

**From:** [Peter Muir](#)  
**To:** [REDACTED]  
**Cc:** [Sophie Butcher](#)  
**Subject:** RE: Variation application at the Napiers (TBK The Admiral), 72 Vale Road, Ash Vale [UNC]  
**Date:** 02 August 2019 10:51:29

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Dear Mr Landricombe,

Thank you for your email regarding the Admiral (Napiers). There are three aspects to your objection, as detailed below:

1. Removal of condition 18 – “The garden will be closed to the public from 23:00 hours”
2. Removal of condition 12 – “The Pub closes its doors for admission after 23:00 hours”
3. Addition of films to the licence

Point 1: The planning application determined earlier this year (see planning application 19/P/00042 – viewable on our website if you put in this reference <http://www2.guildford.gov.uk/publicaccess/>) put a planning condition preventing use of the garden after 10 pm. The guidance is clear that a licence should not duplicate other legal requirements, and the law is clear that they would need to comply with both the planning permission and the licence, so there is no need to have a condition on the licence that repeats the planning condition, or that is redundant as the planning condition is more restrictive. This is therefore not a relevant representation.

Point 2: I can confirm this is a relevant representation. I will put your concerns to the applicant, and see what their response is, and then update you accordingly.

Point 3: The application was amended and the consultation restarted as the request for films OUTDOORS was in error, and the request for films was meant to be INDOORS only. Given that the terminal hour for recorded music, also INDOORS is the same as the proposed times for films Monday to Saturday, and as your concern is primarily related to the outdoor aspect, this is not a relevant representation.

The licensing process is that following the receipt of a relevant representation, we have to hold a hearing where a sub-committee of three councillors will determine the application. If all parties agree a hearing is not required, then the councillors can determine the application without a hearing. As you are now a party to the hearing, you will be invited to attend the hearing and speak on point 2, hence copying in my colleague Sophie who will be arranging the hearing. If you and the applicant can agree a mutually acceptable solution before the hearing this is always appreciated by the sub-committee – for instance if the applicant was willing to keep the last admission condition your objection would be addressed.

I will be in touch once the applicant gets back to me.

Kind regards

**Peter Muir**  
**Licensing Officer**  
**Licensing Team**  
**Regulatory Services**

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**From:** Giulio Riccelli <[Giulio.Riccelli@guildford.gov.uk](mailto:Giulio.Riccelli@guildford.gov.uk)>  
**Sent:** 02 August 2019 09:44  
**To:** Peter Muir <[Peter.Muir@guildford.gov.uk](mailto:Peter.Muir@guildford.gov.uk)>  
**Subject:** FW: Variation application at the Napiers (TBK The Admiral), 72 Vale Road, Ash Vale

Hi Pete

Logged and saved

**Giulio Riccelli**  
**Regulatory Services**

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**From:** Neil Landricombe <[REDACTED]>  
**Sent:** 01 August 2019 23:12  
**To:** Regulatory Services <[regulatoryservices@guildford.gov.uk](mailto:regulatoryservices@guildford.gov.uk)>  
**Cc:** Justine Fuller <[Justine.Fuller@guildford.gov.uk](mailto:Justine.Fuller@guildford.gov.uk)>; [REDACTED]; Andrew Gomm <[Andrew.Gomm@guildford.gov.uk](mailto:Andrew.Gomm@guildford.gov.uk)>; [REDACTED]; Jo Randall <[Jo.Randall@guildford.gov.uk](mailto:Jo.Randall@guildford.gov.uk)>; [REDACTED]; [REDACTED]; [REDACTED]; [REDACTED]  
**Subject:** Variation application at the Napiers (TBK The Admiral), 72 Vale Road, Ash Vale

Dear Sir/ Madam,

I am writing in relation to a variation application at the Napiers (TBK The Admiral), 72 Vale Road, Ash Vale. The application is proposing to vary a premises licence. Premises Licence Number GUPLA0187.

We **object** to the variation as submitted for the reasons outlined below.

We are concerned that the proposed variation removes conditions set out within the current licence GUPLA0187. The variation application is applying to remove Conditions under D. We are strongly concerned about removing some of these requirements under Condition D. for the following reasons:

**The current requirement under Condition D. requires the garden to be closed to the public by 23:00**

Removing this requirement has potential to result in public nuisance with regard to noise as there are dwellings directly adjacent and opposite. We are concerned that having the garden opened beyond 11 p.m. could cause harm to children trying to sleep. This includes my daughter who is 18 months old. The garden is in very close proximity to bedrooms. We accept there will be some noise from the pub in the evening and accept the existing licence but feel that an extension to the opening of the garden will result in noise nuisance at an unacceptable hour.

**The current requirement under Condition D. requires the pub to close its doors for admission at 23:00.**

We are strongly concerned about removing the requirement that restricts new people entering the pub after 11 p.m. The following public houses within a three mile radius of The Napiers all close their doors at 11 p.m. (or midnight on weekends).

- The Greyhound, 1 Ash St, Ash, Aldershot GU12
- The Swan, 2 Hutton Rd, Ash Vale, Aldershot GU12 5HA
- The Rose and Thistle, 1 Sturt Rd, Frimley Green, Camberley GU16 6HT.

The current licence of the Napiers (TBK The Admiral) has a longer closing time than 11 p.m. on the weekend (1 a.m. Thursday and Saturday and 2 a.m. on Friday). The variation application is also applying to extend hours on Sunday. We are extremely concerned that by removing the Conditions under D. the pub will become a mecca for drinkers from the other pubs in close proximity where their doors have closed. We are concerned that by relaxing this requirement under Condition D. this will result in people arriving intoxicated from other establishments and will make public nuisance with regard to noise and public disorder in the street.

We are also concerned the application proposes to vary the licence so that films (including music/ TV/ sports) can be played until half an hour before closing outdoor as well as indoor. If there is loud music emanating from the garden of the pub, where dwellings are directly opposite and adjacent, we are concerned this could cause a public nuisance in relation to noise and disturbing residents sleeping, particularly causing a disturbance to sleeping children.

I trust you will take these comments into consideration when determining the application.

Kind regards

Neil Landricombe (Burrwood Gardens)

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