

REPORT OF CORPORATE DIRECTOR CITY DEVELOPMENT

VARIATION OF ENTERTAINMENTS LICENCE
MAN OF TRENT, CLIFTON LANE, CLIFTON, NOTTINGHAM

1.0 SUMMARY

- 1.1 This is an application to vary an existing entertainments licence to include the restaurant.

2.0 RECOMMENDATIONS

- 2.1 **IT IS RECOMMENDED THAT the Committee determine the application having regard to objections from three Ward Councillors and residents and;**
- 2.2 **to the City Council's Licensing Policy No 1;**
- 'Matters that might present an adverse impact on the neighbourhood from the licensed activity have been assessed and suitable measures put in place to minimise or prevent the impact;
 - That the applicant has taken steps to ensure good order inside and outside the premises'; and;
- 2.2 **to the City Council's Licensing Policy No 5;**
- 'When considering whether entertainments licence should be granted, the Council will assess the likelihood of the proposal causing an unacceptable adverse impact either by itself or in conjunction with another factor that by itself may have that adverse impact. Particular regard will be had to the impact on local residents'; and;
- 2.3 **to the City Council's Licensing Policy No 8;**
- 'Normally the preferred terminal hour for entertainments licence will be 11 pm. Any later terminal hour applied for will need to be supported and justified as part of the application'; and;
- 2.4 **to the City Council's Policy No 10;**
- 'It is unlikely that a new application for a terminal hour beyond the times stated in Policy 8 will succeed where the area is predominantly residential or has circumstances that are sensitive to the problems associated with licensed premises unless the applicant can demonstrate extenuating reasons why the application should be granted.'

3.0 BACKGROUND

- 3.1 Anita Harrison holds an entertainments licence granted in December 2003 to provide music and dancing in the lounge area only of the premises during the following hours:-

Monday to Thursday	-	10 am to 11 pm
Friday & Saturday	-	10 am to midnight
Sunday	-	noon to 11 pm

4.0 PROPOSALS

- 4.1 Ms Harrison has applied to include the restaurant for music and dancing with a terminal hour as follows:-

Mondays to Saturdays	-	10 am to midnight
Sundays	-	noon to 11.30 pm

- 4.2 The hours for the lounge will remain unchanged.
- 4.3 Councillors Charlesworth, Malcolm, Gibson and residents have objected and copies are attached at Appendices 1, 2, 3 and 4
- 4.4 The Chief Fire Officer and the Environmental Health Officer have made recommendations and require final inspections once works are complete.
- 4.5 The Police, Pollution Control, Planning and Building Control Officers have no objections.
- 4.6 The location of the premises is shown on the attached map and the applicant and Ward Councillors have been invited to attend.

5.0 LEGAL IMPLICATIONS

Legal implications will be reported at the meeting.

6.0 EQUAL OPPORTUNITIES IMPLICATIONS

None

7.0 List of background papers other than published works or those disclosing confidential or exempt information

- ◆ application dated 13 February 2004
- ◆ letter from Licensing Direct dated 18 February 2004
- ◆ form D24 from the Chief Fire Officer dated 24 February 2004
- ◆ memo from Planning Officer dated 8 March 2004
- ◆ letter from Nottinghamshire Police dated 18 March 2004

8.0 CRIME & DISORDER IMPLICATIONS

Licensing for public entertainments is an opportunity for the City Council to work in partnership with the Police to reduce the risk of crime and disorder occurring both within and immediately outside licensed premises, having regard to the effect of the proposals on both customers and residents.

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22 March 2004

APPENDIX 1



1 March 2004

The Council House

Mrs Janet Swain & Mrs Sue Bowler
Licensing Officers
City Development
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Talbot Street
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Old Market Square
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NG1 2DT

Tel: 0115 915 5555
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www.nottinghamcity.gov.uk

Your reference: JS/SB/TJA

Dear Mrs Swain

Re: Man of Trent – Extended Opening Hours

I am writing to formally object to any extension of hours at the Man of Trent public house on Clifton Lane.

Two sides of the Man of Trent are facing residential properties on Dalehead Road and the northern end of Gardendale Avenue. There are elderly people in some of those houses, also families with children who need to have a good night sleep to concentrate at school the next day.

You may have seen reports in the Evening Post of violence and anti-social behaviour in the pub car park in the last couple of months.

We all know that noise and disturbance does not end at closing time. There is drinking up time, and then as people decant the premises raised voices (due to the consumption of alcohol) and banging car doors.

There is still a proportion of the population for whom 11.00pm is bedtime and they do not wish to be woken up at 12.00 – 12.30 am.

Yours sincerely

PP

Cllr Ian Malcolm
Clifton South Ward

c.c. Cllr Brent Charlesworth
Cllr Chris Gibson



INVESTOR IN PEOPLE

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NOTTINGHAM

56771

APPENDIX 2



1 March 2004

The Council House

Mrs Janet Swain & Mrs Sue Bowler
Licensing Officers
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Lawrence House
Talbot Street
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Yours sincerely

1 March 2004
I concur with this view

Cllr Brent Charlesworth

Cllr Ian Malcolm
Clifton South Ward

c.c. Cllr Brent Charlesworth
Cllr Chris Gibson



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NOTTINGHAM



09 March 2004

The Council House

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Janet Swain
Licensing Officer
City Development
Lawrence House
Talbot Street
Nottingham NG1 5NT

CG/AT

Dear Ms Swain,

THE MAN OF TRENT PUBLIC HOUSE

Thank you for your letter advising of the proposal to vary the Entertainment License for the Restaurant and Carvery at the Man of Trent.

I wish to object to the proposed hours which are set to extend to midnight on Monday to Saturday and to 11.30pm on Sunday.

The Man of Trent is set in a residential area on an outer City estate. Whilst late night activity may be tolerable on Friday or Saturday nights, I do not consider it would be reasonable to have music and activity extending throughout the week including Sunday nights. I am sure this will result in an unacceptable nuisance to neighbouring areas, not only because of the music but also because of car and pedestrian activity late into the night.

The current hours limits, set for the lounge area, would seem to be quite sufficient and I would support an extended entertainments license on the basis of these existing hours only.

I would be grateful if you could take this objection into account.

Yours sincerely,

Elizabeth A. Thorp

PP Councillor Chris Gibson
Labour Councillor Clifton South

Cc: Councillor Brent Charlesworth
Councillor Ian Malcolm

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NOTTINGHAM

APPENDIX



28th March 2004

Council House

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Mrs J Swain, Mrs S Bowler
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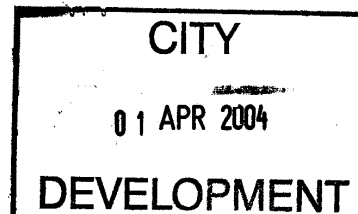
Dear Mrs J Swain/Mrs S Bowler

Thank you for your letter dated 24th March 2004 which I received on Friday 26th March 2004. This is on behalf of the three ward councillors for the Clifton South Ward - myself, Councillor Chris Gibson and Councillor Brent Charlesworth. I will be speaking for all three of us at the committee meeting.

After consulting residents living on Dalehead Road and Gardendale Avenue, the consensus is that any extension of hours after 11.00pm is inappropriate in a residential area especially when it's a school day the next morning. Some of the residents have young children and do not wish them to be woken up by patrons departing the premises after midnight, especially if the children have to sit examinations the next day, raising educational attainments is a priority for Nottingham City Council.

We note that the applicant already has a "supper hour certificate" now, but if the magistrates have chosen to do this it does not follow that the City Council should follow suit. The City Council should set its own policy not follow the magistrates like sheep. If this application is approved it could set a precedent, there are other pubs on the estate serving food and the remainder could start serving food and call part of their premises a restaurant.

The residents told me of incidents of anti-school behaviour, (see attached press cuttings) complained of noise on existing licence last summer, and noise of customers decanting the premises after closing time, raised voices, banging car doors. Some customers do not leave their cars in the pub car park but leave them parked outside their houses (probably because they think there is less chance of being breath tested). One lady told me they had to build a wall because they were fed up with people urinating on their front garden.



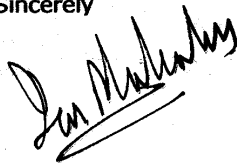
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We appreciate that ^{restaurants}~~residents~~ in the city centre have later hours but a residential area is a very different matter. The purpose of having entertainment (a jazz group has been mentioned) is to attract more customers, which obviously will lead to increased levels of disturbance to residents. This restaurant is on the Dalehead Road side of the pub and in addition to children attending school, there are people who have to work the next day, and elderly residents for whom 11.00pm is bedtime and do not wish to be woken up at 12.00 or 12.30am.

A petition is attached from those residents. We found two out of three of those contacted were against the application and one out of three were neutral. One signature was crossed out, the lady of the house wished to sign but after she had done so her husband shouted from inside the house no to so we let her cross through her signature.

Yours Sincerely



Councillor Ian Malcolm
Clifton South Ward

CC: Cllr B. Charlesworth
Cllr C. Gibson

We the undersigned appose the extended entertainment licencing hours of the Man of Trent public house.

[illegible]

also been launched to catch teenage yobs in the act.

But Nottingham South MP Alan Simpson said problems were starting to spiral out of control on the estate.

But he said there had been a serious failure by police to deal with anti-social behaviour at its early stages.

"There is a case that needs to be addressed by the police as to why some of those responsible, who had been known and identified, have not been dealt with accordingly," said Mr Simpson.

"It is starting to get out of control. Police are calling on the public to co-operate with them in tackling it, but I think to be successful they have to actually be seen to be taking action."

Mr Simpson hit out at NCT plans to withdraw bus services.

A meeting was due to be held today between the bus company and police to see if anything could be done to help restore the services.

He added: "That is the worst of all decisions because it is caving in to those who are the destructive elements of the community rather than confronting them."

"I am livid about this because they are punishing the public."

The most serious incident in the last two weeks was the hammer attack on the landlord of the Man of Trent pub on Christmas Day. Wayne Pym, 32, was left unconscious for four hours after the assault. His windows were then smashed by yobs armed with an axe while he was in hospital.

One man, who asked not to be named, blamed the escalating problems on a small group of teenagers.

He said: "The word is it is between two gangs of youngsters."

discuss the anti-social behaviour plaguing their neighbourhood and the recent announcement that bus services are to be slashed because of the problem.

Around 30 residents gathered with Sgt Liz Stevenson of Notts Police and city councillor Ian Malcolm at a special meeting at the Park Gate Community Centre.

Among the issues discussed were Police Community Support Officers (PCSOs), who specialise in anti-social behaviour, who will soon start operating in the area.

Nobel Road Tenants' and Residents' Association chair Doreen Greeton said: "We need to sort the buses out and sort out these children and teenagers."

"And people here feel that parents need take more responsibility for their children."

The 61-year-old also told the meeting: "People are afraid of repercussions but the time has come when we've got to say enough is enough."

Sgt Stevenson said: "If somebody comes forward and gives evidence we can deal with it."

years, said: "The kids seem to have a fixation with smashing windows. I've no idea why."

"There are big problems with drugs being dealt from cars. They're as popular as ice cream vans."

"Other times it's just large groups of people who aren't necessarily doing anything but can be very intimidating."

Coun Malcolm said: "There's one particular gang round here that needs dealing with."

"We need to persuade the police to put extra resources into Clifton and we need people to come forward to give evidence."

Sgt Stevenson confirmed that although there would be no additional police officers for Clifton, PCSOs working out of The Meadows would start patrolling in Clifton.

The Chief Constable has told us there will be no more staff for Clifton," she said.

"But I've organised for PCSOs to start coming over at night and I think they'll have a positive effect."

One resident told Sgt Stevenson: "You're trying to stop a big wave. You're underfunded and understaffed. I don't blame the police."

CRIME VICTIM:

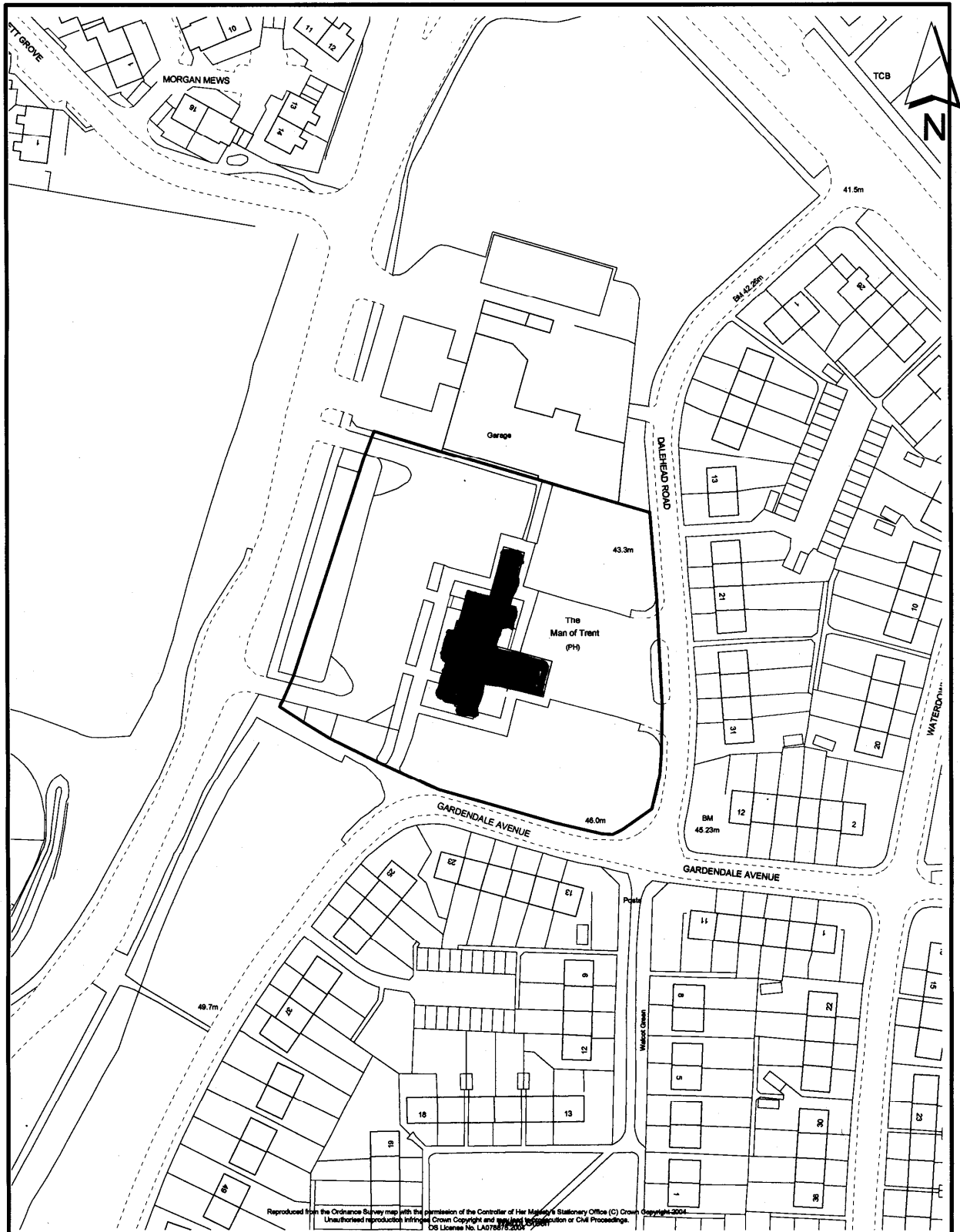
Wayne Pym, landlord of the Man of Trent pub, who was attacked on Christmas Day by a gang of youths

POSTPHOTO C0501042-4



FROM
NOTTINGHAM
EVENING
POST.

7.1.2004



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Man of Trent, P.H Clifton

SK5434NE

Scale

1:1,250

Date

Feb 2004

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