

[Insert name and address of relevant licensing authority and its reference number (optional)]

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 X

(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 The Globe Inn 39 Clifton Road Newtown Exeter	
Post town Exeter	Post code (if known) EX1 2BL

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

X

First names

X

I am 18 years old or over

Please tick ✓ yes

Current postal address if different from premises address

X Albert Street
Newtown

Post town

Exeter

Post Code

EX1 2BH

Daytime contact telephone number

E-mail address (optional)

(B) DETAILS OF OTHER APPLICANT

Name and address

X
X Albert Street
Newtown
EX1 2BH

X
X Albert Street
Newtown
EX1 2BH

X
X Albert Street
Newtown
EX1 2BH

Telephone number (if any)

X

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

Please tick one or more boxes ✓
✓
✓
✓
✓

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

We are writing to request a council led review of the premises license currently granted to The Globe Inn, 39 Clifton Road, Exeter. Our request is based on all four of the city's licensing objectives, the Prevention of Public Nuisance provisions of the Licensing Act 2003 and associated Exeter City Council Licensing Policy (ECCL) 2015 and as well as breaches of the existing premises licence and planning consent granted to the Globe Inn.

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

We are requesting an urgent review of the license due to the rapidly declining standards and ongoing public disturbance issues with The Globe Inn, in Newtown. The pub has changed landlords several times in the last year (we have lost count!) and has transitioned from a wonderful local and community focus pub (run by Sam and Bex) to a hostile and dangerous bar.

We as residents of Newtown, challenge the suitability of the license currently held by the landlords of The Globe. **Under the four areas of 1) prevention of crime and disorder, 2) prevention of public nuisance 3) the protection of children from harm and 4) public safety- the current landlords and clientele are failing on all of the above.**

6.5 The operating schedule will also address minimising the potential for the building structure to carry sound and vibration through to other adjoining premises. The applicant to demonstrate in the operating schedule that they have taken appropriate measures to ensure that the premises will be ‘good neighbours’ and where appropriate demonstrate that consideration has been given to arrangements for the quick, safe and quiet dispersal of customers from their premises.

6.9 In some circumstances licensed premises with amplified music adjoining, or in very close proximity to, residential properties may not be appropriate. A similar situation can arise in relation to disturbance caused by the dispersal of customers where in some circumstances, large numbers of customers leaving premises late at night or early in the morning is simply not appropriate.

9.2 For example, the risk of residents’ sleep being disturbed by patrons leaving licensed premises is obviously greater at 02.00 than at 23.00. Residents have a reasonable expectation that their sleep will not be unduly disturbed between the hours of Midnight and 07:00.

On Saturday night, 13th of April the police were called twice to street fighting of the clientele attending the 21st birthday party which was running riot in the pub. The first instance of fighting and police response was approximately at 9pm. The out of control party was then allowed to continue once the police left the premises. At closing time the pub released the intoxicated party members to stand outside, shouting and fighting in the street. There was also a small child (part of the party) in the pub during these altercations – the child remained on site until after midnight and witnessed both fights.

At midnight we as adjacent neighbours went outside to manage the escalating situation whilst the current landlord failed to control his patrons and then gave up and went back inside the pub. Our houses are a matter of metres from the pub (Albert Road) and the horrific level of swearing and fighting from the large group outside, was then swiftly turned on us. Standing in the early hours outside your doorstep being verbally abused and threatened is not acceptable. We also have families with young children who are trying to sleep with this going on outside. The total disregard of responsibility as a landlord and the complete unsuitability of the current management is shocking. The disturbance on the Saturday was sadly is not an isolated incident, [as](#)

[3am](#) lock-ins with thumping music on a week night have also resulted in antisocial levels of noise and effected our lives.

On Friday 10th May around midnight, we had to twice address shouting groups of customers outside the pub and ask them to be quiet, due to children trying to sleep. There was again, no sign of a landlord or staff managing these groups.

We have had no real meaningful dialogue with the current landlord; we don't even know his/ their names and when we asked for the landlords' names we were denied by pub staff. There is no apparent license details displayed in the bar or the entrance to the building. The only contact we have had with any staff has been late night interventions when we have had to go to the pub and remind them that we live in a residential community.

These two examples alone clearly demonstrate how the current licensee and landlords are failing to meet the Licence conditions: 1) prevention of crime and disorder, 2) prevention of public nuisance 3) the protection of children from harm and 4) public safety

6.6 The Licensing Authority will expect the applicant to supply an acoustic report in applicable circumstances confirming that there will be no noise breakout sufficient to cause nuisance short of statutory nuisance from the premises that is likely to cause public nuisance to persons living or working in the area around the licensed premises.

6.9 In some circumstances licensed premises with amplified music adjoining, or in very close proximity to, residential properties may not be appropriate. A similar situation can arise in relation to disturbance caused by the dispersal of customers where in some circumstances, large numbers of customers leaving premises late at night or early in the morning is simply not appropriate.

6.10 All noise reduction measures; installation of an approved sound limiting device to prevent sound exceeding the appropriate level and any other acoustic attenuation necessary to minimise, if not remove noise breakout, and the level of noise breakout to be approved, shall be by a suitably qualified acoustic consultant after consultation with the appropriate officer at the pre-application meeting.

9.8 The proposals in the operating schedule should include an assessment of the potential for public nuisance arising from customers smoking, eating and drinking in outdoor areas and on the public highway outside the premises and how this is to be managed with particular reference being made to: e) locating smoking areas away from residential premise

Patrons are allowed to smoke and drink outside the main entrance on the street, allowing both smoke and noise to invade our homes, on top of which it is illegal to be consuming opened alcohol in the street. The front doors are left propped open until closing time which further exasperates the noise and anti-social behaviour.

The Pub's building itself is in complete disrepair with three broken exterior windows (which enhances the existing noise pollution) along with no double glazing or sound proofing, peeling paint, rubbish and broken bottles and rotting woodwork.

The current status of The Globe Inn is no longer a safe or friendly community pub. It invests nothing but disrespect and aggression to our area and the community of Newtown.

It is a real shame that what was once such a great establishment is now a nightmare, and one that we the long term residents of the area are having to suffer with. We therefore request that Exeter Council conduct a far reaching review a The Globe's public licence.

We ask that the committee consider adding the following constraints to any license for the premises:

-PN20 is added as a constraint to the licence: "No noise shall emanate from the premises or vibration be transmitted through the structure of the premises which gives rise to a nuisance."

-PN 36 is added as a constraint to the licence "Noise levels emanating from the premises between 20:00 and 08:30 hours and measured at the boundaries of neighbouring properties of the Globe Inn shall not exceed 40dB when measured as a 5 minute LAeq".

· PN34 is added as a constraint to the license: "Patrons permitted to temporarily leave and then re-enter the premises, e.g. to smoke, shall be limited to 5 persons at any one time." Smoking must not be allowed outside the main entrance as this currently contravenes Section 14: Smoking 14.2 The Licensing Authority may take into consideration the possible effect of people leaving licensed premises to smoke when determining licence applications. This relates to safety of patrons and passers-by and also nuisance from noise or litter. In this regard leaving premises also includes standing on the street or curtilage of premises in order to smoke

· PN 37 is added as a constraint to the licence: "A direct telephone number for the Licence holder or nominated person at the premises shall be publicly available at all times the premises is open. This telephone number is to be made available to residents and businesses in the vicinity." This should be a mobile number to a phone carried by a nominated supervisor.

· G2 is added as a constraint to the license "The handling of kegs and / or bottle disposal shall not take place between the hours of 18:30 and 08:30"

· G3 is added as a constraint to the license "The delivery of goods shall not take place between the hours of 08:30 and 18:30".

· G11 is added as a constraint to the license: "No outdoor area of the premises may be used by customers or staff after 20:00 on any day"

· N 10 is added as a constraint to the license: "All external emergency exit doors shall be fitted with sensor alarms and visible indicators to alert staff when the doors have been opened."

· A constraint to the licence to prevent the building of any permanent outside bar

· A constraint to the licence specifying that any event held at the Globe Inn utilising the Upper Lounge with more than 25 people has professional security hired to manage the area.

-In conjunction with Premises Licenses 6.9- The downstairs main bar area must not be used for amplified music including discos, live music or karaoke events due to the

proximity (and terrace attachment) to Albert Street residential homes. The noise pollution and residential disturbance caused by these amplified sound events is directly, negatively affecting residents. The current landlords and licensee is not a “Good Neighbour” as required by the License article.

- To retain the Annexe 2 constraint in the current licence requiring that windows and doors are kept shut after 20:00

- To reconfigure the upper balcony access area to prevent patrons congregating and using it as a smoking or outside terrace after 20:00

- A formal noise monitoring management strategy is adopted and regularly reviewed with residents and other interested parties

- To add to Annexe 2 to require double glazing and sound proofing is added to the entire building to limit noise pollution – in reference to Premises Licenses 6.5 as the current building structure is not suitable.

- Antisocial behaviour and fighting by patrons of the pub is the responsibility of the licensee and onsite landlords. Failure to promptly address and resolve any threatening behaviour by customers either at the pub or in the public highways adjacent to the premises, should result in an immediate revoking of the license.

Please tick ✓ yes

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

If yes please state the date of that application

23 May 2019

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

N/A

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, UNDER SECTION 158 OF THE LICENSING ACT 2003, TO MAKE A FALSE STATEMENT IN OR IN CONNECTION WITH THIS APPLICATION. THOSE WHO MAKE A FALSE STATEMENT MAY BE LIABLE ON SUMMARY CONVICTION TO A FINE OF ANY AMOUNT.

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	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)	

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.

