

Application for the review of a premises licence or club premises certificate under the Licensing Act 2003

PLEASE READ THE FOLLOWING INSTRUCTIONS 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.

I Richard Leslie Smith

(Insert name of applicant)

apply for the review of a premises licence under section 51 / apply for the review of a club premises certificate under section 87 of the Licensing Act 2003 for the premises described in Part 1 below (delete as applicable)

Part 1 - Premises or club premises details

Postal address of premises or, if none, ordnance survey map reference or description The duke of york Broad street sidemoor	
Post town Bromsgrove	Post code (if known) B61 8LN

Name of premises licence holder or club holding club premises certificate (if known) John Rowem

Number of premises licence or club premises certificate (if known) Not known PL0216
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Part 2 - Applicant details

I am

Please tick yes

- 1) an interested party (please complete (A) or (B) below)
 - a) a person living in the vicinity of the premises
 - b) a body representing persons living in the vicinity of the premises
 - c) a person involved in business in the vicinity of the premises
 - d) a body representing persons involved in business in the vicinity of the premises
- 2) a responsible authority (please complete (C) below)

3) a member of the club to which this application relates (please complete (A) below)

(A) DETAILS OF INDIVIDUAL APPLICANT (fill in as applicable)

Please tick

Mr Mrs Miss Ms Other title
(for example, Rev)

Surname

Smith

First names

Richard Leslie

I am 18 years old or over

Please tick yes



Current postal address if different from premises address

1 York Road Sidemoor Bromsgrove

Post town

Bromsgrove

Post Code

B61 8RU

Daytime contact telephone number

(01527) 871697

E-mail address (optional)

theblackmechanic@yahoo.co.uk

(B) DETAILS OF OTHER APPLICANT

Name and address

Telephone number (if any)

E-mail address (optional)

(C) DETAILS OF RESPONSIBLE AUTHORITY APPLICANT

Name and address
Telephone number (if any)
E-mail address (optional)

This application to review relates to the following licensing objective(s)

Please tick one or more boxes

- 1) the prevention of crime and disorder
- 2) public safety
- 3) the prevention of public nuisance
- 4) the protection of children from harm

<input checked="" type="checkbox"/>
<input type="checkbox"/>
<input checked="" type="checkbox"/>
<input type="checkbox"/>

Please state the ground(s) for review (please read guidance note 1)

I have in the last three months or so since this team took over the "DukeOf York" spoken to the manager about the noise swearing and anti social behavior from these premeses I asked him (mr Mark Rowen) Johns brother to ask John if he would speak to me about the problems i had had the reply i got was "he will not speak to you he will not stop it he he will not change it" All the details have been logged via emails to "Ms Sharon Smith" via emails as i suffer with dyslexia and find it hard to keep written recordswith out the aid of spell check

Basicly the noise from discos/kareoke to customers smashing glasses out side swearing urinating in the flower beds and up walls and out and up the wall opposite my house shouting obscenities at passing cars the swearing was also being done by the now manager

I have spoken to the area manager who prommised to get back to me after i called twice with my problems (He did not); the noise and anti social behavior got worse they have took no notice of the previous review held when mr K miller was there ie windows and blinds open whilst music is being played and people @swearing and shouting out side until the early hours

I can not get them out of comuter to paste to this copy (i am sure that it is possible but i can not do it) but i have enclosed a summary on a separate sheet which Ms Smith has the details both people that i saw urinating in public are still allowed in the premisies

Please provide as much information as possible to support the application
(please read guidance note 2)

All these details of the worse times as i said are logged with Ms Smith (would you ask her for details (as i have trouble printing them of) but i have sent a summary*)

I would like to see no drinks out side after 18.00hrs and any shouting swearing or anti social behaviour the management sort it out there and then this is a residential area i would also like to see that when music is being played the blinds windows and doors all to be shut and the noise kept down to legal levels the benches put behind the screened area or at least down the side where they were put after the council and police visited on 5/06/09 one of them was put back out the front at approximatly 16.00hrs on Sunday 7/06/09 this will eliviate the problems of the management not seeing what is going on and stop the shouting at passing cars and drivers passing sounding the horn whilst they pass and the cheering and shouting back of obscenities also signs put up to say keep anti social behavior and swearing will result in a ban from the premises or word to that efect and sticking to it also i would like to see the whole area tidied up and the loose bricks moved away or re fitted so that they can not be used as misiles which i am sure will happen as the whole area is an eye sore the waste bins emptied more often not being left over flowing

The lack of sleep these premisies has cause me has got me in to trouble at work for the first time since i worked ther (over four years)

Whilst i know that if i buy a house by a pub i can expect some problems but not swearing and shouting all night most nights and all week end music being played that loud that i can hear it inside my house with the windows shut and i can no longer use the front of my house i also could not let my mother or grand children stop and why should i have to shut the windows in the summer anyway

All of the problems i have had with the pub in the past i have managed to sort out with a quiet word with the previous managers this has been only twice once damage was done to my fence which was sorted amicably and once noise fron people who's taxi did not turn up after closing in early hours after a disco and extension and Paul used to ask people to leave quietly and think of the neighbors

* IF THE AREA ~~BE~~ BEHIND THE SCREEN IS UNSAFE
AS PREVIOUSLY STATED WHY WAS THE BARBACUE
ROUND THERE ? AND MAKE IT SAFE

Please tick yes

Have you made an application for review relating to this premises before

If yes please state the date of that application

Day Month Year

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If you have made representations before relating to this premises please state what they were and when you made them

Please tick yes

- I have sent copies of this form and enclosures to the responsible authorities and the premises licence holder or club holding the club premises certificate, as appropriate
- I understand that if I do not comply with the above requirements my application will be rejected

IT IS AN OFFENCE, LIABLE ON CONVICTION TO A FINE UP TO LEVEL 5 ON THE STANDARD SCALE, UNDER SECTION 158 OF THE LICENSING ACT 2003 TO MAKE A FALSE STATEMENT IN OR IN CONNECTION WITH THIS APPLICATION

Part 3 – Signatures (please read guidance note 3)

Signature of applicant or applicant's solicitor or other duly authorised agent (See guidance note 4). If signing on behalf of the applicant please state in what capacity.

Signature *[Handwritten Signature]*

Date *09/06/09*

Capacity *RESIDENT*

Contact name (where not previously given) and postal address for correspondence associated with this application (please read guidance note 5)

Post town

Post Code

Telephone number (if any)

If you would prefer us to correspond with you using an e-mail address your e-mail address (optional) theblackmechanic@yahoo.co.uk

Notes for Guidance

1. The ground(s) for review must be based on one of the licensing objectives.
2. Please list any additional information or details for example dates of problems which are included in the grounds for review if available.
3. The application form must be signed.
4. An applicant's agent (for example solicitor) may sign the form on their behalf provided that they have actual authority to do so.
5. This is the address which we shall use to correspond with you about this application.



Noise and disturbance in April and May June that I have heard

30/05/09 some one urinating up the side of the pub @21.00hrs swearing 21.30 @23.00

26/05/09swearing @20.00hrs

24/05/09 noise all night both inside and out windows open 20.30 hrs till 23.59hrs

23/05/09 swearing and shouting 23.48hrs 00.06hrs 0107 hrs out side pub

(02.00hrs along side my house I do not know if they came from the pub) affecting my health and work

05/05/09 I am told there was the police and ambulance at the pub. Then at 00.15 hrs a young man walking up the road from the pub with two full glasses he dropped one the manager gave this mans mate who was also in the pub a dust pan and brush to clean it up this person urinated up the wall opposite my house

I spoke to area manager who promised to calm it all down and get back to me (he did not)

27/04/09 windows open all night noise from inside and out

11/04/09 disturbance and shouting at mid night

06/04/09 noise all evening till around midnight on car park

30/03/09 the assistant manager who is now the manager shouting a tirade of swear words to people who were sat on the benches at 21.30 hrs

I have only started a log after weeks of nuisance and noise I will not be convinced that

Having the new man at the pub will be any different as he has worked at the pub from the day this group took over the only difference is a different man behind the bar as this man has been on site on many of the occasions i.e. attending or working behind the bar at the Karaoke and disco's and he has been part of the problem with his own language

Not only is this affecting my health and my work it is affecting the value of my house

I did ask the licensee to speak to me also I have told the area manager that he would not speak to me who also did not bother to get back to me with any answers

04/06/09 with the new manager to day when he drove from the car park at about lunch time one of the people shouted after him "suck this you f**king prick also there were other incidents of foul language from off the benches and also the windows were open at 17.00 hrs I shut the windows at the front of my house as they were playing drum and bass music whilst I was eating my evening meal I could hear it over the radio in my dining room I did see "Barney Kelso" on his mountain bike I do not know if he heard any of the language as went off up Broad Street

I would like to see the benches moved from the front of the pub and a drinks ban outside discos and karaoke the windows and door kept shut whilst music is being played or whilst discos and karaoke nights are going on I do not think that a change of management has made any difference as today proves the point not once whilst the swearing was going on did I hear or see any one say to these people to pipe down

Richard L Smith