

ON THE APPLICATION OF CHRISTOPHER FORD AND ROSEMARY THURMAN FOR A
REVIEW OF THE PREMISES LICENCE UNDER LICENSING ACT 2003 FOR THE
PREMISES AT ROBIN HOOD AND LITTLE JOHN PUBLIC HOUSE MAIN STREET
LAMBLEY

LICENSING ACT PANEL
HEARING: TUESDAY 2 DECEMBER 2014
AT 10:30am

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LICENSING PANEL & COMMITTEE HEARING PROCEDURE

1. Upon notification that a matter is to be put before a Licensing Panel or the Committee, the applicant, interested parties and the responsible authorities shall within the time period provided for in the relevant regulations give notice to the Licensing Office stating
 - i. Whether they intend to be represented at the hearing
 - ii. The names and addresses of any witnesses that they intend to call
 - iii. The time estimate for their presentation/representations to the Committee
 - iv. Whether they consider a hearing to be unnecessary
2. Where a large number of interested parties are involved they will be encouraged to appoint a spokesperson or spokespersons so as to avoid duplication of evidence in so far as is possible.
3. Anyone invited to attend before a Panel or the Committee may bring legal or other professional representatives with them if they so wish. Advocates are, however, reminded that these are civil proceedings and inquisitorial rather than adversarial in nature. Aggressive advocacy is not encouraged and will not be tolerated.
4. Copies of the application and representations made by the parties will have been circulated to members prior to the hearing. However in appropriate cases, where a matter is to proceed to a hearing the applicant will be expected to supply a further 6 copies of the plan accompanying the application for use at the hearing. The hearing will concentrate solely on those areas of the application which are in dispute. The Authority is under an obligation to disregard information which is not relevant to the application, representation, or notice or to the licensing objectives. Advocates are therefore asked to be as succinct as possible and should be aware that the Chair may impose a time limit within which parties are to present their case.
5. Whilst additional material in support of the application, representation or notice may be taken into account by the Authority, such material should be provided and circulated by the producer to all parties concerned (including the Authority) as soon as possible before the hearing. Material produced at the hearing can only be admitted with the consent of all the other parties. The late production of material may lead to a hearing having to be adjourned and is discouraged. Additional material which reveals a new ground of representation or which is not relevant to the application, representation or notice lodged will be disregarded
6. Any party who intends to put additional written material before the Panel or the

Committee should provide 18 copies of that material to the licensing Office if the application is to go to the full Committee and 6 copies if the matter is to go before the Panel. Applicants should note that changes to application plans during the application process should be notified to the licensing Office as soon as possible and are likely to result in a new application having to be submitted. All relevant documentation received by the Authority will be sent to Members of the Panel/Committee and interested parties before the hearing if at all possible. Any failure to adhere to the requirements listed above may result in a case having to be adjourned and therefore delay the decision.

7. Where a party does not attend the hearing and is not represented the Authority may either adjourn the hearing if it is in the public interest to do so, or may continue with the hearing in the party's absence. If the latter option is followed the Committee/Panel will still consider any application, representation, or notice submitted by the absent party in so far as it is relevant.
8. The following procedure will ordinarily be followed at the Panel/Committee hearing:
 - i. The Chair will introduce themselves, other members and relevant officers. The Chair will also ask the applicant, interested parties and the responsible authorities to introduce themselves and any witnesses they wish to call. The Chair will then outline the procedure to be followed by the Panel/Committee and any time limits to be imposed on the presentation of cases.
 - ii. The applicant will be asked to present their case. Where a general presentation is made interested parties and the responsible authorities may ask questions at the end of that presentation. However, where witnesses are called, it is expected that each witness will give their evidence and then be open for questioning once their evidence has finished. The next witness will then give evidence. The order for asking questions will be:
 - Responsible Authorities
 - Interested parties
 - Panel/Committee Members
 - Legal advisor to the Panel/Committee (where appropriate)
 - iii. Responsible authorities, and interested parties will then be given an opportunity to present their representations. Once the representation has been presented and any evidence given, there will be an opportunity for questions to be asked firstly, by the applicant and then by other responsible authorities and interested parties, members and the legal advisor to the Panel/Committee. Where there is more than one body making representations to an application the order for the hearing of representations will normally be the responsible authorities followed by interested parties

- iv. Once all the evidence has been given responsible authorities, and interested parties will be given an opportunity to sum up their representations in the same order as they presented their case. The applicant will then be given an opportunity to sum up their case and have the final word.
 - v. Whilst Hearings will normally be conducted in Public the Panel/Committee does have powers of exclusion (which cover the public, the press, and even applicants, parties and their representatives) in appropriate circumstances. The Panel/Committee will however always discuss and make its decision on the application in private.
 - vi. The decision will normally be announced in public and transmitted in writing in accordance with the relevant rules and guidance. The decision may however be notified where applicable to the parties in writing at a subsequent date following the conclusion of the hearing.
9. If all parties agree and the Authority considers it appropriate, a hearing may be dispensed with. In some circumstances (where representations are not withdrawn), the Panel/Committee may still have to determine the application but will do so having considered the papers previously submitted. In such circumstances the Authority would also consider the terms of any "consent order" drawn up by the parties indicating terms upon which all of the relevant parties would be content that the application be granted.
10. Adjournments
- i. Due to the time constraints upon the Panels/Committee, applications for adjournments will only be granted where absolutely necessary
 - ii. Once a hearing date has been set it is for the parties to ensure that they attend or are represented. Hearings may proceed in the absence of a party and in such circumstances the party's original representations will be taken into account together with any further material in support of that representation which has been served on all parties before the day of the hearing.
 - iii. If it is not possible for a party or their witness to attend a hearing the Authority's preference would be for their representation to proceed by way of written evidence
 - iv. If it is necessary to make an application for an adjournment the party seeking the adjournment should seek the consent of all other parties to the application and notify the Licensing Office as soon as possible that an adjournment may be sought. If all parties agree the matter may be adjourned administratively.
 - v. If not agreed administratively the matter will remain listed before the Panel/ Committee to hear the application and determine whether to agree the adjournment or proceed.
 - vi. The Authority may adjourn proceedings of its own motion where it considers it necessary for its consideration of any application, representations or notice made or where it considers it to be in the interests of natural justice.
 - vii. Where an adjournment is granted all parties will be given notice of the adjournment and the new hearing date.

11. Applications to Extend Time Limits

- i. These may be dealt with administratively but will only be granted where it is necessary in the public interest.
- ii. Applications should be made to the Licensing Officer identifying:-
 - i. the licensing application and premises concerned,
 - ii. the person making the application for the time limit to be extended
 - iii. the time limit concerned,
 - iv. the reasons why that time limit cannot be complied with,
 - v. the extension sought,
 - vi. why it is believed that it would be in the interests of justice to grant the application, and
 - vii. whether all other parties have agreed to an extension of time.
- iii. Where an extension is granted all parties will be given notice of the extension.

THE PANEL'S CONSIDERATIONS

The Panel will disregard any information given or evidence produced, which is not relevant to the application or the promotion of the licensing objectives.

The Objectives are: -

- **The prevention of crime and disorder;**
- **Public safety;**
- **The prevention of public nuisance, and**
- **The protection of children from harm.**

Each objective is of equal importance.

The Panel will have regard to the national Guidance issued under Section 182 of the Licensing Act 2003 and the Borough Council's own Statement of Licensing Policy.

The Panel has a duty to act in a manner which is compatible with the Human Rights Act 1998.

A Licence is regarded as property for the purposes of the Human Rights Act 1998. Article 1 of the First Protocol states that:

"Every natural or legal person is entitled to the peaceful enjoyment of his possessions. No one shall be deprived of his possessions except in the public interest and subject to the conditions provided for by law and by the general principles of international law.

The preceding provisions shall not, however, in any way impair the right of a State to enforce such laws as it deems necessary to control the use of property in accordance with the general interest or to secure the payment of taxes or other contributions or penalties."

The Panel must also take into account the effect on local residents. Article 8 states:

"1. Everyone has the right to respect for his private and family life, his home and his correspondence.

2. There shall be no interference by a public authority with the exercise of this right except such as is in accordance with the law and is necessary in a democratic society in the interests of national security, public safety or the economic well-being of the country, for the prevention of disorder or crime, for the protection of health or morals, or for the protection of the rights and freedoms of others."

Three stage test to be applied: -

1. Is the interference in accordance with the law?
2. Is the interference necessary in a democratic society in pursuit of one of the legitimate aims set out above?
3. Is the decision proportionate i.e. striking a fair balance between the demands of the general interests of the community and the requirement to protect the individual's fundamental rights?

2 Ross Lane, Lambley, Nottingham NG4 4PQ
Mobile: [REDACTED]

15 October 2014

Rachel Pentlow, Licensing Officer
Gedling Borough Council (Planning & Environment)
Civic Centre, Arnot Hill Park
Arnold
Nottingham NG5 6LU

Dear Ms Pentlow

ROBIN HOOD PUBLIC HOUSE, MAIN STREET, LAMBLEY - LICENCE

Please find enclosed Mr Ford's application for review of licence of the above premises. We have sent a copy of the form and enclosures to all the relevant parties listed below.

Yours sincerely

[REDACTED]

Rosemary Thurman
Christopher Ford

Encs:

Application for review
List of incidents – this is by no means a comprehensive list
Ordnance survey map
Conservation area map
Photographs

Cc:

Food & Health Safety GBC
Environmental Protection GBC
Planning GBC
Chief Constable of Nottinghamshire, Mansfield
Fire Protection South Group, Beeston
Social Services, Safeguarding Children Manager, County Hall
Assistant Director, Trading Standards, Mansfield
Public Health, NHS Notts County, County Hall
Cllr Roland Spencer
Marston's Brewery, Wolverhampton

000007

RECEIVED

7 OCT 2003

Gedling

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 CHRISTOPHER FORD

(Insert name 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, if none, ordnance survey map reference or description

ROBIN HOOD PUBLIC HOUSE.
MAIN STREET, LAMBLEY,
NOTTINGHAM

Post town

NOTTINGHAM

Post code (if known)

NG4

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

UNSURE - OWNED BY MARSTONS
BREWERY COMPANY

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

N/A

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)



000008

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

FORD

First names

CHRISTOPHER

Please tick ✓ yes



I am 18 years old or over

Current postal
address if
different from
premises
address

80 MAIN STREET,
LAMBLEY,
M20

Post town

NOTTINGHAM

Post Code

NG4 4DP

Daytime contact telephone number

E-mail address
(optional)

(B) DETAILS OF OTHER APPLICANT

Name and address

ROSEMARY THURMAN
2 ROSS LANE,
LAMBLEY,
M20

Telephone number (if any)

E-mail address (optional)

000009

(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
- 2) public safety
- 3) the prevention of public nuisance
- 4) the protection of children from harm

Please tick one or more boxes ✓

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

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

AS A LIFETIME RESIDENT OF THIS AREA, ONE
WHOM LIVES LITERALLY NEXT DOOR TO THE
PREMISES FOR WHICH THE REVIEW IS REQUESTED
FEEL THAT THE PROBLEM HAS BEEN ALLOWED
TO CONTINUE FOR FAR TOO LONG.

THE PROBLEM(S) ARE

- 1/ LOUD NOISE FROM DRUNKEN PEOPLE
SOMETIMES UNTIL THE SMALL HOURS,
- 2/ LOUD MUSIC (SOMETIMES LIVE) UNTIL
1.00 AM, 2.00 AM.

3/ ANTI-SOCIAL BEHAVIOUR (THERE
HAVE BEEN OCCASIONS WHEN A FIGHTER
ARGUMENT HAS TAKEN PLACE ON THE
STREET)

(PROBLEMS OCCUR FRIDAY / SATURDAY EVENING)

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

AS STATED, THE PROBLEMS HAVE BEEN PRESENT FOR TOO LONG, YEARS IN FACT, MAINLY SINCE THE PUB WAS RE-~~F~~LEDGED BY MARSTONS BREWERY. ABOUT THIS TIME THE LATE~~S~~ ENTERTAINMENT LICENCE WAS GRANTED, AND PUT INTO PLACE WITHOUT MYSELF/US BEING GIVEN THE OPPORTUNITY TO OBJECT. (100 AM LICENCE) WHICH IN ITSELF HAS BEEN ABUSED BY THE CURRENT, AND PREVIOUS MANAGERS.

AS STATED, I WASN'T I FEEL, GIVEN ADEQUATE OPPORTUNITY TO FORWARD ANY OBJECTION TO THE LATE LICENCE APPLICATION UNTIL IT WAS TOO LATE. THERE MAY HAVE BEEN A NOTICE DISPLAYED SOMEWHERE, AS GEDLING BOROUGH HAS ALWAYS STATED "THERE WOULD HAVE BEEN". BUT I WASN'T AWARE OF THIS.

AS A RESIDENT WHO LIVES NEXT DOOR TO THE PREMISES, I FEEL I HAVE BEEN UNFAIRLY TREATED BECAUSE OF THIS, NOT TO MENTION THE NOISE AND BEHAVIOUR I/WE HAVE TO TOLERATE.

(PLEASE SEE ATTACHED)

Please tick ✓ yes

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

☐

If yes please state the date of that application

Day		Month		Year	
1	2	1	2	1	2

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

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

04/10/2014

Capacity

HOME OWNER

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

CHRISTOPHER FORD
80 MAIN STREET,
LAMBETH
NOTTINGHAM

Post town

NOTTINGHAM

Post Code

NG4 4PP

Telephone number (if any)

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

Notes for Guidance

1. A responsible authority includes the local police, fire and rescue authority and other statutory bodies which exercise specific functions in the local area.
2. The ground(s) for review must be based on one of the licensing objectives.
3. Please list any additional information or details for example dates of problems which are included in the grounds for review if available.
4. The application form must be signed.
5. An applicant's agent (for example solicitor) may sign the form on their behalf provided that they have actual authority to do so.
6. This is the address which we shall use to correspond with you about this application.

000014

ADDITIONAL INFORMATION

1, Contrary to popular belief, I have always accepted living next to a pub and as such will, on occasions ,have to tolerate a little noise and may be some minor roudy behaviour. But, over the last few years, the activities and noise levels allowed by the managers or landlords of this place simply because they know they can get away with it, have escalated far beyond this.

2, In Oct/Nov 2010. One of these occasions took place. As far as I can remember, it was quite late one Friday evening and the noise level from the loud music being played was such that our walls were practically vibrating. At the time, my mother was very ill and the noise was distressing her and so I entered the pub to ask the manager to lower the noise level and informed him of my mothers condition. He didn't take any notice. In fact, the noise level seemed to increase, I stormed into the pub twice more for by now, I was very upset. Approx one week later, my mother died.

Whilst I am not for once suggesting that this incident in any way contributed to my mothers passing, on that evening I would have expected a little more compassion from the manager under the circumstances. But alas this is just another example of what we have had to put up with over the years.

3, As I have already explained, at the time of the application for the late entertainment licence I feel that I wasn't given fair opportunity to offer any objection to it especially as I live next door. Recently, I was informed by an independent party that at the time, notice was put in the Nottingham Evening Post and also displayed inside the pub, I do not read the Evening Post and don't frequent the pub. If this is the case, it would explain things, for had I been aware of the application I would have objected in the strongest possible terms. Let there be no misunderstandings about that.

4, One of the problems within this recently has been with the current manager being on ,as far as I can gather, some kind of deal [if this is the right way of putting it] with the brewery, where by he buys and sells the beer cheaper. His lager for example is or was 2.75 per pint which by far, under cuts the local competition. I think this may play a part in the anti social behaviour witnessed

by myself and my neighbours, a fight has broken out on the street and on another occasion, a lad was so drunk that he put one of my neighbours car windows through.

On several occasions, I have reluctantly had to call the police because the noise and music has gone on until so late that I felt I had no option. This happened recently and the police have always been very sympathetic.

Support for the application to review the premises licence at the Robin Hood Lambley

Particular incidences prompting letters to GBC

13 November 2007	Initial letter to Glynis Palfreyman, Licensing Officer reporting noise.
30 August 2011	Letter received from Glynis Palfreyman stating that John Allen, Licensing Enforcement Officer had visited the premises to remind the licence holder of the conditions of his licence.
29 October 2011	Base amplifier loud from 8pm to 1.15am – unable to watch tv or sleep. Police called by Mr Ford
8 November 2011	Letter received from GBC that the alleged offender had been contacted
20 August 2012	Letter sent to GBC. Letter received advising the alleged offender had been contacted
2/3 February 2013	I entered the Public House at 1.05am asking the manager if he would turn down the music.
9/10 February 2013	12.15am Mr Ford called the police about the noise and he saw people getting out of a taxi and going into the pub at 12.15am
11 February 2013	According to my letter I sent diary sheets to the Public Protection Services at GBC
22 June 2013	Manager has leaving party which continues until 3am Sunday morning.
June 2013	At this stage I visited the premises and new managers assured me that the noise would be kept to a minimum after 11am.
February 2014	Police attended after neighbour's car window had been smashed. Crime number 211 010 214. Neighbour also has another number which she thinks may be police collar number DC 00 7983 - 14.
August Bank Holiday	Sunday - A Wild West themed entertainment from 3pm complete with bouncy castle on the car park. The music could be heard at the Woodlark
13 September 2014	There was noise yet again from the Robin Hood and Mr Ford again had cause to call the police at 2am. I believe he has retained the incident number. The police now have this logged as anti social behaviour and obviously this is taking up their valuable time.
26 September 2014	Live band with drums until 11pm. This involved me having to put my tv onto maximum volume.
27 September 2014	Karaoke singing until 12.30am which included a rendition of 'American Pie' at midnight.

Application for review of premises licence – Robin Hood, Lambley

My reasons for the review are as follows:

- 1) Noise emanating from the premises (see information in support)
- 2) Incidences of the police being called out for anti social behaviour

Main problems

1. The reconfiguration of the Robin Hood since Mr and Mrs Beardsley have left has meant that the 'stage' and entertainment area immediately abuts Mr Ford's wall and is also adjacent to mine. This means that any noise from the amplifiers emanates through our walls.
2. I have been lead to believe that the brewery has offered the manager cheaper beer if he can sell a certain number of barrels. This has made the Robin Hood a cheaper option and with the late licence and entertainment understandably a late watering hole.

In conclusion:

Lambley is in a conservation area and is described as a 'hamlet' it is not in the city centre.

The Robin Hood immediately abuts residential properties. Mr Ford actually shares a wall with the pub.

The current manager is leaving – the situation could get better or it could get worse.

The cheap beer attracts ardent drinkers and the late licence allows anti social behaviour in the early hours of Sunday and sometimes Saturday morning.

Enclosures

- 1 Map of the conservation area and notice regarding advertisements
- 2 Ordnance survey map
- 3 Photos of the Robin Hood, adjoining properties and signage.

ROBIN HOOD

Lane



ENTERTAINMENT

2 Ross Lane

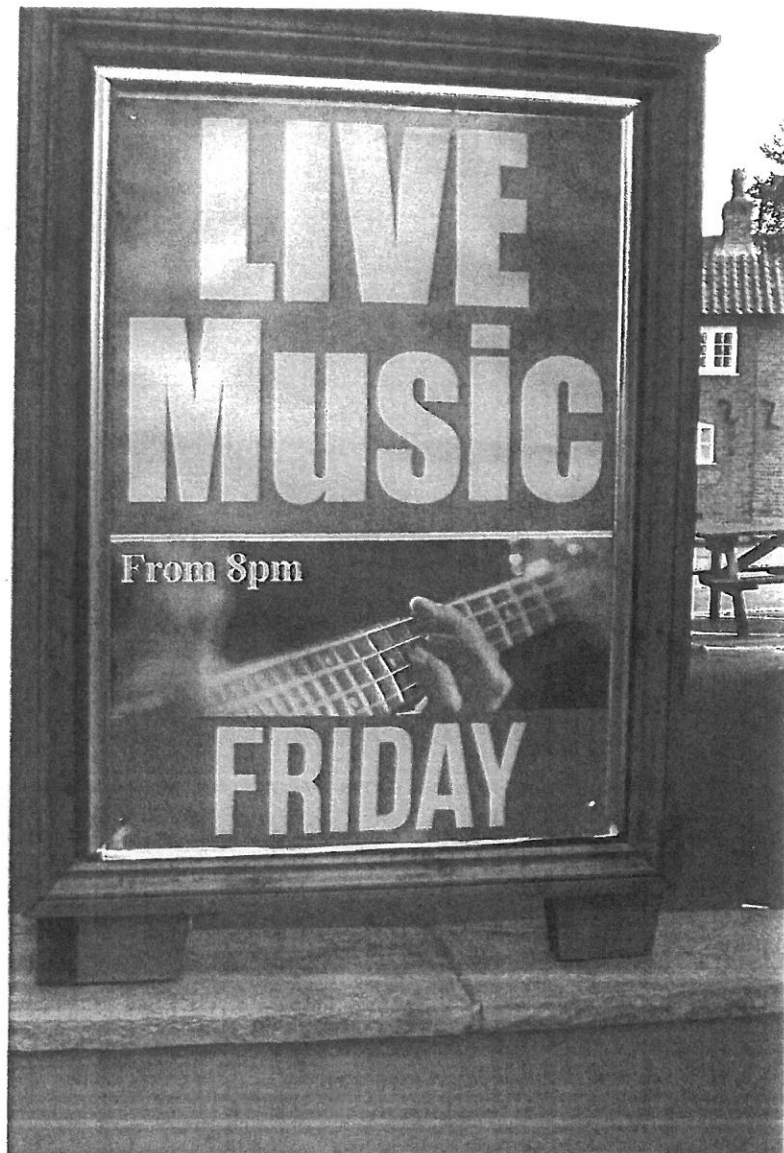
4 Ross Lane
currently
empty.



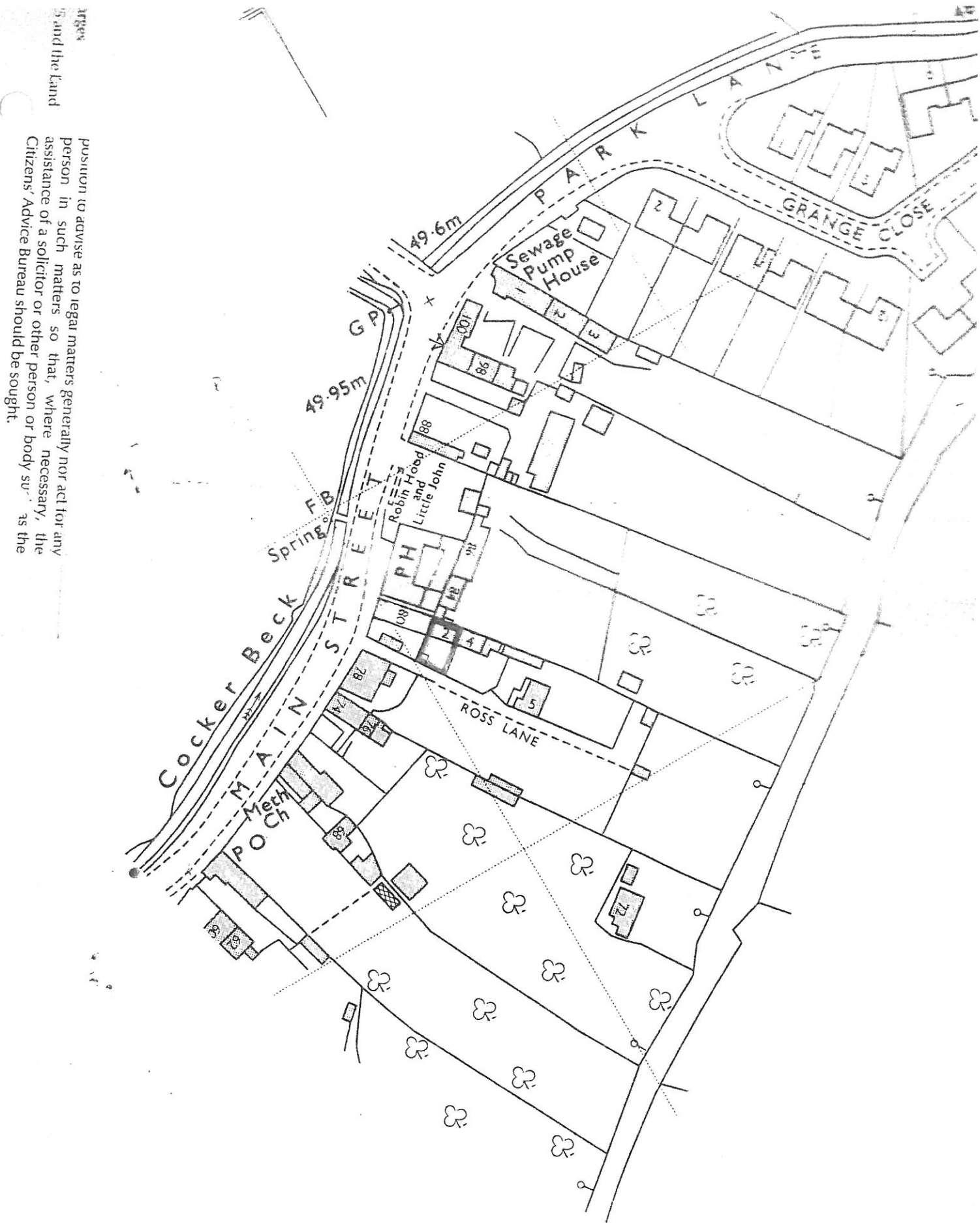
MAIN STREET

ROSS LANE

000020



On Saturday 27th this was
changed to advertiso karaoke.



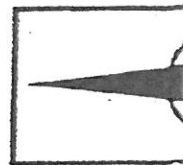
position to advise as to legal matters generally nor act for any person in such matters so that, where necessary, the assistance of a solicitor or other person or body such as the Citizens' Advice Bureau should be sought.

This is a detailed black and white map of the area around Castle Nunavut. The map shows a network of roads, including Main Street, Wellspring Road, and a bridge over a river. Several buildings are depicted, with labels for 'Castle Nunavut', 'Wellspring Station', 'Lumley Primary School', and 'Wellspring Station (C.N. & N.W.R.)'. The map also shows a river, a bridge, and various streets like 'Main Street' and 'Wellspring Road'. The map is oriented with North at the top.



GEDLING
BOROUGH COUNCIL

DATE DESIGNATED AS A



000023

Trees

At least six weeks notice must be given to the Borough Council of any works proposed to be undertaken to trees within a Conservation Area. Works include lopping, topping, felling or uprooting.

Advertisements

Advertisement consent is required for the display of most signs within a Conservation Area. It is important that advertisements are sympathetic in scale and character to the buildings on which they are fixed and should respect the special character of the Conservation Area. Traditional materials such as hand painted soft wood will always be preferred to modern materials such as plastic or aluminium. In selecting forms of advertising the character of the immediate area, the building and the particular business should all be taken into account.

Shop Fronts

Planning permission and Conservation Area Consent are both required in most cases for works which involve a material change to the external appearance of a shop. The loss of traditional shop fronts is to be resisted and any new shop fronts should be well designed and of traditional style and materials. Any application for a new shop front should indicate the precise details of advertisement lettering and signs.

Enhancement

The Borough Council have a statutory duty to produce proposals to enhance and preserve the character and appearance of Conservation Areas. To this end the Council finances a continuing programme of Conservation Enhancement - for example small landscaping schemes are implemented - following consultation with local residents, Parish Councils and other interested bodies.

Designation of a Conservation Area does not imply an embargo on development. It does, however, give the Borough Council additional controls over demolition of buildings and the design of new development, controls which the Council will fully utilise. Before taking any action which could affect a building, site or tree within a Conservation Area it is wise to consult with the Council, who will be pleased to give free advice. In addition to this advice serving the Borough Council will provide information on any

Premises Licence Summary

LICENSING ACT 2003 *Schedule 12 Part A Regulation 33,34*

Premises Licence Number	07/00336/PREMTR (previously 07/00184/PREMVE & 05/00272/PREMCV)
Original Date of Grant	12 September 2005
Date of Variation	26 June 2007
Date of Transfer	9 July 2007
Address	Robin Hood and Little John 82 Main Street Lambley Nottingham
Postcode	NG4 4PP
Telephone number	0115 9314375
Licensable activities authorised by the licence	Sale of alcohol by retail Provision of late night refreshment Provision of regulated entertainment and entertainment facilities
Times the licence authorises the carrying out of the licensable activities	Sale of alcohol by retail and provision of entertainment and entertainment facilities Monday – Saturday 10:00 hrs – 01:00 hrs Sunday 12:00 hrs – 01:00 hrs Provision of late night refreshment Monday – Sunday until 01:00 hrs For non-standard times see full Premises Licence
Opening hours of the premises	Monday – Saturday 10:00 hrs – 01:30 hrs Sunday 12:00 hrs – 01:30 hrs
Whether the supplies of alcohol are on and/or off the premises	Supply of alcohol both on and off the premises
Name (registered) address of the holder of the premises licence	Marston's PLC Marston's House Wolverhampton WV1 4JT
Registered number of company	00031461
Name of designated premises supervisor where the licence authorises the supply of alcohol	Jeffery Matthews – effective from 10.10.14
Access to premises by children - restricted or prohibited	In accordance with the Act

PREMISES LICENCE

LICENSING ACT 2003

Schedule 12 Part A Regulation 33,34

Premises Licence Number	07/00336/PREMTR (previously 07/00184/PREMVE & 05/00272/PREMCV)
Original Date of Grant	12 September 2005
Date of Transfer	9 July 2007
Address	Robin Hood and Little John 82 Main Street Lambley Nottingham
Postcode	NG4 4PP
Telephone number	0115 9314375
Licensable activities authorised by the licence	Sale of alcohol by retail Provision of late night refreshment Provision of regulated entertainment – films, indoor sporting events, live and recorded music and performances of dance Provision of entertainment facilities for making music and dancing
Times the licence authorises the carrying out of the licensable activities	<p>Sale of alcohol by retail and Provision of entertainment and entertainment facilities Monday – Saturday 10:00 hrs – 01:00 hrs Sunday 12:00 hrs – 01:00 hrs</p> <p>Provision of late night refreshment Monday – Sunday until 01:00 hrs</p> <p><u>Non-Standard Times</u> On New Year's Eve from the end of permitted hours on New Year's Eve to the start of permitted hours on the following day. To permit the premises to open for licensable activities to show the broadcast of televised sporting events of national or international interest outside normal operating hours. The number of occasions for additional hours should be limited to no more than 12, with notice to the Police of 14 days and the Police will have power of veto over any such extension.</p>

Opening hours of the premises	Monday – Saturday 10:00 hrs – 01:30 hrs Sunday 12:00 hrs – 01:30 hrs
Whether the supplies of alcohol are on and/ off the premises	Supply of alcohol both on and off the premises
Name (registered) address, telephone number and e mail of the holder of the premises licence	Marston's PLC Marston's House Wolverhampton WV1 4JT
Registered number of company if Applicable	00031461
Name, address and telephone number of the designated premises supervisor	Jeffery Matthews – effective 10.10.14 Robin Hood and Little John 82 Main Street Lambley Nottingham NG4 4PP
Personal licence number and issuing authority of the personal licence held by the designated premises supervisor	CV206000660 Coventry City Council

Annex 1 – Mandatory conditions
Licensing Act 2003

Supply of alcohol:

1. No supply of alcohol may be made under this licence –
 - a. At a time when there is no Designated Premises Supervisor in respect of it or,
 - b. At a time when the Designated Premises Supervisor does not hold a personal licence or his personal licence is suspended
2. Every sale or supply of alcohol made under this premises licence must be made or authorised by a person who holds a personal licence.
3. Door supervisors must be licensed by the Security Industry Authority.

In force from 28th May 2014

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

2. For the purposes of the condition set out in paragraph 1—

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

(b) “permitted price” is the price found by applying the formula—

$$P = D + (D \times V)$$

where—

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

(c) “relevant person” means, in relation to premises in respect of which there is in force a premises licence—

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

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

(e) "value added tax" means value added tax charged in accordance with the Value Added Tax Act 1994.

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

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

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

In force from 1st October 2014

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

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

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

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

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

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

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

(d) selling or supplying alcohol in association with promotional posters or flyers on, or in the vicinity of, the premises which can reasonably be

considered to condone, encourage or glamorise anti-social behaviour or to refer to the effects of drunkenness in any favourable manner;

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

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

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

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

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

(a) a holographic mark, or

(b) an ultraviolet feature.

4. The responsible person must ensure that—

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

(i) beer or cider: ½ pint;

(ii) gin, rum, vodka or whisky: 25 ml or 35 ml; and

(iii) still wine in a glass: 125 ml;

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

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

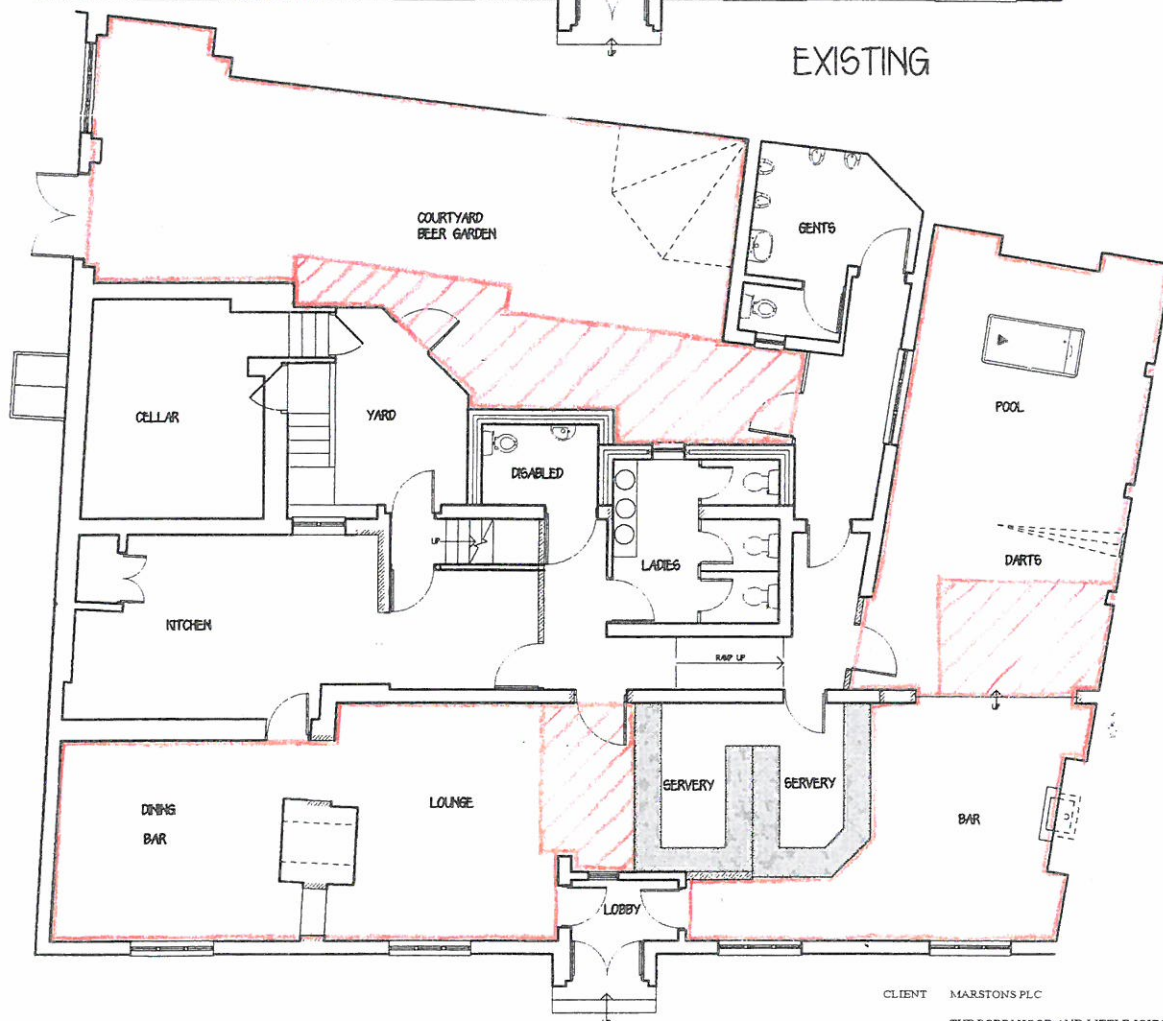
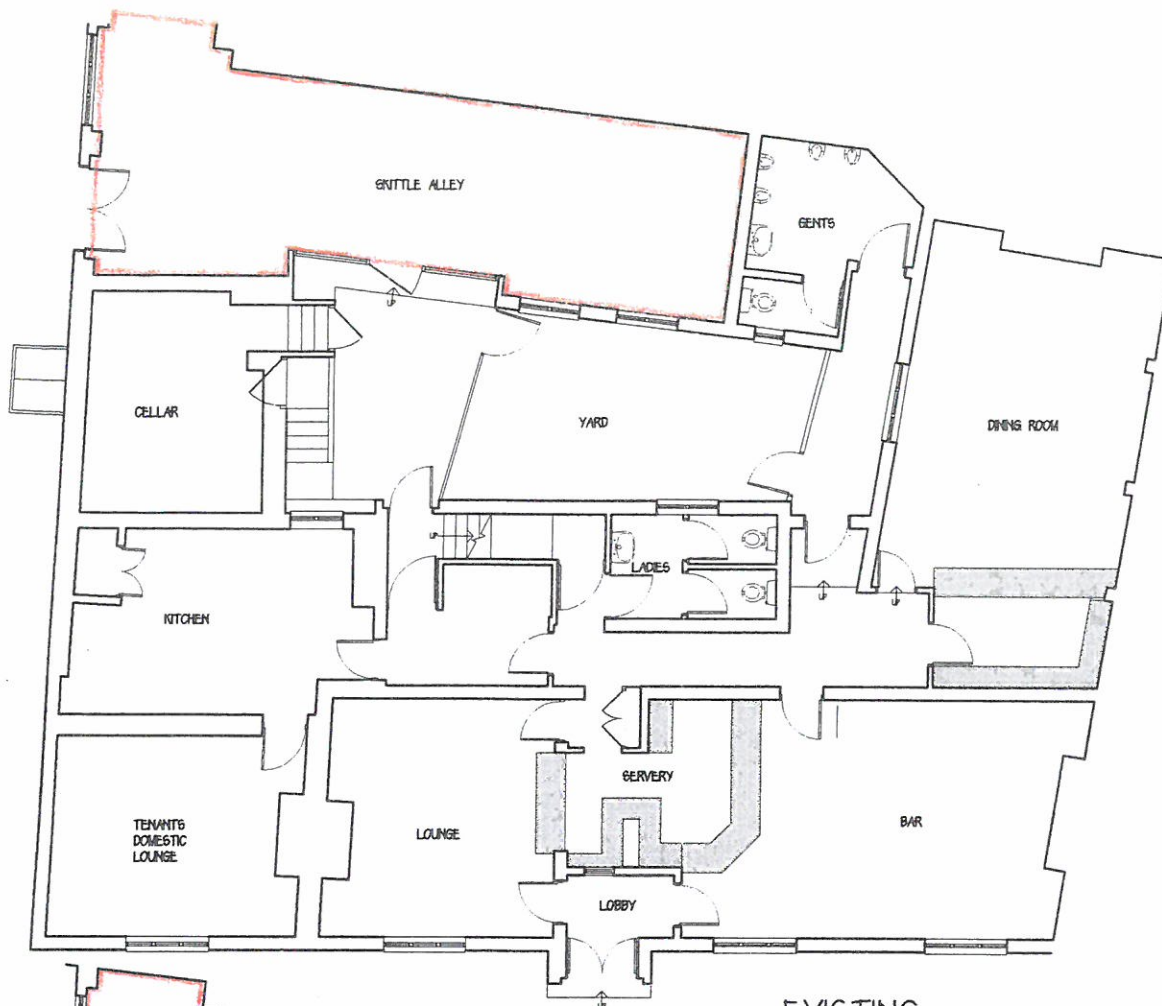
Annex 2 – Conditions consistent with the Operating Schedule

1. No customers apparently carrying open bottles upon entry shall be admitted to the premises at any times the premises are open to the public.
2. Where CCTV is installed with recording facilities such recordings shall be retained for a period of 30 days and made available within a reasonable time upon request by an authorised officer.
3. Alcohol and other drinks may not be removed from the premises in open containers save for consumption in any external area provided for that purpose.
4. Clear, prominent and legible notices to be displayed at all exits; such notices to request the public to respect the needs of the local residents and to leave the premises and the area quietly.
5. Noise or vibration shall not emanate from the premises so as to cause a nuisance to nearby properties.
6. Children under the age of 16 shall not be permitted to enter the premises after 21:00 hrs.

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

None

Annex 4 – Plan (as varied 26 June 2007) - Drawing no. 207:10:6 attached



PROPOSED

CLIENT MARSTON'S PLC
 PROJECT THE ROBN HOOD AND LITTLE JOHN
 LAMBLEY, NOTTINGHAM
 DRAWING PLANS EXISTING AND PROPOSED
 DATE JULY 2007 SCALE 1:100
 DRG No 207 10 10

APEX
 DESIGN
 ARCHITECTURAL
 SERVICES
 PROJECT MANAGEMENT

54 - 56 High Pavement
 Nottingham NG1 1HW
 Tel: 0115 950 8400
 Fax: 0115 950 8401

000032

Rachel Pentlow

From: Chris Grunert <CGrunert@john-gaunt.co.uk>
Sent: 11 November 2014 10:56
To: Rachel Pentlow
Subject: Robin Hood - Lambley - Review
Attachments: Letter to Mr Ford.doc; Letter to Mrs Thurman.doc

Rachel,

As you are aware we represent Marston's PLC (the Premises Licence Holder) in these proceedings. Please confirm that the consultation period has now closed and the proposed date of the review hearing. Can you confirm whether any additional representations have been received?

It is highlighted in the application papers that the management of the premises has recently changed and that agreements had been in place with the former and present management concerning an earlier terminal hour for entertainments at site agreed with nearby residents including Mr. Ford.

We are aware that the new management has spoken to Mr. Ford in the hope of establishing a avenue of communication which appeared to have broken down during the latter stages of the previous regime.

Our understanding that entertainment provided at the premises until 23:00hrs daily was acceptable. Regulated entertainments are currently permissible until 01:00hrs.

On the basis that this will address this aspect of the Review proceedings our client would be minded to agree to curtail the permitted hours for regulated entertainment until 23:00hrs daily, with the exception of the New Year's Eve which is noted as a non-standard time in the terms of the present licence.

I attach a copy of a letter today posted for the attention of Mr. Ford & Mrs. Thurman, I imagine they may wish to consult you regarding the same.

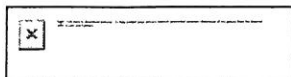
If you are consulted and they would have any further suggestions we would be willing to discuss these directly or through your office, whichever the Applicants prefer.

I look forward to receiving confirmation of the above points regarding the review.

Regards

Chris Grunert
Associate

CGrunert@john-gaunt.co.uk | www.john-gaunt.co.uk
T: 0114 266 8664 | M: 07834 933 041 | F: 0114 267 9613



Omega Court | 372-374 Cemetery Road | Sheffield | S11 8FT

Premises Licences | Personal Licences | DPS Changes | APLH Courses
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For more details on our services please click on the links above.

Partners: John Gaunt (569711) Katharine Redford (569712) Tim Shield (569713) Michelle Hazlewood (569714)
Associates: Christopher Grunert Jonathan Hyldon
Practice Manager: Jonathan Pupius

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We use the word "partner" to refer either to a partner of John Gaunt & Partners (the "firm"); an office holder in a partner; or an employee of the firm with equivalent standing and qualifications.

--

This message has been scanned for viruses and
dangerous content and is believed to be clean.

Our Ref: CG/MRA/ROB266
Contact: Chris Grunert

Mr. C Ford
80 Main Street
Lambley
Nottingham
NG4 4PP

11 November 2014

Dear Mr. Ford,

ROBIN HOOD, 82 MAIN STREET, LAMBLEY, NOTTINGHAM, NG4 4PP
Premises Licence Review - October 2014

We represent Marston's PLC who are the Premises Licence Holder for the Robin Hood and are representing Marston's in connection with the Review application you have instigated with Mrs. Thurman.

Our client has considered the review papers carefully and has spoken with Mr. Mathews, the Designate Premises Supervisor, at site and we understand he has introduced himself to you. The incidents of complaint described in the Review pre-date his appointment.

The papers state that noise from loud music emanating from the premises sometimes disturbs you until 1am or 2am. They also state that in June 2014 Mrs. Thurman attended the Robin Hood and were given assurances that noise would be kept to a minimum after 11pm. The premises licence currently allows regulated entertainment to take place until 1am daily.

Having discussed this issue with Mr. Mathews and Marston's we have been asked to write to you to offer a restriction on the lice for regulated entertainment to finish at 11pm, with the possible exception of New Years Eve. As 11pm appeared to be an agreed curfew our clients hope that you will welcome this offer.

If Mrs. Thurman and yourself would indicate that such a restriction would address your concerns. We would invite the Licensing Authority to restrict the licence accordingly.

If we cannot agree a joint proposal, the Licensing Committee will judge the issue and make whatever decision they deem appropriate. Rights of appeal for all parties would remain if not content with their decision.

We would be grateful if you would indicate whether this issue can be agreed. If you would wish to discuss this proposal or any other aspect of the review with ourselves, please do not hesitate to contact me.

000035

Yours faithfully

Chris Grunert
John Gaunt & Partners
Email: cgrunert@john-gaunt.co.uk

cc. Mrs. R. Thurman
Gedling Borough Council – Licensing Department

Our Ref: CG/MRA/ROB266
Contact: Chris Grunert

Mrs. R Thurman
2 Ross Lane
Lambley
Nottingham
NG4 4PQ

11 November 2014

Dear Mrs. Thurman,

ROBIN HOOD, 82 MAIN STREET, LAMBLEY, NOTTINGHAM, NG4 4PP
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Yours faithfully

000037

Chris Grunert
John Gaunt & Partners
Email: cgrunert@john-gaunt.co.uk

cc. Mr. C. Ford
Gedling Borough Council – Licensing Department

**NOTICE OF APPLICATION
FOR A REVIEW OF A PREMISES LICENCE
UNDER LICENSING ACT 2003**

Notice is hereby given that an application has been made
*for a review of premises licence no. 07/00336/PREMTR
Robin Hood and Little John, 82 Main Street, Lambley,
Nottingham NG4 4PP*

The grounds for the review relates to two of the four
licensing objectives:

- The prevention of Crime and Disorder
- The prevention of public nuisance

The grounds for the review can be inspected by contacting
the Licensing Authority during office hours at:

The Licensing Section,
Public Protection Service,
Gedling Borough Council,
Civic Centre,
Arnold,
Nottingham
NG5 6LU
Telephone 0115 901 3971
Email: licensing@gedling.gov.uk

Interested parties or responsible authorities can make
representation in writing to the Licensing Authority
between 18th October 2014 until 14th November 2014.

It is an offence for anyone knowingly or recklessly to make
a false statement in connection with an application. The
maximum fine on summary conviction is £5,000.

