.
- Entry to members of the public after 18:00hrs shall be restricted to individuals with pre-booked tickets / places and entry to individuals who turn up without a prior booking will be refused.
- All windows and doors facing towards the hospital site (i.e. those windows and doors that face East) shall be kept closed except for immediate ingress and egress.
- No waste or refuse shall be placed into external waste bins after 20:00hrs.
- Heavy duty curtains to be drawn across all windows and glazed doors in any room where Films are being shown.
- Clear and legible notices will be prominently displayed by exits to remind customers to leave quietly and have regard to our neighbours.
- No events involving amplified sound shall take place until secondary glazing has been added to all windows and glazed doors in the licensed area that face towards the hospital site (i.e. face East).

NB: For clarification the use of small portable devices such as a radio, phone or laptop which may provide low level background sound for personal enjoyment as opposed to providing entertainment as part of an event would be permitted without the need to enhance the sound insulation characteristics of the glazing.

Police:

1. Colour digital CCTV, with a picture quality capable of being used for evidence will be installed to cover point(s) of sale, entrances / exits and any external areas used for licensable activities or where outside seating is provided. The CCTV will be always operational the premises is open to the public.
2. CCTV recordings will be retained for a minimum of 30 days and made available in a viewable format to any authorised authority on request. On request means at the time of the request, in a format which is viewable remotely and not dependent on the premises CCTV system.
3. When the premises is open to the public there will always be a member of staff on site who is trained in the operation of the CCTV system and is able to provide recordings in a viewable format to any authorised authority on request.

4. There will be signage in the premises, clearly visible to members of the public, which states that CCTV is in operation.
5. The Premises will have a zero tolerance to drugs policy. The Licence Holder shall display notices at the entrances to the premises advising attendees that the police will be informed if anyone is found in possession of controlled substances.
6. Drugs found will be placed in a suitable locked receptacle kept for that purpose. Means for securing and unlocking the receptacle will be held by the Premises Licence Holder or a nominated responsible person. A record shall be made of the date and time of the find, the person who made the find and the person who secured the found item(s). This record will be made available to any authorised authority on request.
7. The Premises Licence Holder shall make suitable arrangements with the police for the collection of any found items as soon as possible after they are found.
8. There will be a duty of care policy formulated towards persons who are refused admission or who are ejected from the premises.
9. Incidents of crime and / or disorder will be recorded and reported to police as soon as practicable. Copies of these records will be provided to any authorised authority on request. The record will contain full details of persons reporting and any victims along with times and circumstances of the incident.
10. A log shall be kept detailing all refused alcohol sales.
11. Vertical Drinking of alcohol shall not be permitted.

Trading Standards:

- A Challenge 25 Policy will be implemented with appropriate signage displayed at points of sale.
- A challenge log for Challenge 25 and refusals will be maintained and made available to any authorised authority on request. The challenge log can be kept either electronically or in a hard backed/bound book.
- Training on Challenge 25 procedures, proxy sales and individuals' responsibilities under the Licensing Act 2003 will be held for all persons involved in the supply of alcohol, prior to engaging in the serving of alcohol and within 14 days of them commencing this role.
- Refresher training on Challenge 25, proxy sales and their responsibilities under the licensing act 2003 to be provided no less than annually. Training records retained and available at the premises to any authorised authority on request.

Public Health

- Details of local taxi firms to be displayed to customers within the main retail area of the premises.

Overview:

There now exists a comprehensive raft of Licence Conditions, agreed with the Responsible Authorities, which will design out the issues which you fear and speculate might come were this Licence to be granted. We therefore respectfully request that you reconsider your Representation in the light of the above agreed amendments.

In essence, this application relates to a shared working space for local businesses. As an adjunct to that principal purpose, a Premises Licence is sought regarding:

- (a) a small events room where talks, slide shows and films might be delivered to small audiences of no more than 30 persons at a time. The applicant simply seeks to be able to provide alcoholic refreshment by way of ON Sales in modest quantities to the attendees at such community or business events, and
- (b) the applicant would like to be able to retail locally-sourced, ethically-produced and responsibly-packaged quality and artisan alcoholic products for consumption OFF the premises between 12 and 17:30hrs. No doubt the majority of these sales will be made online and will be for home delivery via courier.

Such a prospect has attracted much support in the area and indeed there are almost as many Representations received which support the venture as oppose it.

We must also take this opportunity to address you on several areas of misunderstanding that have been arrived at perhaps through misleading assumptions or misinformation being circulated widely, and especially through Facebook. In some circumstances these public postings might constitute online bullying and copies have therefore been retained for the information of the Authority.

The **Key Points of Misinformation** appear to be that:

- 50 persons will attend the premises to socialize and drink at any one time. In reality, the lawful capacity for numbers is set at 30 to each room, when furnished. Incidentally, only one room will be in operation at any given time.
- It has been claimed that the square footage of the premises is 250 square metres. It is actually 90 square metres.
- It is not acceptable to conduct licensable activities within 10 feet of acutely ill persons within the wards of the Hospital. In fact the nearest point to any Ward is 104 feet, and we have no intention of disturbing the peace of any service user of or to the Hospital.
- It is planned to hold parties at the premises. The applicant has no such plans as there is no regulated entertainment entailed in the application, and, the 'events' contemplated are artist's talks, small film screenings, book clubs and the like. Indeed, you will note that the applicant has accepted that no vertical drinking will be permitted on the premises.
- Lastly, car parking may be an issue. Although not a Licensing Objective, the applicant is keen to point out that designated parking bays form part of their

property, and in any event they will encourage attendees to walk, cycle or visit the premises for such cultural events using the local park and ride, taxis and public transport provision.

Conclusion:

In light of all the above further conditions and explanations as to the true nature of the application to be placed before the Licensing Sub Committee at the forthcoming Hearing, we respectfully invite you to take a view as to whether your initial concerns have been adequately addressed in this letter.

In the event that your concerns have been addressed, your fears have been allayed and your expectations have been met, we invite you to withdraw your Representation by contacting the Licensing officer in the case – Mr Ross O’NEIL – who can be emailed at [REDACTED]

NB: Of course, Mr O’NEIL is completely independent in this process and therefore his impartial advice can be sought with confidence in this or indeed any other matter surrounding this licensing application.

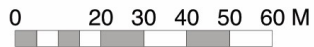
In the alternative, if there are any further issues which concern you and require further explanation or exploration, please contact us at [REDACTED] as we would be pleased to assist.

In the event that you still object to this modest application, whereby the provision of alcohol will be de minimis to the business model, then we look forward to seeing you at the forthcoming Hearing on 5th February where we will be pleased to discuss the substance of your objections fully before the Licensing Sub Committee.

With kind regards,

Nick SEMPER LLB Hons MloL Director

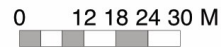
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SITE LOCATION PLAN

1:1250 @ A3



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PROPOSED BLOCK PLAN

1:500 @ A3

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Revision	Description	Date	Check	Rev



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Client :

Project :

MATERNITY WARD AT LUDLOW HOSPITAL

Drawing Title :

Location and Proposed Block Plan

Status	Date	Drawn By
PLANNING	MAY 2022	DH
Drawing No.	Revision	Scale
4170_P(0)01	-	As shown