

OUR REF 30REG3/RE1/053047/000268  
YOUR REF

One Redcliff Street  
Bristol BS1 6TP  
+44 (0)117 917 7777  
7815 Bristol  
www.TLTsolicitors.com

DIRECT TEL 0117 917 7706      DATE 26 April 2007  
DIRECT FAX 0117 917 7566      EMAIL remanuel@tltsolicitors.com

Dear Resident

**Our Client: SA Brain and Company Limited  
Smoking Dog High Street Malmesbury  
Application for variation of Premises Licence**

We understand you have raised an objection to the variation application for the above premises.

We would like to explain that this application was submitted to ready the premises for the implementation of the Health Act 2006 under which smoking will not be permitted in enclosed spaces open to members of the public. The application seeks therefore to amend the condition limiting use of the garden to 23.00 hours Monday to Saturday and 22.30 hours on Sunday in order to allow smokers to have access to a smoking area after these times.

In order to minimise any possible disturbance this may cause, the premises proposes to limit the area of the garden used for smokers to the area immediately outside the rear exit as marked on the plan attached.

This area will be closed from the rest of the garden by means of a gate. A sign will be displayed on the gate prohibiting use of the rest of the garden after 23.00 hours Monday to Saturday and after 22.30 hours on Sunday.

In order to further control the use of this area the premises proposes that the following measures also be put into place and that these measure be conditions upon the Premises Licence:

- There will be no seats nor heaters placed in this area (to discourage smokers from loitering).
- The hours that this area of the garden is used for smokers will end at the same time that the sale of alcohol ends.



Page 2

- At the end of hours for the sale of alcohol a member of staff will ensure the garden is cleared and closed.
- Signs will be displayed inside the premises requesting that customers leave their drinks inside before using the smoking area and staff will ensure that customers do so.
- A nominated member of staff will regularly monitor the smoking area when in use.

We hope that these measure go towards alleviating your concerns.

Yours faithfully

**TLT LLP**



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