

**REPORT ON APPLICATION FROM THE KING
AND QUEEN IN WENDOVER UNDER THE
LICENSING ACT 2003 FOR CONVERSION AND
VARIATION OF PREMISES LICENCE**

Local Members: Councillors McPartland, Mrs Myers and Richards

1. THE APPLICATION

Applicant(s): Punch Taverns Plc

Premises: King and Queen, 17 South Street, Wendover

1.1 Conversion Application

No representations have been received from Thames Valley Police in respect to this application to convert the existing permissions to a Premises Licence. Therefore in accordance with the transitional provisions of the Licensing Act 2003 the application to convert the existing permissions has been granted under delegated powers subject to any existing statutory restrictions and conditions and any other conditions which currently apply.

Attached as Appendix 1 is a copy of the completed application form, the designated premises supervisor consent form and a copy of the justices' licence. A plan of the premises will be made available at the Sub-Committee hearing.

1.2 Variation application

The application is for the variation of the Premises Licence during the transitional period under Schedule 8, paragraph 7 (1)(b) of the Act. The detail in respect to the hours and activities applied for are set out in the application form, Part B, section A to P. In an effort to clarify the current and proposed permissions these are set out in Appendix 2.

The steps the applicant intends to take to promote the licensing objectives are set out in the operating schedule (see appendix 1, Part Q of application form).

2. RELEVANT REPRESENTATIONS

2.1 Responsible Authorities

Thames Valley Police – No representation
Bucks Fire and Rescue – No representation
Environmental Health – No representation
Planning – No representation
Trading Standards – No representation

Area Child Protection Committee – No representation

2.2 Interested Parties

During the consultation period four representations were received from interested parties. These are attached as Appendix 3.

3. NOTICE OF HEARING AND RESPONSES

All parties were served Notices of Hearing on receipt of the representation along with the document, 'Licensing Act 2003 – The Procedure to be followed at Hearings'. The parties have therefore been notified of the consequences of failing to attend.

The submissions received to date following service of the Notice of Hearing are attached as Appendix 4 and Members will be notified of any further responses at the hearing.

4. GENERAL INFORMATION

The general information Members need to have regard to when determining applications made under the Licensing Act 2003 is set out in a separate document which is attached to the Agenda under cover of which this report has been published.

5 ISSUES RAISED BY THE APPLICATION

The issues raised by the application are for the Sub-Committee to determine having regard to all the relevant considerations. Whatever, the Sub-Committee decides, it must give reasons.

To assist Members and the parties further, The Licensing Services Manager will draw attention to any issues arising from this application at the hearing.

Contact Officer
Background Documents

Peter Seal 01296 585083

Ps-lsc-hst- King and Queen – greens may 2003
Licensingact1782005

PART B - Application to vary a premises licence under the Licensing Act 2003

We Punch Taverns Plc being the proposed premises licence holder of an existing licence to be converted under the terms of Schedule 8 to the Licensing Act 2003 apply to vary it under section 34/section 37 of the Licensing Act 2003 (delete as applicable) for the premises described in Part A above.

Part B1 - Variation

Do you want the proposed variation to have effect from the second appointed day? Please tick

If not when do you want the variation to take effect from

Day		Month		Year			

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

Please describe briefly the nature of the proposed variation. (please read guidance note 8)

- An additional hour every Thursday.
- An additional two hours into the following morning every Friday and Saturday.
- An additional half hour every Sunday.
- A further additional hour into the morning following every Friday, Saturday, Sunday and Monday for each May Bank Holiday, Spring/Whitsun Bank Holiday and every August Bank Holiday weekend.
- A further additional hour into the morning following every Thursday, Friday, Saturday, Sunday and Monday for the Easter Bank Holiday weekend.
- A further additional hour every Christmas Eve.
- A further additional hour every Boxing Day.
- To reflect existing New Year's Eve/Day hours.
- Drinking up time: an additional 10 minutes, to allow 30 minutes drinking up time, after the last permitted sale of alcohol.

All of the above to be for the sale of alcohol and recorded music, live music limited to 2 entertainers, indoor sporting events and Karaoke.

Part B2 - Operating Schedule

Please complete those parts of the operating schedule which would be subject to change if this application to vary was successful.

What licensable activities do you now intend to conduct on the premises and/or at what varied times do you intend to conduct them?

(Please see section 1 of the Licensing Act 2003 and Schedule 1 to the Licensing Act 2003)

	<u>Please tick</u> ✓
<u>Provision of regulated entertainment</u>	Yes
a) plays (if ticking yes, fill in box A)	<input type="checkbox"/>
b) films (if ticking yes, fill in box B)	<input type="checkbox"/>
c) indoor sporting events (if ticking yes, fill in box C)	<input checked="" type="checkbox"/>
d) boxing or wrestling entertainment (if ticking yes, fill in box D)	<input type="checkbox"/>
e) live music (if ticking yes, fill in box E)	<input checked="" type="checkbox"/>
f) recorded music (if ticking yes, fill in box F)	<input checked="" type="checkbox"/>
g) performances of dance (if ticking yes, fill in box G)	<input type="checkbox"/>
h) anything of a similar description to that falling within (e),(f) or (g) (if ticking yes, fill in box H)	<input type="checkbox"/>
 <u>Provision of entertainment facilities</u>	
i) making music (if ticking yes, fill in box I)	<input type="checkbox"/>
j) dancing (if ticking yes, fill in box J)	<input type="checkbox"/>
k) entertainment of a similar description to that falling within (i) or (j) (if ticking yes, fill in box K)	<input checked="" type="checkbox"/>
 <u>Provision of late night refreshment (if ticking yes, fill in box L)</u>	
	<input type="checkbox"/>
<u>Sale by retail of alcohol (if ticking yes, fill in box M)</u>	
	<input checked="" type="checkbox"/>

Please complete Part B3 on this form.

A

Plays Standard days and timings (please read guidance note 8)			Will the performance of a play take place indoors or outdoors or both - please tick [✓] (please read guidance note 9)	Indoors	
				Outdoors	
Day	Start	Finish		Both	
Mon			Please give further details here (please read guidance note 10)		
Tue					
Wed			State any seasonal variations for performing plays (please read guidance note 11)		
Thur					
Fri			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 (please read guidance note 12)		
Sat					
Sun					

B

Films Standard days and timings (please read guidance note 8)			Will the exhibition of films take place indoors or outdoors or both - please tick [✓] (please read guidance note 9)	Indoors	
				Outdoors	
Day	Start	Finish		Both	
Mon			Please give further details here (please read guidance note 10)		
Tue					
Wed			State any seasonal variations for the exhibition of films (please read guidance note 11)		
Thur					
Fri			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 (please read guidance note 12)		
Sat					
Sun					

C

Indoor sporting events			Please give further details here (please read guidance note 10)
Day	Start	Finish	
Mon	10:00	23:00	Celebrity pool / darts exhibitions where members of the public will spectate and or be invited to participate with the celebrity [on payment of a fee]
Tue	10:00	23:00	State any seasonal variations for indoor sporting events (please read guidance note 11)
Wed	10:00	23:00	
Thur	10:00	00:00	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 (please read guidance note 12)
Fri			<ul style="list-style-type: none"> • A further additional hour into the morning following every Friday, Saturday, Sunday and Monday for each May Bank Holiday, Spring/Whitsun Bank Holiday and every August Bank Holiday weekend. • A further additional hour into the morning following every Thursday, Friday, Saturday, Sunday and Monday for the Easter Bank Holiday weekend. • A further additional hour every Christmas Eve. • A further additional hour every Boxing Day. • To reflect existing New Year's Eve/Day hours.
	10:00		
Sat		01:00	
	10:00		
Sun		01:00	
	12:00	23:00	

D

Boxing or wrestling entertainment Standard days and timings (please read guidance note 8)			Will the boxing or wrestling entertainment take place indoors or outdoors or both - please tick [✓] (please read guidance note 9)		Indoors	
					Outdoors	
Day	Start	Finish	Both			
Mon			Please give further details here (please read guidance note 10)			
Tue						
Wed			State any seasonal variations for boxing or wrestling entertainment (please read guidance note 11)			
Thur						
Fri			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 (please read guidance note 12)			
Sat						
Sun						

E

Live music Standard days and timings (please read guidance note 8)			Will the performance of live music take place indoors or outdoors or both - please tick [✓] (please read guidance note 9)	
			Indoors	<input checked="" type="checkbox"/>
			Outdoors	<input type="checkbox"/>
			Both	<input type="checkbox"/>
Day	Start	Finish	Please give further details here (please read guidance note 10)	
Mon	10:00	23:00	Amplified and / or unamplified live music performed by no more than 2 entertainers	
Tue	10:00	23:00		
Wed	10:00	23:00	State any seasonal variations for the performance of live music (please read guidance note 11)	
Thur	10:00	00:00		
Fri			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 (Please read guidance note 12)	
	10:00		<ul style="list-style-type: none"> • A further additional hour into the morning following every Friday, Saturday, Sunday and Monday for each May Bank Holiday, Spring/Whitsun Bank Holiday and every August Bank Holiday weekend. • A further additional hour into the morning following every Thursday, Friday, Saturday, Sunday and Monday for the Easter Bank Holiday weekend. • A further additional hour every Christmas Eve. • A further additional hour every Boxing Day. • To reflect existing New Year's Eve/Day hours. 	
Sat		01:00		
	10:00			
Sun		01:00		
	12:00	23:00		

F

Recorded music Standard days and timings (please read guidance note 8)			Will the playing of recorded music take place indoors or outdoors or both - please tick [√] (please read guidance note 9)	Indoors	✓
Day	Start	Finish		Outdoors	
				Both	
Mon	10:00	23:00	Please give further details here (please read guidance note 10) To match sale of liquor at section M below. Amplified recorded music ancillary to sale of alcohol (section M) below.		
Tue	10:00	23:00			
Wed	10:00	23:00	State any seasonal variations for playing recorded music (please read guidance note 11)		
Thur	10:00	00:00			
Fri	10:00		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 (Please read guidance note 12) <ul style="list-style-type: none"> • A further additional hour into the morning following every Friday, Saturday, Sunday and Monday for each May Bank Holiday, Spring/Whitsun Bank Holiday and every August Bank Holiday weekend. • A further additional hour into the morning following every Thursday, Friday, Saturday, Sunday and Monday for the Easter Bank Holiday weekend. • A further additional hour every Christmas Eve. • A further additional hour every Boxing Day. • To reflect existing New Year's Eve/Day hours. 		
Sat		01:00			
	10:00				
Sun		01:00			
	12:00	23:00			

G

Performances of dance Standard days and timings (please read guidance note 8)			Will the performance of dance take place indoors or outdoors or both - please tick [✓] (please read guidance note 9)	Indoors	
				Outdoors	
				Both	
Day	Start	Finish	Please give further details here (please read guidance note 10)		
Mon					
Tue			State any seasonal variations for the performance of dance (please read guidance note 11)		
Wed					
Thur			Non standard timings. Where you intend to use the premises for the performance of dance entertainment at different times to those listed in the column on the left, please list (please read guidance note 12)		
Fri					
Sat					
Sun					

H

Anything of a similar description to that falling within (e), (f) or (g) Standard days and timings (please read guidance note 8)			Please give a description of the type of entertainment you will be providing		
Day	Start	Finish	Will this entertainment take place indoors or outdoors or both - please tick [✓] (please read guidance note 9)	Indoor	
				Outdoor	
				Both	
Mon			Please give further details here (please read guidance note 10)		
Tue					
Wed			State any seasonal variations for entertainment of a similar description to that falling within (e), (f) or (g) (please read guidance note 11)		
Thur					
Fri			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 (please read guidance note 12)		
Sat					
Sun					

1

Provision of facilities for making music Standard days and timings (please read guidance note 8)			Please give a description of the facilities for making music you will be providing		
			Will the facilities for making music take place indoors or outdoors or both - please tick [✓] (please read guidance note 9)		Indoor
				Outdoor	
				Both	
Day	Start	Finish	Please give further details here (please read guidance note 10)		
Mon					
Tue					
Wed			State any seasonal variations for the provision of facilities for making music (please read guidance note 11)		
Thur					
Fri			Non standard timings. Where you intend to use the premises for provision of facilities for making music entertainment at different times to those listed in the column on the left, please list (please read guidance note 12)		
Sat					
Sun					

J

Provision of facilities for dancing Standard days and timings (please read guidance note 8)			Will the facilities for dancing be indoors or outdoors or both - please tick [✓] (please read guidance note 9)	Indoors		
Day	Start	Finish		Outdoors		
Mon			Please give further details here (please read guidance note 10)	Both		
Tue						
Wed				State any seasonal variations for providing dancing facilities (please read guidance note 11)		
Thur						
Fri			Non standard timings. Where you intend to use the premises for the provision of facilities for dancing entertainment at different times to those listed in the column on the left, please list (please read guidance note 12)			
Sat						
Sun						

K

Provision of facilities for entertainment of a similar description to that falling within i or j Standard days and timings (please read guidance note 8)			Please give a description of the type of entertainment facility you will be providing Karaoke		
Day	Start	Finish	Will the entertainment facility be indoors or outdoors or both - please tick [✓] (please read guidance note 9)	Indoor	✓
				Outdoor	
Mon	10:00	23:00		Both	
Tue	10:00	23:00	Please give further details here (please read guidance note 10)		
Wed	10:00	23:00			
Thur	10:00	00:00	State any seasonal variations for the provision of facilities for entertainment of a similar description to that falling within i or j (please read guidance note 11)		
Fri	10:00				
Sat		01:00	Non standard timings. Where you intend to use the premises for the provision of facilities for entertainment of a similar description to that falling within i or j at different times to those listed in the column on the left, please list (please read guidance note 12)		
	10:00				
Sun		01:00	<ul style="list-style-type: none"> • A further additional hour into the morning following every Friday, Saturday, Sunday and Monday for each May Bank Holiday, Spring/Whitsun Bank Holiday and every August Bank Holiday weekend. • A further additional hour into the morning following every Thursday, Friday, Saturday, Sunday and Monday for the Easter Bank Holiday weekend. • A further additional hour every Christmas Eve. • A further additional hour every Boxing Day. • To reflect existing New Year's Eve/Day hours. 		
	12:00	23:00			

L

Late night refreshment Standard days and timings (please read guidance note 8)			Will the provision of late night refreshment take place indoors or outdoors or both - please tick [✓] (please read guidance note 9)	Indoors	
Day	Start	Finish		Outdoors	
				Both	
Mon			Please give further details here (please read guidance note 10)		
Tue					
Wed			State any seasonal variations for the provision of late night refreshment (please read guidance note 11)		
Thur					
Fri			Non standard timings. Where you intend to use the premises for the provision of late night entertainment at different times, to those listed in the column on the left, please list (please read guidance note 12)		
Sat					
Sun					

M

Supply of alcohol Standard days and timings (please read guidance note 8)			Will the sale of alcohol be for consumption please tick [✓] (please read guidance note 13)	On the premises	
				Off the premises	
				Both	✓
Day	Start	Finish	State any seasonal variations for the supply of alcohol (please read guidance note 11)		
Mon	10:00	23:00	<p>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 (please read guidance note 12)</p> <ul style="list-style-type: none"> • A further additional hour into the morning following every Friday, Saturday, Sunday and Monday for each May Bank Holiday, Spring/Whitsun Bank Holiday and every August Bank Holiday weekend. • A further additional hour into the morning following every Thursday, Friday, Saturday, Sunday and Monday for the Easter Bank Holiday weekend. • A further additional hour every Christmas Eve. • A further additional hour every Boxing Day. • To reflect existing New Year's Eve/Day hours. 		
Tue	10:00	23:00			
Wed	10:00	23:00			
Thur	10:00	00:00			
Fri	10:00				
Sat	10:00	01:00			
Sun	12:00	23:00			

IN ALL CASES PLEASE COMPLETE BOXES N, O, P and Q below

N

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 14)

1 X AWP machine
1 X Cigarette machine

O

Hours premises are open to the public Standard days and timings (please read guidance note 8)			State any seasonal variation (please read guidance note 11)
Day	Start	Finish	
Mon	10:00	23:30	
Tue	10:00	23:30	
Wed	10:00	23:30	
Thur	10:00		Non standard timings. Where you intend to use the premises to be open to the public at different times from those listed in the column on the left, please list (please read guidance note 12) <ul style="list-style-type: none"> • A further additional hour into the morning following every Friday, Saturday, Sunday and Monday for each May Bank Holiday, Spring/Whitsun Bank Holiday and every August Bank Holiday weekend. • A further additional hour into the morning following every Thursday, Friday, Saturday, Sunday and Monday for the Easter Bank Holiday weekend. • A further additional hour every Christmas Eve. • A further additional hour every Boxing Day. • To reflect existing New Year's Eve/Day hours.
Fri		00:30	
	10:00		
Sat		01:30	
	10:00		
Sun		01:30	
	12:00	23:30	

P

Please identify any of the conditions, terms or restrictions currently imposed on the converted licence which you believe could be removed as a consequence of the proposed variation you are seeking

None

Q Please describe any proposed additional steps that you intend to take in order to promote the four licensing objectives if the proposed variation is granted:

a) General - all four licensing objectives (b,c,d,e) (please read guidance note 15)

Following an assessment of the premises and its surrounding area the following is proposed:
30 minute "drinking up" time will allow appropriate dispersal, use of lavatories etc
In order to further the licensing objectives the licensee reserves the right to move the fire appliances, AWP machines, cigarette machines and or any other similar objects temporarily in a fixed location which may impact on the ability of individuals on the premises to use exits or escape routes without impediment.

b) The prevention of crime and disorder

At the King & Queen the operators are members of the local Pub Watch scheme and the majority of the customers are local mature local people. The car park area is fully lit in the evenings.

c) Public safety

The King & Queens has the benefit of illuminated exit signs, fire fighting equipment that is regularly maintained. The operator holds basic food hygiene certificate.

d) The prevention of public nuisance

The King & Queens Head is of traditional construction that retains sound well. On regular basis the operator reminds customers on departing the premises to leave quietly and with consideration to local residents.

e) The protection of children from harm

No children are allowed into the King & Queens Head except for when they are accompanied by an adult and then only in the dining area or trade garden. The King & Queen does not show any restricted films or hold Adult style entertainment that may give cause to offence.

PART B3 - Premises Supervisor

Full name of proposed designated premises supervisor

Phillip Gordon Andrew Miller

Address of proposed designated premises supervisor

King & Queen, 17 South Street, Wendover, HP22 6EF

Personal licence number of proposed designated premises supervisor, if any, and issuing authority of the personal licence, if applicable

Please tick Yes

- I enclose the consent form completed by the proposed premises supervisor
- I will give a copy of Part B3 of this application to the chief office of police (section 37 of the Licensing Act 2003)
- I have sent copies of this application to vary (except Part B3) to responsible authorities and others where applicable (section 34 of the Licensing Act 2003)
- I understand that I must now advertise my application to vary (section 37 of the Licensing Act 2003)
- I understand that if I do not comply with the above requirements my application will be rejected

Part B5 - Signatures (please read guidance note 16)

Signature of applicant (the proposed current premises licence holder) or applicant's solicitor or other duly authorised agent. (See guidance note 17) **If signing on behalf of the applicant please state in what capacity.**

Signature

Handwritten signature TLT
16/6/05

Date

Capacity

Solicitors to applicant

Where the premises licence is jointly held signature of 2nd applicant (the proposed current premises licence holder) or 2nd applicant's solicitor or other authorised agent. (please read guidance note 18) **If signing on behalf of the applicant please state in what capacity.**

Signature

Date

Capacity

Contact name (where not previously given) and address for correspondence associated with this application
(please read guidance note 19)

TLT Solicitors
One Redcliff Street
(Ref: 30PG3/054004/P Smith/201023)

Post town BRISTOL

Post code BS1 6TP

Notes for Guidance

PART A

1. Describe the premises. For example the type of premises, it's general situation and layout and any other information which would be relevant to the licensing objectives. Where your application includes off-supplies of alcohol and you provide a place for consumption of these off-supplies you must include a description of where the place is and it's proximity to the premises.
2. Where the conditions to which your existing licence(s) is granted do not relate solely to any one of the four licensing objectives, please describe such conditions in the general box.
3. The law requires you to send a mandatory copy of this application to the chief officer of police for that area at the same time as sending to the relevant licensing authority.
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. Where there is more than one applicant, both applicants or their respective agents must sign the application form.
7. This is the address we shall use to correspond with you about this application.

PART B

This application cannot be used to vary the licence 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

8. Please give timings in 24 hour clock and only give details for days of the week when you intend the premises to be used for the activity.
9. Where taking place in a building or other structure please tick as appropriate. Indoors may include a tent.
10. Please 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.
11. For example (but not exclusively), where the activity will occur on additional days during the summer.
12. For example (but not exclusively), where you wish the activity to go on longer on a particular day i.e Christmas Eve.
13. If you wish people to be able to consume alcohol on the premises please tick on, if you wish people to be able to purchase alcohol to consume away from the premises please tick off. If you wish people to be able to do both please tick both.
14. Please give information about anything to occur at the premises or ancillary to the use of the premises which may give rise to concern in respect of children, for example (but not exclusively) nudity or semi-nudity, films for restricted age groups, the presence of gambling machines.
15. Please list here steps you will take to promote all four licensing objectives together.
16. The application form must be signed.
17. A applicant's agent (for example solicitor) may sign the form on their behalf provided that they have actual authority to do so.
18. Where there is more than one applicant, both applicants or their respective agents must sign the application form.
19. This is the address which we shall use to correspond with you about this application.

APPENDIX 2**KING AND QUEEN – CURRENT AND PROPOSED PERMISSIONS****Existing permitted hours and activities**

10.00 a.m. to 11.00 p.m. Monday to Saturday

12.00 Mid-day to 10.30 p.m. Sunday

- Sale of alcohol

Variation**Standard timings**

10.00 a.m. to 11.30 p.m. - Monday to Wednesday

10.00 a.m. to 12.30 a.m. - Thursday

10.00 a.m. to 1.30 a.m. - Friday and Saturday

12.00 Mid-day to 11.30 p.m. – Sunday

- Premises are open to the public

10.00 a.m. to 11.00 p.m. – Monday to Wednesday

10.00 a.m. to 12.00 Mid-night –Thursday

10.00 a.m. to 1.00 a.m. –Friday and Saturday

12.00 Mid-day to 11.00 p.m. – Sunday

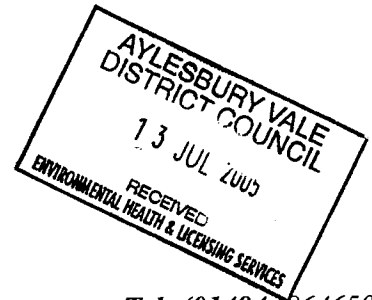
- Supply of alcohol (both on and off the premises)
- Provision karaoke (indoors)
- Recorded music (indoors)
- Live music (indoors) – amplified or unamplified live music by no more than 2 entertainers
- Indoor sporting events – celebrity pool/darts exhibitions where members of the public will spectate and or be invited to participate with the celebrity

Non standard timings

- + 1 hour – every Friday, Saturday, Sunday and Monday for each May Bank Holiday, Spring/Whitsun Bank Holiday and every August Bank Holiday weekend
- + 1 hour – every Thursday, Friday, Saturday, Sunday and Monday for the Easter Bank Holiday weekend
- + 1 hour – Christmas Eve
- + 1 hour – Boxing Day

DCK**D. C. Kaye & Co***Solicitors*

*Old Bank Chambers 2 Wycombe Road Prestwood
Great Missenden Bucks HP16 0PW
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FAO: Mr Seal
Licensing Manager
Licensing Authority
Aylesbury Vale District Council
66 High Street
Aylesbury
Bucks HP20 1SD

Date: 12th July 2005
Our Ref: PP/HW/Browne

Dear Sirs,

Our Client: Mr Andrew Browne of 15 South Street, Wendover, Bucks

Re: Objection Against the Application made by Punch PLC, Landlord of King & Queen Public House, South Street, Wendover, Bucks for a licence to extend their opening hours

We have been approached by our client to advise him in respect of his objections against the application made by Punch PLC for the extension of their licence. It seems that our client has very good grounds for making these objections on the following grounds which are listed below:

1. Noise, disturbance and nuisance. Our client's house is right next to the pub and separated from it by a party wall which our client believes is not sufficient. There was a gap between the pub and our client's property and the pub was then extended to join the property at which time a simple party wall was put in, not taking into account any current sound emanating from the modern music equipment and karaoke nights. Our client has been suffering in the past by being disturbed regularly by the loud music and noise emanating from the pub, during the evenings as well as at late nights. Our client suffered with sleepless nights and made many complaints. On one occasion the pub's old fan system emanated a constant noise which also disturbed our client, which only proves the complete inadequacy of the party wall. The nuisance is self-evident and its occurrence almost constant, therefore our client should not be required to provide any further evidence and it is believed that the Council should take action by attending an measuring the level of noise both during the normal late drinking time in the pub and whilst live music and recorded music is on in the pub.

Donald C. Kaye, M. A. Robert Cartmell B.Sc. - Partners
Wendy D. Kaye, F. Inst. L. Ex. - Legal Executive Member of the Law Society's Family Law Panel
Paul Prikryl LLB - Solicitor, Imogen Waller BSc - Solicitor, Linzi Van Geene BA - Solicitor.

Also at 10a High Street Wendover Buckinghamshire HP22 6EA
Telephone 01296 620443 Fax 01296 620612

Family
LAWYERS

2. Crime and disorder. Our client has been suffering extensively in the past with the problems associated with closing times of the pub and the noise and swearing often made by the pub's visitors. Our client is often disturbed by people shouting and swearing when they leave the pub. There were incidents of broken windows and people being on our client's property and also in his garden on many occasions. Our client regards this as unacceptable and believes that extending the opening times will not attract more customers but will in fact only provide more drinks to the existing ones which he believes will cause further problems. Our client is unable to go outside his property in the evening and especially during closing time as he is very concerned for his safety during those times. Our client is concerned that crime may flourish if opening hours are extended.

3. Safety and fire hazards. As stated above our client is concerned about his personal safety, especially during the closing times of the pub. Further there is no adequate fire wall between the properties which increases the chance of our client's property catching fire from the pub.

It is the landlord's duty not only to take appropriate action in order to stop the nuisance by bringing the noise to an acceptable level but it is also their duty to ensure that the pub visitors do not cause regular nuisance whilst in the pub or in the immediate vicinity of the pub when leaving at the closing times. None of these have been adequately addressed in the past which caused our client sleepless nights and constant disturbance. In those circumstances granting an extension of the licence would be entirely unreasonable. We therefore look forward to hearing from you in this matter at your earliest convenience.

Yours faithfully



D C Kaye & Co

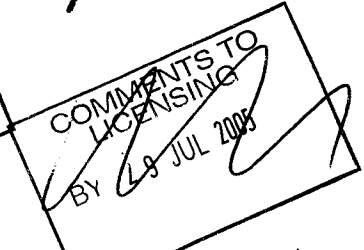
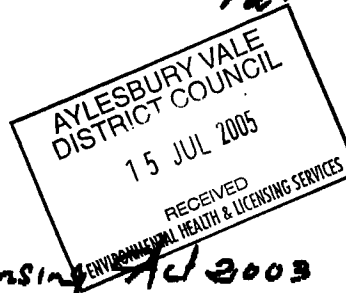
Aylesbury Vale District
Council

P.O. Box 622

Aylesbury HP20 1Z1

Attention Mr. Peter Seal

Whichwell Cottage
26 South Street
Wendover HP22 6EF
12th July 2005



RE Licensing Act 2003

Application King & Queen Wendover

Dear Mr Seal,

Thankyou for your letter. I can now refer to
the licensing objectives

1. Over the years drugs have played a huge
part in the type of person using the K & Q.
The white van appeared weekly and we
believe he came from High Wycombe.
The Police have dealt with this problem
but the same "type of person" is still
present at the K & Q.
2. Playing around the car parks with pint
glasses and handing them to drivers
as they screech off into the night.

3. The police have and continue to be called out on a regular basis to drunk or disorderly behaviour i.e. fighting, shouting, revving cars smoking leaning against petrol pumps smashing glass and preventing local residents the opportunity to sleep.

Loud crashing music that makes you want to cry.

Our quality of life living in close proximity to the ke & is a nightmare.

4. Noise, one resident has already left having been attacked for confronting a "yob" who claimed her husband grabbed him, he was cautioned for touching the "yob" she became so ill because of this "she shook with nerves"

4. I regularly sweep glass from my front door as well as beer + bottles. No child of mine would sleep during these "few times", or walk on broken glass.

I appeal to the committee to think very carefully before extending any application for increased licensing at the King & Queen.

Please refer to the Police for any additional information you may require.

I remain

yours sincerely

Ann M. Carr-Barnsley

ANN M. CARR-BARNSELEY

Seal, Peter

From: Ian Bond [lankath.Bond@btinternet.com]
Sent: 15 July 2005 17:45
To: Seal, Peter
Subject: King & Queen

Dear Mr Seal,
Re Licensing Act 2003 application from King & Queen Wendover.
Having heard from Mrs Carr-Barnsley 26 South St, we were dismayed
It would cause a public nuisance as we live 50 yards from the King & Queen and their rear fence borders the side of our garden.
Public safety- Witchell is a narrow road meeting South Street which is a narrow and busy road with many parked cars.
Public safety- Too many adults congregate after leaving the King & Queen which may cause a danger to pedestrians and traffic .

yours faithfully,
I C Bond
1 Witchell
Wendover Bucks HP22 6EG

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Burke, Kerryann

From: Seal, Peter
Sent: 15 July 2005 16:49
To: Burke, Kerryann
Subject: FW: King & Queen, Wendover.

-----Original Message-----

From: Colin Campbell [mailto:cdocnd@tiscali.co.uk]
Sent: 15 July 2005 16:49
To: Seal, Peter
Subject: King & Queen, Wendover.

from:- Dr C Campbell, 8 Witchell Wendover, Bucks. HP226EG.

Sir

I note that plans are afoot to upgrade the above pub, with an extension of opening hours.

I reside approx 2-300 yards distance from the said pub, and wish to make representations and give my reasons for objecting to this application.

1. Crime and disorder would increase.
2. Public safety would be jeopardised. The premises are right on the pavement of a busy A413 Rd., the London Rd.
Also a crossing point is adjacent to the entrance - already a tricky point for pedestrians and motorists alike.
3. Unacceptable noise is a major reason for my objection.
4. Children would be more at risk from the above factors.

I rest my case.

C Campbell

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APPENDIX 4

OUR REF 201023

YOUR REF -

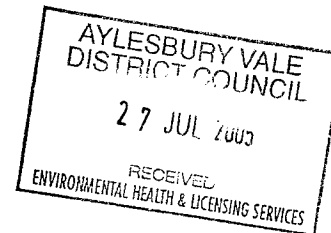
DIRECT TEL 01283 523519

DATE 25th July 2005

DIRECT FAX 01283 712879

EMAIL Adele.weavin@punchtaverns.com

Miss Chantelle Francis
Aylesbury Vale District Council
66 High Street
Aylesbury
HP20 1SD



Dear Chantelle,

Re: King & Queen, South Street, Wendover

Thank you for notification that this matter is listed for hearing on Wednesday 17th August.

We write to confirm the following:

1. We do consider that a hearing is necessary at this time.
2. Our Business Relationship Manager, John Beazley and/or the Regional Operations Director, Phil Pegler and/or the existing Justices On Licence holder will all be in attendance to support the Application.
3. We shall now liaise direct with those making representations. If it proves possible to negotiate a settlement, we would hope to get back to you confirming the details of any such agreement as soon as possible.

Please note, although you will receive communication from us direct in respect of the hearing and any agreement reached, our legal representative remains TLT Solicitors of One Redcliff Street, Bristol BS1 6TP. Any Notice of Decision or ensuing licence(s) MUST be forwarded to them and not to us.

Kind regards,

Adele Weavin
Hearings Team
Punch Taverns Plc