



#plymlicensing



Democratic Support

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LICENSING SUB COMMITTEE

Tuesday 4 April 2017
10.00 am
Council House, Plymouth

Members:

Councillors Sam Davey, Dr Mahony and Rennie.

Fourth Member: Councillor Carson.

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

Please note that, due to the nature of this Committee, we may need to send 'to follow' documents which were not expected at the time of the agenda publication. These documents may be considered under part I or part II.

For further information on attending Council meetings and how to engage in the democratic process please follow this link - <http://www.plymouth.gov.uk/accesstomeetings>

Tracey Lee

Chief Executive

Licensing Sub Committee

Agenda

1. Appointment Of Chair And Vice-Chair

The Committee will appoint a Chair and Vice-Chair for this particular meeting.

2. Apologies

To receive apologies for non-attendance submitted by Committee Members.

3. Declarations Of Interest

Members will be asked to make any declarations of interest in respect of items on this agenda.

4. Chair's Urgent Business

To receive reports on business which, in the opinion of the Chair, should be brought forward for urgent consideration.

5. Application For Review Of Premises Licence For Plymstock Inn, 88 Church Road, Plymstock, Plymouth (Pages 1 - 24)

The Interim Director of Public Health will submit a report in relation to the application for Review of Premises Licence for Plymstock Inn, 88 Church Road, Plymstock, Plymouth under Section 384 of the Licensing Act 2003.

6. Exempt Business

To consider passing a resolution under Section 100A(4) of the Local Government Act 1972 to exclude the press and public from the meeting for the following item(s) of business on the grounds that it (they) involve(s) the likely disclosure of exempt information as defined in paragraph(s) of Part I of Schedule 12A of the Act, as amended by the Freedom of Information Act 2000.

Part II - Private Meeting

Agenda

Members Of The Public To Note

that under the law, the Panel is entitled to consider certain items in private. Members of the public will be asked to leave the meeting when such items are discussed.

NIL.

PLYMOUTH CITY COUNCIL

Subject:	Review of Premises Licence
Committee:	Licensing Sub Committee
Date:	04 April 2017
Cabinet Member:	Councillor Brian Vincent
CMT Member:	Dr Ruth Harrell (Office of the Director of Public Health)
Author:	Frederick Prout (Senior Licensing Officer)
Contact details:	Tel: 01752 304792 email: licensing@plymouth.gov.uk
Ref:	ERS/LIC/PREM
Key Decision:	None
Part:	I

Purpose of the report:

An application has been received from Will Tomkins on behalf of Plymouth City Council, Environmental Health under Section 51 of the Licensing Act 2003 for the review of the premises licence in respect of the Plymstock Inn situated at 88 Church Road, Plymstock, Plymouth.

Our Plan - One City Council 2016 to 2019:

This report links to the delivery of the City and Council objectives and outcomes within the plan.

Growing: The Licensing Policy provides a balance between the need to protect residents against enabling legitimate businesses to operate within a necessary and proportionate regulatory framework.

Caring: Reduce Inequalities as the Licensing Policy has put in place an appropriate framework that will allow decision-makers, when considering applications, to reduce the impact on safety, well-being and local amenity on the local community. The licensing system must minimise the burdens on business and to allow communities the opportunity to influence decisions.

See [Our Plan](#)

**Implications for Medium Term Financial Plan and Resource Implications:
Including finance, human, IT and land:**

Not applicable

Other Implications: e.g. Child Poverty, Community Safety, Health and Safety and Risk Management:

Members should be aware that Section 17 of the Crime and Disorder Act 1998 puts a statutory duty on every Local Authority to exercise its various functions with due regard to the need to do all that it reasonably can do to prevent crime and disorder in its area.

Equality and Diversity:

Has an Equality Impact Assessment been undertaken? No

Recommendations and Reasons for recommended action:

That Members consider this report.

Alternative options considered and rejected:

None

Published work / information:

For more information please see the below links.

Statement of Licensing Policy

Licensing Act 2003

[Revised Guidance issued under Section 182 Licensing Act 2003 - March 2015](#)

Background papers:

Title	Part I	Part II	Exemption Paragraph Number							
			1	2	3	4	5	6	7	
Application										

Sign off:

Fin		Leg	SD/2 7793 /15.3 .17	Mon Off		HR		Assets		IT		Strat Proc	
Originating SMT Member													
Has the Cabinet Member(s) agreed the content of the report? No													

1.0 INTRODUCTION

1.1 On the 10 February 2017 the licensing department received an application from Will Tomkins – Plymouth City Council, Environmental Health under Section 51 of the Licensing Act 2003 for the review of the premises licence in respect of the Plymstock Inn situated at 88 Church Road, Plymstock, Plymouth.

1.2 Review application.

Environmental Health have applied for the review of the premises licence for the purpose of promoting the licensing objectives in relation to the prevention of public nuisance. A Copy of this application has been served by Environmental Health on each of the responsible authorities and the holder of the premises licence.

Environmental Health will say that since the premises licence holder took over the premises in October 2015 complaints have been received from local residents regarding noise emanating from the Plymstock Inn. The noise is from amplified live music, patrons using the beer garden and when leaving the premises during closing periods.

Officers from the Public Protection Service have witnessed a statutory noise nuisance and Officers have been working with the Manager, Designated Premises Supervisor and Premises Licence Holder on numerous occasions but noise levels have continued to cause disturbance.

In accordance with review proceedings at 11.22hrs on 10 February 2017 a licensing officer from Plymouth City Council attended the premises and spoke to Mr James Wright and requested the site notice be displayed at the premises. The Licensing Officer also placed notices on nearby Lamp Posts Numbered 20 and 21.

At 13.40hrs the same day a similar notice was displayed on the public notice board at the Civic Centre, Armada Way, Plymouth.

1.3 Licensable Activities.

These premises have the following licensable activities and timings.

Premises Open Hours Granted

	Time From	Time To
Monday to Wednesday	08:00	00:30
Thursday to Saturday	08:00	01:30
Sunday	08:00	00:30

Non Standard Timings:

Christmas Eve to 02:0hrs
New Year's Eve: 0800hrs to
0800hrs New Years Day

Activities - Times Granted

	Time From	Time To
C. Indoor sporting event		
Monday to Wednesday	08:00	00:00
Thursday to Saturday	08:00	01:00
Sunday	08:00	00:00

Non Standard Timings:

New Year's Eve: 0800hrs to

0800hrs New Years Day

E. Performance of live music (Indoors & Outdoors)

Monday to Wednesday	08:00	00:00
Thursday to Saturday	08:00	01:00
Sunday	08:00	00:00

Non Standard Timings:

Christmas Eve Until 0100hrs
New Year's Eve: 0800hrs to
0800hrs New Years Day

F. Playing of recorded music (Indoors & Outdoors)

Monday to Wednesday	08:00	00:00
Thursday to Saturday	08:00	01:00
Sunday	08:00	00:00

Non Standard Timings:

On Christmas Eve to
01:00hrs
New Year's Eve: 0800hrs to
0800hrs New Years Day

H. Entertainment of a similar description to that falling within E, F, or G (Indoors)

Monday to Wednesday	08:00	00:00
Thursday to Saturday	08:00	01:00
Sunday	08:00	00:00

Non Standard Timings:

On Christmas Eve to
01:00hrs
New Year's Eve: 0800hrs to
0800hrs New Years Day

I. Provision of facilities for making music (Indoors)

Monday to Wednesday	08:00	00:00
Thursday to Saturday	08:00	01:00
Sunday	08:00	00:00

Non Standard Timings:

Christmas Eve Until 0100hrs
New Year's Eve: 0800hrs to
0800hrs New Years Day

K. Provision of facilities for entertainment of a similar description to that falling within I or J (Indoors)

Monday to Wednesday	08:00	00:00
Thursday to Saturday	08:00	01:00

Sunday 08:00 00:00

On Christmas Eve to
01:00hrs
New Year's Eve: 0800hrs to
0800hrs New Years Day

Non Standard Timings:

L. Late night refreshment (Indoors)

Monday to Wednesday 23:00 00:00

Thursday to Saturday 23:00 01:00

Sunday 23:00 00:00

Christmas Eve to 01:00hrs
New Year's Eve: 0800hrs to
0800hrs New Years Day

Non Standard Timings:

M. The sale by retail of alcohol for consumption ON and
OFF the premises

Monday to Wednesday 08:00 00:00

Thursday to Saturday 08:00 01:00

Sunday 08:00 00:00

Christmas Eve to 01:30hrs
New Year's Eve: 0800hrs to
0800hrs New Years Day

Non Standard Timings:

1.4 Conditions attached to the licence (Appendix I)

2.0 RESPONSIBLE AUTHORITIES

2.1 *Devon & Cornwall Police* – no representations.

2.2 *Devon & Somerset Fire & Rescue Service* – no representations.

2.3 *Trading Standards* – no representations

2.4 *Planning Officer* - no representations.

2.5 *Child Protection* – no representations

2.6 *Health & Safety Executive* – no representations.

2.7 *Health Authority* – no representations.

2.8 *Licensing Authority* – no representations

3.0 OTHER PARTIES

There have been 2 representations of objection (Appendix 2)

There have been 2 representations of support (Appendix 3)

There has been a letter of business interest from the freeholders. (Appendix 4)

4.0 CONSIDERATIONS

4.1 In making its decision the Committee is obliged to have regard to the application and any relevant representations. The Committee should take such steps, if any, as it considers appropriate for the promotion of the licensing objectives, which are:

- the prevention of crime and disorder;
- public safety;
- the prevention of public nuisance;
- the protection of children from harm.

In making its decision the Committee is also obliged to have regards to:

- The guidance issued under section 182 of the Licensing Act 2003 with the following paragraph's relevant to this application:
 - 1.2 - 1.5, 1.9, 1.10, 1.12, 1.16, 1.17
 - 2.3, 2.4, 2.5, 2.14, 2.25, 2.16, 2.17, 2.18, 2.20, 2.21 and 2.26
 - 11.1, 11.7, 11.9, 11.10, 11.10, 11.11 and 11.16 - 11.23
 - 15.36 - 15.44, 15.55 and 15.56.
- The Council's own Licensing Policy with the following headed paragraphs being relevant to this application:
 - Licensing Hours (Page 11)
 - Designated Premises Supervisor (Page 13)
 - Protecting Children from Harm (page 16)
 - Public Nuisance (Page 17 – 19)
 - Licensing Conditions (page 20) and
 - Review of premises licence (Page 22-23)
- Also the representations (including supporting information) presented by all the parties.

4.2 The steps referred to above are :

- (a) to modify the conditions of the licence (which includes adding new conditions, any alteration or omission of an existing condition);
- (b) to exclude a licensable activity from the scope of the licence;
- (c) to remove the designated premises supervisor;
- (d) to suspend the licence for a period not exceeding three months;
- (e) to revoke the licence;

Members are made aware that any existing conditions relating to live or recorded music which are already on the licence are suspended between the hours of 8am and 11pm due to amendments made to the Licensing Act 2003. However on a review of a premises licence, section 177A(3) of the Act permits a licensing authority to lift that suspension. Also section 177A(4) of the Licensing Act 2003 would allow Members to add a condition to the licence relating to music as if it were regulated entertainment. If members were to do this then any condition would need to include a statement that section 177A of the Act does not apply to that

condition.

Where the committee takes a step in 4.2 (a) or (b), it may provide that the modification or exclusion is to have effect for only such period (not exceeding three months) as it may specify.

ANNEX 1 - MANDATORY CONDITIONS (PREMISES LICENCE - ON & OFF SALES)

All supplies of alcohol

1. No supply of alcohol may be made under this Premises Licence-

(a) at a time when there is no Designated Premises Supervisor in respect of the Premises Licence, or

(b) at a time when the Designated Premises Supervisor does not hold a Personal Licence or his Personal Licence is suspended.

2. Every supply of alcohol under the Premises Licence must be made or authorised by a Person who holds a Personal Licence.

Irresponsible drinks promotions

1. The responsible person must ensure that staff on relevant premises do not carry out, arrange or participate in any irresponsible promotions in relation to the premises.

1. In this paragraph, an irresponsible promotion means any one or more of the following activities, or substantially similar activities, carried on for the purpose of encouraging the sale or supply of alcohol for consumption on the premises –

(a) games or other activities which require or encourage, or are designed to require or encourage, individuals to -

(i) drink a quantity of alcohol within a time limit (other than to drink alcohol sold or supplied on the premises before the cessation of the period in which the responsible person is authorised to sell or supply alcohol), or

(ii) drink as much alcohol as possible (whether within a time limit or otherwise);

(b) provision of unlimited or unspecified quantities of alcohol free or for a fixed or discounted fee to the public or to a group defined by a particular characteristic in a manner which carries a significant risk of undermining a licensing objective;

(c) provision of free or discounted alcohol or any other thing as a prize to encourage or reward the purchase and consumption of alcohol over a period of 24 hours or less in a manner which carries a significant risk of undermining a licensing objective;

(d) selling or supplying alcohol in association with promotional posters or flyers on, or in the vicinity of, the premises which can reasonably be considered to condone, encourage or glamorise anti-social behaviour or to refer to the effects of drunkenness in any favourable manner;

(e) dispensing alcohol directly by one person into the mouth of another (other than where that other person is unable to drink without assistance by reason of disability).

3. The responsible person must ensure that free potable water is provided on request to customers where it is reasonably available.

Age verification policy

1. The premises licence holder or club premises certificate holder must ensure that an age verification policy is adopted in respect of the premises in relation to the sale or supply of alcohol.

2. The designated premises supervisor in relation to the premises licence must ensure that the supply of alcohol at the premises is carried on in accordance with the age verification policy.

3. The policy must require individuals who appear to the responsible person to be under 18 years of age (or such older age as may be specified in the policy) to produce on request, before being served alcohol, identification bearing their photograph, date of birth and either -

- (a) a holographic mark, or
- (b) an ultraviolet feature.

Alcoholic drink measures

1. The responsible person must ensure that-

(a) Where any of the following alcoholic drinks is sold or supplied for consumption on the premises (other than alcoholic drinks sold or supplied having been made up in advance ready for sale or supply in a securely closed container) it is available to customers in the following measures-

- (i) beer or cider: ½ pint;
- (ii) gin, rum, vodka or whisky: 25 ml or 35 ml; and
- (iii) still wine in a glass: 125 ml;

(b) these measures are displayed in a menu, price list or other printed material which is available to customers on the premises; and

(c) where a customer does not in relation to a sale of alcohol specify the quantity of alcohol to be sold, the customer is made aware that these measures are available.

Permitted price

1. A relevant person shall ensure that no alcohol is sold or supplied for consumption on or off the premises for a price which is less than the permitted price.

2. For the purposes of this condition -

(a) “duty” is to be construed in accordance with the Alcoholic Liquor Duties Act 1979;

(b) “permitted price” is the price found by applying the formula $P = D + (D \times V)$ where:

- (i) P is the permitted price
- (ii) D is the amount of duty chargeable in relation to the alcohol as if the duty were charged on the date of the sale or supply of the alcohol, and
- (iii) V is the rate of Value Added Tax chargeable in relation to the alcohol as if the Value Added Tax were charged on the date of the sale or supply of the alcohol;

(c) “relevant person” means, in relation to a premises licence -

- (i) the holder of the premises licence,
- (ii) the designated premises supervisor (if any)
- (iii) the personal licence holder who makes or authorises a supply of alcohol;

(d) “relevant person” means, in relation to a club premises certificate, any member or officer of the club present on the premises in a capacity which enables the member or officer to prevent the supply in question; and

(e) “Value Added Tax” means Value Added Tax charged in accordance with the Value Added Tax Act 1994.

3. Where the permitted price given by Paragraph (b) of paragraph (2) would (apart from this paragraph) not be a whole number of pennies, the price given by that sub-paragraph shall be taken to be the price actually given by that sub-paragraph rounded up to the nearest penny.

4. (1) Sub-paragraph (b) below applies where the permitted price given by Paragraph (b) of paragraph (2) on a day (—the first day) would be different from the permitted price on the next day (—the second day) as a result of a change to the rate of duty or value added tax.

(2) The permitted price which would apply on the first day applies to sales or supplies of alcohol which take place before the expiry of the period of 14 days beginning on the second day.

ANNEX 2 - CONDITIONS CONSISTENT WITH THE OPERATING SCHEDULE

A Supply of alcohol

Any existing conditions attached to existing justices licence

The authorised hours for the sale of alcohol do not prohibit:

1. consumption of the alcohol on the premises or the taking of sale or supply of alcohol to any person residing in the licensed premises;
2. the ordering of alcohol to be consumed off the premises, or the despatch by the vendor of the alcohol so ordered;
3. the sale of alcohol to a trader or club for the purposes of the trade or club;
4. the sale or supply of alcohol to any canteen or mess, being a canteen in which the sale or supply of alcohol is carried out under the authority of the Secretary of State or an authorised mess of members of Her Majesty’s naval, military or air forces;
5. the taking of alcohol from the premises by a person residing there; or
6. the supply of alcohol for consumption on the premises to any private friends of a person residing there who are bona fide entertained by him at his own expense, or the consumption of alcohol by persons so supplied; or
7. the supply of alcohol for consumption on the premises to persons employed there for the purposes of the business carried on by the holder of the licence, or the consumption of alcohol so supplied, if the liquor is supplied at the expense of their employer or of the person carrying on or in charge of the business on the premises.

B Conditions that have been agreed with The Environmental Health Authority

1. After 24.00 hours doors and windows will be kept shut during entertainment

2. Staff will check after 24.00 hours during the entertainment, that all windows and doors are shut
3. Between 24.00hours and close
Noise emanating from the premises will not be distinguishable above back ground levels one metre from the façade of the nearest residential property or in the adjoining residential property
4. A senior member of staff (manager) will assess the impact of any noisy activities on neighbouring residential premises at the start of the entertainment and periodically throughout the entertainment
5. Management will control the sound levels of the music/entertainment

C Steps that have been taken to promote the four Licensing Objectives

(a) GENERAL

1. Staff banned from drinking on duty
2. Records maintained of any material incidents within or in immediate vicinity of premises
3. Drugs warning notices on display
4. Zero tolerance to drugs use and dealing
5. Policy of banning customers for misbehaviour within or in vicinity of premises where deemed necessary and appropriate
6. Availability of soft drinks, non-alcoholic and/or low alcohol beverages at all times
7. Food available

(b) THE PREVENTION OF CRIME AND DISORDER

1. Specific staff training and supervision in assessment of customer consumption and condition
2. CCTV System covering all internal area
3. No drinks hoarding
4. No cheap alcoholic drinks promotions, cut price drinks, 'package drinks'
5. Pro-active policy against "binge" drinking
6. Zero tolerance to offensive conduct
7. Regular glass collection

(c) PUBLIC SAFETY

1. Air-extractor provided
2. Regular dedicated cleaning of premises

(d) THE PREVENTION OF PUBLIC NUISANCE

1. Advisory notices re noise on leaving premises
2. Freephone or similar taxi facility
3. Nominated staff to deal with complaints from neighbours
4. CCTV and/or regular monitoring of external areas of premises at night

(e) PROTECTION OF CHILDREN FROM HARM

1. Warning notices in place in relation to under age drinking
2. Full training for staff in law specifically relating to minors and alcohol and specific photo i/d proof of age requirements

Name of the premises: Plymstock Inn

Regarding the following application I want to: Object

Premises address:

Postcode	Choose address	Flat number from list	House number from list	Street from list	Town from list	County from list	Postcode from list
pl99bd	Plymstock Inn 88 Church Road, Plymouth	Plymstock Inn	88	Church Road	Plymouth	Devon	PL9 9BD

In what capacity are you applying?: Any other person

Your details:

Title	First Name	Surname	Telephone Number	Mobile Number	Email Address

Your address:

Postcode	Choose address	Flat number from list	House number from list	Street from list	Town from list	County from list	Postcode from list

Which of the following Licensing Objectives is this representation relevant to?: A. The prevention of crime and disorder,C. The prevention of public nuisance,D. The protection of children from harm

Upload: Plymstock Inn images 090317.jpg

Suggestions and conditions for application: Failure to display clearly to the general public a License review application

This week it came to my attention that the local pub, "The Plymstock Inn" has either applied for extended

opening hours or wishes to renew a request already granted. (Please can you clarify this as I found this unclear)
The first issue I wish to highlight was the fact I was only alerted to this by pure luck because concerned neighbors kindly made a visit to inform us.

I subsequently made a visit to the pub as it is my understanding that any application to change licensing criteria needs to be made clearly visible to the public, in order to give them the opportunity to review the request and should they wish to, submit a representation.

The only notice I could identify was inside the premises. It was necessary to enter the boundary of the pub to see it, as it was located behind the front door which is during opening hours more often than not wedged open. This compound's the issue, as it partially obscures the window next to the front entrance where the notice is located. It is not clearly visible, you would only see it if you were looking for it. See image 1 attached, this would appear to be in breach of the requirements outlined below. "Display an A4, pale blue notice which can be read outside the premises"

Premises license | What you need to do

Advertise the application

- Display an A4, pale blue notice which can read outside the premises. For large buildings, the notice must be repeated every 50m. for 28 days starting from the day after the day of the application
- publishing a notice in a local newspaper within 10 working days, starting on the day after making the application

(Source -<https://www.plymouth.gov.uk/home/licensingandpermits/alcoholandentertainment/premiseslicence>)
Irresponsible pub culture

Since the pub moved to its most recent management under Mr James Wright it has changed its approach significantly. It has re-positioned itself in the market from a relaxed family pub with an emphasis on good food offering live entertainment at wk ends to primarily a live music & events venue with extended opening hours from 08:00 to 01:30. Many of the events during the warmer months are held outside and this combined with the long opening hours makes it very problematic for the reasons I expound below.

- The prevention of public nuisance & the prevention of crime and disorder

I am very much in favor of supporting local musical talent and live music venues. The Plymstock has always embraced this under successive ownership and management. The latest managerial approach however is taking it to a level that is unreasonable and is highly disruptive in a quiet residential area. Live music is wonderful and it can imbue a pub with a great atmosphere as long as the clientele, the bands and the pub management respect the community and keep external noise to a minimum. The introduction of open air events and the extension of opening hours combined with a disregard for monitoring noise levels means you start to negatively impact the community. Please see "B Conditions that have been agreed with The Environmental Health Authority, point 5.

The pub holds regular open air events during the warmer months. The impact of the clientele and the noise levels are far greater at these times, it's like having a festival on your doorstep. During these summer events the number of people that attend the venue is much higher and the numbers seem excessive for a residential area. With this volume of people an event would often need to be ticketed and have a professional level of security.

The music and noise often extends into the early hours. I love music and I believe my tolerance for noise levels is high, I actually rather enjoy over hearing live bands performing during the day. However the noise level and the bass can be extreme. I don't expect to feel the bass line resonating in my solar plexus when I'm lying in my bed. The noise is often at a level that is at the limit of what is legal, sometimes more. This is confirmed from the

multiple nuisance reports that have been filed. There have been many occasions when the noise and music has been clearly audible after midnight which contravenes the agreement with the environmental health authority Annex 2, point 3 & 4

When the evenings finally wind down you often have to endure fraught conversations, singing, shouting, and tears. This type of disruption regularly ensues for an hour or more after pub closing time, so it's important to bear this in mind when negotiating opening hours. This is particularly pronounced from a Thursday to Sunday and is at its worst during the summer months. Now that the pub has a very late license it has a real impact on your quality of life as sleep is often disrupted. It does not seem appropriate for a such a late license to be granted in a residential area. It is unpleasant being regularly exposed to drunk and at times violent and aggressive outbursts. Living near a pub one expects this to happen from time to time but this has become a pervasive aspect of the pubs culture and that's the real issue here.

A quick review of the pubs front windows demonstrates that there are regular violent "incidents" as they are often smashed, being regularly boarded up and replaced. Please see images 2, 3 and 4 taken on the 9th March 2017.

We approached the pub management when they were holding an open air event on the 5th of July 2015. Mr James Wright received our complaint with disinterest, we were informed they had a license for the event and the noise would stop at 08:00. We would like to be able to engage in open and constructive dialogue with the management, but it left us feeling that any future discussion on the topic would be equally dismissive and unsatisfactory.

B Conditions that have been agreed with The Environmental Health Authority

1. After 24.00 hours doors and windows will be kept shut during entertainment
2. Staff will check after 24.00 hours during the entertainment, that all windows and doors are shut
- 3 Between 24.00hours and close
Noise emanating from the premises will not be distinguishable above back ground levels one metre from the façade of the nearest residential property or in the adjoining residential property
4. A senior member of staff (manager) will assess the impact of any noisy activities on neighbouring residential premises at the start of the entertainment and periodically throughout the entertainment
5. Management will control the sound levels of the music/entertainment.

(b) THE PREVENTION OF CRIME AND DISORDER

1. Specific staff training and supervision in assessment of customer consumption and condition
2. CCTV System covering all internal area
3. No drinks hoarding
4. No cheap alcoholic drinks promotions, cut price drinks, 'package drinks'
5. Pro-active policy against "binge" drinking
6. Zero tolerance to offensive conduct
7. Regular glass collection

(d) THE PREVENTION OF PUBLIC NUISANCE

1. Advisory notices re noise on leaving premises (Where are these?)
2. Freephone or similar taxi facility
3. Nominated staff to deal with complaints from neighbours (Who?)
4. CCTV and/or regular monitoring of external areas of premises at night

- The protection of Children from harm

entertainment for kids. These have proved very popular but sadly children are often left unsupervised while the adults drink throughout the day. These events seem to have established an irresponsible binge drinking culture, see annex 2 (b) point 5. This approach presents a real health and safety issue. Often children are loud and disruptive and engage in potentially dangerous unsupervised behavior. We have had incidents on a number of occasions of children climbing our boundary fences. The management does not appear to in any way recognise or stress the need for supervision or understand their own duty of care. This creates an environment of neglect and puts vulnerable young people at risk. It has also been reported that there is a significant issue with underage drinkers which would be pertinent to investigate. Please see Annex 2 (e) Point 1 & 2)

(e) PROTECTION OF CHILDREN FROM HARM

- 1.Warning notices in place in relation to underage drinking (Where?)
- 2.Full training for staff in law specifically relating to minors and alcohol and specific photo i/d proof of age requirements

(b) THE PREVENTION OF CRIME AND DISORDER

- 1.Specific staff training and supervision in assessment of customer consumption and condition
- 2.CCTV System covering all internal area
- 3.No drinks hoarding
- 4.No cheap alcoholic drinks promotions, cut price drinks, 'package drinks'
- 5.Pro-active policy against "binge" drinking
- 6.Zero tolerance to offensive conduct
- 7.Regular glass collection

The following review from a local resident very succinctly outlines many of the key issues at hand. I would also encourage anyone interested in establishing a feeling for the culture of the pub to read through the reviews.

February 2017 | 1*

"Really good band but needed to be ticketed. The pub was over crowded and at points it was impossible to move pass people by the bar. There was little visible management of the pub. There were two security door men (according to one I personally spoke to) were only drafted in at very short notice. It was very evident that a lot of the customers were underage drinkers and like the above post says these customers were rude with lots of pushing people and 'squaring up' with no care for others.

I was sat by on a table at the back of the pub when a window was broken by someone or something outside. I could have been seriously hurt with lots of glass but luckily there was a sound insulation board resting on the windowsill. If this barrier was not there, my head would have been directly under the falling glass which when swept up was lots of pieces. The police arrived and where very interested in the broken window but when asked about all the possible under aged drinkers in the pub they said " we won't be looking at that tonight". There were also two small boys (about 5 years old) who went into the Gents toilets at approximately 10.30pm who were apparently sent down from the function room above the pub to use the toilet by their parents! Plymstock Inn was not a place that I would be proud to be associated with last night and as someone who has lived in Plymstock all my life I feel very sad writing this. I hope that there is some reflection on last night's events and how it was managed.

(Source –Facebook | Plymstock Inn Country Pub and Carvery

(https://www.facebook.com/pg/Plymstockinnpublichouse/reviews/?ref=page_internal)”

Is there any reason why you do not want your personal details to be passed on to the premises license holder?: No

Signed (your name)::

Date:: 10/03/2017

Name of the premises: Plymstock Inn

Regarding the following application I want to: Object

Premises address:

Postcode	Choose address	Flat number from list	House number from list	Street from list	Town from list	County from list	Postcode from list
pl99bd	Plymstock Inn 88 Church Road, Plymouth	Plymstock Inn	88	Church Road	Plymouth	Devon	PL9 9BD

In what capacity are you applying?: Any other person

Your details:

Title	First Name	Surname	Telephone Number	Mobile Number	Email Address
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Your address:

Postcode	Choose address	Flat number from list	House number from list	Street from list	Town from list	County from list	Postcode from list
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Which of the following Licensing Objectives is this representation relevant to?: A. The prevention of crime and disorder,C. The prevention of public nuisance

Upload: Plymstock Inn License2.docx

Suggestions and conditions for application: Entertainment license only to be granted on a case by case basis.
Hours to be reduced to standard hours in keeping with a quiet residential area.

Is there any reason why you do not want your personal details to be passed on to the premises license holder?: Yes

Provide reasons: I found the Manager to to be hostile when I spoke with him and he responds in a similar way to his customers who give him poor feedback on his web site.

Signed (your name)::

Date:: 09/03/2017

Name of the premises: Plymstock inn

Regarding the following application I want to: Support it

Premises address:

Postcode	Choose address	Flat number from list	House number from list	Street from list	Town from list	County from list	Postcode from list
PL99BD	Plymstock Inn 88 Church Road, Plymouth	Plymstock Inn	88	Church Road	Plymouth	Devon	PL9 9BD

In what capacity are you applying?: Any other person

Your details:

Title	First Name	Surname	Telephone Number	Mobile Number	Email Address
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Your address:

Postcode	Choose address	Flat number from list	House number from list	Street from list	Town from list	County from list	Postcode from list
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Which of the following Licensing Objectives is this representation relevant to?: C. The prevention of public nuisance

Upload:

Suggestions and conditions for application: I have live here 40 years and drank in this public house always and worked there . all the residents all drank in this public house , I was one of them ! But now the problem is they have all grown older ! so the call noise is now is a problem !!! but when we/ they were drinking this noise

was the same as of now and they / we enjoyed every minute t music is no louder and the people are no louder .
.im sorry for the residents but this situation is no different now as it was then . You/we are all just older. But we
did have a time to run by being the latestof 1 pm on a court application being granted .

Is there any reason why you do not want your personal details to be passed on to the premises license holder?: No

Signed (your name)::

Date:: 2017-03-03

Name of the premises: The plymstock inn

Regarding the following application I want to: Support it

Premises address:

Postcode	Choose address	Address out of borough / not found	Flat number	House number	Street	City	County	Postcode
P19 9BD		Yes		88	Church Rd	Plymstock	Devon	P19 9BD

In what capacity are you applying?: Any other person

Your details:

Title	First Name	Surname	Telephone Number	Mobile Number	Email Address
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Your address:

Postcode	Choose address	Flat number from list	House number from list	Street from list	Town from list	County from list	Postcode from list
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Which of the following Licensing Objectives is this representation relevant to?: C. The prevention of public nuisance

Upload:

Suggestions and conditions for application: Not living in plymstock me and my family will happily travel for the entertainment alone, always finished at a reasonable time and brings great entertainment for the locals and people like myself that will come to see the great shows put on. Always fantastic entertainment which is rare for a pub nowadays. Supporting local artists and bringing in talent from all over. Would be a real shame to loose

these fantastic acts put on every week by a well run pub.

Is there any reason why you do not want your personal details to be passed on to the premises license holder?: No

Signed (your name)::

Date:: 2017-03-03



2nd March 2017

Licensing Officer
Plymouth City Council
Licensing Unit
Windsor House
Plymouth
PL6 5UF



Dear Sir,

**Re: Premises Licence Review at Plymstock Inn 88 Church Road Plymstock Plymouth
Devon PL9 9BD
Representation of an interested party – Ei Group plc (Freeholder owner)**

I write further to the application for a review of the Premises Licence at the Plymstock Inn Plymouth.

Ei Group plc is the freehold owner of these premises. Ei Group owns around 4900 public houses in England and Wales but only operates a small proportion of these sites. Every other premise that is open and trading, including the Plymstock Inn, does so under a Lease/Tenancy Agreement by which the tenant operates his/her/its business out of our premises.

These premises are the subject of a five year lease. The tenants are James Wright holds the Premises Licence.

We understand that the premises are currently the subject of a premises licence review; as the freehold owner who is an interested party by virtue of Section 13 (3) (c) of the Licensing Act 2003, we would therefore be grateful if you would accept this letter as a formal representation.

We have no operational responsibility for these premises whatsoever and therefore take a wholly neutral stance with regard any allegations raised through the review process.

We note that the review proceedings have been issued on the basis of the public nuisance objective not being fulfilled.

We are mindful of the Committee's powers of review and would respectfully submit that the Licensing objectives and in particular the objectives relating to prevention of Public Nuisance can be achieved and indeed promoted by adding conditions relating to the prevention of noise nuisance, as requested in the review application, and that these conditions could therefore negate the need to reduce hours.

I would be grateful if you could confirm that you accept this representation, and if you could confirm the Licensing Committee Hearing date once arranged.

Yours sincerely
ei group plc, 3 Monkspath Hall Road, Solihull, West Midlands, B90 4SJ
T: 0121 272 5000 • eigroupplc.com
Registered in England & Wales, Company no. 2562808





Ei Group plc

A handwritten signature in black ink, appearing to read 'Lucy Oldfield'.

Lucy Oldfield
Licensing Manager

cc. Alan Turner – Regional Manager