

# Public Document Pack



**BARRY KEEL**  
Chief Executive  
Floor 1 - Civic Centre  
Plymouth  
PL1 2AA

[www.plymouth.gov.uk/democracy](http://www.plymouth.gov.uk/democracy)

Date: 25/01/10 Telephone Enquiries 01752 304022 Fax 01752 304819

Please ask for Helen Rickman,  
Democratic Support Officer e-mail [helen.rickman@plymouth.gov.uk](mailto:helen.rickman@plymouth.gov.uk)

## **LICENSING SUB COMMITTEE (MISCELLANEOUS)**

**DATE: TUESDAY 26 JANUARY 2010**

**TIME: 10.00 AM**

**PLACE: COUNCIL HOUSE, PLYMOUTH (NEXT TO THE CIVIC CENTRE)**

### **Members –**

Councillors Mrs Bowyer, Lock and Rennie

### **Fourth Member –**

Councillor Delbridge

*Members are invited to attend the above meeting to consider the items of business overleaf*

*Members and Officers are requested to sign the attendance list at the meeting.*

**BARRY KEEL**  
CHIEF EXECUTIVE

**LICENSING SUB COMMITTEE (MISCELLANEOUS)**

- 5. MR TOM MACPHERSON, THE WEE CLIPPER, 29 (Pages 1 - 8)**  
**SOUTHSIDE STREET, PLYMOUTH - TEMPORARY**  
**EVENT NOTICES**

The Director for Community Services will submit a report on an application for a Temporary Events Notice.

**Clemens, Peter (DEVELOPMENT)**

---

**From:** Tim.BROOKS  
**Sent:** 20 January 2010 14:58  
**To:** Licensing (DEVELOPMENT)  
**Subject:** TEN - Wee Clipper NOT PROTECTIVELY MARKED

Good Afternoon Pete,

Thank you for advising the police that Mr Macpherson has made the necessary amendments as highlighted in his correspondence with us.

Due to this we will now be able to withdraw the police objections to the Temporary Event Notices on on 29<sup>th</sup> January 2010 to 1<sup>st</sup> February 2010 and 5<sup>th</sup> - 8<sup>th</sup> February 2010.

With reference to the application for the dates 12<sup>th</sup> - 15<sup>th</sup> February 2010 we not received any indication of an amendment regarding this and therefore the police objection to this TEN remain.

Kind Regards  
Tim Brooks  
Alcohol Related Crime Reduction Officer  
Plymouth Licensing Department  
Charles Cross Police Station  
Plymouth  
PL4 8HG

\*\*\*\*\*  
Devon & Cornwall Constabulary aims to serve the communities of Devon & Cornwall and help inspire greater confidence in the Police. For more information please visit our website at [www.devon-cornwall.police.uk](http://www.devon-cornwall.police.uk)

\*\*\*\*\*  
This e-mail is intended for the named individual(s) only and may contain information which is protected in law. If you have received this e-mail in error, you may not read, copy, disseminate or otherwise deal with it. In this case, please delete the e-mail and contact the sender immediately.

Internet e-mail is not secure. Therefore Devon & Cornwall Constabulary does not accept legal responsibility for the contents or distribution of this message including file attachments. Any views or opinions presented are solely those of the author and do not necessarily represent those of Devon & Cornwall Constabulary. All reasonable efforts have been made to check that any attached software or other material is/are free of computer viruses, but Devon & Cornwall Constabulary accepts no responsibility for any damage, howsoever arising, as a result of their transmission to the recipient's computer or network.

\*\*\*\*\*

**DEVON & CORNWALL  
CONSTABULARY**

Our ref:

Your ref:

The Licensing Officer  
Floor 6 Civic Centre  
Armada Way  
Plymouth  
PL1 2EW

PS 4611 Worthington  
Police Licensing Department  
Charles Cross Police Station  
Hampton Street  
Plymouth PL4 8HG

23 January 2010

Telephone: 08452777444

Dear Sir/Madam,

**WEE CLIPPER 29 SOUTHSIDE STREET PLYMOUTH PREMISES LICENCE PA0529**

I write with reference to previous correspondence concerning a temporary event notice at the above mentioned premises for Friday 12<sup>th</sup> February – Monday 15<sup>th</sup> February 2010.

As required under Regulation 8 of the Licensing Act 2003 (Hearings) Regulations 2005 I respond as follows:

I consider the hearing to be necessary.

I confirm that I will be attending the hearing with Mr Tim BROOKS from Plymouth Licensing Department.

I enclose a summary of the police representations together with a copy of a statement provided by PC PRYCE.

Should you require any additional information then please do not hesitate to contact me.

Yours sincerely

A handwritten signature in black ink, appearing to read 'M. Worthington'.

Martin Worthington  
Licensing Sergeant  
Plymouth BCU

[martin.WORTHINGTON@devonandcornwall.pnn.police.uk](mailto:martin.WORTHINGTON@devonandcornwall.pnn.police.uk)



**Police Objections - The Wee Clipper Bar, 29 Southside Street, Barbican, Plymouth**

On 15<sup>th</sup> January 2010 an application for a Temporary Event Notice was submitted to the police licensing department for Fri 12<sup>th</sup> Feb – Mon 15<sup>th</sup> Feb 2010 to be held at The Wee Clipper Bar, 29 Southside Street, Barbican, Plymouth

In the description of the nature of the event it stated 'live music event'

The licensable activities requested were for the provision of regulated entertainment and the sale by retail of alcohol for consumption both on and off the premises.

The dates for which the premises was intended to be used was blank

In the times during the event that the licensable activities shall be carried out section it stated the following;

Fri 12<sup>th</sup> Feb 2010 til Mon 15<sup>th</sup> Feb 2010 24 hours

As the application currently stands this would enable the premises to hold performances of live music and the retail sale of alcohol non stop for a period of 96 hours starting at 00.01 hours on the Friday until 23.59 hours on the Monday.

On the form where the applicant must state the number of people at any one time they intend to allow to be present at the premises during the event there was no indication to the number of persons (maximum number possible 499).

The information provided on these applications was insufficient for the police to assess whether the event would undermine the crime prevention objective as required under section 104 of The Licensing Act 2003.

Due to the short time scales available for the police to make objections attempts were made to contact the applicant and in the absence of contact an e mail of objection was sent to Plymouth City Council's licensing department at 15.59 on Friday 15<sup>th</sup> January 2010.

Following contact from the applicant a request was made for further written information to allow the police to consider this application which was confirmed in writing.

There has been no further information provided regarding this application.

Research shows that when a premise opens later into the small hours that crime and disorder can increase. Research also shows that this is the case irrespective of whether the premises is situated in either a city centre or suburban area.

A premises on The Barbican extended it's opening by 2 hours in October 09. In the 9 months preceding this change there were 7 crimes recorded at the premises of which 4 were violent. In the 3 months after the change there were 12 crimes recorded of which 8 were violent.

Two premises in the North Hill area have both seen increases in crime following a change in hours. The first went from 15 crimes in a 12 month period to 29 crimes in the following 12 months. The second went from 1 crime to 8 crimes.

Another premise located in the suburbs extended it's trading hours and has also seen a similar increase in crime and disorder.

In the 18 months prior to the extension there were 2 crimes recorded at the venue, in the 18 months after the extension there were 17 crimes, of which 12 were violent.

The police have worked hard with residents and businesses on The Barbican to reduce crime and disorder and the current PACT priorities that residents and business are tasking the police, Plymouth City Council and other partners with to address and improve on are:

Parking on Pavements in Southside Street

Noise nuisance caused by taxis and their customers at night

Urinating in the streets and side roads

The Neighbourhood Beat Manager for The Barbican, PC Colin PRYCE, has provided a statement regarding concerns of residents in the area.

The premises does not have a self contained smoking area and therefore any customer who wishes to smoke must do so outside the premises on the public highway.

The police object to this application on the grounds that it may undermine the crime prevention objective. The temporary event notice will authorise the retail sale of alcohol and the performance of regulated entertainment 24 hours a day between the dates specified.

### WITNESS STATEMENT

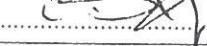
(CJ Act 1967, s.9; MC Act 1980, ss.5A(3)(a) and 5B; MC Rules 1981, r.70)

Statement of **COLIN DAVID PRYCE** ..... URN: 

--	--	--	--

Age if under 18 **Over 18** ..... (if over 18 insert 'over 18') Occupation: **Police Constable 3995** .....

This statement (consisting of: ... **3** ..... pages each signed by me) is true to the best of my knowledge and belief and I make it knowing that, if it is tendered in evidence, I shall be liable to prosecution if I have wilfully stated anything in it which I know to be false, or do not believe to be true.

Signature:  ..... Date: **21.1.2010** .....

Tick if witness evidence is visually recorded  (supply witness details on rear)

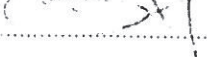
I am a police constable in the Devon and Cornwall constabulary stationed at Charles cross police station in Plymouth.

I am the neighbourhood beat manager for the Barbican area of Plymouth, a post that I have held for the past seven years.

The major part of my role is neighbourhood engagement in order to identify the top three priorities which Barbican residents wish the police and local authority to deal with and which cause the greatest amount of distress to them and their families.

I have held a number of open forums with Barbican residents, which are normally attended by 40-50 people.

At the last two quarterly meetings, the following problems were voted as high priority in the area and which cause the greatest degree of disorder and distress .

Signature:  ..... Signature witnessed by: .....

Continuation of Statement of COLIN DAVID PRYCE .....

These are 1. Parking on pavements in Southside Street.

2. Noise nuisance caused by taxis and their passengers at night.

3 Urinating in the streets and side roads.

Apart from the structured meetings, I receive regular complaints from residents of the Barbican area regarding the crime and disorder, which they regularly witness in and around Southside Street.

I am aware that the "Wee Clipper" nightclub situated on Southside Street has recently submitted a temporary event notice that will allow them to have performances of live music and sell alcohol for a period of 96 hours.

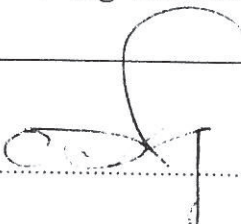
I am concerned that this will contribute to the increase in crime and disorder in the area and will also impact heavily on the local policing priorities I have listed above.

There is no parking at the front of the premises where there already exists a problem with taxi's parking on the pavements.

This in itself leads to arguments and disorder between residents and taxi drivers as well as outbreaks of violence between drunken taxi customers.

I am also aware that there is no designated smoking area at the rear of the premises which will cause smoking customers to congregate in Southside street which I anticipate will

Signature: .....



Signature witnessed by: .....



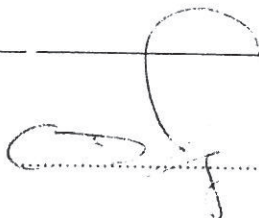
Continuation of Statement of COLIN DAVID PRYCE .....

cause me to receive complaints from residents disturbed during the night.

It is my experience that most alcohol related crime and disorder relating to nightclubs occurs outside when people congregate to smoke or queue for taxis and food.

The majority of residents regularly tell me that they accept a degree of noise in the area to be inevitable due to the high number of pubs and clubs, however the opening of clubs until the latter part of the morning will be unacceptable due to the crime and disorder which I and they will anticipate if the extension is allowed to proceed.

Signature:



Signature witnessed by: .....

This page is intentionally left blank