

Appendix A - Late Material

Peter Groves
Principal Licensing Officer
Guildhall
Kingston upon Thames

FCCS Kingston
12 Penrhyn Road
Kingston upon Thames
Surrey KT1 2ED
26th September 2009

Dear Sirs,

Thank you for your letter dated 1st of September informing us of the proposed changes to the use of the Reg Bailey Building next to our church. Our objections to the University's application are on the grounds of 'Prevention of Public Nuisance.'

The fact that the hours being sought for regulated entertainment would extend from 9:00 to 23:00 hours seven days a week will affect our weekly church services held every Sunday from 10:00 to 12:30 hours and every Wednesday evening from 19:00 to 21:30 hours. Our public Reading Room is open daily between 11:00 and 14:30 for quiet study and prayer.

Our concern is that the sound level of the proposed entertainment activities will be such that it will be a disturbance to our public services. This is one particular reason why there is a section written into the contract for sale of the property (26/1/1989) to the Royal Borough of Kingston-upon-Thames protecting the atmosphere for our public services.

May we draw your attention to this document:
"Part 1

1. Not at any time during the period of 30 years from the date hereof or until the Council and any successors in title defined in Clause 1(1)(b) hereof or any Government body superceding or replacing the same has parted with all interest in the Council Site (if sooner) to use the Council Site or permit the same to be used for any purpose other than for educational use including all activities and functions that the Kingston-upon-Thames Polytechnic is presently empowered to undertake or may in future by statute be empowered to undertake including the provision of facilities and services to or for the use of the community.
2. Not at any time during the period of 30 years from the date hereof to use the Council Site or permit the same to be used for any purposes other than those referred to in paragraph 1 without obtaining the Trustees prior written approval thereto such approval not to be unreasonably withheld in the case of residential or office use unless such residential or office use will include the carrying on of betting gambling entertainment or religious activity or the promotion or sale of alcohol tobacco or other drugs.
3. Not to do or suffer anything to be done on the Council Site which may constitute a nuisance or annoyance to the owners or occupiers for the time being of the Retained Property."

There have been several occasions when the sound level coming from the Reg Bailey Building has been loud enough to be an annoyance to our church services. We feel that if the application is approved there would be many more occurrences of unacceptable noise levels. Therefore, we feel that the University should withdraw their application seeking such wide ranging opening hours for entertainment purposes.

Yours faithfully,

David Ford
Chairman of the Board, First Church of Christ, Scientist Kingston upon Thames