

**APPLICATION FROM ROOSTERS BUCKINGHAM UNDER  
THE LICENSING ACT 2003 FOR A MAJOR VARIATION OF A  
PREMISES LICENCE**

**1. THE APPLICATION**

Applicant(s): Mr Pshteuin Karem Sayar

Premises: Roosters, 5 High Street, Buckingham, MK18 1NT

**1.1 Variation application**

The application is for the variation of the Premises Licence under section 34 of the Act. The details of the variation are set out in the application form, section A to O. Attached as Appendix 1 is a copy of the completed application form, a plan of the premises will be made available at the Sub-Committee hearing.

The steps the applicant intends to take to promote the licensing objectives are set out in the operating schedule (see Appendix 1).

In an effort to clarify the current permissions and conditions these are set out in Appendix 2. A location map of the premises is attached as Appendix 6.

**2. RELEVANT REPRESENTATIONS**

**2.1 Responsible Authorities**

Environmental Health – A representation from Environmental Health was received during the consultation period. A copy of the representation is attached as Appendix 3.

Thames Valley Police – No representation

Bucks Fire and Rescue – No representation

Planning – No representation

Trading Standards – No comment

Area Child Protection Committee – No comment

**2.2 Interested Parties**

We received four representations during the consultation period from interested parties. These attached as Appendix 4.

**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.

A further submission has been received from Mr Sayar following service of the Notice of Hearing and this is attached as Appendix 5. 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	Peter Seal 01296 585083
Background Documents	Names of Background documents

Chq £232 Dated  
13/12/11

Aylesbury Vale District Council

Form LA06 (11/05)

## 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 black 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

AYLESBURY VALE  
DISTRICT COUNCIL

13 DEC 2011

I/we MR PSHEVIN SAYAR  
(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

RECEIVED

ENVIRONMENTAL HEALTH &amp; LICENSING SERVICES

Premises licence number PR 0002

## Part 1 - Premises Details

Postal address of premises or, if none, ordnance survey map reference or description

Roosters  
5 High StreetPost town BuckinghamPost code MK18 1NTTelephone number at premises (if any) 01280 824500Non-domestic rateable value of premises £6,200

## Part 2 - Applicant details

Daytime contact telephone number	<u>01280 824500</u>
E-mail address (optional)	
Current postal address if different from premises address	
Post Town	Postcode

**Part 3 - Variation**

Please tick yes

Do you want the proposed variation to have effect as soon as possible?

If not do you want the variation to take effect from

Day		Month		Year	

Please describe briefly the nature of the proposed variation (Please see guidance note 1)

No change to late night refreshment hours apart from additional non standard hours (for Bank Holidays etc)

Amend opening hours on a Friday + Saturday from 01:30 to 01:45 and add additional non standard hours (for Bank Holidays etc)

Remove condition 8 F

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

**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 yes**

- 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 entertainment facilities:**

- i) making music (if ticking yes, fill in box I)
- j) dancing (if ticking yes, fill in box J)
- k) entertainment of a similar description to that falling within (i) or (j) (if ticking yes, fill in box K)

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

**Sale by retail of alcohol** (if ticking yes, fill in box M)

**In all cases complete boxes N, O and P**

**A**

<b>Plays</b> Standard days and timings (please read guidance note 6)			<b>Will the performance of a play take place indoors or outdoors or both – please tick</b> (please read guidance note 2)	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 3)		
Mon					
Tue					
Wed					
Thur					
Fri					
Sat					
Sun			<b>State any seasonal variations for performing plays</b> (please read guidance note 4)		
			<b>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</b> (please read guidance note 5)		

**B**

<b>Films</b> Standard days and timings (please read guidance note 6)			<b>Will the exhibition of films take place indoors or outdoors or both – please tick</b> (please read guidance note 2)	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 3)		
Mon					
Tue					
Wed					
Thur					
Fri					
Sat					
Sun			<b>State any seasonal variations for the exhibition of films</b> (please read guidance note 4)		
			<b>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</b> (please read guidance note 5)		

**C**

<b>Indoor sporting events</b> Standard days and timings (please read guidance note 6)			<b>Please give further details</b> (please read guidance note 3)
<b>Day</b>	<b>Start</b>	<b>Finish</b>	
Mon			
Tue			<b>State any seasonal variations for indoor sporting events</b> (please read guidance note 4)
Wed			
Thur			<b>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</b> (please read guidance note 5)
Fri			
Sat			
Sun			

**D**

<b>Boxing or wrestling entertainments</b> Standard days and timings (please read guidance note 6)			<b>Will the boxing or wrestling entertainment take place indoors or outdoors or both – please tick</b> (please read guidance note 2)	Indoors <input type="checkbox"/>
<b>Day</b>	<b>Start</b>	<b>Finish</b>		Outdoors <input type="checkbox"/>
Mon			<b>Please give further details here</b> (please read guidance note 3)	Both <input type="checkbox"/>
Tue				
Wed			<b>State any seasonal variations for boxing or wrestling entertainment</b> (please read guidance note 4)	
Thur				
Fri			<b>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</b> (please read guidance note 5)	
Sat				
Sun				

**E**

<b>Live music</b> Standard days and timings (please read guidance note 6)			<b>Will the performance of live music take place indoors or outdoors or both – please tick</b> (please read guidance note 2)	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 3)		
Mon					
Tue					
Wed					
Thur					
Fri					
Sat					
Sun					
			<b>State any seasonal variations for the performance of live music</b> (please read guidance note 4)		
			<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 5)		

**F**

<b>Recorded music</b> Standard days and timings (please read guidance note 6)			<b>Will the playing of recorded music take place indoors or outdoors or both – please tick</b> (please read guidance note 2)	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 3)		
Mon					
Tue					
Wed					
Thur					
Fri					
Sat					
Sun					
			<b>State any seasonal variations for the playing of recorded music</b> (please read guidance note 4)		
			<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 5)		



**G**

<b>Performances of dance</b> Standard days and timings (please read guidance note 6)			<b>Will the performance of dance take place indoors or outdoors or both – please tick</b> (please read guidance note 2)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish			
Mon			<b>Please give further details here</b> (please read guidance note 3)		
Tue					
Wed			<b>State any seasonal variations for the performance of dance</b> (please read guidance note 4)		
Thur					
Fri			<b>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</b> (please read guidance note 5)		
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 6)			<b>Please give a description of the type of entertainment you will be providing</b>		
Day	Start	Finish	<b>Will this entertainment take place indoors or outdoors or both – please tick</b> (please read guidance note 2)	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 3)		
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 4)		
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 5)		
Sun					

I

<b>Provision of facilities for making music</b> Standard days and timings (please read guidance note 6)			<b>Please give a description of the facilities for making music you will be providing</b>			
			Will the facilities for making music be indoors or outdoors or both – please tick (please read guidance note 2)		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 3)			
Mon						
Tue						
Wed			<b>State any seasonal variations for the provision of facilities for making music</b> (please read guidance note 4)			
Thur						
Fri			<b>Non standard timings. Where you intend to use the premises for provision of facilities for making music at different times to those listed in the column on the left, please list</b> (please read guidance note 5)			
Sat						
Sun						

J

<b>Provision of facilities for dancing</b> Standard days and timings (please read guidance note 6)			Will the facilities for dancing be indoors or outdoors or both – please tick (see guidance note 2)		Indoors <input type="checkbox"/>	
					Outdoors <input type="checkbox"/>	
					Both <input type="checkbox"/>	
Day	Start	Finish	<b>Please give a description of the facilities for dancing you will be providing</b>			
Mon			<b>Please give further details here</b> (please read guidance note 3)			
Tue						
Wed			<b>State any seasonal variations for providing dancing facilities</b> (please read guidance note 4)			
Thur						
Fri			<b>Non standard timings. Where you intend to use the premises for the provision of facilities for dancing at different times to those listed in the column on the left, please list</b> (please read guidance note 5)			
Sat						
Sun						

**K**

<b>Provision of facilities for entertainment of a similar description to that falling within I or J</b> Standard days and timings (please read guidance note 6)			<b>Please give a description of the type of entertainment facility you will be providing</b>		
Day	Start	Finish	<b>Will the entertainment facility be indoors or outdoors or both – please tick</b> (please read guidance note 2)	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 3)		
Wed					
Thur			<b>State any seasonal variations for the provision of facilities for entertainment of a similar description to that falling within I or J</b> (please read guidance note 4)		
Fri					
Sat			<b>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</b> (please read guidance note 5)		
Sun					

**L**

<b>Late night refreshment</b> Standard days and timings (please read guidance note 6)			<b>Will the provision of late night refreshment take place indoors or outdoors or both – please tick</b> (please read guidance note 2)		
Day	Start	Finish	Indoors <input type="checkbox"/> Outdoors <input type="checkbox"/> Both <input type="checkbox"/>		
Mon	No change			<b>Please give further details here</b> (please read guidance note 3)	
Tue	No change				
Wed	No change		<b>State any seasonal variations for the provision of late night refreshment</b> (please read guidance note 4)		
Thur	No change				
Fri	No change		<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 5)		
Sat	No change		An Extra hour on Bank Holiday weekends (Friday Saturday + Sunday) Christmas Eve + New Years Eve 2300 – 0200		
Sun	No change				

**M**

<b>Supply of alcohol</b> Standard days and timings (please read guidance note 6)			<b>Will the supply of alcohol be for consumption</b> (Please tick box) (please read guidance note 7)	On the premises <input type="checkbox"/>
				Off the premises <input type="checkbox"/>
<b>Day</b>	<b>Start</b>	<b>Finish</b>		Both <input type="checkbox"/>
Mon			<b>State any seasonal variations for the supply of alcohol</b> (please read guidance note 4)	
Tue				
Wed				
Thur			<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 5)	
Fri				
Sat				
Sun				

**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 8)

O

Hours premises are open to the public Standard days and timings (please read guidance note 6)			State any seasonal variations (please read guidance note 4)
Day	Start	Finish	
Mon	NO change		<p>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 (please read guidance note 5)</p> <p>An additional hour on Bank Holiday weekends (Friday, Saturday + Sunday)</p> <p>Christmas Eve and New Years Eve until 02:15</p>
Tue	NO change		
Wed	NO change		
Thur	NO change		
Fri	0800	0145	
Sat	0800	0145	
Sun	NO change		

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

Remove 8 F (The prevention of public nuisance)

"The doors of the premises shall be locked at 01:20hrs and no new customers shall be admitted to the premises after that time. A closed sign shall also be displayed after that time and any customers leaving the premises thereafter shall be supervised by a member of staff."

Please tick yes

- I have enclosed the premises licence
- I have enclosed the relevant part of the premises licence
- I have sent copies of this application and the plan to responsible authorities and others where applicable
- I understand that I must now advertise my application
- I understand that if I do not comply with the above requirements my application will be rejected

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 failed to enclose the premises licence or relevant part of premises licence
--

**P** 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,e) (please read guidance note 9)**

NO additional MEASURES

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

NO additional MEASURES

**c) Public safety**

NO additional MEASURES

**d) The prevention of public nuisance**

The doors to the premises to be closed at 01:30 hrs and a closed sign displayed.

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

NO additional MEASURES

Please tick yes

- I have made or enclosed payment of the fee
- I have sent copies of this application and the plan to responsible authorities and others where applicable
- 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 CONVICTION TO A FINE UP TO LEVEL 5 ON THE STANDARD SCALE, UNDER SECTION 158 OF THE LICENSING ACT 2003 TO MAKE A FALSE STATEMENT IN OR IN CONNECTION WITH THIS APPLICATION**

**Part 5 – Signatures (please read guidance note 10)**

Signature of applicant (the current premises licence holder) or applicant's solicitor or other duly authorised agent (please read guidance note 11). If signing on behalf of the applicant please state in what capacity.

Signature	[Redacted]
Date	12 / 12 / 20 11
Capacity	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 12). 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 13)

Post town		Post code	
Telephone number (if any)			
If you would prefer us to correspond with you by e-mail your e-mail address (optional)			



## Appendix 2

**The application relates to the opening hours and non standard timings**

	Open to the Public			
	Existing		Proposed	
	From	To	From	To
Monday	08 00	00 00	N/A	N/A
Tuesday	08 00	00 00	N/A	N/A
Wednesday	08 00	00 00	N/A	N/A
Thursday	08 00	00 00	N/A	N/A
Friday	08 00	01 30	08 00	01 45
Saturday	08 00	01 30	08 00	01 45
Sunday	08 00	00 00	N/A	N/A

### Late Night Refreshment and Opening Hours

An additional hour on Bank Holiday weekends (Friday, Saturday and Sunday), Christmas Eve and

AYLESBURY VALE DISTRICT COUNCIL  
MEMO

To: Peter Seal, Kerryann Ashton  
Licensing

From: Neil Green  
Environmental Health Division

Tel ext: 5160

Date: 5<sup>th</sup> January 2012

Your ref:

Our ref: RQS/11/02453

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**Subject: Application to vary a premises licence under the Licensing Act 2003**

**Premises: Roosters, 5 High Street, Buckingham, Buckinghamshire**

In October 2011 two complaints were received alleging disturbance caused by noise from people visiting this premises late at night. At present Roosters is open until 0130am on Friday night/Saturday morning and Saturday night/Sunday morning and I understand that it is a popular destination for people looking for food after leaving nearby pubs.

The applicant is seeking to extend the opening hours of the premises by 15 minutes on Friday and Saturdays, while retaining the existing hours for the provision of late night refreshment. I understand that the intention for doing this is to ensure that there is sufficient time to serve the customers waiting within the shop before closing.

It is possible that keeping customers inside the premises until their food is served could lead to a reduction in the noise disturbances that have been experienced by residents because it would reduce the need for the staff at Roosters to turn away customers who have queued to order their food prior to closing time but have had to be turned away because there is insufficient time to prepare their food prior to closing.

In theory this could be achieved if Roosters were to keep the existing opening hours but reduce the hours for provision of late night refreshment by 15 minutes. However I understand that there is often a large number of people looking for food at this time of night because this is when the nearby pubs close. It could therefore be detrimental in terms of noise disturbance if these people had to be turned away from the premises. Ultimately it is not possible to predict whether the effect of this change would be positive or negative in terms of disturbance to neighbours.

In addition the applicant is seeking to extend both the provision of late night refreshment and the opening hours by 1 hour on bank holiday weekends, Christmas Eve and New Year's Eve. I would have no objections to this part of the application.

Kind regards

Neil Green  
District Environmental Health Officer

## **Ashton, Kerryann**

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**From:** Environmental Health Mailbox  
**Sent:** 09 January 2012 11:26  
**To:** Licensing Team  
**Subject:** FW: Objection to Roosters License Extension

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**From:** James Lowe [mailto:james\_o\_lowe@hotmail.com]  
**Sent:** 08 January 2012 21:40  
**To:** Licensing Team; Environmental Health Mailbox  
**Cc:** emma.garside@thamesvalley.pnn.police.uk; Mike Smith  
**Subject:** Objection to Roosters License Extension

Dear AVDC Licensing,

I write to object most strongly to the proposed extension to the license at Roosters take-away in High Street Buckingham, which is directly opposite my home.

My grounds for objection to a further license extension are as follows:

### **1. Prevention of Crime and Disorder**

A license extension will further exacerbate the existing issue of crime and disorder directly outside this venue between 1am to 2.30am in the early hours of Saturday and Sunday mornings. In May 2011 my partner asked the licensee politely if he could close his shop at 1.30am on the weekends as it disturbed our family, to which he replied [REDACTED] within a matter of 2 weeks after my complaint to AVDC and Thames Valley Police about Roosters staying open beyond it's opening license, my neighbours car had a stone pot smashed through its windscreen, another residents cars wing mirror was damaged, and my car had 5 panels keyed. (I will be providing photos of this at the Licensing Review).

### **2. Public safety issue**

The Police are frequently called to disturbances and fights directly outside this venue, in November 2011 a couple of women were arrested for public disorder outside this venue. Large crowds of drunk people gather outside Roosters when the pubs are shut, screaming, shouting, swearing and fighting outside the kebab house. People spill out onto the road, and pedestrian crossing, and taxis mount the kerb to collect the revellers. At least 8 children live in homes in the immediate vicinity.

### **3. Public Nuisance**

A license extension will worsen the already unbearable public nuisance during the early hours of the morning every weekend. Roosters is a magnet for those leaving the pubs, all of which are licensed until 1am to serve alcohol, and all of which are closed by 1.30am, Roosters is supposed to close it's doors at 1.20am on Fri and Sat and all customers be out of the shop at 1.30am. Roosters unlike all other licensed venues in the town continue to stay open typically until 1.45am to 2am, prolonging the noise and antisocial behaviour in the street, and preventing residents from sleeping. A later license will only

encourage the noisy crowds to stay out later. If Roosters are allowed to open until 1.45am, will the late night revellers noise end any sooner, and what guarantee will we have that they stick to their license?

#### 4. Human Rights Act

As local residents we have rights to enjoy the peace and quiet of our homes, and for our rights not to be compromised by others. Should AVDC grant this license extension I will not hesitate in challenging their decision in the courts on the grounds of my family's human rights being infringed. My partner now does shift work for the NHS and without adequate sleep cannot perform his job.

#### 5. Does the Roosters Management adhere to it's current license?

The main question in deciding whether a further license should be issued is 'Does the owner currently adhere to the existing license?' The licensee does not meet his existing license in the following areas:

*License Number 06/00885/LAPRE (PR0002)*

*Annex 2*

##### **6 The prevention of crime and disorder**

*c. Customers will be encouraged to leave the premises in an orderly manner and to not congregate outside this and adjoining premises. - Does not comply – No such notice exists*

*d. A list of taxi and private hire telephone numbers will be posted at the premises. - Does not comply – No such notice exists*

*e. A notice will be displayed to identify the Manager in charge at any given time. - Does not comply – No such notice exists*

##### **8 The prevention of public nuisance**

*b. Customers will be encouraged to leave the premises in a quiet and orderly manner and advised not to congregate outside these or adjoining premises. - Does not comply – No such notice exists no attempt is made to prevent crowds remaining outside the shop.*

*c. A prominent, clear and legible notice shall be displayed at the exit requesting the public to respect the needs of local residents and to leave the premises and area quietly and to dispose of litter responsibly. - Does not comply – No such notice exists*

*e. An adequate sized waste receptacle for use by customers shall be provided outside the premises and the licensee shall dispose of the waste responsibly as and when necessary but at least on a daily basis. - Does not comply – No waste bin has ever been provided in the 6 years I have lived at my property, takeaway rubbish litters the High St and Cornwall Meadows after closing, and the licensee never clears up the mess unlike Subway who do.*

*f. The doors of the premises shall be locked at 01.20 hours and no new customers shall be admitted to the premises after that time. A closed sign shall also be displayed after that time and any customers leaving the premises thereafter shall be supervised by a member of staff. - - Does not comply - consistently stays open during the week and weekends typically 30 minutes longer than the license. Specific recorded examples will be provided with photographic evidence at the review hearing. No Open/Closed sign exists.*

#### Summary

Can I ask that the councillors who get to vote on the licensing subcommittee visit the old county town of Buckingham, preferably at 1am on a Friday or Saturday night.

I have consistently complained to AVDC Licensing/AVDC Environmental Health/Thames Valley Police about the poor running of this venue, and the fact that this venue does not adhere to its licensing times, what worries me most is that new license times of 1.45am and 2.15am will become 2.15am every weekend and 3am on Christmas Eve and New Years Eve. I'd like to see the licensee to comply to his current license before a further license is granted.

Yours sincerely

James Lowe

Consultant to Leicester County Council and Nottingham City Council



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**Ashton, Kerryann**

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**From:** [REDACTED]  
**Sent:** 09 January 2012 14:54  
**To:** Ashton, Kerryann  
**Subject:** RE: Roosters Licence Extension

I object to the extension of Roosters Licence because:

- Crime – there are often fights and noisy foul mouthed arguments from drunken patrons on Roosters on Saturday and Sunday morning
- Public Nuisance/Safety – large numbers of people gather causing noise, preventing sleep, causing taxis to stop unlawfully
- Protection of Children – my son (14) is exposed to this weekly maelstrom as are other young people in this street

Peter Thirby

Real Estate Management Systems Consultant  
Mobile Applications and Agile Platform Consultant

[REDACTED]  
skype: peter.thirby

[View Mr Thirby's Profile](#)

**From:** Ashton, Kerryann [<mailto:KAshton@aylesburyvaldc.gov.uk>]  
**Sent:** 09 January 2012 14:39  
**To:** 'peter@thirby.com'  
**Subject:** RE: Roosters Licence Extension

Dear Mr Thirby,

Thank you for your e-mail. In order for us to accept this as a valid representation it must relate to one of the four licencing objectives (which are - The prevention of crime and disorder, The prevention of public nuisance, Public safety and The protection of children from harm) and how the granting of the application will affect you or any other member of your household. Please feel free to add anything in that respect.

Regards,

Kerryann

**Kerryann Ashton**  
Senior Licensing Officer  
Aylesbury Vale District Council, 66 High Street, Aylesbury, Buckinghamshire, HP20 1SD

01296 585 560  
e-mail [k.ashton@aylesburyvaldc.gov.uk](mailto:k.ashton@aylesburyvaldc.gov.uk) or [licensing@aylesburyvaldc.gov.uk](mailto:licensing@aylesburyvaldc.gov.uk) [www.aylesburyvaldc.gov.uk](http://www.aylesburyvaldc.gov.uk)

**From:** Peter Thirby [REDACTED]  
**Sent:** 09 January 2012 11:41  
**To:** Licensing Team; Environmental Health Mailbox  
**Cc:** [emma.garside@thamesvalley.pnn.police.uk](mailto:emma.garside@thamesvalley.pnn.police.uk); [mns47@niscali.co.uk](mailto:mns47@niscali.co.uk); 'James Lowe'  
**Subject:** Roosters Licence Extension

To: AVDC Licensing

I am writing to object to any licence extension of by Roosters, which is directly opposite my house.

My neighbour, James Lowe, has already eloquently expressed his objections and pointed out that the licensee does not comply with his existing terms. I agree fully with the content of the email.

As a licensing committee you have a long and successful track record of ignoring the wishes of residents, as such I have a somewhat cynical disposition to your effectiveness. Therefore, I expect that you will conspire to heap further discomfort upon your citizens by allowing this extension to happen. If this is the case then would you at least ensure that the licensee complies with the conditions of the licence.

However, should you decide, for once, to heed the concerns of your citizens, my family and I would be delighted and our confidence in AVDC would be restored. This delight would be greater if you decided that the premises should, in fact, close *before* the pubs closed to lessen the impact on the neighbourhood.

Best Regards

Peter Thirley



skype: peter.thirley

[View My LinkedIn Profile](#)

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Mr Peter Seal,  
AVDC Licensing Department.

Dear Mr Seal,

re Extended time for Roosters.

I understand the owner of the above take-away is asking for a later closing time and I would like to state my objection.

I am not one of these people who move into a new place and start complaining. I have lived here since my late husband and I rescued No 34 and eventually made it liveable in 1963.

Most of the buildings on the opposite side of the road to Roosters are private houses and I think we are entitled to some peace after 1.30 am. As it is Roosters often exceeds its closing time and there seems to be nobody on the premises to enforce this, and Police in Buckingham are as rare as a wild animal would be. The result is that people sit on the pavement outside the take-away, some who have obviously had too much to drink, and all of them shouting or speaking in loud voices.

If this request is granted we will have to put up with this sort of behaviour night after night, especially during the summer months, and as there is no bin outside Roosters we will have to see the mess these people leave behind them.

This noise doesn't stop there.; the people eventually wander off home, the majority going up the Moreton Road, so we then get the noise through our back windows too..

When it comes to even later times for various public holidays, I suppose it is churlish to object, but it does seem unfair that those of us living in the High Street will never be able to enjoy these holidays because sleep will be unattainable till about 3 am – and I have secondary glazing, goodness knows what the folk who have not got this will have to put up with.

So before giving permission to these various times, please take our points of view into consideration.

Yours sincerely,

  
(Mrs) Liz Zettl.

PS In case this letter does not reach you in time, a friend of mine is trying to e-mail it to you tomorrow.



**Ashton, Kerryann**

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**From:** [REDACTED]  
**Sent:** 11 January 2012 19:47  
**To:** Ashton, Kerryann  
**Subject:** RE: Objection to Roosters Licence Extension

Sorry, I didn't think to include it!

[REDACTED]

Regards

Susan Byrne

---

**From:** Ashton, Kerryann [mailto:KAshton@aylesburyvaldc.gov.uk]  
**Sent:** 11 January 2012 18:03  
**To:** 'Susan Byrne'  
**Subject:** RE: Objection to Roosters Licence Extension

Dear Ms Byrne,

Thank you for your e-mail.

Please can you confirm your full address.

Thanks,

Kerryann

**Kerryann Ashton**  
Senior Licensing Officer  
Aylesbury Vale District Council, 66 High Street, Aylesbury, Buckinghamshire, HP20 1SD

01296 585 560

e-mail [kashlon@aylesburyvaldc.gov.uk](mailto:kashlon@aylesburyvaldc.gov.uk) or [licensing@aylesburyvaldc.gov.uk](mailto:licensing@aylesburyvaldc.gov.uk) [www.aylesburyvaldc.gov.uk](http://www.aylesburyvaldc.gov.uk)

**From:** Susan Byrne [REDACTED]  
**Sent:** 10 January 2012 19:32  
**To:** Licensing Team; Environmental Health Mailbox  
**Subject:** Objection to Roosters Licence Extension  
**Importance:** High

Dear Sirs

As a resident of [REDACTED] 8 months, I write to object to the application to extend the license at Roosters take-away in the High Street. As you are aware, there are already serious problems concerning extremely late-night noise and disorderly behaviour, damage to parked vehicles and increased litter. It is clear that the owner of Roosters does not take any responsibility for closing at the specified time, nor does he encourage his customers to leave the premises quietly, nor is there any attempt made to deal with the ensuing litter. To allow this licence to be extended further would, in effect, be turning a blind eye to flagrant non-compliance with the law and, it would appear, giving preferential treatment to a business over the rights of local residents.

I know that there are many elderly residents who suffer from the appalling situation we have on the street every weekend (and sometimes on week-nights as well) but, like me, they are reluctant to complain because they fear retaliation.

Please will you consider the various offers you have had to come to Buckingham on a Friday/Saturday night and see/hear for yourselves what we have to put up with. Incidentally I have kept a diary of being disturbed by noise; one entry dated 30 October 2010 records disturbances until 4.34am.

Susan F Byrne

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Ashton, Kerryann

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**From:** [REDACTED]  
**Sent:** 13 January 2012 14:45  
**To:** Ashton, Kerryann  
**Subject:** To object the comments which were placed in front of you by Mr. James Lowe From 33 High Street.

Dear ADVC Licensing,

I would like to object the comments which were placed in front of you by **Mr. James Lowe From 33 High Street.**

Below are few points which I would request you to take in your kind consideration:

1. First of all I would like to make it clear that our shop is not primarily Liquor Shop, we also do sell food stuffs. If the customer is making any kind of noise in the street we cannot be held responsible for that. I would also like to add that Roosters was established in 1992 and since then we've abided the rule and the law. There is no such complain on us from the past few years & we've have always been up to the mark in customer satisfaction.
2. Usually weekend is the time when people will try to be relieved and would like to enjoy after the full week of hectic work. The street is having 2 Pubs, Taxi Bases, Indian and Continental Restaurants & moreover a Chinese Take Away, with such an environment we cannot expect that the surrounding will be calm & peaceful on the weekends. We also can't blame the people for having such behavior as it's their own right to spend the weekend in the way they want.
3. Extending the Pub hours is not our mistake. Even though it will help us to increase the sale we're not the ones who can be held responsible for that. We can expect more problems if the Pub timings are extended as the people like to freak late nights normally. If the Pub hour is being extended we can see that the people will roam outside and will also have fun and enjoy the time with such facilities available in the surrounding.

4. When a customer buys some eatables from Roosters it is not our responsibility to check whether the wastes are disposed properly in the bins, its each and every person's responsibility to know that they cannot through the waste, break the glass bottles or pint glass on the street which ultimately bothers the other people around. It's not our responsibility to make it sure that the wastes are being disposed properly once they're out of the Roosters's premises. We're trying our best to keep the city clean and avoid problems within the vicinity of Roosters. It will be of great help if you can consider this as a main point.
  
5. Regarding the car issue, we also faced similar accident last year and we just informed the police as no one can be held responsible for that. Even we face many difficulties when we've a shop in prime zone and we're trying to ignore them and make sure that we only concentrate on our business as it's the need for our survival.
  
6. Mr. James Lowe has already raised this issue to the police.   

  
7. Roosters is also here in the street from 1992. We've never raised any concerns against the drunken people or any other silly issues. We also do have good customer satisfaction record. There are Pub close around half pass one , there is also a possibility that the people who are in the pub can make noise and also can leave the streets to be dirty. So Roosters cannot be the sole responsible for all the mess.

8. Mr James has also raised some other concerns against the other shops such as “ Belci Foods & Wines” . The problem was for a Lamp which was placed outside the shop and was disturbing Mr James from watching Television. I would also like to add that the shop is 200 yards away from Mr James house , so it must not be problem if the lamp is place outside the shop.
  
9. Mr James should understand that he’s living in the heart of the town and not in any remote part. Its Obvious that people would love to live and enjoy their life in such places. If all these are the concerns that people should not drink and make noise, I’m sorry to say that this will exist. I also do accept that people should not behave in a manner which affects the people around.
  
10. In order to maintain Decorum we’ve also placed hoardings in Roosters like “ **Please Leave Quietly And Don't Disturb Neighbours** ” & “ **Litter In A Bin** ”  
It would be my humble request to consider all the above points and re think on the decision needed to be taken

Many Thanks

P.Sayar



Environmental Health & Licensing

Roosters, 5 High Street, Buckingham

