

Application for the review of a premises licence or club premises certificate under the
Licensing Act 2003

PLEASE READ THE FOLLOWING INSTRUCTIONS FIRST

Before completing this form please read the guidance notes at the end of the form.
If you are completing this form by hand please write legibly in block capitals. In all cases ensure
that your answers are inside the boxes and written in black ink. Use additional sheets if
necessary.

You may wish to keep a copy of the completed form for your records.

I **Catrin Styles**

(Insert name of applicant)

apply for the review of a premises licence under section 51 of the Licensing Act 2003 for the
premises described in Part 1 below

Part 1 – Premises or club premises details

Postal address of premises or, if none, ordnance survey map reference or description	
The Roaring Meg 117 Barnby Gate Newark Nottinghamshire	
Post town Newark	Post code (if known) NG23 1QZ

Name of premises licence holder or club holding club premises certificate (if known)
Cycle PS Limited 52 Cedar Drive Pinner HA5 4DE

Number of premises licence or club premises certificate (if known)
Premises licence number 002579

Part 2 - Applicant details

I am

Please tick ✓ yes

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

2) a responsible authority (please complete (C) below)

3) a member of the club to which this application relates
(please complete (A) below)

(A) DETAILS OF INDIVIDUAL APPLICANT (fill in as applicable)

Please tick ✓ yes

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

Surname

First names

I am 18 years old or over

Please tick ✓ yes

**Current postal
address if
different from
premises
address**

Post town

Post Code

Daytime contact telephone number

E-mail address (optional)

(B) DETAILS OF OTHER APPLICANT

Name and address

Telephone number (if any)

E-mail address (optional)

(C) DETAILS OF RESPONSIBLE AUTHORITY APPLICANT

Name and address Environmental Health Newark & Sherwood District Council Castle House Great North Road Newark on Trent NG24 1BY
Telephone number (if any) 01636 655227
E-mail address (optional) catrin.styles@newark-sherwooddc.gov.uk

This application to review relates to the following licensing objective(s)

- Please tick one or more boxes
- | | |
|---|-------------------------------------|
| 1) the prevention of crime and disorder | <input type="checkbox"/> |
| 2) public safety | <input checked="" type="checkbox"/> |
| 3) the prevention of public nuisance | <input type="checkbox"/> |
| 4) the protection of children from harm | <input type="checkbox"/> |

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

Acting on information received, a visit to this public house was undertaken on 9 October 2024. During this visit safety issues were identified concerning live & exposed electrical wiring and a damaged electrical installation infrastructure.

The condition of this property was relayed to the legal consultant of Cycle PS Ltd, Mike Dotchon who responded via email with a copy of the freeholder lease agreement, citing the leaseholder as Joseph Delaney, being the person responsible for the entire building including the main structure and roof, and for compliance with all obligations under the Licensing Act 2003.

Cycle PS Ltd is licence holder and therefore has a responsibility to ensure the safety of persons using the premises. A premises licence holder who does not have the responsibility for repair and maintenance of the licenced premises and does not have any formal business relationship with the people who run the public house, means that they are unable to have any influence on the promotion of the public safety licencing objective.

As can be seen from the conditions found on 9 October 2024, this is not a satisfactory arrangement and has a negative impact on the promotion of the licencing objectives.

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

Please see correspondence with the legal representative for the premises licence holder (Cycle PS Ltd.); premises leaseholder (Mr Joseph Delaney); Mr Paul Leningham who's understood to be and associate of Mr Joseph Delaney and alleged sub leaseholder (Mr Robert Hogg) . This correspondence includes:

1. Emails;
2. Freeholder's tenancy agreement with leaseholder;
3. Letter and enforcement notice; and
4. Digital images detailing the electrical defects.

On questioning the previous DPS (Steven George German), he advised that he was self-employed and paid people that worked for him out of the takings of the pub. He said that Mr Paul Leningham would also take a percentage of the takings. Steven didn't know who Mr Robert Hogg was nor did he know who Mr Joseph Delaney was although he said he'd heard the name. Steven said that he would deal with Mr Paul Leningham.

Mr Paul Leningham said that he acts 'like an area manager' for Mr Joe Delaney. Mr Paul Leningham doesn't communicate via email and all our communication have been via text message or phone call. Mr Paul Leningham has intermated that there is a sublease between Mr Joe Delaney and Mr Robert Hogg but has failed to provide a copy of this this lease for our investigation.

I have communicated via email to the email addresses provided for Mr Joseph Delaney and Mr Robert Hogg asking them to contact me to discuss the safety issues at the public house. However, neither have responded. I have called the phone numbers provided for these named individuals. The phone number provided for Mr Joseph Delaney is no longer valid and the phone number provided for Mr Robert Hogg rings out and nobody answers.

According to Mr Paul Leningham, he has carried out roof work on the outside of the building, and has patched the roof defect which led to the latest water ingress, prompting the safety visit. There is evidence to demonstrate that the leaseholder is not carrying out effective maintenance and repair of the public house, which is impacting on the safe use of the premises.

Cycle PS Ltd. through their legal representative has been asked to contact their leaseholder and provide up-to-date contact details for Mr Joseph Delaney and ask him to contact me to discuss the electrical safety issues. No response was received to this request by Cycle PS Ltd.

Reasonable inquiry has been made to communicate with the property leaseholder. However Mr Joseph Delaney is not responding to this inquiry.

It is not reasonable for a premises licence holder to transfer responsibility for maintenance and repair of a licenced premises to a third party as subsequently they do not have direct oversight and control to ensure public safety within the licenced premises. In addition, the complexities of this case concerning the leaseholder means that there is also a lack of accountability to maintenance and repair, and the structure of the premises is deteriorating as a result.

Please tick ✓ yes

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

Please tick ✓ yes

- I have sent copies of this form and enclosures to the responsible authorities and the premises licence holder or club holding the club premises certificate, as appropriate
- I understand that if I do not comply with the above requirements my application will be rejected

IT IS AN OFFENCE, 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 4)

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

Signature

..... 

Date

..... 28 / 10 / 2024

Capacity

.....

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

Post town

Post Code

Telephone number (if any)

If you would prefer us to correspond with you using an e-mail address your e-mail address (optional)