

Report of the Assistant Director Corporate Services to a Hearing before the Bradford Area Licensing Panel to be held on 1 December 2009.

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Subject:

Application for a Review of a Premises Licence for the George Hotel, 142 Leeds Road, Idle, Bradford.

Summary statement:

Application for review of a Premises Licence authorising the sale of alcohol and the provision of regulated entertainment.

Suzan Hemingway
Assistant Director Corporate Services
(City Solicitor)

Report Contact: Melanie McGurk
Senior Licensing Officer
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Portfolio:

Corporate

Improvement Committee Area:

**Corporate Improvement Committee
Safer and Stronger Communities**



2006-2007
Improving Rural Services
Empowering Communities



BRADFORD METROPOLITAN DISTRICT COUNCIL

Suzan Hemingway, Assistant Director Corporate Services (City Solicitor)



1. Summary

1.1 Premises Licence Holder

Punch Taverns PLC.

1.2 Designated Premises Supervisor

Paul Andrew Griffin

A copy of the Licence is included at Appendix 1.

1.3 The Premises

George Hotel, 142 Leeds Road, Idle, Bradford

1.4 The Current Licence

The premises have a Premises Licence allowing the sale by retail of alcohol for consumption on and off the premises, the performance of live music and playing of recorded music.

Hours of licensable activities:

Monday to Wednesday:	10.00 to midnight
Thursday and Saturday:	10.00 to 01.00
Sunday:	Noon to 23.30
Christmas Eve & Boxing Day:	A further additional hour to those stated above
New Years Eve:	10.00 hours until start of permitted hours the following day
Non Standard Timings:	A further additional hour to those stated above on Friday, Saturday, Sunday and Monday of every Statutory Bank Holiday weekend, including the Thursday prior to Easter Bank Holiday weekend.

1.5 Steps agreed in the Operating Schedule by the Licensee to address the Licensing Objectives

a) Prevention of crime and disorder

All existing external security lighting shall be maintained in good working order and used where appropriate at all times the premises remain open to the public.

The Licensee will ensure close liaison with other licensees in the area and will co-operate with any local "Pub Watch" schemes or similar schemes being promoted by West Yorkshire Police or other local Licensees.

b) Public Safety

All emergency lighting; illuminated fire exit signs; fire fighting equipment and the fire alarm system shall be maintained in good working order and all staff

(including temporary staff) adequately trained in their use and about the evacuation procedures for the premises.

The Licensee shall provide a plan of the premises to the Licensing Authority and West Yorkshire Fire & Rescue Service, detailing the location and type of all fire safety and other safety equipment, including fire alarms, emergency lighting, fire extinguishers, fire doors and notices, to the satisfaction of West Yorkshire Fire & Rescue Service.

The Licensee shall maintain working arrangements with local taxi/private hire operators and take reasonable steps to communicate this to patrons in order to ensure orderly booking, arrival and departure of customers in such vehicles.

The Licensee shall ensure that the designated premises supervisor and all management and staff employed are properly trained in the stated health and safety policy of the Licensee.

c) Prevention of public nuisance

Notices shall be displayed in prominent positions near exits reminding patrons to leave in a quiet and orderly manner.

No amplified sound, including music is to be played or projected outside the premises.

The outdoor drinking areas are to be cleared of customers no later than 23.20 hours with prominent appropriate signage displayed encouraging patrons to co-operate with this requirement.

All doors and windows shall be kept closed when regulated entertainment is taking place.

d) Protection of children from harm

The Licensee and staff must ensure that children under 18 years of age vacate the premises by 19.30 hours.

Children accompanied by a parent or guardian shall only be allowed in designated areas within the premises and the designated area of the beer garden.

e) General – all four licensing objectives

None

1.6 Conditions Attached after Hearing

Not applicable.

2. Applications Received asking for a Review of the Licence

2.1 Interested Parties

Local residents have asked for a review of the licence on the grounds of noise and disturbance caused by patrons drinking & smoking outside the premises and leaving the premises late at night and noise nuisance from regulated entertainment when the doors/windows are left open. Concern is also raised regarding anti-social behaviour by patrons of the premises and litter problems, with bottles and glasses thrown on the road, pavements and grass verges and left overnight on the benches and outdoor areas of the premises. It is also alleged that conditions of the licence are being breached.

A copy of the application for review is attached at Appendix 2.

3. Representations

3.1 Responsible Authorities

1. Environmental Health – A representation has been received from the Environmental Health Department which received complaints of noise nuisance from regulated entertainment at the premises. Monitoring of the premises revealed a statutory noise nuisance and an Abatement Notice was served under the Environmental Protection Act 1990 on the Designated Premises Supervisor on the 1 September 2009. In order to address the prevention of public nuisance objective and avoid further complaints, the Officer has made various recommendations, which are outlined in the representation.

The representation from Environmental Health is attached at Appendix 3.

3.2 Interested Parties

10 Letters of representation in support of the review have been received. The representations refer to alleged noise nuisance from regulated entertainment, noise and disturbance by patrons using the outdoor drinking areas and leaving the premises late at night and anti-social behaviour by patrons. Concerns are also raised regarding broken and discarded glasses around the area and alleged breach of conditions of the Licence.

The letters of representation are attached at Appendix 4.

31 letters in support of the way the premises are run have been received. Members may wish to consider the issue of vicinity in respect of some of the addresses on the letters.

The letters of representation are attached at Appendix 5.

4. Legal Appraisal

- 4.1 The Licensing Act 2003 requires the Council to carry out its various licensing functions so as to promote the following four licensing objectives:

- a) the prevention of crime and disorder
- b) public safety
- c) the prevention of public nuisance
- d) the protection of children from harm

4.2 The Council must also have regard to the Guidance issued by the Department of Culture Media and Sport under Section 182 of the Licensing Act 2003. Regard must also be taken of the Council's statement of Licensing Policy for the District. Paragraph 5.99 to 5.111 of the Guidance specifically details how applications for review of licences should be determined.

An extract of the Guidance is attached to this report at Appendix 6.

4.3 Where it is decided it is necessary to depart from the statutory guidance or the Licensing Policy on the merits of a particular case; then special reasons justifying this must be given that can be sustained.

4.4 Only "relevant representations" by or expressly on behalf of a defined "interested party" or "responsible authority" can be taken into account. In order to be "relevant" a representation must fairly relate to achieving a licensing objective. If it does not, it must be discounted.

4.5 Any licensing conditions that Members may propose attaching must also relate to achieving one of the licensing objectives; be tailored to the actual premises and style of licensable activity; must be reasonably achievable by the applicant and in his/her control.

5. **Statement of Policy Issues**

5.1 The following parts of the Licensing Policy are of particular importance; Part 4 (prevention of crime & disorder), Part 6 (prevention of Public Nuisance).

5.2 The Annexes to the Policy sets out various types of model condition that could be considered.

6. **Legal Options**

6.1 Members may:

- (a) Refuse the application for review of the licence; or
- (b) Decide not to impose any further restrictions on the licence; or
- (c) Decide to impose additional restrictions or remove any licensable activities on the licence, where necessary in order to address the licensing objectives; or
- (d) Suspend the licence for a period not exceeding 3 months; or
- (e) Revoke the premises licence; or

- (f) Remove the named Designated Premises Supervisor from the Licence.

6.2 Should the licensee or any other party to the hearing feel aggrieved at any decision with regard to the licence or to any conditions or restrictions attached by Members they may appeal to the Magistrates Court within 21 days of being notified of the decision.

7. Financial and resource appraisal

7.1 There are no apparent finance or resource implications.

8. Other implications

8.1 Equal Rights

There are no apparent equal rights implications.

8.2 Community safety implications

There are no apparent community safety implications.

8.3 Human Rights Act

The following rights are applicable:

Article 1 First Protocol to the Convention – Right to peaceful enjoyment of possessions subject to the state's right to control the use of property in accordance with the general interest.

The Council's powers set out in the recommendations fall within the states right. A fair balance must be struck between public safety and the applicant's rights.

Article 6 – A procedural right to a fair hearing. As refusal of the application is an option, adherence to the Panels' usual procedure of affording a hearing to the applicant is very important. The applicant should also be able to examine the requirements of the fire authority. If the decision is to refuse then reasons should be given.

9. Not for publication documents

9.1 None

10. The Role of the Panel

10.1 Members are invited to consider the information and documents referred to in this report and, after hearing interested parties, determine the related application for review of the premises licence.

11. Appendices

- 1. Premises Licence.
- 2. Application for Review.

3. Representation from Environmental Health
4. Letters of Representation from Interested Parties
5. Letters of Representation
6. Extract from the Government Guidance.

11. **Background documents**

Licence, representations etc

Licensing Act 2003
Premises Licence

BD/PRA0440

Date Issued: 30/08/2005

Part 1 - Premises Details

POSTAL ADDRESS OF PREMISES, OR IF NONE, ORDNANCE SURVEY MAP REFERENCE OR DESCRIPTION

George Hotel

142 Leeds Rd, Idle, Bradford, West Yorkshire, BD10 9SU.

Telephone 01274 612087

WHERE THE LICENCE IS TIME LIMITED THE DATES

Not applicable

LICENSABLE ACTIVITIES AUTHORISED BY THE LICENCE

- a performance of live music
- any playing of recorded music
- the sale by retail of alcohol

THE TIMES THE LICENCE AUTHORISES THE CARRYING OUT OF LICENSABLE ACTIVITIES

Activity (and Area if applicable)	Description	Time From	Time To
E. Performance of live music (Indoors)	Monday to Wednesday	10:00am	Midnight
	Thursday to Saturday	10:00am	1:00am
	Sunday	Noon	11:30pm
	Non Standard Timings:		
	A further additional hour to those stated above on Friday, Saturday, Sunday and Monday of every statutory Bank Holiday weekend, including the Thursday prior to Easter Bank Holiday weekend.		
	Christmas Eve		
	A further additional hour to those stated above.		
	Boxing Day		
	A further additional hour to those stated above.		
	New Years Eve		
10:00 hours until the start of permitted hours the following day.			
F. Playing of recorded music (Indoors)	Monday to Wednesday	10:00am	Midnight
	Thursday to Saturday	10:00am	1:00am
	Sunday	Noon	11:30pm
	Non Standard Timings:		
	A further additional hour to those stated above on Friday, Saturday, Sunday and Monday of every statutory Bank Holiday weekend, including the Thursday prior to Easter Bank Holiday weekend.		
	Christmas Eve		
	A further additional hour to those stated above.		
	Boxing Day		
	A further additional hour to those stated above.		
	New Years Eve		
10:00 hours until the start of permitted hours the following day.			
M. The sale by retail of alcohol for consumption ON and OFF the premises	Monday to Wednesday	10:00am	Midnight
	Thursday to Saturday	10:00am	1:00am
	Sunday	Noon	11:30pm
	Non Standard Timings:		
	A further additional hour to those stated above on Friday, Saturday, Sunday and Monday of every statutory Bank Holiday weekend, including the Thursday prior to Easter Bank Holiday weekend.		

Licensing Act 2003 Premises Licence

BD/PRA0440

Date Issued: 30/08/2005

THE TIMES THE LICENCE AUTHORISES THE CARRYING OUT OF LICENSABLE ACTIVITIES continued ...

Activity (and Area if applicable)	Description	Time From	Time To
M. The sale by retail of alcohol for consumption ON and OFF the premises continued ...	Christmas Eve A further additional hour to those stated above.		
	Boxing Day A further additional hour to those stated above.		
	New Years Eve 10:00 hours until the start of permitted hours the following day.		

THE OPENING HOURS OF THE PREMISES

Description	Time From	Time To
Monday to Wednesday	10:00am	12:30am
Thursday to Saturday	10:00am	1:30am
Sunday	Noon	Midnight
Non Standard Timings:		
A further additional hour into the morning following on Friday, Saturday, Sunday and Monday of every statutory Bank Holiday weekend including the Thursday prior to Easter Bank Holiday weekend.		
Christmas Eve		
A further additional hour to those stated above.		
Boxing Day		
A further additional hour to those stated above.		
New Years Eve		
10:00 hours until the start of permitted hours the following day.		

WHERE THE LICENCE AUTHORISES SUPPLIES OF ALCOHOL WHETHER THESE ARE ON AND / OR OFF SUPPLIES

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

Part 2

NAME, (REGISTERED) ADDRESS, TELEPHONE NUMBER AND EMAIL (WHERE RELEVANT) OF HOLDER OF PREMISES LICENCE

Punch Taverns PLC
Jubilee House, Second Avenue, Burton Upon Trent, Staffordshire, DE14 2WF.
Telephone 01283 501600

REGISTERED NUMBER OF HOLDER, FOR EXAMPLE COMPANY NUMBER, CHARITY NUMBER (WHERE APPLICABLE)

Punch Taverns PLC
0375264

NAME, ADDRESS AND TELEPHONE NUMBER OF DESIGNATED PREMISES SUPERVISOR WHERE THE PREMISES LICENCE AUTHORISES THE SUPPLY OF ALCOHOL

Paul Andrew GRIFFIN
Newstead, Hall Road, Bradford, West Yorkshire, BD2 2DZ.
Telephone 01274 612087 or 01274 641739

PERSONAL LICENCE NUMBER AND ISSUING AUTHORITY OF PERSONAL LICENCE HELD BY DESIGNATED PREMISES SUPERVISOR WHERE THE PREMISES LICENCE AUTHORISES FOR THE SUPPLY OF ALCOHOL

Licence No. BD/PER2357
Issued by Bradford

Licensing Act 2003 Premises Licence

BD/PRA0440

Date Issued: 30/08/2005

ANNEXES

Annex 1 - Mandatory Conditions

1. No supply of alcohol may be made under the 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.

Embedded Conditions

3. None of the restrictions on permitted hours prohibit:
 - a. During the first twenty minutes after the above hours, the taking of the alcohol from the premises unless the alcohol is supplied or taken in an open vessel;
 - b. Consumption of the alcohol on the premises or the taking of the sale or supply of alcohol to any person residing in the licensed premises;
 - c. The ordering of alcohol to be consumed off the premises, or the despatch by the vendor of the alcohol so ordered;
 - d. The sale of alcohol to a trader or club for the purposes of the trade or club;
 - e. The sale or supply of alcohol to any canteen or mess, being a canteen in which the supply or sale 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;
 - f. The taking of alcohol from the premises by a person residing there; or
 - g. 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
 - h. 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 liquor 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.

Annex 2 - Conditions Consistent with Operating Schedule

All four Licensing Objectives:

None

The Prevention of Crime & Disorder:

4. All existing external security lighting shall be maintained in good working order and used where appropriate at all times the premises remain open to the public.
5. The Licensee will ensure close liaison with other licensees in the area and will co-operate with any local "Pub Watch" schemes or similar schemes being promoted by West Yorkshire Police or other local Licensees.

Public Safety:

6. All emergency lighting; illuminated fire exit signs; fire fighting equipment and the fire alarm system shall be

Licensing Act 2003 Premises Licence

BD/PRA0440

Date Issued: 30/08/2005

ANNEXES continued ...

maintained in good working order and all staff (including temporary staff) adequately trained in their use and about the evacuation procedures for the premises.

7. The Licensee shall provide a plan of the premises to the Licensing Authority and West Yorkshire Fire & Rescue Service, detailing the location and type of all fire safety and other safety equipment, including fire alarms, emergency lighting, fire extinguishers, fire doors and notices, to the satisfaction of West Yorkshire Fire & Rescue Service.
8. The Licensee shall maintain working arrangements with local taxi/private hire operators and take reasonable steps to communicate this to patrons in order to ensure orderly booking, arrival and departure of customers in such vehicles.
9. The Licensee shall ensure that the designated premises supervisor and all management and staff employed are properly trained in the stated health and safety policy of the Licensee.

The Prevention of Public Nuisance:

10. Notices shall be displayed in prominent positions near exists reminding patrons to leave in a quiet and orderly manner.
11. No amplified sound, including music is to be played or projected outside the premises.
12. The outdoor drinking areas are to be cleared of customers no later than 23.20 hours with prominent appropriate signage displayed encouraging patrons to co-operate with this requirement.
13. All doors and windows shall be kept closed when regulated entertainment is taking place

The Protection of Children from Harm:

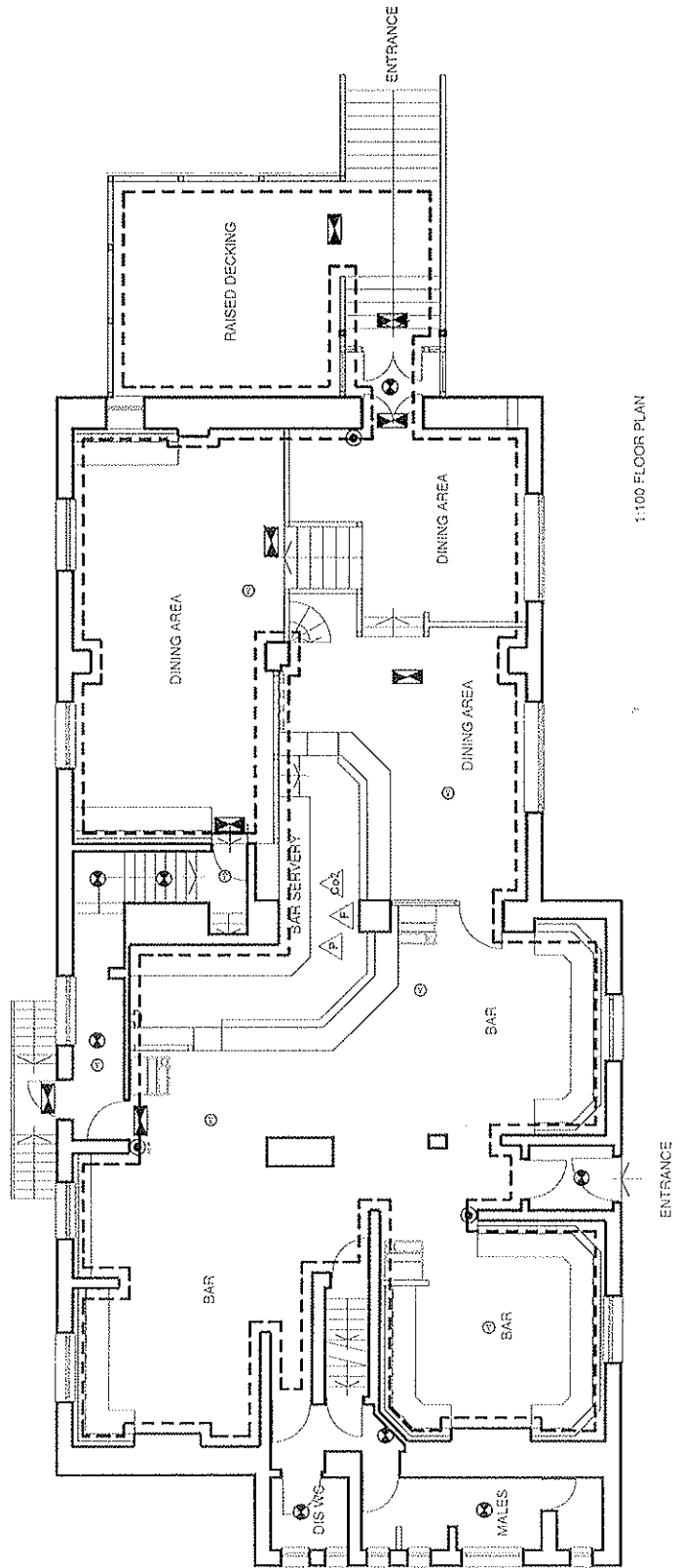
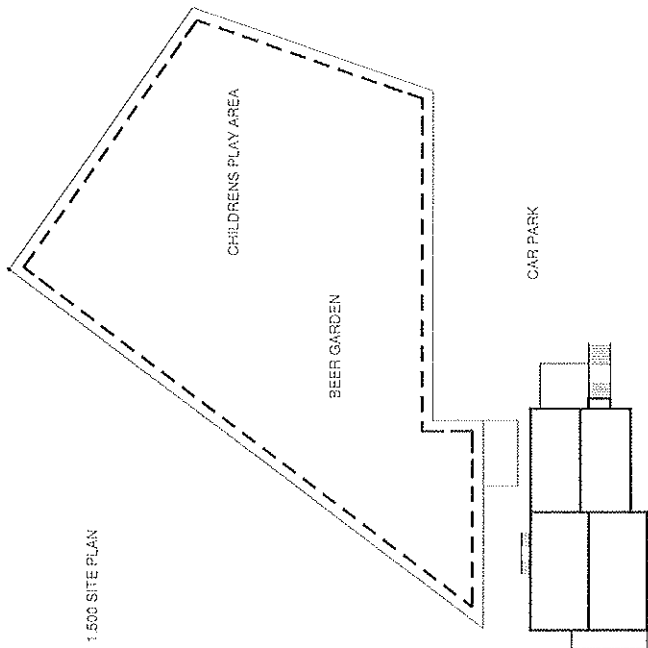
14. The Licensee and staff must ensure that children under 18 years of age vacate the premises by 19.30 hours.
15. Children accompanied by a parent or guardian shall only be allowed in designated areas within the premises and the designated area of the beer garden.

Annex 3 - Conditions attached after a hearing by the Licensing Authority

Not Applicable.

F:\DEV\TEMPLATE\LIC.STD\LICENCE CONDITIONS\GEORGE, IDLE - BDPRA0440

ANNEX 4



- (FB) Fire Blanket
- (P) Dry powder extinguisher
- (F) Foam extinguisher
- (Co2) Co2 extinguisher
- (HD) Smoke detector
- (Exit) Illuminated exit sign to current legislation
- (BGA) Break glass alarm point
- (AS) Alarm sounder
- (EL) Emergency Light
- Licensed Area

<p>THIS PLAN, WITHIN THE SCOPE OF A FIRE RISK ASSESSMENT, HAS BEEN PREPARED IN ACCORDANCE WITH THE FIRE PREVENTION AND PROTECTION ACT 1997 AND THE FIRE SMOKE AND SOUNDING REGULATIONS 2002. ALL WORKS TO BE COMPLETED BY 15/01/2023. ANY CHANGES TO BE REPORTED TO THE DESIGNER.</p>	
<p>100 TITLE</p> <p>THE GEORGE LEEDS ROAD IDLE BRADFORD BD10 9SU</p>	<p>DRAWING TITLE</p> <p>LICENSING PLAN</p>
<p>SCALE</p> <p>1:100</p>	<p>DRAWING NO</p> <p>1269 /LO1</p>
<p>DATE</p> <p>SEP 12 2023</p>	<p>DRAWN BY</p> <p>ADH</p>
<p>insight 22/09/2023</p> <p>18 ROBERTSON LANE, ROBERTSON TOWNSHIP LIVERPOOL, WIRCHES, CHESHIRE, W41 2JL</p> <p>T: 01524 411231 F: 01524 411247 E: admin@insightdesign.co.uk www.insightdesign.co.uk</p>	

Licensing Act 2003 Premises Licence Summary

BD/PRA0440

Date Issued: 30/08/2005

Premises Details

POSTAL ADDRESS OF PREMISES, OR IF NONE, ORDNANCE SURVEY MAP REFERENCE OR DESCRIPTION

George Hotel

142 Leeds Rd, Idle, Bradford, West Yorkshire, BD10 9SU.

Telephone 01274 612087

WHERE THE LICENCE IS TIME LIMITED THE DATES

Not applicable

LICENSABLE ACTIVITIES AUTHORISED BY THE LICENCE

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Licensing Act 2003 Premises Licence Summary

BD/PRA0440

Date Issued: 30/08/2005

THE TIMES THE LICENCE AUTHORISES THE CARRYING OUT OF LICENSABLE ACTIVITIES continued ...

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WHERE THE LICENCE AUTHORISES SUPPLIES OF ALCOHOL WHETHER THESE ARE ON AND / OR OFF SUPPLIES

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

NAME, (REGISTERED) ADDRESS OF HOLDER OF PREMISES LICENCE

Punch Taverns PLC Jubilee House, Second Avenue, Burton Upon Trent, Staffordshire, DE14 2WF.

REGISTERED NUMBER OF HOLDER, FOR EXAMPLE COMPANY NUMBER, CHARITY NUMBER (WHERE APPLICABLE)

Punch Taverns PLC 0375264

NAME OF DESIGNATED PREMISES SUPERVISOR WHERE THE PREMISES LICENCE AUTHORISES THE SUPPLY OF ALCOHOL

Paul Andrew GRIFFIN

STATE WHETHER ACCESS TO THE PREMISES BY CHILDREN IS RESTRICTED OR PROHIBITED

Children under 18 years of age must vacate the premises by 19:30 hours.

APP 2

Licensing Team, Room 402, City Hall, Bradford, BD1 1HY

Application for a 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 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/We (insert name(s) 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 club premises, or if none, ordnance survey map reference or description

THE GEORGE
142. LEEDS ROAD
IDLE

Post town

BRADFORD

Post code (if known)

BD10 9SU

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

PUNCH TAVERNS / PAUL GERRIN

Number of premises licence or club premises certificate (if known)

Part 2 – Applicant details

I am

Please tick ✓

1) An interested party:

a) A person living in the vicinity of the premises



please complete (A) or (B) below

b) A body representing persons living in the vicinity of the premises



please complete (A) or (B) below

c) A person involved in business in the vicinity of the premises



please complete (A) or (B) below

d) A body representing persons involved in business in the vicinity of the premises



please 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)

Mr	<input checked="" type="checkbox"/>	Mrs	<input type="checkbox"/>	Miss	<input type="checkbox"/>	Ms	<input type="checkbox"/>	Other title (for example, Rev)	<input type="checkbox"/>
Surname		First names							
<input type="text"/>		<input type="text"/>							

Please tick ✓

I am over 18 years old or over

☒

Current address

Post Town

Postcode

Daytime contact telephone number

Email address (optional)

(B) DETAILS OF OTHER APPLICANT

Name	MRS
Address	LEEDS ROAD IDLE BRADFORD BD10 9SQ
Telephone number (if any)	01274
E-mail (optional)	

Please tick ✓

- 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

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

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

Date 13/10/09

Capacity

Contact Name (where not previously given) and 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 by e-mail your e-mail address (optional)

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.

Information on the Licensing Act 2003 is available on the website of the Department of Culture, Media and Sport (http://www.culture.gov.uk/alcohol_and_entertainment) or from Bradford Metropolitan District Council (<http://www.bradford.gov.uk/council/licensing>), your local licensing authority.

Please tick ✓

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

☐

If yes please state the date of that application

Day	Month	Year
<input type="text"/>	<input type="text"/>	<input type="text"/>

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

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

We are seeking an alteration to the current opening and closing hours of this public house. We are looking to have this changed to:

**opening 11am - last orders to be at 11.00pm on weekdays & Sundays
& 11.30 pm Friday & Saturday**

Normal family life has become a thing of the past for residents in this neighbourhood and we believe that the misuse of the current license is the paramount cause of the problems we are having to endure and is exacerbating the situation.

Our daily lives and sleeping patterns are being dictated to by a group of inexperienced bar workers who are allowing customers to call the shots. The DPS, Paul Griffin, is only in attendance during day light hours, he does not live on the premises and claims to be unaware of what is happening in HIS premises.

The licensing hours currently in place are regularly being flouted and this action has attracted an unsavoury element to the premises in order to take advantage of the 'anything goes' policy in place. A police officer attending a call out about fighting in the pub sustained injuries himself. The alterations to the licensing hours of the public houses in Idle Village has just moved the problems they encountered to here.

We are having to endure a succession of taxis bringing late night drinkers to the premises along with the procedure in reverse when drinkers leave. Taxis are blaring horns, people are standing out on the street shouting, swearing, screaming and in some instances fighting. These nuisances are every weekend and continue until 3.30 am and beyond.

Beer bottles are thrown onto the road, pavements and grass verges. Bottles and glasses are left outside overnight on the benches on the main roadside of the premises.

All government agencies have been involved to attempt to curtail these disturbances, but due to the Premises Manager lack of co-operation, their efforts have been in vain. There is a Breach of License re: music being played until the early hours of the morning with doors and windows being left open despite the issuing of the noise abatement notice. The music license is only until 01.00 at the latest but it goes on until 0300 at least.

This is a residential area and this is impacting greatly on the lives of numerous residents / neighbours. How can this level of intrusion be acceptable for people who work.

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

COPY ATTACHED OF
DIARY OF EVENTS SINCE 14/02/09
- ANY MISSING DATES - AWAY FROM HOME

Re: George Public House, Leeds Road, Idle, Bradford BD10

- 14/02/09 - Group out on this decking until **2am** - very noisy, thought they were fighting at one point. Noise from taxi car horns calling at the pub until **2.30 am**
- 26/02/09 - Noise from drinkers still out on decking at **1.30 am** - then taxi performance
- 7/03/09 - Very noisy - people still leaving at **3.20 am** - taxis again blaring horns followed by noise of scraping of furniture being dragged across the said decking and stacked.
- 8/03/09 - **1.55 am** Noise from people leaving and again taxi horns blaring.
- 13/03/09 - Very loud music, door open, could be heard up Apperley Road. This continued until late. At **1.30 am** two girls fighting out on the decking accompanied by shouting, screaming very bad language. One girl who had been fighting was then crying and screaming and banging on the fire door to be let back into the pub. The door was opened and she was allowed back in. At **2.45 am** people leaving shouting and loud, coupled with the arrival of taxis blaring horns.
- 14/03/09 Visited police station at Javelin House to report problems and handed in this log. Was advised that PC Buchanan would contact us. He did not - after 7 days I had to visit station to see him
- 20/03/09 Taxis blaring horns upto **2.15 am**
- 21/03/09 Loud music, noise from people out on decking - taxis until **1.30 am**
- 27/03/09 Again screaming and noise from decking - taxi horns
- 15/04/09 Bin collection at **3.55 am**
- 01/05/09 Group of young lads out on decking - threw 2 chairs over rail into fish pond. All left the pub carrying bottles. NB: It took two days before the chairs were fished out - just how deep is this pond?
- 02/05/09 1.30am - very noisy - groups of people out at the front of the pub being abusive to passing people. Police called - did not attend only drove by. Had they stopped they would have heard the volume of the music which went on until **2.00am** - again noise from taxis.

08/05/09	
09/05/09	Very noisy from pub, out on decking until 1 am - then taxi situation
15/05/09	
16/05/09	
18/05/09	No change - as above
22/05/09	
23/05/09	No change - just the same disturbances
27/05/09	Bin collection at 3.45 am
29/05/09	
30/05/09	No change - just the same
05/06/09	
06/06/09	No change - just the same
12/06/09	
13/06/09	No change - just the same
19/06/09	
20/06/09	No change - just the same
25/06/09	
26/06/09	No change -
27/06/09	Noise, screaming etc went on until 3.30 am
28/06/09	Sunday - Music and noise from inside and out went on until 1.30 am. Police called but did not attend.
29/06/09	Visited police station with video and sound evidence.
03/07/09	Screaming and shouting from inside and out. Music very loud , taxis coming none stop. Collections being taken <u>from</u> some taxis turning up !!
19/07/09	Sunday night - people out on decking until 11.20 - very noisy
09/08/09	Sunday -Drinkers still out on decking at 11.30pm, then people out at the front of the pub screaming and shouting - 1.45am when last one left.
17/8/09	3.52 am rubbish collection.
14.09.09	Monday at 03.10 - rubbish collection

02 & 03/10	Both evenings just the same - noisy and taxis blaring horns.
04/10/09	Bin collection at 03.30
12/10/09	Taxis at 1.15 am Premises closed and locked 1.29am

Memo

To: Licensing
City Hall
Channing Lane
Bradford.

Department of Environment and Neighbourhoods

Environmental Protection Team

2nd Floor
Shipley Town Hall.
Kirkgate
Shipley
West Yorkshire BD183EL

From: Maureen Thompson

Date: 4th November 2009

Tel: (01274) 437081
Fax: (01274) 532767

Email: maureen.thompson@bradford.gov.uk

Re: The George Hotel, 142 Leeds Road, Thackley, Bradford. BD10 9SU

In respect of the review application for the above premises, I have the following submission in regard of the issue of noise.

History

This Department has received a number of complaints from local residents regarding noise nuisance from The George Hotel. The complainants primary concern is the issue of noise break-out from the building during the provision of regulated entertainment. There are also concerns about noise from people drinking and smoking outside on the decking area at the rear of the property.

Monitoring of the premises led to the establishment of a Statutory Nuisance from noise from music and an Abatement Notice was served under the Environmental Protection Act 1990 on Mr Paul Griffin on the 1st September 2009.

Recommendations

Noise from inside the George

In order to protect the amenity of the immediate residents I would request that the time limit for regulated entertainment be midnight throughout the week. I would also recommend that noise limiters be fitted on all amplifying equipment and set at levels agreed with the Environmental Protection Department.

To prevent noise break-out all doors and windows shall be kept closed when regulated entertainment is taking place, except for access and egress. No amplified music to be heard outside of the premises.

Noise outside the George.

No licensing activities should take place outside after 22:30 hours. The outdoor drinking areas should be cleared of customers no later than 22:30 hours.



Regards

Maureen

Mrs M. Thompson.
Environmental Health Officer
Pollution Team

2 November 2009

Leamington Drive
Idle
BRADFORD
BD10 9ST

Licensing Team
Room 402
City Hall
Bradford
BD1 1HY

To whom it may concern:-

This correspondence is in support of the request for an application to review the premises licence or club certificate issued under the Licensing Act 2003, in regard to The George Public House, Leeds Road, Idle, Bradford.

For over the past twelve months the premises have played music until the early hours of the morning from Thursdays to Sundays to the detriment of ourselves and our neighbours. Not only is music played but there is raucous noise that accompanies this, normally consisting of shouting and swearing and occasionally loud singing. We have been in contact with both the West Yorkshire Police and Bradford Council Environmental Team on several occasions regarding the premises, we have had several meetings with representatives of both to try and resolve the matter without resorting to such an application as this. However, despite our best attempts this has been unsuccessful and we have no option except to ask that the licensable hours be amended to fit in with a public house in a quiet residential area and not one that reflects the night time economy of a busy city centre.

In October 2009 alone the following has occurred:-

Monday 12 October - music and shouting coming from the public house until 23.50.
Friday 16 October – music, shouting and swearing until 02.30.
Friday 23 October – music, shouting, laughing until 01.30.
Saturday 31 October – music, shouting and swearing until 00.50.

The above are just a few examples that we have documented, almost every night, music blasts out until around 11.30 no matter what, my understanding was that the landlord of the premises is responsible to ensure that issues like this do not occur but they seem to ignore this.

The impact this is having on our lives is that every night we have no option except to stay up until at least midnight which is causing us anxiety and distress. This then impacts on our daily lives.

We are aware that our neighbours have requested the review of the premises license and we are in full support of them, the premises are clearly causing a public nuisance to the local residents who live closest to the establishment.

We would be willing to attend any formal hearings regarding this matter and would appreciate an acknowledgement of this letter and to be kept updated as to how this progresses.

Yours sincerely

Mr .

Department of Legal&Democratic
Services,
Licensing Team,
Room 402 City Hall
Bradford
Bd1 1HY.

Mr
Apperley Road
Bradford
BD10 9TP

3 Nov 09

Subject, The George 142 Leeds Rd
(Licensing Hours)

As a nearby resident I would strongly object to the continued extended opening hours currently in force, For the following reasons.

- 1, Exceptionally high noise levels going on until the early hours
In some instances after closing time.
- 2, Children running about unsupervised, This continues in some
Instances past midnight.
- 3, Vandalism!. On four occasions I have reported damage to the dry
Stone wall, The last time it was completely destroyed.
I can only assume the patrons children where responsible.
- 4, The owners/landlord seems to have no regard for local environment
For example old fridges pallets and building material left in the street
Also we have refuse blowing down the street I must assume from the
New open air veranda. ie crisp and cigarette packets etc.

Note, The damage to dry stone wall, Building materials etc were reported
and dealt with by the council as being a safety hazard.

Regards.

Leeds Road
Idle
Bradford
BD10 9SQ

28 October 2009

Mrs M McGurk
Senior Licensing Office
City Hall
Bradford
BD1 1HY

Delivered By Hand

Dear Mrs McGurk

Re: Licensing Act 2003 – Application for Review of Licence – The George Hotel, 142 Leeds Road, Idle, Bradford.

I am writing regarding the application for the review of the license at above premises. I would like the licensing hours to be changed due to the ongoing problems we are having regarding the noise and after hours serving at the George Hotel.

This is an ongoing problem and has been a problem for over 12 months now, we have problems with people leaving the pub at 2-3 am on weekends, taxi horns beeping outside the pub at all hours and also the noise from live bands and disco's.

I would like it to be considered that the hours are changed to try and stop the problems we are having, we understand that there is noise from pubs but the after hours serving and people leaving the pub at all hours is now getting ridiculous.

Yours sincerely

Miss

City of Bradford MDC
Licensing Team
City Hall
Bradford
BD1 1HY

Leeds Road
Idle
Bradford
West Yorkshire
BD10 9SE

27th October 2009

Dear Sirs

Licensing Act 2003 - Application for review of license
The George, 142 Leeds Road, Idle, Bradford BD10 9SU

I write to support the application for review of the current license regarding this property.

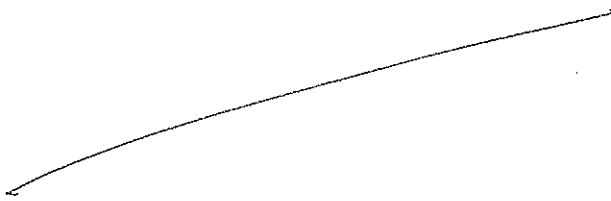
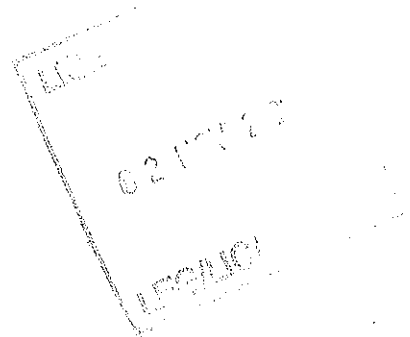
I live across the road from The George, in a ground floor flat, with my bedroom looking out onto Leeds Road and my life has been disrupted by these premises for the last 10 months.

I leave for work before 7.30am and due to the constant disturbances both from late night drinkers shouting and swearing out on the pavement, to constant taxis calling at this pub - I am tired out. This disturbance continues until the early hours. The area around the pub is left with an array of broken bottles and discarded glasses.

On Saturday morning 17th October 2009 people were still leaving in taxis and the associated noise went on until 6 am.!

This was a very nice quiet well respected place to live and I hope the reduction in the pubs opening hours will restore this opinion.

Yours sincerely

A long, sweeping handwritten signature in black ink.

Mr and Mrs
Apperley Road
Bradford
West Yorkshire
BD10 0AU

Dear Sir/Madam

This is a letter supporting the recent Licence Review application to revoke the late licence for The George Public House, 142 Leeds Road, Idle, Bradford.

The late licence has made life, at times, intolerable for local residents. The major problems are at the weekend although the noise can be bad at anytime e.g. Thursday 17/09/2009 excessive noise and Tuesday 22/09/2009 once again excessive noise very early – on this occasion we did contact the police – as well as excessive noise 13/09/2009. The BBQ (6pm-8pm – with music outside)/Karaoke/Disco (9pm – 1am) every Friday and a live band every Saturday/ Sunday night (9pm – whenever) has meant that noise penetrates the house. At such times we are unable to sleep in the front bedroom or use other rooms at the front of the house. Also in the summer we cannot use our garden without noise intrusion. At the weekend all windows need to be kept shut, whatever the weather, in order to try and minimise any noise. The noise even permeates triple glazing that we had installed in the main front bedroom in order to alleviate noise.

The illegal and extensive elevated decking has greatly exacerbated the problem – we are aware that that is a planning issue – but it has meant far greater noise for longer. Groups congregate on the decking. Doors and windows are automatically left open which means that the noise travels further. The licence conditions are not being adhered to – that doors and windows are closed and decking cleared by 11.15pm. Also the landlord does not appear to live on the premises and therefore does not know/care about the disturbance caused to local residents. In our minds he is not being a “good neighbour”.

We strongly feel that revoking the late licence at The George Pub will go some way to making the lives of local residents bearable once again. At present the landlord fails to adhere to some existing restrictions e.g. keeping doors and windows shut, clearing the decking at the correct time and monitoring the behaviour of his customers and local residents feel that he has no concern whatsoever for their thoughts and feelings. Would a noise abatement order also be applicable?

Finally we have been appalled that as soon as the licence review notice was placed on the lamppost outside the pub it was removed. Once it is replaced it happens again e.g. it was gone by pm. Friday 30th October. We emailed the council to let them know but of course it was too late for them to do anything about that before the weekend.

Thank you for taking the time to read this letter and we look forward to being advised of the date of the meeting when this will be discussed.

Yours faithfully

(01.11.09)

Nov. 1st 2009

Leamington Drive,

Leeds Road

Idle

BD10 9ST.

Dear Sir,

I am writing to voice my support of the revoking of the late licence for the George Public House, situated nearby at the end of my street. Countless times there has been loud music at very late hours, even when their doors are closed.

Taxis are regularly heard picking up customers who are sometimes rowdy. Other times they have run up the road noisily and shouting.

I am 75 yrs of age and lived here for 49 years. In the past we never had cause for complaint with the landlords or how the pub was run but in recent months things have gone from bad to worse!

It would be wonderful if a solution could put an end to the problems!!!

Yours sincerely, Mrs.

Melanie McGurk

From:

Sent: 03 November 2009 22:27

To: Melanie McGurk

Subject: SUPPORT TO REVOKE LATE LICENCE AT THE GEORGE PUB 142 LEEDS ROAD

I am writing to support the request to have the late licence revoked for the George Pub at 142 Leeds Road, Idle, Bradford.

I support the request to have the late licence revoked as I feel that it is not suitable for the residential area that the pub is in.

The problems that the late licence causes is excess noise levels late at night and in the early hours of the morning when I am trying to sleep. On many occasions I have been woken up due to shouting in the street when people leave the pub in the early hours of the morning.

I also think that the pub is breaking the rules of the licence agreement in regards to the music and live bands, especially on a weekend as the staff and people using the pub continually leave the doors of the pub open when music is playing and I can hear this music even with all our home doors and windows closed, which is unacceptable.

The issues regarding noise are causing a particular problem for me as I am unable to get to sleep on a night and getting hardly any sleep due to the pub as I have to be up at 5:15am for work and on many occasions have been woke up by people from the pub as late as 1:30am.

The pub is open much longer than it needs to be for a residential area and there is no consideration to the excessive noise levels, particularly when live bands are on or DJ's etc and I don't think that residents should be able to hear the music from their own homes, especially at such a late hour.

I have family that live at the tenterfields side of Apperley Bridge and they have informed me that they can even hear the bands and music from the George pub from their own doorstep.

Regards,

Apperley Road
Apperley Bridge
Bradford
BD10 OAU

(01274

04/11/2009

Melanie McGurk

From:

Sent: 03 November 2009 22:32

To: Melanie McGurk

Subject: George Pub 142 Leeds Road Bradford - REVOKE LATE LICENCE

I am writing to support the request to have the late licence revoked for the George Pub at 142 Leeds Road, Idle, Bradford.

I support the request to have the late licence revoked as I feel that it is not suitable for the residential area that the pub is in.

The problems that the late licence causes is excess noise levels late at night and in the early hours of the morning when I am trying to sleep. On many occasions I have been woken up due to shouting in the street when people leave the pub in the early hours of the morning.

I also think that the pub is breaking the rules of the licence agreement in regards to the music and live bands, especially on a weekend as the staff and people using the pub continually leave the doors of the pub open when music is playing and I can hear this music even with all our home doors and windows closed, which is unacceptable.

The pub is open much longer than it needs to be for a residential area and there is no consideration to the excessive noise levels, particularly when live bands are on or DJ's etc and I don't think that residents should be able to hear the music from their own homes, especially at such a late hour.

I have family that live at the tenterfields side of Apperley Bridge and they have informed me that they can even hear the bands and music from the George pub from their own doorstep.

Regards,

Apperley Road
Apperley Bridge
Bradford
BD10 OAU

(01274

04/11/2009

Leamington Drive
Idle
Bradford
BD10 9ST

5 November 2009

Licensing Team
Legal & Democratic Services
Room 402, City Hall
Bradford
BD1 1HY

The George Hotel , 142 Leeds Road, Idle, Bradford, BD10 9SU.

Dear Sir / Madam

This letter is in support of the licence review and revoking of the late night licence for the above premises.

My objections to the current licence and also the music licence are the continual noise from the pub creating loud noise, shouting, use of foul language and general anti social behaviour into the early hours of the morning sometimes until 4am.

When music is being played especially live bands the volume is such as it can be heard some distance from the pub and inside our house even with doors and windows closed. The pub doors are left open when music is being played thus breaching the conditions of the licence.

I also believe that alcohol is being served after permitted hours due to the lateness of people leaving the premises.

We have lived at this address for 37 years and have had no problems until the granting of the late licence and music licence. This is a quiet residential area and we feel our lives have become blighted from the activities emanating from this public house and it's licensee.

Yours Sincerely .

09 NOV 2009

Melanie McGurk

From: melanie.mcgurk@bradford.gov.uk
Sent: 01 November 2009 11:31
To: Melanie McGurk
Subject: The George Pub,Leeds Road,Idle,Bradford - licence issues.

We wish to formally convey our request that the licence for the above premises is reduced to that of an acceptable level.

We are constantly disturbed from this venue by noise and disturbance late at night and also in the early hours. it is quite evident that there are customers using the pub very late at night and we have seen people there as late as 4.30am. We can only assume that drinks are still being served at this time and that this is against the licencing agreement the landlord holds.

The pub does have a large deck (planning permission refused) and we appreciate that this is not your department but the clientele of the pub use this area outside constantly at all times and as a result the noise levels we experience are exacerbated.

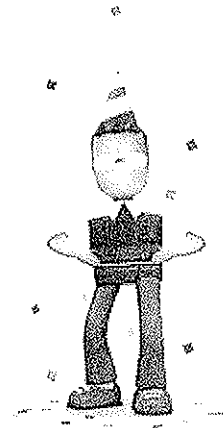
For your further information our home is at the rear of the pub and approximately 25 yards from their premises.

Please accept this email in lieu of a letter in view of the current disruption to postal services.

Many thanks

Apperley Road
Idle
Bradford
BD10 0AU

contact tele: 01274



APP 5

Department of Legal and Democratic Services
Licensing Team
Room 402
City Hall
Bradford
BD1 1HY

Dear Sirs,

Re Review of License for The George Hotel, 142 Leeds Road, Bradford BD10 9SU

I write to object to the review taking place, which I have been told is intended to have the trading hours at the pub reduced, particularly on a Friday and Saturday night.

My reasons for objecting to the review/reduction of trading hours are as follows:-

- The pub provides an excellent venue where young and old alike can socialise together in a safe, local environment.
- The late night clientele represents a cross section of all age groups and are not, in our opinion, considered to be unruly or noisy.
- In all the years we have been customers we have never witnessed any behaviour we would consider to be of a nuisance to local residents or would object to on our own doorstep.
- The pub has been there far longer than any of the local residents. If someone buys a house near a pub they have to expect a certain amount of noise that they wouldn't encounter elsewhere e.g. car doors slamming, kids playing, people laughing, shouting their goodbyes etc.
- In order to prevent late night noise the outdoor seating/smoking area is closed at 11.15 p.m. every night. There is clear signage on the exit door to this effect. It is also strictly monitored by staff and respected by customers. The regular customers are also quick to point out to anyone unfamiliar with the rule, and unwittingly attempting to access the area after this time, that it is off limits. The same applies to the regulations regarding drinking outside the front and/or side entrances.
- The majority of the customers are regulars, mindful of the fact that there are homes close by and respect the resident's right to peace and quiet.
- Despite being of the 'older generation' we enjoy having somewhere where we are able to stay out late at the weekend without having to travel to the City Centre which we would not consider an enjoyable experience these days.

My husband and I, both in our early fifties, are respectable members of the community and regular customers at The George. We do not believe there are any valid reasons for this review/reduction of trading hours and fully support Paul and Helen Griffin and the hospitality they provide.

Albion Road, Idle, Bradford BD10 9QN
07/11/09

Department of Legal & Democratic Services
Licensing Team
Room 402
City Hall
Bradford
BD1 1HY

Dear Sirs,

Re Review of license for The George Hotel, 142 Leeds Road, Bradford, BD10 9SU

I write to object to the review taking place, which I have been told is intended to have the trading hours at the pub reduced, particularly on a Friday and Saturday night.

My reasons for objecting to the review / the reducing of trading hours are as follows:

Reasons

Reasons for objecting to the review:-
We've been coming into the George Pub
for over 20 years now and found it is a
well establish, no trouble and friendly atmosphere
All the staff and management are excellent.
It is a great place to socialise and meet
friends. With the recession going on, cutting back
hours would mean less money for the Pub.
(Please keep it the same hours.)
Also why buy a house near a Public House?

Signed
Print Name
Address
Dated

ALBION RD
IDLE
BD10 9QN

92/11/09

Department of Legal & Democratic Services
Licensing Team
Room 402
City Hall
Bradford
BD1 1HY

Dear Sirs,

Re Review of license for The George Hotel, 142 Leeds Road, Bradford, BD10 9SU

I write to object to the review taking place, which I have been told is intended to have the trading hours at the pub reduced, particularly on a Friday and Saturday night.

My reasons for objecting to the review / the reducing of trading hours are as follows:

Reasons

As a regular at 'The George', I know that the customers are not unruly or noisy late at night.

The neighbours have chosen to purchase a house nearby a pub and therefore I don't feel they should be dictating as to public house hours etc!

Signed
Print Name
Address
Dated

Averingcliff Rd
Idle BD10 9HQ

3.11.09.

Department of Legal & Democratic Services
Licensing Team
Room 402
City Hall
Bradford
BD1 1HY

Dear Sirs,

Re Review of license for The George Hotel, 142 Leeds Road, Bradford, BD10 9SU

I write to object to the review taking place, which I have been told is intended to have the trading hours at the pub reduced, particularly on a Friday and Saturday night.

My reasons for objecting to the review / the reducing of trading hours are as follows:

Reasons

Buying a house at the side of a pub
You should expect certain things but
here at 'The George' there is no
loud or aggressive behaviour so I am
puzzled as to why the neighbours are
complaining!

Signed
Print Name
Address
Dated

Craft Street
Idle Bradford.

3.11.09.

Department of Legal & Democratic Services
Licensing Team
Room 402
City Hall
Bradford
BD1 1HY

Dear Sirs,

Re Review of license for The George Hotel, 142 Leeds Road, Bradford, BD10 9SU

I write to object to the review taking place, which I have been told is intended to have the trading hours at the pub reduced, particularly on a Friday and Saturday night.

My reasons for objecting to the review / the reducing of trading hours are as follows:

Reasons

The pub is well maintained- i.e decking areas closed on time, road areas closed on time, no problems in regards to noise & No disruptions to local residents.

The pub is fully maintained effect for both the local neighbours and the regulars of the pub.

Signed
Print Name
Address
Dated

Elmwood Place
Undercliffe
Bradford
BD2 3NA

5th November 2009

Department of Legal & Democratic Services
Licensing Team
Room 402
City Hall
Bradford
BD1 1HY

Dear Sirs,

Re Review of license for The George Hotel, 142 Leeds Road, Bradford, BD10 9SU

I write to object to the review taking place, which I have been told is intended to have the trading hours at the pub reduced, particularly on a Friday and Saturday night.

My reasons for objecting to the review / the reducing of trading hours are as follows:

Reasons

Because I work until late on both these nights and like to call in for a pint after work. If the hours were reduced this would not be possible.

Also if people buy houses next to a pub then they should expect some level of noise and should not complain about people enjoying themselves. The pub has been here longer than they have.

Signed
Print Name
Address
Dated

Cross Rd BD10 9RU

7/11/09

Department of Legal & Democratic Services
Licensing Team
Room 402
City Hall
Bradford
BD1 1HY

Dear Sirs,

Re Review of license for The George Hotel, 142 Leeds Road, Bradford, BD10 9SU

I write to object to the review taking place, which I have been told is intended to have the trading hours at the pub reduced, particularly on a Friday and Saturday night.

My reasons for objecting to the review / the reducing of trading hours are as follows:

Reasons

I work quite late most
evenings and very much enjoy
a couple of drinks to wind
down before I go home to my family.

Signed
Print Name
Address
Dated

Railway Rd IDE

09.11.09

Department of Legal & Democratic Services
Licensing Team
Room 402
City Hall
Bradford
BD1 1HY

Dear Sirs,

Re Review of license for The George Hotel, 142 Leeds Road, Bradford, BD10 9SU

I write to object to the review taking place, which I have been told is intended to have the trading hours at the pub reduced, particularly on a Friday and Saturday night.

My reasons for objecting to the review / the reducing of trading hours are as follows:

Reasons

I live as near to the pub as the people who
are objecting/complaining and do not have any
problems with people legally enjoying themselves.
The landlord keeps a strict reign on rowdy
behaviour.
Which came first, the pub or the neighbours,

Signed
Print Name
Address
Dated

APPERLEY ROAD
APPERLEY BRIDGE
BRADFORD
BD10 9TP
5/11/09

Department of Legal & Democratic Services
Licensing Team
Room 402
City Hall
Bradford
BD1 1HY

Dear Sirs,

Re Review of license for The George Hotel, 142 Leeds Road, Bradford, BD10 9SU

I write to object to the review taking place, which I have been told is intended to have the trading hours at the pub reduced, particularly on a Friday and Saturday night.

My reasons for objecting to the review / the reducing of trading hours are as follows:

Reasons

This Pub is the heart of the community & ~~could~~ be ashamed if the hours were reduced; it is a well-managed pub which follows strict rules. No restrictions to suit everybody. Noise pollution is kept at minimal as can be; I live over the road and have no complaints with nuisance or noise.

Signed
Print Name
Address
Dated

Marlborough Road, Idle
6/11/08.

Department of Legal & Democratic Services
Licensing Team
Room 402
City Hall
Bradford
BD1 1HY

Dear Sirs,

Re Review of license for The George Hotel, 142 Leeds Road, Bradford, BD10 9SU

I write to object to the review taking place, which I have been told is intended to have the trading hours at the pub reduced, particularly on a Friday and Saturday night.

My reasons for objecting to the review / the reducing of trading hours are as follows:

Reasons

The government made it law for
pubs to serve alcohol 24 hours!!!

The George shuts at 1am

BIG WOW

Signed
Print Name
Address

Dated ~~BRDIO 9RU~~

CROSS ROAD 10LE
8/11/09.

Department of Legal & Democratic Services
Licensing Team
Room 402
City Hall
Bradford
BD1 1HY

Dear Sirs,

Re Review of license for The George Hotel, 142 Leeds Road, Bradford, BD10 9SU

I write to object to the review taking place, which I have been told is intended to have the trading hours at the pub reduced, particularly on a Friday and Saturday night.

My reasons for objecting to the review / the reducing of trading hours are as follows:

Reasons

We don't agree with the changing of hours to the
The George Public House because
It is a nice friendly pub, with no trouble, excellent
bar staff, kitchen + management staff
fantastic place to socialise and meet friends
These people knew when buying a house near a public
house may experience some noise. (why buy a house)
(Also wages and money will be lost if there?
changed there's a session going on!)
Keep it the same hours
(WE LOVE THE GEORGE PUB)

Signed
Print Name
Address
Dated

ALBION ROAD

IDLE

BRADFORD BD10 9SU

9/11/09

Department of Legal & Democratic Services
Licensing Team
Room 402
City Hall
Bradford
BD1 1HY

Dear Sirs,

Re Review of license for The George Hotel, 142 Leeds Road, Bradford, BD10 9SU

I write to object to the review taking place, which I have been told is intended to have the trading hours at the pub reduced, particularly on a Friday and Saturday night.

My reasons for objecting to the review / the reducing of trading hours are as follows:

Reasons

The George public house has drastically improved in the last couple of years, all staff and management are very respectable and approachable. The pub has never been noisy when I have attended it. It has a great atmosphere and social environment. It has a great relaxing atmosphere which is also fun. It would be a shame to reduce the hours as this would affect a lot of regulars who attend the George, also staff would be affected with regards to wages etc. It is the only public house I attend now as there is never any trouble and a very friendly atmosphere. I feel the hours should stay the same as they are now.

Signed
Print Name
Address
Dated

Westfield Lane, Idle, Bradford. BD10 8UB
15/11/09.

Department of Legal & Democratic Services
Licensing Team
Room 402
City Hall
Bradford
BD1 1HY

Dear Sirs,

Re Review of license for The George Hotel, 142 Leeds Road, Bradford, BD10 9SU

I write to object to the review taking place, which I have been told is intended to have the trading hours at the pub reduced, particularly on a Friday and Saturday night.

My reasons for objecting to the review / the reducing of trading hours are as follows:

Reasons

The George offers a high standard of hospitality, serves good food and has friendly bar staff. The people who drink in the pub do not cause trouble and ^{do not} cause the people living in the surrounding areas any distress.

Signed
Print Name
Address
Dated

8/11/09. SIMPSON GROVE, IDLE, BRADFORD, BD10 9SE

Department of Legal & Democratic Services
Licensing Team
Room 402
City Hall
Bradford
BD1 1HY

Dear Sirs,

Re Review of license for The George Hotel, 142 Leeds Road, Bradford, BD10 9SU

I write to object to the review taking place, which I have been told is intended to have the trading hours at the pub reduced, particularly on a Friday and Saturday night.

My reasons for objecting to the review / the reducing of trading hours are as follows:

Reasons

AS Being in the catering trade,
myself a pub that actually opens
later is ideal for myself as it
means I can go and socialize
after work myself.

Signed
Print Name
Address
Dated

Hawthorn DR.

7/11/09

Department of Legal & Democratic Services
Licensing Team
Room 402
City Hall
Bradford
BD1 1HY

Dear Sirs,

Re Review of license for The George Hotel, 142 Leeds Road, Bradford, BD10 9SU

I write to object to the review taking place, which I have been told is intended to have the trading hours at the pub reduced, particularly on a Friday and Saturday night.

My reasons for objecting to the review / the reducing of trading hours are as follows:

Reasons

My partner and I are objecting for the following reasons,

- * We find it quite hard to understand how people feel that they can oppose and complain about licensing hours, when they chose to purchase a property within close proximity of a pub.
- * For years I have worked unsociable hours and have always appreciated the fact that I am able to still have some kind of social life and relaxation in a safe, friendly and welcoming environment after a hard days work.
- * The majority of public houses in Idle are situated within very close proximity of residential areas, therefore if the review is to go ahead in "the eyes of the law" this should set a precedence and every public house should have to go through the same thing.

On a personal thought alot of public houses are allowed to open 24 hours, the George is open till 1am. People who smoke are not allowed out of the back after 11:15pm and are told to be quiet when leaving the premises. It is the only public house in Idle that I know that does this!!!!

Signed
Print Name
Address
Dated

Craft Street Idle BD10 9QQ
8/11/09.

Department of Legal & Democratic Services
Licensing Team
Room 402
City Hall
Bradford
BD1 1HY

Dear Sirs,

Re Review of license for The George Hotel, 142 Leeds Road, Bradford, BD10 9SU

I write to object to the review taking place, which I have been told is intended to have the trading hours at the pub reduced, particularly on a Friday and Saturday night.

My reasons for objecting to the review / the reducing of trading hours are as follows:

Reasons

Pubs are closing every single day,
the George has not been as
popular for years. I and my family
have never had a bad experience
in the pub and everyone seems to
really enjoy themselves in a
pleasant atmosphere.

Signed
Print Name
Address
Dated

CARR HILL ROAD
CALVERLEY LEEDS
LS28 5PZ

Department of Legal & Democratic Services
Licensing Team
Room 402
City Hall
Bradford
BD1 1HY

Dear Sirs,

Re Review of license for The George Hotel, 142 Leeds Road, Bradford, BD10 9SU

I write to object to the review taking place, which I have been told is intended to have the trading hours at the pub reduced, particularly on a Friday and Saturday night.

My reasons for objecting to the review / the reducing of trading hours are as follows:

Reasons

- I LIVE ON THE SAME STREET AS THE GEORGE, AND HAVE NOT ONLY HEARD OF ANYTHING NEGATIVE WHEN TALKING ABOUT THE GEORGE.
- IT IS ONE OF FEW PUBS WHERE PEOPLE FROM THE COMMUNITY HAVE A PLACE TO COME RELAX WITH THEIR FRIENDS. I BELIEVE THE REDUCTION IN TRADING HOURS IS ANTI-SOCIAL DECISION, AND COULD POSSIBLY HAVE MANY RE-PERCUSSION ON THE SUCCESSFULNESS OF PUB. FRIDAY + SATURDAY ARE TWO MAJOR NIGHTS FOR THE PUBS SALES.
- PEOPLE WHO BUY A HOUSE NEXT TO PUB MOST SORELY EXPECT SOME NOISE PAST 11 PM.

Signed
Print Name
Address
Dated

HADESLEY ROAD
BRADFORD
BD10 0AX.
9/11/09.

Department of Legal & Democratic Services
Licensing Team
Room 402
City Hall
Bradford
BD1 1HY

Dear Sirs,

Re Review of license for The George Hotel, 142 Leeds Road, Bradford, BD10 9SU

I write to object to the review taking place, which I have been told is intended to have the trading hours at the pub reduced, particularly on a Friday and Saturday night.

My reasons for objecting to the review / the reducing of trading hours are as follows:

Reasons

IF HOURS AT THE GEORGE ARE REDUCED THERE
WILL BE NO WHERE FOR THE COMMUNITY AND
LOCALS TO RELAX ON A SATURDAY AND FRIDAY
~~NIGHT~~ NIGHT.

THE GEORGE WAS HERE BEFORE MANY OF THE
RESIDENTS AND I BELIEVE THAT PEOPLE SHOULDN'T
MOVE NEAR A PUB IF THEY CANT HANDLE
THE NOISE. MANY AREA'S OF THE PUB ARE OUT
OF BOUNDS AFTER 11 O'CLOCK TO HELP REDUCE
THE NOISE FOR LOCAL RESIDENTS AND I BELIEVE
THIS IS A FAIR COMPROMISE.

Signed
Print Name
Address
Dated

The Innings Idle
9/11/09

Department of Legal & Democratic Services
Licensing Team
Room 402
City Hall
Bradford
BD1 1HY

Dear Sirs,

Re Review of license for The George Hotel, 142 Leeds Road, Bradford, BD10 9SU

I write to object to the review taking place, which I have been told is intended to have the trading hours at the pub reduced, particularly on a Friday and Saturday night.

My reasons for objecting to the review / the reducing of trading hours are as follows:

Reasons

FROM A POINT OF VIEW FROM A POLICEMAN, THIS IS A
GREAT, WELL RESPECTED PUB. AND FROM MY EXPERIENCE -
ONE OF THE BETTER 'BEHAVED' PUBS, IT WOULD BE A SHAME
TO SEE IT LOOSE BUSSINESS AND CONSEQUENTIALLY SHUT
DOWN.

Signed
Print Name
Address
Dated

Wellington Ave.
8/4/09.

Department of Legal & Democratic Services
Licensing Team
Room 402
City Hall
Bradford
BD1 1HY

Dear Sirs,

Re Review of license for The George Hotel, 142 Leeds Road, Bradford, BD10 9SU

I write to object to the review taking place, which I have been told is intended to have the trading hours at the pub reduced, particularly on a Friday and Saturday night.

My reasons for objecting to the review / the reducing of trading hours are as follows:

Reasons

Our reasons for objecting to the review are :-

We have been coming here for approx 7 years and have never had any reason to dispute the trading hours. I have never seen any problems late at night or any other time. The landlord is very accomodating to the needs of his customers and the pub. This would have a bad impact on

Signed
Print Name
Address
Dated

Apperey 201, Idle BD10 9RR
9.11.09

the pub especially in a recession period. The smoking ban has also had a bad impact on this.

Department of Legal & Democratic Services
Licensing Team
Room 402
City Hall
Bradford
BD1 1HY

Dear Sirs,

Re Review of license for The George Hotel, 142 Leeds Road, Bradford, BD10 9SU

I write to object to the review taking place, which I have been told is intended to have the trading hours at the pub reduced, particularly on a Friday and Saturday night.

My reasons for objecting to the review / the reducing of trading hours are as follows:

Reasons

The George is friendly, well managed Pub. There decking area is closed on time and no glasses are allowed outside the front of Pub. In my opinion no disruption is made by this pub. and if these small minded, upright people ~~did not want to~~ wanted to live in complete silence they should not have chosen a place in the middle of a souable village to live and maybe should have chosen a house in the middle of a deserted woodland. they clearly have nothing better to do then complain about people enjoying themselves.

Signed
Print Name
Address
Dated

WOODBINE GRATE, IDLE, BRADFORD
5/10/09
BD08RD

Department of Legal & Democratic Services
Licensing Team
Room 402
City Hall
Bradford
BD1 1HY

Dear Sirs,

Re Review of license for The George Hotel, 142 Leeds Road, Bradford, BD10 9SU

I write to object to the review taking place, which I have been told is intended to have the trading hours at the pub reduced, particularly on a Friday and Saturday night.

My reasons for objecting to the review / the reducing of trading hours are as follows:

Reasons

I THINK REDUCING THE GEORGE
HOURS WILL REDUCE ITS
AMOUNT OF BUSINESS AND
TRADE RESULTING IN JOBS
BEEN LOST AND THIS
IS ~~SOME~~ SOME THING
WE CAN NOT AFFORD
IN THIS CURRENT
CLIMATE

Signed
Print Name
Address
Dated

LEES RD IDLE

07.11.09

Department of Legal & Democratic Services
Licensing Team
Room 402
City Hall
Bradford
BD1 1HY

Dear Sirs,

Re Review of license for The George Hotel, 142 Leeds Road, Bradford, BD10 9SU

I write to object to the review taking place, which I have been told is intended to have the trading hours at the pub reduced, particularly on a Friday and Saturday night.

My reasons for objecting to the review / the reducing of trading hours are as follows:

Reasons

I find it quite suprising that the people that are Complaining about the pub where locals themselves at one time.

Also as the public houses are a dying trade at the moment due to recession this is Very unfair.

Signed
Print Name
Address
Dated

Averingcliffe Rd
Idle Bradford BD10 9HQ
03/11/09

Department of Legal & Democratic Services
Licensing Team
Room 402
City Hall
Bradford
BD1 1HY

Dear Sirs,

Re Review of license for The George Hotel, 142 Leeds Road, Bradford, BD10 9SU

I write to object to the review taking place, which I have been told is intended to have the trading hours at the pub reduced, particularly on a Friday and Saturday night.

My reasons for objecting to the review / the reducing of trading hours are as follows:

Reasons

I've not lived in this area long
but I've never felt so welcome by
any group of people in my life. The
people that go and socialize in the
"George" are the nicest and friendliest
people you could wish to meet. Not to
mention the staff. The atmosphere is
friendly and relaxed. I can't see how
the review will affect this. I can't see how
the review will affect the life and
soul of the pub. If the hours
get reduced you'll end up with
a dead pub. I hope you can
see the sense in this and
don't reduce the hours.

Signed
Print Name
Address
Dated

NeoSheel
142, Bradford
BD10 9SU

Department of Legal & Democratic Services
Licensing Team
Room 402
City Hall
Bradford
BD1 1HY

Dear Sirs,

Re Review of license for The George Hotel, 142 Leeds Road, Bradford, BD10 9SU

I write to object to the review taking place, which I have been told is intended to have the trading hours at the pub reduced, particularly on a Friday and Saturday night.

My reasons for objecting to the review / the reducing of trading hours are as follows:

Reasons

AS A RESIDENT OF APPOLLON RD
I HAVE NO PROBLEM WITH ANY
ISSUES ARISE REGARDING NOISE.
THE PUB IS VERY POPULAR -
BUT THAT SHOULD BE TO THE
LANDLORDS CREDIT!

Signed
Print Name
Address
Dated

APPOLLON RD.

7th NOV 2009

Department of Legal & Democratic Services
Licensing Team
Room 402
City Hall
Bradford
BD1 1HY

Dear Sirs,

Re Review of license for The George Hotel, 142 Leeds Road, Bradford, BD10 9SU

I write to object to the review taking place, which I have been told is intended to have the trading hours at the pub reduced, particularly on a Friday and Saturday night.

My reasons for objecting to the review / the reducing of trading hours are as follows:

Reasons

I HAVE BEEN DRINKING IN THE GEORGE
FOR APPROXIMATELY 8 MONTHS AND HAVE FOUND
BOTH THE STAFF AND CUSTOMERS TO BE
VERY FRIENDLY AND COURTEOUS TO ALL. I HAVE
NEVER SEEN ANYONE INSIDE OR OUTSIDE THE PUB
BEHAVING INAPPROPRIATELY AND FEEL ALL DO THEIR
BEST TO ACT IN A MANNER WHICH FITS IN WITH
THE NEEDS OF BOTH THE CUSTOMER AND
THE LOCALS WHO LIVE NEAR

Signed
Print Name
Address
Dated

NEW STREET 106 BRADFORD
9/11/09

Department of Legal & Democratic Services
Licensing Team
Room 402
City Hall
Bradford
BD1 1HY

Dear Sirs,

Re Review of license for The George Hotel, 142 Leeds Road, Bradford, BD10 9SU

I write to object to the review taking place, which I have been told is intended to have the trading hours at the pub reduced, particularly on a Friday and Saturday night.

My reasons for objecting to the review / the reducing of trading hours are as follows:

Reasons

I believe all care is/and has been taken to ensure the local area & neighbors and businesses are respected & not disturbed. The establishment has strick rules that are continuously followed throughout trading/opening hours.

The George is a nice friendly place with good atmosphere and it would be a shame if this was to be ruined!

I Sam Robson agree all above is true to the best of my knowledge.

Signed
Print Name
Address
Dated

Cross Road 171E, Bradford.

3/11/2009

Department of Legal & Democratic Services
Licensing Team
Room 402
City Hall
Bradford
BD1 1HY

Dear Sirs,

Re Review of license for The George Hotel, 142 Leeds Road, Bradford, BD10 9SU

I write to object to the review taking place, which I have been told is intended to have the trading hours at the pub reduced, particularly on a Friday and Saturday night.

My reasons for objecting to the review / the reducing of trading hours are as follows:

Reasons

The George Pub was here before any of the houses,
I enjoy socializing with the people in the George;
The staff at the George close up on time and
take care to make sure everything is safe.
I am a local resident and I have no complaints
what so ever.

Signed
Print Name
Address
Dated

Springdale Crescent,
Idle,
Bradford,
BD10 9QR.

3/11/09.

Department of Legal & Democratic Services
Licensing Team
Room 402
City Hall
Bradford
BD1 1HY

Dear Sirs,

Re Review of license for The George Hotel, 142 Leeds Road, Bradford, BD10 9SU

I write to object to the review taking place, which I have been told is intended to have the trading hours at the pub reduced, particularly on a Friday and Saturday night.

My reasons for objecting to the review / the reducing of trading hours are as follows:

Reasons

This is one of very few pubs in the area that is still open too many are closing down. The George is somewhere to wind down on a weekend one of the pubs in the area that has no trouble with customers, has regular Quiz's, Music, football and snooker tournaments. It is a key part in the community a place for families and children. If the pub closes at early on a Sat and Friday it will cause the pub to ultimately close down too much money will be lost for it to stay open and will be a major loss to the community, families and people who's jobs ~~real~~ rely on the pub.

Signed
Print Name
Address
Dated

SORRIN CLOSE IDLE

9/11/09

Department of Legal & Democratic Services
Licensing Team
Room 402
City Hall
Bradford
BD1 1HY

Dear Sirs,

Re Review of license for The George Hotel, 142 Leeds Road, Bradford, BD10 9SU

I write to object to the review taking place, which I have been told is intended to have the trading hours at the pub reduced, particularly on a Friday and Saturday night.

My reasons for objecting to the review / the reducing of trading hours are as follows:

Reasons

unwarranted -

Signed
Print Name
Address
Dated

MES

BRACKEN GIDGE

CHURCH LANE

BRADFORD

BD10 9SL.

Department of Legal & Democratic Services
Licensing Team
Room 402
City Hall
Bradford
BD1 1HY

Dear Sirs,

Re Review of license for The George Hotel, 142 Leeds Road, Bradford, BD10 9SU

I write to object to the review taking place, which I have been told is intended to have the trading hours at the pub reduced, particularly on a Friday and Saturday night.

My reasons for objecting to the review / the reducing of trading hours are as follows:

Reasons

• The George is a family orientated pub that takes into consideration the local community and it's neighbours, however the late hours in which it is open should not be changed for those few that want to spoil the enjoyment of those people that drink there. The volume of the noise at the people in the pub isn't loud enough to warrant a complaint yet alone a licence review. The pub causes no damage to the local property and it's late night customers are very considerate to those living near-by when leaving. The people that want the licence renewed, I suggest, ~~stay~~ come and drink here then they will see that the pub is very aware of their neighbours. P.T.O

Signed
Print Name
Address
Dated

feeling that they should compare me to other local pubs in the area. Then they will see how fortunate to live near such a pleasant, welcoming and moderately quiet establishment.

yours sincerely

Kingston Grove

Thackley

Bradford

BD10 8PE

08.11.04

11. Reviews

THE REVIEW PROCESS

- 11.1 The proceedings set out in the 2003 Act for reviewing premises licences represent a key protection for the community where problems associated with the licensing objectives are occurring after the grant or variation of a premises licence.
- 11.2 At any stage, following the grant of a premises licence, a responsible authority, or an interested party, may ask the licensing authority to review the licence because of a matter arising at the premises in connection with any of the four licensing objectives.
- 11.3 In addition, a review of the licence will normally follow any action by the police to close down the premises for up to 24 hours on grounds of disorder or noise nuisance as a result of a notice of magistrates' court's determination sent to the licensing authority.
- 11.4 Licensing authorities may not initiate their own reviews of premises licences. Officers of the local authority who are specified as responsible authorities under the 2003 Act, such as environmental health officers, may however request reviews on any matter which relates to the promotion of one or more of the licensing objectives.
- 11.5 Representations made by a department of the local authority which is a responsible authority should be treated by the licensing authority in precisely the same way that they would treat representations made by any other body or individual.
- 11.6 In every case, the representation must relate to particular premises for which a premises licence is in existence and must be relevant to the promotion of the licensing objectives. After a licence or certificate has been granted or varied, a complaint relating to a general (crime and disorder) situation in a town centre should generally not be regarded as a relevant representation unless it can be positively tied or linked by a causal connection to particular premises, which would allow for a proper review of the licence or certificate. For instance, a geographic cluster of complaints, including along transport routes related to an individual public house and its closing time could give grounds for a review of an existing licence as well as direct incidents of crime and disorder around a particular public house.
- 11.7 Representations must be in writing and may be amplified at the subsequent hearing or may stand in their own right. Additional representations which do not amount to an amplification of the original representation may not be made at the hearing.
- 11.8 It is important to recognise that the promotion of the licensing objectives relies heavily on a partnership between licence holders, authorised persons, interested parties and responsible authorities in pursuit of common aims. It is therefore equally important that reviews are not used to drive a wedge between these groups in a way that would undermine the benefits of co-operation. It is good practice for authorised persons and responsible authorities to give licence holders early warning of their concerns about problems identified at the premises concerned and of the need for improvement. A failure to respond to such warnings is expected to lead to a decision to request a review.
- 11.9 Where the request originates with an interested party – e.g. a local resident, residents' association, local business or trade association – the licensing authority must first consider whether the complaint made is relevant, vexatious, frivolous or repetitious.

- 11.10 Further information for interested parties about the review process is available in "Guidance for interested parties: applying for a review" which can be found on the DCMS website.

REPETITIOUS REPRESENTATIONS

- 11.11 Relevance, vexation and frivolousness were dealt with in paragraphs 9.8 – 9.13 above. A repetitious representation is one that is identical or substantially similar to:
- a ground for review specified in an earlier application for review made in relation to the same premises licence which has already been determined; or
 - representations considered by the licensing authority when the premises licence was first granted; or
 - representations which would have been made when the application for the premises licence was first made and which were excluded then by reason of the prior issue of a provisional statement;

and, in addition to the above grounds, a reasonable interval has not elapsed since that earlier review or the grant of the licence.

- 11.12 Licensing authorities are expected to be aware of the need to prevent attempts to review licences merely as a second bite of the cherry following the failure of representations to persuade the licensing authority on earlier occasions. It is for licensing authorities themselves to judge what should be regarded as a reasonable interval in these circumstances. However, the Secretary of State recommends that more than one review originating from an interested party should not be permitted within a period of twelve months on similar grounds save in compelling circumstances or where it arises following a closure order.

- 11.13 The exclusion of a complaint on the grounds that it is repetitious does not apply to responsible authorities which may make more than one request for a review of a premises within a 12 month period.

- 11.14 When a licensing authority receives a request for a review from a responsible authority or an interested party or in accordance with the closure procedures described in Part 8 of the 2003 Act, it must arrange a hearing. The arrangements for the hearing must follow the provisions set out by the Secretary of State in regulations. The details may be viewed on the DCMS website. The Secretary of State considers it particularly important that the premises licence holder is fully aware of the representations made in respect of the premises, any evidence supporting the representations and that they or their legal representatives have therefore been able to prepare a response.

POWERS OF A LICENSING AUTHORITY ON THE DETERMINATION OF A REVIEW

- 11.15 The 2003 Act provides a range of powers for the licensing authority on determining a review that it may exercise where it considers them necessary for the promotion of the licensing objectives.
- 11.16 The licensing authority may decide that no action is necessary if it finds that the review does not require it to take any steps necessary to promote the licensing objectives. In addition, there is nothing to prevent a licensing authority issuing an informal warning to the licence holder and/or to recommend improvement within a particular period of time. It is expected that licensing authorities will regard such warnings as an important mechanism for ensuring that the licensing

objectives are effectively promoted and that warnings should be issued in writing to the holder of the licence. However, where responsible authorities like the police or environmental health officers have already issued warnings requiring improvement – either orally or in writing – that have failed as part of their own stepped approach to concerns, licensing authorities should not merely repeat that approach.

11.17 Where the licensing authority considers that action under its statutory powers are necessary, it may take any of the following steps:

- to modify the conditions of the premises licence (which includes adding new conditions or any alteration or omission of an existing condition), for example, by reducing the hours of opening or by requiring door supervisors at particular times;
- to exclude a licensable activity from the scope of the licence, for example, to exclude the performance of live music or playing of recorded music (where it is not within the incidental live and recorded music exemption);
- to remove the designated premises supervisor, for example, because they consider that the problems are the result of poor management;
- to suspend the licence for a period not exceeding three months;
- to revoke the licence.

11.18 In deciding which of these powers to invoke, it is expected that licensing authorities should so far as possible seek to establish the cause or causes of the concerns which the representations identify. The remedial action taken should generally be directed at these causes and should always be no more than a necessary and proportionate response.

11.19 For example, licensing authorities should be alive to the possibility that the removal and replacement of the designated premises supervisor may be sufficient to remedy a problem where the cause of the identified problem directly relates to poor management decisions made by that individual.

11.20 Equally, it may emerge that poor management is a direct reflection of poor company practice or policy and the mere removal of the designated premises supervisor may be an inadequate response to the problems presented. Indeed, where subsequent review hearings are generated by representations, it should be rare merely to remove a succession of designated premises supervisors as this would be a clear indication of deeper problems which impact upon the licensing objectives.

11.21 Licensing authorities should also note that modifications of conditions and exclusions of licensable activities may be imposed either permanently or for a temporary period of up to three months. Temporary changes or suspension of the licence for up to three months could impact on the business holding the licence financially and would only be expected to be pursued as a necessary means of promoting the licensing objectives. So, for instance, a licence could be suspended for a weekend as a means of deterring the holder from allowing the problems that gave rise to the review to happen again. However, it will always be important that any detrimental financial impact that may result from a licensing authority's decision is necessary and proportionate to the promotion of the licensing objectives.

REVIEWS ARISING IN CONNECTION WITH CRIME

- 11.22 A number of reviews may arise in connection with crime that is not directly connected with licensable activities. For example, reviews may arise because of drugs problems at the premises or money laundering by criminal gangs or the sale of contraband or stolen goods there or the sale of firearms. Licensing authorities do not have the power to judge the criminality or otherwise of any issue. This is a matter for the courts of law. The role of the licensing authority when determining such a review is not therefore to establish the guilt or innocence of any individual but to ensure that the crime prevention objective is promoted. Reviews are part of the regulatory process introduced by the 2003 Act and they are not part of criminal law and procedure. Some reviews will arise after the conviction in the criminal courts of certain individuals but not all. In any case, it is for the licensing authority to determine whether the problems associated with the alleged crimes are taking place on the premises and affecting the promotion of the licensing objectives. Where a review follows a conviction, it would also not be for the licensing authority to attempt to go behind any finding of the courts, which should be treated as a matter of undisputed evidence before them.
- 11.23 Where the licensing authority is conducting a review on the ground that the premises have been used for criminal purposes, its role is solely to determine what steps should be taken in connection with the premises licence, for the promotion of the crime prevention objective. It is important to recognise that certain criminal activity or associated problems may be taking place or have taken place despite the best efforts of the licensee and the staff working at the premises and despite full compliance with the conditions attached to the licence. In such circumstances, the licensing authority is still empowered to take any necessary steps to remedy the problems. The licensing authority's duty is to take steps with a view to the promotion of the licensing objectives in the interests of the wider community and not those of the individual holder of the premises licence.
- 11.24 As explained above, it is not the role of a licensing authority to determine the guilt or innocence of individuals charged with licensing or other offences committed on licensed premises. There is therefore no reason why representations giving rise to a review of a premises licence need be delayed pending the outcome of any criminal proceedings. As stated above, at the conclusion of a review, it will be for the licensing authority to determine on the basis of the application for the review and any relevant representations made, what action needs to be taken for the promotion of the licensing objectives in respect of the licence in question, regardless of any subsequent judgment in the courts about the behaviour of individuals.
- 11.25 There is certain criminal activity that may arise in connection with licensed premises, which the Secretary of State considers should be treated particularly seriously. These are the use of the licensed premises:
- for the sale and distribution of Class A drugs and the laundering of the proceeds of drugs crime;
 - for the sale and distribution of illegal firearms;
 - for the evasion of copyright in respect of pirated or unlicensed films and music, which does considerable damage to the industries affected;

- for the purchase and consumption of alcohol by minors which impacts on the health, educational attainment, employment prospects and propensity for crime of young people;
- for prostitution or the sale of unlawful pornography;
- by organised groups of paedophiles to groom children;
- as the base for the organisation of criminal activity, particularly by gangs;
- for the organisation of racist activity or the promotion of racist attacks;
- for unlawful gaming and gambling; and
- for the sale of smuggled tobacco and alcohol.

11.26 It is envisaged that licensing authorities, the police and other law enforcement agencies, which are responsible authorities, will use the review procedures effectively to deter such activities and crime. Where reviews arise and the licensing authority determines that the crime prevention objective is being undermined through the premises being used to further crimes, it is expected that revocation of the licence – even in the first instance – should be seriously considered. We would also encourage liaison with the local Crime and Disorder Reduction Partnership.

11.27 It should be noted that it is unlawful to discriminate or to refuse service on grounds of race or by displaying racially discriminatory signs on the premises. Representations made about such activity from responsible authorities or interested parties would be relevant to the promotion of the crime prevention objective and justifiably give rise to a review.

REVIEW OF A PREMISES LICENCE FOLLOWING CLOSURE ORDER

11.28 Licensing authorities are subject to certain timescales, set out in the legislation, for the review of a premises licence following a closure order. The relevant time periods run concurrently and are as follows:

- when the licensing authority receives notice that a magistrates' court has made a closure order it has 28 days to determine the licence review: The determination must be made before the expiry of the 28th day after the day on which the notice is received;
- the hearing must be held within 10 working days, the first of which is the day after the day the notice from the magistrates' court is received;
- notice of the hearing must be given no later than 5 working days before the first hearing day. There must be five clear working days between the giving of the notice and the start of the hearing.