

An application has been made to Newark & Sherwood District Council as the Licensing Authority for this area for a review of the Premises Licences for Bramley Apple, 51 Church Street, Southwell, NG25 0HQ

The grounds for the review are:

That the Holder of the licence has undermined the Licensing Objectives

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

Anyone who wishes to make representations regarding the application must give notice in writing to:-

The Licensing Manager, Newark & Sherwood District Council, Castle House, Great North Road, Newark, Nottinghamshire, NG24 1BY or by e-mail to request@nsdc.info. Such representations must not be received any later than **8th October 2020**.

The application and register setting out the grounds for review may be viewed at:

www.newark-sherwooddc.gov.uk/premiselicence/

It is an offence under section 158 of the Licensing Act 2003 knowingly or recklessly to make a false statement in connection with an application and the maximum fine for which a person is liable on summary conviction for the offence is up to level 5 on the standard scale (£5,000)

Dated: 10th September 2020

**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	
<i>(Insert name of applicant)</i>	
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	
The Bramley Apple Public House	
51, Church Street	
Southwell	
Name of premises licence holder or club holding club premises certificate (if known)	
Number of premises licence or club premises certificate (if known)	

Part 2 - Applicant details	
I am	Please tick ✓ yes
1) an individual, body or business which is not a responsible authority (please read guidance note 1, and complete (A) or (B) below)	
2) a responsible authority (please complete (C) below)	
3) a member of the club to which this application relates (please complete (A) below)	

(A) DETAILS OF INDIVIDUAL APPLICANT (fill in as applicable)	
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Please tick ✓ yes								
Mr		Mrs		Miss		Ms. ‘		Other title
					(for example, Rev)			
Surname							First names	
					Please tick ✓ yes			
I am 18 years old or over								
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	
Telephone number (if any)	
E-mail address (optional)	

This application to review relates to the following licensing objective(s)	
1) the prevention of crime and disorder x	
2) public safety	
3) the prevention of public nuisance. x	

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

Objection to the licence regards principally to the prevention of public nuisance.

A meeting was held on Tuesday the 25th of August to discuss the issues we have been experiencing. Over sixteen people attended this meeting and expressed their concerns. The general consensus regarded:

- Congregating in large groups at the front of the pub between 10pm-2am on a weekly basis.
- Talking loudly/shouting, standing in the middle of the road
- Swearing and anti-social behaviour, disturbance and anti-social behaviour extending outside of the pub down the street affecting all residents
- Excessive noise levels, enough to keep residents awake/prevent us getting to sleep, including screaming,
- Drinking outside, all of which seems unmanageable: urination, littering and damage to properties
- cars parking on double yellow lines for the evening/night
- cars/taxis picking up customers, slamming of car doors, revving engines, especially after 12am
- **For residents at the rear of the pub,**
- back door open wide so noise levels high and congregating outside the back door smoking (no designated smoking area)

Obviously, all of this interferes with each resident's *reasonable enjoyment* of their property

COVID

in this particular period of covid 19 some residents have observed that social distancing

rules have been flouted.

The Meeting

It was agreed in the meeting that the pub would adhere to earlier closing times for one month to see if this helped the situation. It is clear that the late licence causes more anti social behaviour, as noise has improved past 1am. However, because the new times have only changed slightly there has been little difference to the above issues. Noise after 1 am has decreased but noise up to 1am is as bad. It should be pointed out that the unreasonable behaviour of some of the customers, though particularly bad after 11pm, is unfortunately not confined to these hours.

Location.

The location of the public house is in the middle of a residential area along a main street in which there are already two other public houses.

There are two public houses within a short distance of the Bramley Apple pub that do not seem to have an issue with noise and anti social behaviour. I see that the Hearty Goodfellow closes at 10, the Coach House is 10.30/ 11 at the latest. By keeping late opening hours, this pub attracts all those who cannot get a drink anywhere else. They are already drunk when they arrive and are unable to control their behaviour.

History

Since I moved here in 1999 the Bramley has never been a thriving concern, but it was a pleasant enough 'local', attracting a broad spectrum of customers. We are not averse to people having a nice time but the way the pub is run is not going to attract a community feel. In recent years and especially after the flooding in 2013, the pub has deteriorated dramatically, in every respect. Apart from one or two responsible landlords, there was overall a limited regard for the neighbours and the pub itself degenerated in terms of cleanliness. order

and level of nuisance, attracting generally young adults and daily regular drinkers. Many congregated on the back step, visible from my kitchen window, smoking and talking loudly, with no regard for who might be in earshot. There was a good deal of underage drinking, after hours drinking, loud noise and music. Neighbouring areas were littered with cigarette ends and used as public toilets.

The recent licensee has promised to turn the pub around and respect the community. However, we have observed late night noise and anti social behaviour and customers moving on to the Bramley from other pubs just to drink more. They congregate at the front of the pub and have been known to stay, making noise until 2 in the morning.

There is no apparent reason to allow this public house in Southwell, The Bramley Apple, to have a licence extension which means it stays open till midnight during the week and one o'clock on a Friday and Saturday night. This seems very unreasonable and is bound to encourage anti social behaviour. The residents were certainly not consulted on this matter. These hours may be acceptable in a city/ town centre surrounded by commercial premises, ut are not so in an area where people of all ages live : young families, the elderly, school children and workers. People who need to sleep at a reasonable hour and do not expect to be kept awake by bright lights, shouting, drunken people, cars revving etc.

I would add to this that I have been in communication with NSDC regarding this public house since the flood of 2013. The complaints then regarded the state of the rear garden. I communicated with Alan Batty and Jeremy Hutchinson. Nothing was ever done. We (my neighbours and I put up a fence to shield us from the debris and piled rubbish.)

From 2016 to current times I have complained on a regular basis about the same problems. I am very disappointed with the response of NSDC who have fobbed me off for 5 years with empty promises of resolving the various issues I have had to endure.

<p>The pub has a right to make a living, but not at the expense of this community. The previous licensees and the current one are unable to manage their customers and we cannot reiterate enough how much this is affecting people's enjoyment of their own properties. We are now making a stand collectively as a community to push for change. We would ask that our complaints are taken seriously. The pub has not been a community pub for many years and if the clientele continue to be those who display loud drunken anti-social behaviour- urinating, throwing litter, swearing and shouting- it will never become so again.</p>	
<p>Please tick ✓ yes</p>	
<p>Have you made an application for review relating to the premises before</p>	<p>No</p>
<p>If yes please state the date of that application</p>	<p>Day Month Year</p>

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

<p>Please tick ✓ yes</p>	
<p>· 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</p>	

· 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
.....

Capacity
.....

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

Post town

Telephone number (if any)

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