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**Direct dial** 0115 914 8481  
**Email** constitutional.services@rushcliffe.gov.uk

**Our reference:**  
**Your reference:**  
**Date:** 9 September 2016

To all Members of the Alcohol & Entertainments Licensing Sub Committee

Dear Councillor

A meeting of the Alcohol & Entertainments Licensing Sub Committee will be held on Monday 19 September 2016 at **2.00 pm** in Committee Room 1, Civic Centre, Pavilion Road, West Bridgford to consider the following items of business.

Yours sincerely



Service Manager Corporate Governance

### **AGENDA**

1. Appointment of Chairman
2. Procedure

A copy of the procedure notes is attached (pages 1 – 5).

3. Hearing

Red Heart, Easthorpe Street, Ruddington Nottingham NG11 6LB

Application to Vary Premises Licence

- a) Report of the Senior Licensing Officer is attached (pages 6 - 13).
- b) Application is attached (pages 14 - 40).
- c) Objections are attached (pages 41 - 46).
- d) Notice of Hearing is attached (pages 47 - 55).

### Membership

Councillors B R Buschman, H A Chewings and R A Inglis,

## Meeting Room Guidance

**Fire Alarm Evacuation:** in the event of an alarm sounding please evacuate the building using the nearest fire exit, normally through the Council Chamber. You should assemble in the Nottingham Forest car park adjacent to the main gates.

**Toilets** are located opposite Committee Room 2.

**Mobile Phones:** For the benefit of others please ensure that your mobile phone is switched off whilst you are in the meeting.

**Microphones:** When you are invited to speak please press the button on your microphone, a red light will appear on the stem. Please ensure that you switch this off after you have spoken.

**RUSHCLIFFE BOROUGH COUNCIL**

**ALCOHOL AND ENTERTAINMENTS LICENSING  
SUB-COMMITTEE**

**Procedure for hearing of application to vary premises licence  
(Licensing Act 2003, ss. 34 and 35)**

**Definitions:**

“the Act” means the Licensing Act 2003

“interested party” has the meaning given in section 13(3) of the Act

“the licensing objectives” are –

- (a) the prevention of crime and disorder;
- (b) public safety;
- (c) the prevention of public nuisance;
- (d) the protection of children from harm

“party to the hearing” means those persons to whom notice of hearing is to be given in accordance with regulation 6 of the Regulations

“the Regulations” means the Licensing Act 2003 (Hearings) Regulations 2005

“relevant representations” has the meaning given in section 35(5) of the Act

“responsible authority” has the meaning given in section 13(4) of the Act

**General:**

The hearing will normally take place in public.

The hearing will be by way of a discussion led by the Chairman.

Cross-examination will not be permitted unless the sub-committee considers that cross-examination is required for it to consider the representations, application or notice as the case may require.

The sub-committee will determine the application by considering the relevant representations received.

Relevant representations in this case means representations which -

- are about the likely effect of the grant of the application on the promotion of the licensing objectives;
  - are made by responsible authorities or interested parties within the prescribed time periods;
  - have not been withdrawn; and
  - in the case of interested parties, are not representations which are, in the opinion of the licensing authority, frivolous or vexatious.
- 

### **Introductions:**

1. The Chairman (or Legal Adviser to the sub-committee) will explain the reason for the hearing.
2. The Chairman (or Legal Adviser to the sub-committee) will identify the parties to the hearing, their representatives/persons assisting them, any witnesses or other persons who wish to speak/appear.
3. The sub-committee will decide whether permission to appear should be given to any person present who is not a party to the hearing.
4. The Chairman (or Legal Adviser to the sub-committee) will enquire whether the parties have received, read and understand this procedure note and will answer any questions and give further guidance on the procedure to be followed as appropriate.
5. The Chairman (or Legal Adviser to the sub-committee) will check that the parties have received all relevant documentation.
6. The Chairman (or Legal Adviser to the sub-committee) will enquire of the parties (and those to whom the sub-committee has given permission to appear) how long they anticipate they will be in:-
  - (a) giving further information in support of their application, representations or notice in response to any notice given by the licensing authority under regulation 7(d) of the Regulations
  - (b) questioning another party
  - (c) addressing the sub-committee
7. The sub-committee will seek to agree with the parties a maximum period of time for the parties to exercise those rights.

### **Procedure:**

#### **Licensing Officer**

8. The **Licensing Officer** will outline the relevant details of the application and relevant representations received in respect of it and give such



advice and assistance in relation to the authority's licensing policy, government guidance and the law as appropriate.

### **The Applicant's Case**

9. The Chairman will then ask **the applicant** to
  - outline their application
  - give further information in response to any request for clarification on a point from the authority
  - address the relevant representations
  - call any witnesses/give evidence, as permitted by sub-committee
  
10. **After each speaker or witness** the Chairman will:-
  - enquire whether any of the **responsible authorities** have any **questions** for that speaker or witness and may then permit such questions as the sub-committee deem appropriate to be put
  
  - enquire whether any of the **interested parties** have any **questions** for that speaker or witness and may then permit such questions as the sub-committee deem appropriate to be put
  
  - enquire whether any member of the **sub-committee** or the Legal Adviser have any **questions** for that speaker or witness and may then permit such questions as the sub-committee deem appropriate to be put
  
11. The **applicant** will then be permitted to clear up any points arising from the questioning.

### **The Responsible Authorities**

12. The Chairman will then ask each of **the responsible authorities** in turn to
  - outline their relevant representation
  - give further information in response to any request for clarification on a point from the authority
  - address the relevant part of the application or notice
  - call any witnesses/give evidence, as permitted by sub-committee
  
13. **After each speaker or witness** the Chairman will:-

- enquire whether any of the **other responsible authorities** appearing have any **questions** for that speaker or witness and may then permit such questions as the sub-committee deem appropriate to be put
  - enquire whether any of the **interested parties** have any **questions** for that speaker or witness and may then permit such questions as the sub-committee deem appropriate to be put
  - enquire whether the **applicant** have any **questions** for that speaker or witness and may then permit such questions as the sub-committee deem appropriate to be put
  - enquire whether any member of the **sub-committee** or the Legal Adviser have any **questions** for that speaker or witness and may then permit such questions as the sub-committee deem appropriate to be put
14. The officer for the **relevant authority** will then be permitted to clear up any points arising from the questioning.

### **Interested Parties**

15. The Chairman will then ask each of **the interest parties** in turn to
- outline their relevant representation
  - give further information in response to any request for clarification on a point from the authority
  - address the relevant part of the application or notice
  - call any witnesses/give evidence, as permitted by sub-committee
16. **After each speaker or witness** the Chairman will:-
- enquire whether any of the **responsible authorities** appearing have any **questions** for that speaker or witness and may then permit such questions as the sub-committee deem appropriate to be put
  - enquire whether any of the **other interested parties** have any **questions** for that speaker or witness and may then permit such questions as the sub-committee deem appropriate to be put
  - enquire whether the **applicant** have any **questions** for that speaker or witness and may then permit such questions as the sub-committee deem appropriate to be put

- enquire whether any member of the **sub-committee** or the Legal Adviser have any **questions** for that speaker or witness and may then permit such questions as the sub-committee deem appropriate to be put

17. The **interested party** will then be permitted to clear up any points arising from the questioning.

### **Closing Statements**

18. The Chairman will invite closing statements from the parties in the following order:-

- interested parties;
- responsible authorities;
- applicant

### **Exclusion of Public**

19. The sub-committee will then normally declare that there is an overriding public interest in excluding the public from their deliberations in determining the application, which outweighs the public interest in that part of the hearing taking place in public.

### **Decision**

20. The sub-committee will then retire to consider its decision.

21. The sub-committee will then return to give its decision in public. The Chairman will inform those present that the reasons for the decision will be transmitted in writing to the parties in due course.

**NB - The Chairman may vary the procedure as considered appropriate to promote the discussion.**





## Alcohol & Entertainment Licensing Committee

19 September 2016

Application to vary a premises licence at Red Heart Ruddington

# 3

### Report of the Executive Manager - Neighbourhoods

#### THE APPLICATION

##### Applicant

Punch Taverns Plc

##### Premises

Red Heart, Easthorpe Street, Ruddington Nottingham, NG11 6LB.

##### History

The premise to which the application relates is to a public house that has stood on the site for many years. The current tenants have been in the premises since 2009 operating under the same licence as is attached to the hearing papers. The premises has served around forty Temporary Events Notices since 2009, some of which have been for outdoor events in the rear garden.

##### Application

The current application is for a variation of the current Premises Licence under Section 34 of the Licensing Act 2003. The applicant seeks permission for the sale of alcohol in the external area of the premises as outlined in the plans. No other permissions are sought for the outside areas.

##### The operating schedule shows

The applicant has considered the impact of the proposed application and has indicated that conditions will be added to the licence that the external servery shall only operate between 1200 and 2200hrs on any day, the terminal hour will be extended until 0000 for significant international sporting events. When the terminal hour is extended until 0000 there will be a minimum of two staff members outside and drinks will be served in polycarbonate receptacles. A risk assessment on whether door supervisors are required will be carried out.

##### Relevant licensable activities

There is no additional activities sort and the current licensing permissions as outlined in the premises licence PL 0198 attached will remain unchanged.

## **RELEVANT REPRESENTATIONS:**

The following is a summary of the representation made; the full representations are attached to the hearing papers.

### **Responsible authorities**

Nottinghamshire Police have agreed a number of conditions with the applicant reproduced below:

1. Prominent, clear and legible notices must be displayed at all exits, requesting that customers leave the premises and the area quietly.
2. Prominent, clear and legible Challenge 25 notices will be displayed at prominent positions throughout the premises.
3. A Challenge 25 scheme shall operate at the premises. Any person who appears to be under 25 years of age shall not be served alcohol unless they produce an acceptable form of identification (passport or driving licence or PASS accredited card or Military ID).
4. A bound and sequentially paginated refusals book shall be kept at the premises to record all instances where admission or service is refused.  
Details to show:
  - ·the basis for the refusal;
  - ·the person making the decision to refuse; and
  - ·the date and time of the refusal.

Such record to be retained at the Premises for at least 12 months, and shall be made available for inspection and copying by the Police, or other officer of a Responsible Authority, immediately upon request.

5. An Internal and external digital CCTV system with recording equipment shall be maintained at the premises and operated with cameras in positions agreed with the Police. Cameras shall cover the entrance and exit to the premises and all areas where the sale/supply and consumption of alcohol takes place.  
All recordings used in conjunction with CCTV shall:
  - Be of evidential quality
  - Indicate the time and date
  - Be retained for a period of 31 days
  - Sufficient staff will be trained to use the system

The images will be made available for inspection & downloading immediately upon request to officers of Responsible Authorities.

6. Cognisance shall be taken of the Police advice if events are taking place which may directly or indirectly impact on the safety of staff and customers

and provision shall be made for the required number of SIA registered door supervisors to be on duty at times as agreed with the Police i.e. events requiring extra Police resources (Bank Holiday weekends, significant international or local sporting events etc).

#### Outside Areas

7. When the external bar terminal hour is extended until midnight Non Glass Vessels/ polycarbonate glasses will be used throughout the outside area of premises on all occasions. The requirement for use of Non Glass Vessels/ polycarbonate glasses will be risk assessed by the premise licence holder with cognisance of advice, if any, given by Nottinghamshire Police.

All bottled products purchased will be decanted into polycarbonate containers will be used throughout the outside area of premises at all times when the external bar terminal hour is extended until midnight.

8. When the external bar terminal hour is extended until midnight, there shall be a minimum of two staff members outside on duty at all times.
9. When the external bar terminal hour is extended until midnight, the Premise Licence Holder shall risk assess the need for SIA registered door supervisors at the premises, and employ such door supervisors at such times and in such numbers as deemed necessary by the risk assessment, and at any other times in agreement with the Police.
10. When the external bar terminal hour is extended until midnight written risk assessments in connection with the licensing objectives of prevention of crime and disorder and public nuisance will be carried out. Such record to be retained at the premises for at least 12 months and shall be made available for inspection and copying by the Police or other officer of a responsible authority immediately upon request.

#### **Other persons**

Mr and Mrs Hann

The premises are in the middle of a residential area, the proposed outdoor bar, video screen and music will become intolerable for residents.

Mr and Mrs Goddard

The noise from current activities when shown on the big screen outdoors is unacceptable, as there is the foul language used, allowing drinks outside will lead to further increases in noise and unacceptable behaviour.

Tim Brown

Outdoor events is unacceptable, on previous occasions noise levels have been extremely higher than normal levels of speech, the approval of this application would not be in the interest of local residents

Mr and Mrs Ledger

Have had to repeatedly ring the landlord regarding noise from the beer garden, children are unable to sleep, and the landlord has no social responsibility, and we do not want the pub to be able to serve drinks in the outside area.

Joanne Strutt

Client noise from the garden is disruptive and extending hours will mean further disruption to sleep.

Philip Lowe

Having an outside bar would turn the area into something like a mini football terrace causing complaints from neighbours.

### **Local Policy Considerations**

The Act provides that Rushcliffe Borough Council has a duty to carry out its functions under the Act with a view to promoting the prescribed licensing objectives:

- The prevention of crime and disorder
- Public safety
- Prevention of public nuisance
- Protection of children from harm

### **Human Rights**

The Authority will have particular regard to the following relevant provisions of the European Convention on Human Rights when determining applications.

Article 1 of the First Protocol - that every person is entitled to the peaceful enjoyment of his or her possessions, including for example the possession of a licence.

Article 6 - that in the determination of civil rights and obligations everyone is entitled to a fair and public hearing within a reasonable time by an independent and impartial tribunal established by law.

Article 8 - that everyone has the right to respect for his home and private life.

### **Representations**

Where representations are received the characteristics of an area and the impact that the premises may have upon that area will be a fundamental consideration in determining whether a licence should be granted and if so what conditions should be



attached to it. Conditions will be focussed on matters that are within the control of individual licensees and others in possession of relevant authorisations. These matters will centre on the premises being used for licensable activities and the vicinity of those premises. What amounts to vicinity will be a question of fact to be determined in the light of the individual circumstances of the case. Consideration will primarily be given to the direct impact of the licensed activity on members of the public living, working or engaged in normal activity in the area concerned.

#### **POLICY 1 (Section 6)**

**The Authority expects to see evidence of the effective and responsible management of the licensed premises, such as examples of instruction, training and supervision of staff and the adoption of best practice used in the leisure industry, being specifically addressed within the Operating Schedule.**

**REASON: To ensure the promotion of the licensing objectives.**

#### **POLICY 2 (Section 6)**

**When preparing or considering applications, applicants, interested parties, relevant bodies and the Licensing Authority should, where appropriate, take into account the following matters in assessing both the potential for the licensing objectives to be undermined and the necessity for, and proportionality of, any conditions which may be imposed on any resulting licence, certificate or permission: -**

- (i) The nature of the area within which the premises are situated**
- (ii) The precise nature, type and frequency of the proposed activities**
- (iii) Any measures proposed by the applicant as outlined in the operating schedule.**
- (iv) The nature (principally in terms of the age and orderliness) and number of any customers likely to attend the licensed premises**
- (v) Means of access to and exit from the premises**
- (vi) Transport provision in the area and the likely means of public or private transport that will be used by customers either arriving or leaving the premises**
- (vii) Parking provision in the area.**
- (viii) The potential cumulative impact (not applicable at this time in Rushcliffe)**
- (ix) Other means and resources available to mitigate any impact.**
- (x) Such other matters as may be relevant to the application.**

**REASON: To ensure that all relevant matters are taken into consideration during the application process**

## Section 182 Guidance

- 1.16 Conditions on a premises licence or club premises certificate are important in setting the parameters within which premises can lawfully operate. The use of wording such as “must”, “shall”, and “will”, is encouraged. Licence conditions:
- must be appropriate for the promotion of the licensing objectives
  - must be precise and enforceable
  - must be unambiguous and clear in what they intend to achieve
  - should not duplicate other statutory requirements or other duties or responsibilities placed on the employer by other legislation
  - must be tailored to the individual type, location and characteristics of the premises and events concerned.
  - should not be standardized and may be unlawful when it cannot be demonstrated that they are appropriate for the promotion of the licensing objectives in an individual case:
  - should not replicate offences set out in the 2003 Act or other legislation
  - should be proportionate, justifiable and be capable of being met (for example, whilst beer glasses may be available in toughened glass, wine glasses may not)
  - cannot seek to manage the behaviour of customers once they are beyond the direct management of the licence holder and their staff, but may impact on the behaviour of customers in the immediate vicinity of the premises or as they enter or leave; and
  - should be written in a prescriptive format.
- 1.17 Each application must be considered on its own merits and in accordance with the licensing authority’s statement of licensing policy. Conditions attached to licenses and certificates must be tailored to the individual type, location and characteristics of the premises and events concerned. This is essential to avoid the imposition of disproportionate and overly burdensome conditions on premises where there is no need for such conditions. Standardised conditions should be avoided and indeed, may be unlawful where they cannot be shown to be appropriate for the promotion of the licensing objectives in any individual case.
- 9.12 In their role as a responsible authority, the police are an essential source of advice and information on the impact and potential impact of licensable activities, particularly on the crime and disorder objective. The police have a key role in managing the night time economy and should have good working relationships with those operating in their local area. The police should be the licensing authority’s main source of advice on matters relating to the crime and disorder licensing objective, but may also be able to make relevant representations with regard to the other licensing objectives if they have evidence to support such representations. The licensing authority should accept all reasonable and proportionate representations made by the police unless the authority has evidence that to do so would not be appropriate for the promotion of the licensing objectives. However, it remains incumbent on the police to ensure that their representations can withstand the scrutiny to which they would be subject at a hearing.

9.37 In determining the application with a view to promoting the licensing objectives in the overall interests of the local community, the licensing authority must give appropriate weight to:

- the steps that are appropriate to promote the licensing objectives;
- the representations (including supporting information) presented by all the parties;
- Section 182 guidance
- Councils licensing policy

9.41 Licensing authorities are best placed to determine what actions are appropriate for the promotion of the licensing objectives in their areas. All licensing determinations should be considered on a case-by-case basis. They should take into account any representations or objections that have been received from responsible authorities or other persons, and representations made by the applicant or premises user as the case may be.

9.42 The authority's determination should be evidence-based, justified as being appropriate for the promotion of the licensing objectives and proportionate to what it is intended to achieve.

The licensing authority may not impose any conditions unless its discretion has been engaged following receipt of relevant representations and it has been satisfied as a result of a hearing (unless all parties agree a hearing is not necessary) that it is appropriate to impose conditions to promote one or more of the four licensing objectives. This provision also applies to minor variations.

10.09 It is possible that in certain cases, no additional conditions will be appropriate to promote the licensing objectives.

## **Observations**

The committee is obliged to determine this application with a view to promoting the licensing objectives in the overall interests of the local community, and must give appropriate weight to:

- the steps that are appropriate to promote the licensing objectives.
- the representations (including supporting information) presented by all the parties;
- the guidance;
- the statement of licensing policy;

Of course the Committee must also have regard to all of the representations made and the evidence it hears.

The Committee must take such of the following steps as it considers necessary for the promotion of the, licensing objectives:

- Grant the application as submitted
- Modify the conditions of the licence, by altering or omitting or adding to them.
- Reject the whole or part of the application.

The Committee is asked to note that it may not modify the conditions or reject the whole or part of the application merely because it considers it desirable to do so. It must actually be necessary in order to promote the licensing objectives.

Section 35(5)(a) the Licensing Act 2003 “relevant representations” means representations which, are about the likely effect of the grant of the application on the promotion of the licensing objectives.

**Other matters**

None

**Application to vary a premises licence 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/We Punch Taverns Plc

*(Insert name(s) of applicant)*

**being the premises licence holder, apply to vary a premises licence under section 34 of the Licensing Act 2003 for the premises described in Part 1 below**

Premises licence number 1403
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**Part 1 – Premises Details**

Postal address of premises or, if none, ordnance survey map reference or description Red Heart Easthorpe Street Ruddington			
Post town	Nottingham	Postcode	NG11 6LB
Telephone number at premises (if any)	0115 9216453		
Non-domestic rateable value of premises	£11,000		

**Part 2 – Applicant details**

Daytime contact telephone number	03330 060119		
E-mail address (optional)	PunchLicensing@TLTsolicitors.com		
Current postal address if different from premises address	Jubilee House Second Avenue		
Post town	Burton Upon Trent	Postcode	DE14 2WF

### Part 3 - Variation

Please tick as appropriate

Do you want the proposed variation to have effect as soon as possible?  Yes  No

If not, from what date do you want the variation to take effect?

DD	MM	YYYY

Do you want the proposed variation to have effect in relation to the introduction of the late night levy?  
(Please see guidance note 1)  Yes  No

**Please describe briefly the nature of the proposed variation** (Please see guidance note 2)

This is an application to vary the layout and design of the premises in accordance with the submitted plan. The change consists of the addition of an external bar servery, as shown on the submitted plan. All internal elements of the premises are to remain as per the existing plan.

The locations of fire safety and other safety equipment subject to change in accordance with the requirements of the responsible authorities or following a risk assessment.

Any detail shown on the plan that is not required by the licensing plans regulations is indicative only and subject to change at any time.

To add the following conditions:-

- The external bar servery shall only operate between the hours of 12:00h and 22:00h on any day. The terminal hour will be extended until 00:00h on days of sporting events of international significance (i.e. Football World Cups, European Football Championships).
- When the terminal hour for the external bar is extended until midnight, there shall be a minimum of two staff members outside on duty, drinks served in polycarbonates receptacles and a regular collection of empty receptacles. There will also be a risk assessment on whether door supervisors will be required.

All other hours, activities and conditions permitted by the premises are to remain unchanged by this application.

If your proposed variation would mean that 5,000 or more people are expected to attend the premises at any one time, please state the number expected to attend:

n/a

**Part 4 Operating Schedule**

Please complete those parts of the Operating Schedule below which would be subject to change if this application to vary is successful.

**Provision of regulated entertainment**

**Please tick all that apply**

- a) plays (if ticking yes, fill in box A)
- b) films (if ticking yes, fill in box B)
- c) indoor sporting events (if ticking yes, fill in box C)
- d) boxing or wrestling entertainment (if ticking yes, fill in box D)
- e) live music (if ticking yes, fill in box E)
- f) recorded music (if ticking yes, fill in box F)
- g) performances of dance (if ticking yes, fill in box G)
- h) anything of a similar description to that falling within (e), (f) or (g) (if ticking yes, fill in box H)

**Provision of late night refreshment** (if ticking yes, fill in box I)

**Supply of alcohol** (if ticking yes, fill in box J)

**In all cases complete boxes K, L and M**

**A**

Plays Standard days and timings (please read guidance note 7)			<b><u>Will the performance of a play take place indoors or outdoors or both – please tick</u></b> (please read guidance note 3)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish			
Mon			<b><u>Please give further details here</u></b> (please read guidance note 4)		
Tue					
Wed			<b><u>State any seasonal variations for performing plays</u></b> (please read guidance note 5)		
Thur					
Fri			<b><u>Non standard timings. Where you intend to use the premises for the performance of plays at different times to those listed in the column on the left, please list</u></b> (please read guidance note 6)		
Sat					
Sun					



**B**

<b>Films</b> Standard days and timings (please read guidance note 7)			<b><u>Will the exhibition of films take place indoors or outdoors or both – please tick</u></b> (please read guidance note 3)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	<b><u>Please give further details here</u></b> (please read guidance note 4)		
Mon					
Tue			<b><u>State any seasonal variations for the exhibition of films</u></b> (please read guidance note 5)		
Wed					
Thur			<b><u>Non standard timings. Where you intend to use the premises for the exhibition of films at different times to those listed in the column on the left, please list</u></b> (please read guidance note 6)		
Fri					
Sat					
Sun					

**C**

Indoor sporting events Standard days and timings (please read guidance note 7)			<u>Please give further details</u> (please read guidance note 4)
Day	Start	Finish	
Mon			
Tue			<b><u>State any seasonal variations for indoor sporting events</u></b> (please read guidance note 5)
Wed			<b><u>Non standard timings. Where you intend to use the premises for indoor sporting events at different times to those listed in the column on the left, please list</u></b> (please read guidance note 6)
Thur			
Fri			
Sat			
Sun			

D

<b>Boxing or wrestling entertainments</b> Standard days and timings (please read guidance note 7)			<b><u>Will the boxing or wrestling entertainment take place indoors or outdoors or both – please tick</u></b> (please read guidance note 3)	Indoors	<input type="checkbox"/>
Day	Start	Finish		Outdoors	<input type="checkbox"/>
Mon				Both	<input type="checkbox"/>
				<b><u>Please give further details here</u></b> (please read guidance note 4)	
Tue			<b><u>State any seasonal variations for boxing or wrestling entertainment</u></b> (please read guidance note 5)		
Wed					
Thur			<b><u>Non standard timings. Where you intend to use the premises for boxing or wrestling entertainment at different times to those listed in the column on the left, please list</u></b> (please read guidance note 6)		
Fri					
Sat					
Sun					

E

<b>Live music</b> Standard days and timings (please read guidance note 7)			<b>Will the performance of live music take place indoors or outdoors or both – please tick</b> (please read guidance note 3)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	<b>Please give further details here</b> (please read guidance note 4)		
Mon					
Tue					
Wed			<b>State any seasonal variations for the performance of live music</b> (please read guidance note 5)		
Thur					
Fri			<b>Non standard timings. Where you intend to use the premises for the performance of live music at different times to those listed in the column on the left, please list</b> (please read guidance note 6)		
Sat					
Sun					

F

<b>Recorded music</b> Standard days and timings (please read guidance note 7)			<b>Will the playing of recorded music take place indoors or outdoors or both – please tick</b> (please read guidance note 3)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	<b>Please give further details here</b> (please read guidance note 4)		
Mon					
Tue			<b>State any seasonal variations for the playing of recorded music</b> (please read guidance note 5)		
Wed					
Thur			<b>Non standard timings. Where you intend to use the premises for the playing of recorded music at different times to those listed in the column on the left, please list</b> (please read guidance note 6)		
Fri					
Sat					
Sun					

G

<b>Performances of dance</b> Standard days and timings (please read guidance note 7)			<b><u>Will the performance of dance take place indoors or outdoors or both – please tick</u></b> (please read guidance note 3)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	<b><u>Please give further details here</u></b> (please read guidance note 4)		
Mon					
Tue					
Wed			<b><u>State any seasonal variations for the performance of dance</u></b> (please read guidance note 5)		
Thur					
Fri			<b><u>Non standard timings. Where you intend to use the premises for the performance of dance at different times to those listed in the column on the left, please list</u></b> (please read guidance note 6)		
Sat					
Sun					

H

<b>Anything of a similar description to that falling within (e), (f) or (g)</b> Standard days and timings (please read guidance note 7)			Please give a description of the type of entertainment you will be providing		
Day	Start	Finish	<b>Will this entertainment take place indoors or outdoors or both – please tick</b> (please read guidance note 3)	Indoors	<input type="checkbox"/>
Mon				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Tue			<b>Please give further details here</b> (please read guidance note 4)		
Wed					
Thur			<b>State any seasonal variations for entertainment of a similar description to that falling within (e), (f) or (g)</b> (please read guidance note 5)		
Fri					
Sat			<b>Non standard timings. Where you intend to use the premises for the entertainment of a similar description to that falling within (e), (f) or (g) at different times to those listed in the column on the left, please list</b> (please read guidance note 6)		
Sun					

I

Late night refreshment Standard days and timings (please read guidance note 7)			Will the provision of late night refreshment take place indoors or outdoors or both – please tick (please read guidance note 3)	Indoors	<input type="checkbox"/>
Day	Start	Finish		Outdoors	<input type="checkbox"/>
Mon			<b>Please give further details here</b> (please read guidance note 4)	Both	<input type="checkbox"/>
Tue					
Wed			<b>State any seasonal variations for the provision of late night refreshment</b> (please read guidance note 5)		
Thur					
Fri			<b>Non standard timings. Where you intend to use the premises for the provision of late night refreshment at different times, to those listed in the column on the left, please list</b> (please read guidance note 6)		
Sat					
Sun					



J

<b>Supply of alcohol</b> Standard days and timings (please read guidance note 7)			<b>Will the supply of alcohol be for consumption – please tick</b> (please read guidance note 8)	On the premises	<input type="checkbox"/>
				Off the premises	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	<b>State any seasonal variations for the supply of alcohol</b> (please read guidance note 5)		
Mon					
Tue					
Wed					
Thur					
Fri					
Sat					
Sun					
			<b>Non-standard timings. Where you intend to use the premises for the supply of alcohol at different times to those listed in the column on the left, please list</b> (please read guidance note 6)		

K

Please highlight any adult entertainment or services, activities, other entertainment or matters ancillary to the use of the premises that may give rise to concern in respect of children (please read guidance note 9).

L

<b>Hours premises are open to the public</b> Standard days and timings (please read guidance note 7)			<b>State any seasonal variations</b> (please read guidance note 5) As per current licence permission.
Day	Start	Finish	
Mon			
Tue			
Wed			
Thur			
Fri			
Sat			
Sun			<b>Non standard timings. Where you intend the premises to be open to the public at different times from those listed in the column on the left, please list</b> (please read guidance note 6)

Please identify those conditions currently imposed on the licence which you believe could be removed as a consequence of the proposed variation you are seeking.

Please tick as appropriate

- I have enclosed the premises licence
- I have enclosed the relevant part of the premises licence

If you have not ticked one of these boxes, please fill in reasons for not including the licence or part of it below

Reasons why I have not enclosed the premises licence or relevant part of premises licence.

M

Describe any additional steps you intend to take to promote the four licensing objectives as a result of the proposed variation:

**a) General – all four licensing objectives (b, c, d and e) (please read guidance note 10)**

As per current licence permission (Premises Licence no.1403) save for those conditions added by this application.

**b) The prevention of crime and disorder**

The external bar servery shall only operate between the hours of 12:00h and 22:00h on any day. The terminal hour will be extended until 00:00h on days of sporting events of international significance (i.e. Football World Cups, European Football Championships).

When the terminal hour for the external bar is extended until midnight, there shall be a minimum of two staff members outside on duty, drinks served in polycarbonates recepticles and a regular collection of empty recepticles. There will also be a risk assessment on whether door supervisors will be required.

**c) Public safety**

**d) The prevention of public nuisance**

**e) The protection of children from harm**

**Checklist:**

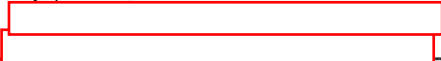
**Please tick to indicate agreement**

- I have made or enclosed payment of the fee; or (paid online)
- I have not made or enclosed payment of the fee because this application has been made in relation to the introduction of the late night levy.
- I have sent copies of this application and the plan to responsible authorities and others where applicable. (submitted online)
- I understand that I must now advertise my application.
- I have enclosed the premises licence or relevant part of it or explanation.
- I understand that if I do not comply with the above requirements my application will be rejected.

**IT IS AN OFFENCE, LIABLE ON SUMMARY CONVICTION TO A FINE NOT EXCEEDING 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 5 – Signatures** (please read guidance note 11)

**Signature of applicant (the current premises licence holder) or applicant’s solicitor or other duly authorised agent** (please read guidance note 12). **If signing on behalf of the applicant, please state in what capacity.**

Signature	
Date	26/7/16
Capacity	SOLICITOR TO THE APPLICANT

**Where the premises licence is jointly held, signature of 2nd applicant (the current premises licence holder) or 2nd applicant’s solicitor or other authorised agent** (please read guidance note 13). **If signing on behalf of the applicant, please state in what capacity.**

Signature			
Date			
Capacity			
<b>Contact name (where not previously given) and address for correspondence associated with this application</b> (please read guidance note 14)			
Paul Uren TLT Solicitors One Redcliff Street			
<b>Post town</b>	Bristol	<b>Post code</b>	BS1 6TP
<b>Telephone number (if any)</b>	+44(0)3330 060213		
If you would prefer us to correspond with you by e-mail, your e-mail address (optional) paul.uren@TLTsolicitors.com			

## Notes for Guidance

**This application cannot be used to vary the licence so as to extend the period for which the licence has effect or to vary substantially the premises to which it relates. If you wish to make that type of change to the premises licence, you should make a new premises licence application under section 17 of the Licensing Act 2003.**

1. You do not have to pay a fee if the only purpose of the variation for which you are applying is to avoid becoming liable to the late night levy.
2. Describe the premises. For example the type of premises, its general situation and layout and any other information which could be relevant to the licensing objectives. Where your application includes off-supplies of alcohol and you intend to provide a place for consumption of these off-supplies, you must include a description of where the place will be and its proximity to the premises.
3. Where taking place in a building or other structure please tick as appropriate (indoors may include a tent).
4. For example state type of activity to be authorised, if not already stated, and give relevant further details, for example (but not exclusively) whether or not music will be amplified or unamplified.
5. For example (but not exclusively), where the activity will occur on additional days during the summer months.
6. For example (but not exclusively), where you wish the activity to go on longer on a particular day e.g. Christmas Eve.
7. Please give timings in 24 hour clock (e.g. 16:00) and only give details for the days of the week when you intend the premises to be used for the activity.
8. If you wish people to be able to consume alcohol on the premises, please tick 'on the premises'. If you wish people to be able to purchase alcohol to consume away from the premises, please tick 'off the premises'. If you wish people to be able to do both, please tick 'both'.
9. Please give information about anything intended to occur at the premises or ancillary to the use of the premises which may give rise to concern in respect of children regardless of whether you intend children to have access to the premises, for example (but not exclusively) nudity or semi-nudity, films for restricted age groups or the presence of gaming machines.
10. Please list here steps you will take to promote all four licensing objectives together.
11. The application form must be signed.
12. An applicant's agent (for example solicitor) may sign the form on their behalf provided that they have actual authority to do so.
13. Where there is more than one applicant, each of the applicants or their respective agents must sign the application form.
14. This is the address which we shall use to correspond with you about this application.



Licensing Act 2003  
**Premises Licence**

**PL0198**

LOCAL AUTHORITY



**Rushcliffe Borough Council**

Civic Centre  
 Pavilion Road  
 West Bridgford  
 Nottingham  
 NG2 5FE

tel: 0115 981 9911  
 web: www.rushcliffe.gov.uk

Part 1 - Premises Details

POSTAL ADDRESS OF PREMISES, OR IF NONE, ORDNANCE SURVEY MAP REFERENCE OR DESCRIPTION

**Red Heart**

Easthorpe Street, Ruddington, Nottingham, Nottinghamshire, NG11 6LB.

Telephone 0115 921 5896

WHERE THE LICENCE IS TIME LIMITED THE DATES

Not applicable

LICENSABLE ACTIVITIES AUTHORISED BY THE LICENCE

- any playing of recorded music
- the supply of alcohol

THE TIMES THE LICENCE AUTHORISES THE CARRYING OUT OF LICENSABLE ACTIVITIES

Activity (and Area if applicable)	Description	Time From	Time To
F. Playing of recorded music (Indoors)	Monday to Sunday	10:00am	11:30pm
J. Supply of alcohol for consumption ON and OFF the premises	Monday to Sunday Non Standard Timings: New Years Eve from the start of permitted hours until the commencement of hours on New Years Day.	10:00am	Midnight

THE OPENING HOURS OF THE PREMISES

Description	Time From	Time To
Monday to Sunday Non Standard Timings: New Years Eve from the start of permitted hours until the commencement of hours on New Years Day.	10:00am	12:30am

WHERE THE LICENCE AUTHORISES SUPPLIES OF ALCOHOL WHETHER THESE ARE ON AND / OR OFF SUPPLIES

- J. Supply of alcohol for consumption ON and OFF the premises

Part 2



Licensing Act 2003  
**Premises Licence**

**PL0198**

**NAME, (REGISTERED) ADDRESS, TELEPHONE NUMBER AND EMAIL (WHERE RELEVANT) OF HOLDER OF PREMISES LICENCE**

Punch Taverns Plc  
[licensing@weightmans.com](mailto:licensing@weightmans.com)

Jubilee House, Second Avenue, Burton on Trent, Staffordshire, DE14 2WF.  
Telephone 0113 243 6601

**REGISTERED NUMBER OF HOLDER, FOR EXAMPLE COMPANY NUMBER, CHARITY NUMBER (WHERE APPLICABLE)**

Punch Taverns Plc

03752645

**NAME, ADDRESS AND TELEPHONE NUMBER OF DESIGNATED PREMISES SUPERVISOR WHERE THE PREMISES LICENCE AUTHORIZES THE SUPPLY OF ALCOHOL**

Bhauna PATEL

14 Birkin Avenue, Ruddington, Nottingham, Nottinghamshire.

**PERSONAL LICENCE NUMBER AND ISSUING AUTHORITY OF PERSONAL LICENCE HELD BY DESIGNATED PREMISES SUPERVISOR WHERE THE PREMISES LICENCE AUTHORIZES FOR THE SUPPLY OF ALCOHOL**

Licence No. LEIPERS1690

Issued by Leicester





## ANNEXES

**Annex 1 - Mandatory conditions****Security Industries Act**

No person shall be employed as a door supervisor unless he holds a current registration under the Security Industries Act. The licence is to ensure that such people wear, and clearly display, the registration badge at all times while on duty, except when the requirement is waived or varied by the S. I. A.

A record containing the names, addresses and dates of birth of door supervisors shall be made daily, kept for at least three months, and be available for inspection by the Police and the Licensing Authority.

**Licensing Act 2003**

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

Every retail sale or supply of alcohol made under this licence must be made or authorised by a person who holds a personal licence

**Annex 2 - Conditions consistent with the Operating Schedule**

Existing CCTV system to be maintained.

**Annex 3 - Conditions attached after a hearing by the Licensing Authority**

None

**Annex 4 - Plans**

See attached



**Executive Manager Neighbourhoods**

## Premises Licence Summary

## LOCAL AUTHORITY



## Rushcliffe Borough Council

Civic Centre  
Pavilion Road  
West Bridgford  
Nottingham  
NG2 5FE

tel: 0115 981 9911  
web: www.rushcliffe.gov.uk

## Premises Details

## POSTAL ADDRESS OF PREMISES, OR IF NONE, ORDNANCE SURVEY MAP REFERENCE OR DESCRIPTION

## Red Heart

Easthorpe Street, Ruddington, Nottingham, Nottinghamshire, NG11 6LB.

Telephone 0115 921 5896

## WHERE THE LICENCE IS TIME LIMITED THE DATES

Not applicable

## LICENSABLE ACTIVITIES AUTHORISED BY THE LICENCE

- any playing of recorded music
- the supply of alcohol

## THE TIMES THE LICENCE AUTHORIZES THE CARRYING OUT OF LICENSABLE ACTIVITIES

Activity (and Area if applicable)	Description	Time From	Time To
F. Playing of recorded music (Indoors)	Monday to Sunday	10:00am	11:30pm
J. Supply of alcohol for consumption ON and OFF the premises	Monday to Sunday Non Standard Timings: New Years Eve from the start of permitted hours until the commencement of hours on New Years Day.	10:00am	Midnight

## THE OPENING HOURS OF THE PREMISES

Description	Time From	Time To
Monday to Sunday Non Standard Timings: New Years Eve from the start of permitted hours until the commencement of hours on New Years Day.	10:00am	12:30am

## WHERE THE LICENCE AUTHORIZES SUPPLIES OF ALCOHOL WHETHER THESE ARE ON AND / OR OFF SUPPLIES

- J. Supply of alcohol for consumption ON and OFF the premises

## NAME, (REGISTERED) ADDRESS OF HOLDER OF PREMISES LICENCE

Punch Taverns Plc





Licensing Act 2003

PL0198

# Premises Licence Summary

REGISTERED NUMBER OF HOLDER, FOR EXAMPLE COMPANY NUMBER, CHARITY NUMBER (WHERE APPLICABLE)

Punch Taverns Plc

03752645

NAME OF DESIGNATED PREMISES SUPERVISOR WHERE THE PREMISES LICENCE AUTHORISES THE SUPPLY OF ALCOHOL

Bhauna PATEL

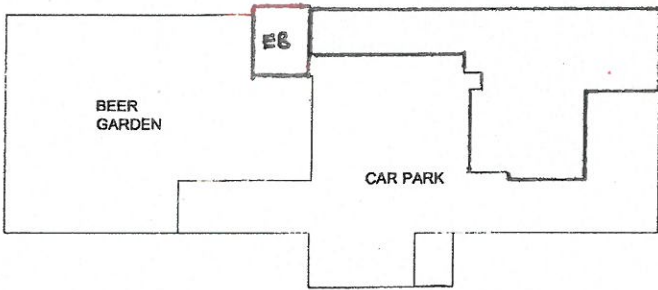
STATE WHETHER ACCESS TO THE PREMISES BY CHILDREN IS RESTRICTED OR PROHIBITED

Restricted by the provisions of The Licensing Act 2003



**Executive Manager Neighbourhoods**



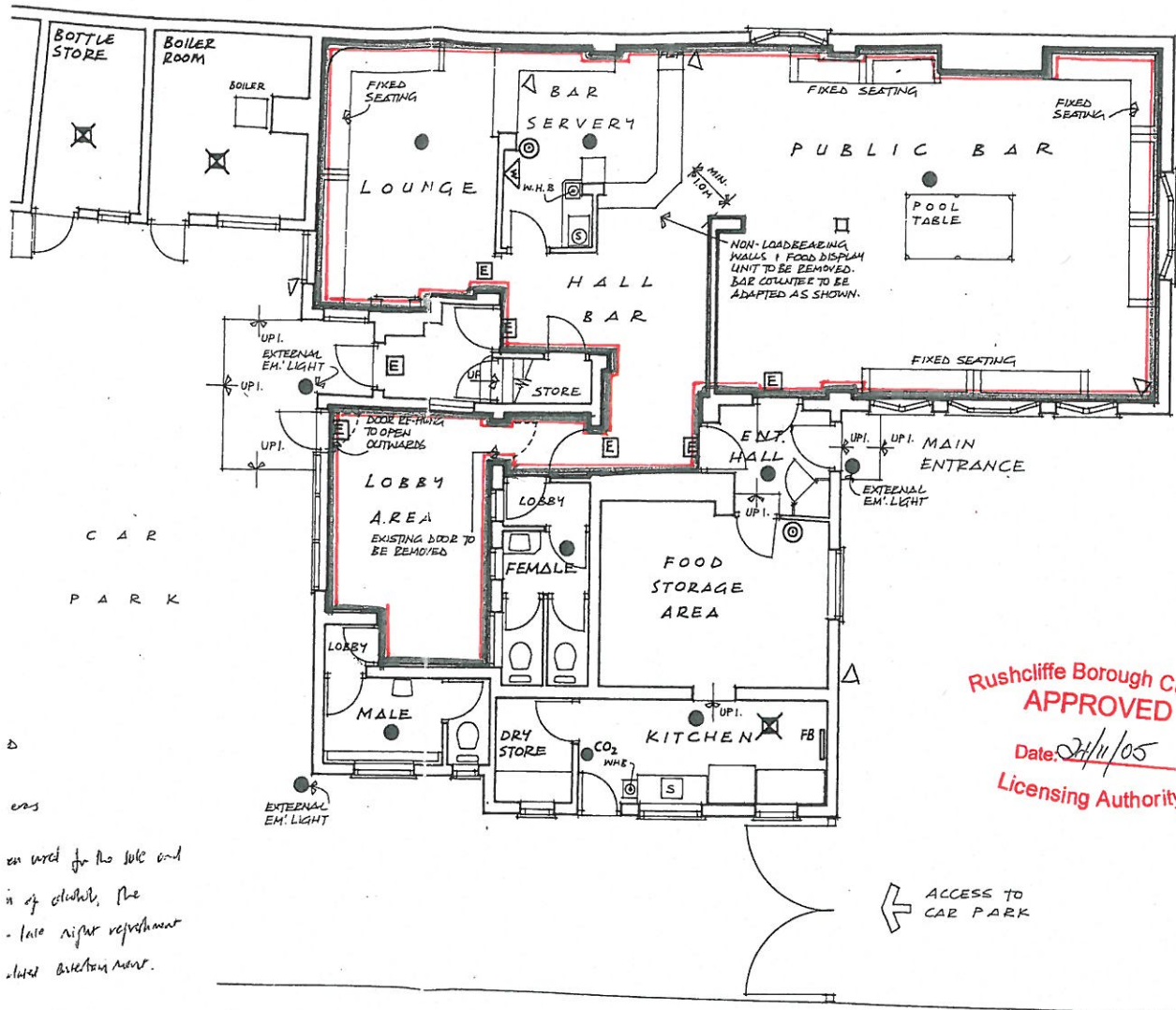


SITE PLAN @1:500



EB - DENOTES EXTERNAL BAR SEVERY

THIS PLAN TO BE READ IN CONJUNCTION WITH PLAN NO 128/02 REV 1  
(CURRENT PREMISES LICENCE PLAN) IN RELATION TO INTERNAL LICENSING.



Rushcliffe Borough Council  
**APPROVED**  
 Date: 24/11/05  
 Licensing Authority

EASTHORPE STREET

ACCESS TO CAR PARK

en word for the sole and  
 is of alcohol, the  
 - late night refreshment  
 stated Breckton near.

TINGHAMSHIRE FIRE & RESCUE SERVICE'S  
 10 APRIL 2001

Revision Details.  
 No. 1. 13.04.01  
 FIRE PRECAUTIONS ADDED.



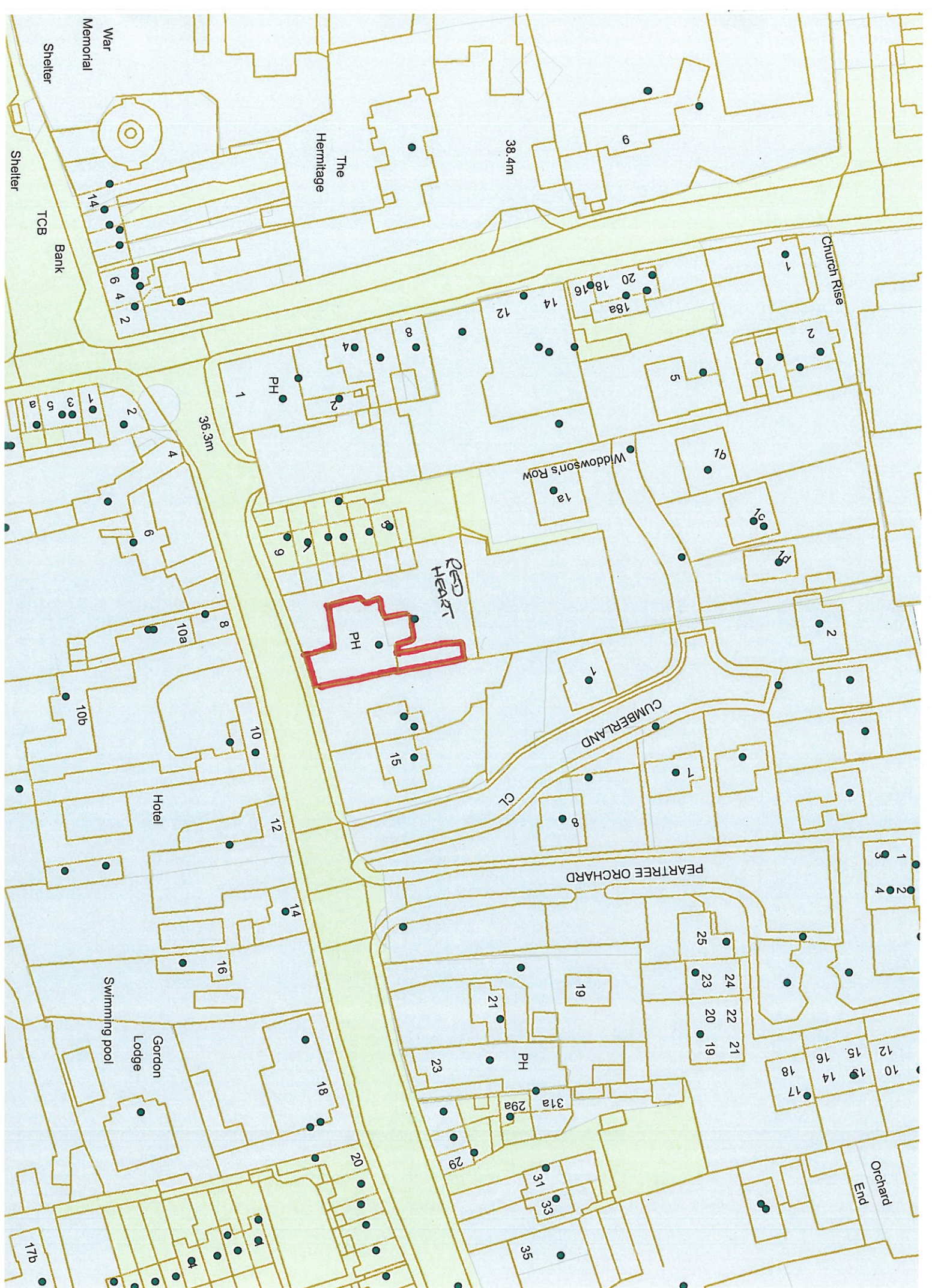
CLIENT : MR. J. BOYCE  
 JOB TITLE : THE RED HEART PUBLIC HOUSE  
 EASTHORPE STREET, RUDDINGTON.  
 DRG. TITLE : GROUND FLOOR PLAN  
 AS PROPOSED

Scale : 1:100  
 Date : 14 MARCH 2001

DRG. No.: 128/02

Rev. 1







## **Duncan Collings**

---

**From:** [REDACTED]  
**Sent:** 11 August 2016 21:15  
**To:** Duncan Collings  
**Subject:** Re: Red Lion Public House, Ruddington - Objection

Hello Mr Collings

Many apologies for referring to the Red Heart public house as the Red Lion. It is the Red Heart applying for the external bar license. I stand corrected.

Thank you for your response, and I look forward to hearing from you again.

Hilary Hann  
Sent from my iPad

On 11 Aug 2016, at 15:25, Duncan Collings <[DCollings@rushcliffe.gov.uk](mailto:DCollings@rushcliffe.gov.uk)> wrote:

Dear Mr and Mrs Hann,

Thank you for your e mail.

You refer to the Red Lion.

I have no application for the Red Lion only the Red Heart.

I would be grateful if you can confirm which premises you are referring to?

Once you have confirmed I will deal with the objection.

Any valid objection will result in a hearing unless objections are withdrawn to which you will be invited to give evidence.

You will be notified in due course of the date and time.

*Regards*

*Duncan Collings*

Senior Licensing Officer  
Secretary Institute of Licensing East Midlands  
Rushcliffe Borough Council  
Civic Centre  
Pavilion Road  
West Bridgford  
Nottingham  
NG2 5FE  
[dcollings@rushcliffe.gov.uk](mailto:dcollings@rushcliffe.gov.uk)

0115 914 8231

---

**From:** Hilary Hann [REDACTED]  
**Sent:** 11 August 2016 14:48  
**To:** Licensing Mailbox  
**Subject:** Re: Red Lion Public House, Ruddington - Objection

Good afternoon,

We have been made aware that the **Red Lion Public House on Easthorpe Street, Ruddington, Nottingham** have applied for an **external bar license** from 12 noon to 10pm everyday and also special events until midnight.

**We strongly object to this external bar and license.**

As you must be aware, this Public House is right in the middle of a residential area, with numerous private homes on every boundary of the establishment. To apply for this type of events application is an affront to every resident. Whilst we expect a certain amount of noise and disruption, this is just one step too far.

With a proposed outdoor bar and video screen and audio music, this area will become intolerable for residents. Noise made within boundaries, does not stay within those boundaries.

There is no need to inflict more noise, disruption and parking problems on the area.

**We would be obliged if you could contact us to confirm that you have taken our objection into account in this pending license application.**

We would also be pleased to hear about the legality of pavement parking, and what measures Rushcliffe Borough Council have to deter people from pavement parking.

We look forward to hearing from you.

[REDACTED]  
7 Cumberland Close  
Ruddington  
Nottingham NG11 6PH  
Tel: 01159216726

Hilary Hann  
Sent from my iPad

---

This transmission is intended for the named addressee(s) only and may contain sensitive or protectively marked material up to RESTRICTED and should be handled accordingly. Unless you are the named addressee (or authorised to receive it for the addressee) you may not copy or use it, or disclose it to anyone else. If you have received this transmission in error please notify the sender immediately. All GCSX traffic may be subject to recording and/or monitoring in accordance with relevant legislation.

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Follow us on Twitter <https://twitter.com/Rushcliffe>



## Duncan Collings

---

**From:**   
**Sent:** 14 August 2016 00:23  
**To:** Licensing Mailbox  
**Subject:** Red Heart Application for Outside Bar

### Red Heart Application for Outside Bar

I object to this application for the following reasons:

- 1) Ruddington is a village, not a town; I believe there is not a need/requirement/want for the village to have an outside 'Sports Bar'
- 2) The area is residential, not commercial
- 3) Although we live beside the Red heart pub and expect a reasonable amount of noise, 6 years ago the landlord turned the premises into a sport pub; recently a large structure was built away from the pub and in the garden area much close to the residences. Large screen and speakers have been mounted in the structure and football and boxing matches are regularly shown outside as well as inside. The noise from this is unacceptable. The loudness leads to the customers raising their voices. The foul language used is appalling, in an area used by young children. Allowing drinks to be purchased outside, I believe, will lead to further increase in noise and unacceptable behaviour.
- 4) I fully understand the landlord has to make a living, however granting a licensed bar outside, we feel that more people will be encouraged outside rather than inside; with an increasing tendency to have late night/early morning disruptive noise.

Yours Faithfully

Sarah Goddard



Rushcliffe Borough Council Licensing Authority  
Licensing Services  
Civic Centre  
Pavilion Road  
West Bridgford  
Nottingham  
NG 5FE



22.08.16

Dear Sirs

Re Red Heart Application for an external bar with extended hours

We wish to raise our concerns regarding the above application, in particular the potential increase in noise levels and its effect on local residents.

As you will appreciate Easthorpe Street has a mixture of small businesses, residential properties in addition to public houses. The only noise currently generated during evenings is from the public houses and hotel which over the 20 years I have lived here has continually increased above those allowable under planning, with little or no action being taken by Rushcliffe Council to control it. Due to Eastthorpe Street having extremely low noise levels when the pubs are not open, the difference in levels are very noticeable. Whilst planning is given with conditions imposed to regulate noise levels and limit function times from internal areas, these are often breached. From past history there is also customer and staff noise following the public closure times, which run on well past the allocated closing time.

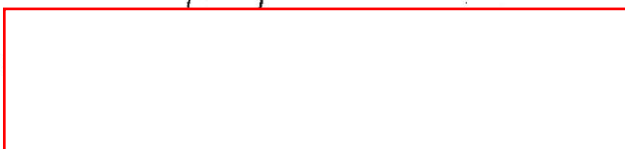
The allowance of **outdoor** functions, particularly on week days and so late into the evening, is unacceptable. The area is surrounded by 2 storey residential family accommodation with no means of acoustic attenuation. On occasions when outside tv's and music have been used in the past at the Red Heart, these have been extremely higher than that of a normal level of speech. The use results in customers shouting and the volume being cranked up accordingly. No commercial / industrial building would be allowed to install plant at these levels due to its effect on surrounding buildings, so why should a public house be allowed especially as adjacent occupants / children are trying to get to sleep.

The noise associated from electronic equipment such as music and tv also have high sound pressure levels at the low frequency end of the sound spectrum due to the bass, which seems to be able to penetrate building structures

I feel that the approval of this application would not be in the interest of the local residents and would also exceed both current and maximum planning ambient noise levels for a residential area

Yours faithfully

Tim Brown



## Duncan Collings

---

**From:** Kathleen Ledger [REDACTED]  
**Sent:** 22 August 2016 11:03  
**To:** Licensing Mailbox  
**Subject:** Red heart extension to licensing

Hello

We are writing to object to the extension of licensing for the Red Heart pub to 0000. We reside behind the pub garden (1c Cumberland Close, Ruddington NG11 6PH) and repeatedly have to ring the landlord to ask him to quieten his patrons in the beer garden and to the rear of the pub. This can be early hours of the morning when he appears to still have patrons in the pub. We have children who are unable to sleep due to noise from the pub and the planning request only seeks to worsen this situation. We believe that the landlord has no social responsibility in maintaining our neighbourhood. Whilst the pub was there before our property, the current landlord is not in control of the noise and distress that his patrons make. They seem to be oblivious in the interest of simply making money. We have noise from a large screen in the garden and to put it bluntly we are fed up of the lack of courtesy that the Red Heart pub affords its neighbours. We do not want the pub to have the facility to serve drinks outside up to midnight at any time, albeit on sporting occasions. The landlord will see this as permission to do what he wants at any time. We are fed up. My neighbours cannot even sit in the garden of their property due to the noise caused by the pub (1a Cumberland). We strongly object to the request and ask that you rein this landlord in and possibly put him under scrutiny with regard to licensing antics.

Claire and Chris Ledger

Sent from my iPad

**Duncan Collings**

---

**From:** Joanne Strutt [redacted]  
**Sent:** 23 August 2016 07:50  
**To:** Licensing Mailbox  
**Subject:** 017004 - Red Heart Pub

**Dear Sir, Madam,**

I refer to the application number above with details below and wish to object to the proposed changes.

The outside area is surrounded by residential property, including my home. The client noise from the garden is disruptive from both my garden and within my house. Extending the hours will mean further disruption, in particular to sleeping.

I do not consider it a sociably agreeable practice to allow the extension of hours when local residents comfort is neglected.

Yours faithfully,

Joanne Strutt

0 Easthorpe Street



**Name of and address of premises:**

- Red Heart Easthorpe Street Ruddington

**Type of application:**

- **Application to vary the current licence to include the provision of an outside bar in the rear garden between the hours of 1200 and 200 extended until 0000 for major events such as the World Cup etc.**

**Last date for representations to be made:**

- 23/08/2016

**Premise Licence: PL1403**

**Application Number:**

017004



## Duncan Collings

---

**From:** Philip Lowe   
**Sent:** 23 August 2016 10:22  
**To:** Licensing Mailbox  
**Subject:** 017004 Red Heart Pub

Dear Sirs,

I wish to contest the proposed plan to create an exterior serving area at the Red Heart Pub Eastthorpe Street Ruddington. Myself and my neighbours live alongside the pub on Widdowsons Row and I feel that more provision for service is only going to increase the noise levels to an intolerable level especially in the latter parts of the evening. As several of the neighbours and myself work for a living we require decent opportunities to sleep and to enjoy our leisure time of an evening undisturbed by the inevitable increase in human traffic under the influence of alcohol. Additionally one of our neighbours is elderly and it would be grossly unfair for this proposed facility to disturb her as she retires to bed earlier than most.

There is already a perfectly suitable bar serving area inside the pub and the Red Heart's customers take their drinks to outside seating already. As for sporting events like The World Cup the pub's customers already enjoy big screen entertainment within the pub itself. There the noise is fairly contained. Taking this option outside would turn the area into something like a mini football terrace causing complaints from neighbours and businesses all around.

Phil Lowe



**Name of and address of premises:**

- Red Heart Eastthorpe Street Ruddington

**Type of application:**

- Application to vary the current licence to include the provision of an outside bar in the rear garden between the hours of 1200 and 200 extended until 0000 for major events such as the World Cup etc.

**Last date for representations to be made:**

- 23/08/2016

**Premise Licence: PL1403**

**Application Number:**

017004

How to view the application

Full details of the application can be found on our website using the following link:

<https://licensing.rushcliffe.gov.uk>

Any representations must be made in writing to the Licensing Service Rushcliffe Borough Council Civic Centre Pavilion Road West Bridgford Nottingham NG2 5FE or by e mail to [licensing@rushcliffe.gov.uk](mailto:licensing@rushcliffe.gov.uk) .



When telephoning, please ask for: Duncan Collings  
on 0115 981 9911 extension 231  
Direct dial: 0115 914 8231  
Our Reference: 017004  
Your Reference:  
Date: 24<sup>th</sup> August 2016

**Mr Paul Uren  
TLT Solicitors  
One Redcliff Street  
Bristol  
BS1 6TP**

Dear Paul

**LICENSING ACT 2003  
LICENSING ACT 2003 (HEARINGS) REGULATIONS 2005**

**NOTICE OF HEARING**

Applicant: Punch Taverns Plc

Premises: **Red Heart Easthorpe Street, Ruddington, Nottingham**

**LA Ref: 017004**

NOTICE IS HEREBY GIVEN in accordance with section 183 of the Licensing Act 2003 and regulation 6 of the Licensing Act 2003 (Hearings) Regulations 2005 that a hearing to determine the above application will take place on **19<sup>th</sup> September 2016 at 2pm** in Committee Room One, Civic Centre, Pavilion Road, West Bridgford, Nottingham, NG2 5FE. This notice supersedes any previous notices issued in relation to this matter

I enclose copies of the relevant representations made.

**Actions you must take following receipt of this notice:**

As a party to the hearing, you must give to the licensing authority, no later than **five working days** before the day or the first day on which the hearing is to be held, a **notice** stating:

- (a) Whether you intend to attend or be represented at the hearing;
- (b) Whether you consider a hearing to be unnecessary.

If you wish any other person (other than the person you intend to represent you at the hearing) to appear at the hearing, the notice referred to above must contain a request for permission for such other person to



**Rushcliffe  
Borough Council**

**Rushcliffe Community  
Contact Centre**

Rectory Road  
West Bridgford  
Nottingham  
NG2 6BU

**In person**  
Monday to Friday  
8.30am - 5pm  
First Saturday of  
each month  
9am - 1pm

**By telephone**  
Monday to Friday  
8.30am - 5pm

**Telephone:**  
0115 981 9911

**Email:**  
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Nottingham  
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When telephoning, please ask for: Duncan Collings  
on 0115 981 9911 extension 231  
Direct dial: 0115 914 8231  
Our Reference: 017004  
Your Reference:  
Date: 24<sup>th</sup> August 2016

**Mr & Mrs Hann  
7 Cumberland Close  
Ruddington  
Nottingham  
NG11 6PH**

Dear Mr & Mrs Hann

**LICENSING ACT 2003  
LICENSING ACT 2003 (HEARINGS) REGULATIONS 2005**

**NOTICE OF HEARING**

Applicant: Punch Taverns Plc

Premises: **Red Heart Easthorpe Street, Ruddington, Nottingham**

**LA Ref: 017004**

NOTICE IS HEREBY GIVEN in accordance with section 183 of the Licensing Act 2003 and regulation 6 of the Licensing Act 2003 (Hearings) Regulations 2005 that a hearing to determine the above application will take place on **19<sup>th</sup> September 2016 at 2pm** in Committee Room One, Civic Centre, Pavilion Road, West Bridgford, Nottingham, NG2 5FE. This notice supersedes any previous notices issued in relation to this matter

**Actions you must take following receipt of this notice:**

As a party to the hearing, you must give to the licensing authority, no later than **five working days** before the day or the first day on which the hearing is to be held, a **notice** stating:

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- (b) Whether you consider a hearing to be unnecessary.

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**Mr & Mrs Goddard  
1a Cumberland Close  
Ruddington  
Nottingham  
NG11 6PH**

Dear Mr & Mrs Goddard

**LICENSING ACT 2003  
LICENSING ACT 2003 (HEARINGS) REGULATIONS 2005**

**NOTICE OF HEARING**

Applicant: Punch Taverns Plc

Premises: **Red Heart Easthorpe Street, Ruddington, Nottingham**

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Mr T Brown  
19 Easthorpe Street  
Ruddington  
Nottingham  
NG11 6LB

Dear Mr Brown

LICENSING ACT 2003  
LICENSING ACT 2003 (HEARINGS) REGULATIONS 2005

NOTICE OF HEARING

Applicant: Punch Taverns Plc

Premises: **Red Heart Easthorpe Street, Ruddington, Nottingham**

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**Mr & Mrs Ledger**  
**1c Cumberland Close**  
**Ruddington**  
**Nottingham**  
**NG11 6PH**

Dear Mr & Mrs Ledger

**LICENSING ACT 2003**  
**LICENSING ACT 2003 (HEARINGS) REGULATIONS 2005**

**NOTICE OF HEARING**

Applicant: Punch Taverns Plc

Premises: **Red Heart Easthorpe Street, Ruddington, Nottingham**

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**Joanne Strutt**  
**9 Easthorpe Street**  
**Ruddington**  
**Nottingham**  
**NG11 6LB**

Dear Ms Strutt

**LICENSING ACT 2003**  
**LICENSING ACT 2003 (HEARINGS) REGULATIONS 2005**

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**Philip Lowe**  
**1 Widdowsons Row**  
**Ruddington**  
**Nottingham**  
**NG11 6LD**

Dear Mr Lowe

**LICENSING ACT 2003**  
**LICENSING ACT 2003 (HEARINGS) REGULATIONS 2005**

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licensing authority in relation to your application, representation or notice (as applicable). If you wish to submit further information regarding your initial representation this should be served on then Licensing Authority at least **7 days** prior to the date of the hearing.

**Procedure at the hearing:**

Details of the procedure to be followed at the hearing are enclosed.

**Advice to parties to the hearing:**

Right of attendance, assistance and representation:

As a party to the hearing you may attend the hearing and may be assisted or represented by any person whether or not that person is legally qualified.

Representations and supporting information:

At the hearing a party shall be entitled to:

- (a) In response to a point upon which the authority has given notice to a party that it will want clarification, give further information in support of their application, representations or notice (as applicable),
- (b) If given permission by the licensing authority, question any other party; and
- (c) address the licensing authority.

Members of the licensing authority may ask any question of any party or other person appearing at the hearing.

In considering any representations or notice made by a party the authority may take into account documentary or other information produced by a party in support of their application, representations or notice (as applicable) either before the hearing or, with the consent of all the other parties, at the hearing.

The Licensing Authority shall disregard any information given by a party or any person to whom permission to appear at the hearing is given by the authority which is not relevant to: -

- (a) their application, representations or notice (as applicable) or in the case of another person, the application representations or notice of the party requesting their appearance, and
- (b) the promotion of the licensing objectives or, in relation to a hearing to consider a notice given by a chief officer of police, the crime prevention objective.

Failure of parties to attend the hearing:



If a party has informed the authority that he does not intend to attend or be represented at a hearing, the hearing may proceed in his absence. If a party who has not so indicated fails to attend or be represented at a hearing the licensing authority may:-

- (a) where it considers it to be necessary in the public interest, adjourn the hearing to a specified date, or
- (b) hold the hearing in the party's absence.

The Licensing authority will want to ensure that all relevant representations are properly considered and that those who wish to speak have the opportunity to do so. However where several people wish to say the same thing it may help if a spokesperson is appointed to avoid unnecessary repetition.

Where the licensing authority holds the hearing in the absence of a party, the licensing authority shall consider at the hearing the application, representations or notice made by that party.

Where the licensing authority adjourns the hearing to a specified date it must forthwith notify the parties of the date, time and place to which the hearing has been adjourned.

Withdrawal of representations:

A party who wishes to withdraw any representations they have made may do so:

- (a) by giving notice to the licensing authority no later than 24 hours before the day or the first day on which the hearing is to be held; or
- (b) Orally at the hearing.

Yours faithfully

Duncan Collings  
Senior Licensing Officer