

To: Bromsgrove Licensing: Mrs Sharon Smith      Date: 13 July 2009  
Ref:

From: PC 3883 Neil Sharpe      Station/Dept: Redditch & Bromsgrove Licensing Officer  
Ref:      Tel/Ext No: 0300 333 3000 ex 3859

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**Subject: The Duke of York Licence review**

Bromsgrove Licensing Department

The Police are aware that the basis of the review has been brought about due to noise nuisance and anti-social behaviour in and around the premise. This review has been commenced by a local resident(s).

Following notification of review proceedings, West Mercia Police would like to make the following comments around the running of this public house.

I have checked West Mercia Police incident logs (ois system) with regards to incidents linked to this public house.

Since the beginning of 2009 there have been only a handful of incidents reported. A small number of these are anti-social incidents around noise nuisance, but I have to say these have been minimal. Reports around crime and disorder, which have been reported to Police, are again, minimal.

The only concerns West Mercia Police have with the Duke of York and its compliance with the Licensing Act 2003, are around the role of the listed designated premise supervisor (DPS).

On 5<sup>th</sup> June 2009, Police Licensing Officer Neil Sharpe and Bromsgrove Council Licensing Officer John Davies visited the premise to discuss noise nuisance. They were met by Mr Gary Darby. Mr Darby explained that he was the new manager of the pub. He said that he wasn't a personal licence holder, but he was arranging to go on a course as soon as possible. Mr John Rowan is the DPS. He is also the DPS for the Dog and Pheasant Public House in Redditch.

The Police would question whether Mr Rowan has any supervisory role at the Duke of York. He is based at the pub in Redditch and he has recently lost his driving licence, so his ability to travel between premises is therefore restricted. So as of today's date, no personal licence holder is present when alcohol is sold at the Duke of York.

Mr Darby has informed both the Police and Bromsgrove council that he has taken the BII personal licence holders course and is awaiting his criminal records checks to be returned before he can apply for a personal licence. He says he will then be applying to be the pubs DPS.

The Police will be monitoring the supervisory role closely. If, by the time of this review, Mr Darby is still waiting for his personal licence we would have no alternative but to look at options to rectify the situation.

PC Neil Sharpe