



Spelthorne Borough Council, Council Offices, Knowle Green, Staines upon Thames, TW18 1XB

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 Local residents-see attached.

(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 Jolly Butcher Public House, Kingston Road Staines upon Thames, Middx TW18 1PE	
Post town Staines	Post code (if known) TW18 1PE

Name of premises licence holder or club holding club premises certificate (if known) Rajesh Ranjan Singh –Soul Curry Ltd
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Number of premises licence or club premises certificate (if known)

Part 2 - Applicant details

I am

Please tick ✓ yes

1) an individual, body or business which is not a responsible authority (please read guidance note 1, and complete (A) or (B) below)

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 ✓ yes

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

Surname **First names**

I am 18 years old or over

Please tick ✓ yes

Current postal address if different from premises address

Post town **Post Code**

Daytime contact telephone number

E-mail address (optional)

(B) DETAILS OF OTHER APPLICANT

Name and address John Shaw 1A Chestnut Grove ^① Jackie and Jerry Stevens 172 Kingston Road ^② Fiona Colquhoun-1 Chestnut Grove ^③
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 | ✓ <input type="checkbox"/> |
| 2) public safety | ✓ <input type="checkbox"/> |
| 3) the prevention of public nuisance | ✓ |
| 4) the protection of children from harm | ✓ |

Please state the ground(s) for review (please read guidance note 2)

This has been an ongoing issue with the Jolly Butcher and its management for some years relating to loud music both live and pre recorded and antisocial behaviour outside the premises.

We are all aware that we live next to a Public House and are realistic enough to realise that from time to time we will experience some noise. However we are now experiencing serious disruption to our home lives on a regular basis and despite trying to work with the current licensees to agree some measures to reduce the impact, this has failed to address the issues. They are not open to any further conversations about improvements to contain the problems and we have no option but to ask for the terms of the licence to be reviewed.

The problem is the lack of management, the customers have no respect for the measures that are in place, i.e. no ball games, keeping the door closed etc. and even the licensees themselves have admitted they feel intimidated by the customers.

During live music events the door is often propped open; it's a self closing door so this is deliberate act not a mistake. The excuse is often that customers prop the door open but it can be easily seen by the bar staff so should be addressed.

People often congregate outside the back doors for hours, shouting swearing and being altogether rowdy. No one from the premises comes out to control this activity.

The smoking hut has become a regular meeting place and is a place where even after closing people congregate.

We have witnessed people urinating in the shelter and the licensees shared with us they had witnessed someone defecating in the carpark.

Children are regularly playing in the car park from late afternoon until on occasions, late evening and ball playing is a real issue. This includes kicking the ball against and over the fences and has on occasion resulted in people climbing the fences. There are signs all around the fences but they are not enforced.

On one occasion the police were called to deal with a man who climbed into one of the neighbours gardens. I also had experience of children trying to scale my fence to enter the garden after the ball has come over.

The carpark is chaotic with cars speeding in and out with loud music blaring constantly and our concerns are that children may be injured should the driver not see them. Often the radios are left playing whilst the driver goes into the pub .

The outside area is now being neglected and most evening glasses and bottles are left on tables until midday the following day when the bar staff arrive and the floor is littered with cigarettes. Apart from being an eyesore ,the glasses and bottles could be dangerous if any groups of youths are passing by late at night.

Recently a man and his dog were actually sleeping on one of the benches amidst the debris from the previous evenings drinking. He appeared to be a homeless person.

The licensee is no longer living on site and it would appear that the bar staff are left to control and close the premises leaving it unoccupied for the whole night. .Whether they are trained in tackling difficult situations or antisocial behaviour or have not been told to manage it maybe we don't know.

Customers are often not leaving the premises until sometimes after midnight which we believe is because they know no one will ask them to go.

We have seen a marked increase in the antisocial behaviour and noise nuisance since then and our concern is that we will suffer even more incidents of disturbance and these will not be managed. The incidences of live music have increased and as the pub is in a residential area this is really not acceptable. The noise levels are constant and intrusive and there is no acknowledgement by the licensee that from our side the music is too loud. We have to got to work early every day and lack of sleep is now impacting us.

The language element is a particularly important issue especially for the neighbours who have children and this has impacted their ability to play in their own garden.

We have been inside the pub on several occasions and just recently were appalled by the dirty unkempt environment and having looked at some online postings we are not the only people to have noticed this.

All of these things add up to bad management and lack of control.

Please provide as much information as possible to support the application (please read guidance note 3)

The issues we have experienced have been going on for many months but we have only started recording them formally since about April.

Christmas Eve 2016 was the most horrific with live music and crowds of people both inside and outside of the pub.

We expected to here some noise it being a festive occasion but it turned into a nightmare. A mob of drunken chanting people began screaming, shouting and swearing in the carpark.

They had all exited the pub.

They stayed around the pub until around 2.00am to 2.30am when they started to move onto the main road and further along the Kingston Road.

The police were called by numerous neighbours. We raised this with the Licensee who basically said it had nothing to do with him; he had removed them and locked the doors.

Christmas Day I am sure for many families was a sombre day with people feeling very tired from lack of sleep, I know because it certainly spoilt my day.

This was really the start of the issues we are now experiencing.

I have attached the extensive logs and recorded incidents compiled by myself and the other neighbours involved in this application.

We have been working with environmental health to alert them of incidents as well as liaising with The Licensing Offer at Spelthorne.

One neighbour has on occasion called the Police and I have tried to contact the local Community Police for advice to no avail.

3 attempts have resulted in nothing.

The visit from the out of hour's noise officer was actually very worrying. During his visit to both my property and that of my neighbour he agree that the level of music was unacceptable, and very intrusive and he even suggested that we ask for the licence to be reviewed and that he himself would be willing to speak on our behalf supporting this although this would cost us! I am not actually sure what he meant by that other than he would help us if we paid him.

He visited the pub to ask for the windows and door to be closed.

The subsequent report that he submitted was very contradictory to his comments on the evening and I am sure that Ms Colquhoun will concur as he had the same conversation with her that same evening.

We feel that we have received little support from any of the authorities which has necessitated us taking the step to ask for the conditions of the licence to be reviewed.

Over the past few weeks it has become slightly quieter but we are not naïve enough to believe this will continue. We really need to try and resolve what has become a serious encroachment of our right to lead peaceful lives within our own homes.

Please tick yes

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

If yes please state the date of that application 2008

Day Month Year

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

Similar to this application.

At that time the licence was revoked although following an appeal some measures were added to the terms of the licence to curtail some of the disturbance.

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, UNDER SECTION 158 OF THE LICENSING ACT 2003, TO MAKE A FALSE STATEMENT IN OR IN CONNECTION WITH THIS APPLICATION. THOSE WHO MAKE A FALSE STATEMENT MAY BE LIABLE ON SUMMARY CONVICTION TO A FINE OF ANY AMOUNT.

Part 3 – Signatures (please read guidance note 4)

Signature of applicant or applicant's solicitor or other duly authorised agent (please read guidance note 5). *If signing on behalf of the applicant please state in what capacity.*

Signature

.....

Date

..... 31-7-17

Capacity

..... Applicant

Contact name (where not previously given) and postal address for correspondence associated with this application (please read guidance note 6)

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)

Notes for Guidance

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

