

LICENSING SECTION

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FORM 20

30 NOV 2016

Leicester  
City Council

LEICESTER CITY COUNCIL

**Application for the review of a premises licence or club premises certificate  
under the Licensing Act 2003**

**PLEASE READ THE FOLLOWING INSTRUCTIONS FIRST**

Before completing this form please read the guidance notes at the end of the form. If you are completing this form by hand please write legibly in block capitals. In all cases ensure that your answers are inside the boxes and written in black ink. Use additional sheets if necessary.

You may wish to keep a copy of the completed form for your records.

I Chris White

*(Insert name of applicant)*

**apply for the review of a premises licence under section 51 / apply for the review of a club premises certificate under section 87 of the Licensing Act 2003 for the premises described in Part 1 below (delete as applicable)**

**Part 1 – Premises or club premises details**

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

Latimer Conservative Club,  
Surrey Street

**Post town** Leicester

**Post code (if known)** LE4 6FG

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

Latimer Conservative Club

**Number of premises licence or club premises certificate (if known)**  
LEICLB0065

**Part 2 - Applicant details**

I am

1) an interested party (please complete (A) or (B) below)

**Please tick yes**

a) a person living in the vicinity of the premises

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- b) a body representing persons living in the vicinity of the premises
- c) a person involved in business in the vicinity of the premises
- d) a body representing persons involved in business in the vicinity of the premises
- 2) a responsible authority (please complete (C) below)
- 3) a member of the club to which this application relates (please complete (A) below)

**(A) DETAILS OF INDIVIDUAL APPLICANT** (fill in as applicable)

**Please tick**

Mr      Mrs       Miss       Ms       Other title  
(for example, Rev)

**Surname**

**First names**

**Please tick yes**

**I am 18 years old or over**

**Current postal address if different from premises address**

**Post town**

**Post Code**

**Daytime contact telephone number**

**E-mail address (optional)**

**(B) DETAILS OF OTHER APPLICANT**

Name and address

Telephone number (if any)

E-mail address (optional)

**(C) DETAILS OF RESPONSIBLE AUTHORITY APPLICANT**

Chris White  
 Noise and Pollution Team  
 3<sup>rd</sup> Floor  
 Phoenix House  
 King Street  
 Leicester  
 LE1 6RN

Telephone number (if any)  
 0116 454 3059 (internal 37 3059)

E-mail address (optional)  
 chris.white@leicester.gov.uk

**This application to review relates to the following licensing objective(s)**

Please tick one or more boxes

- |   |                                     |
|---|-------------------------------------|
| 1) the prevention of crime and disorder | <input type="checkbox"/>            |
| 2) public safety                        | <input type="checkbox"/>            |
| 3) the prevention of public nuisance    | <input checked="" type="checkbox"/> |
| 4) the protection of children from harm | <input type="checkbox"/>            |

**Please state the ground(s) for review** (please read guidance note 1)

The noise Team has witnessed noise nuisances on six separate occasions from the Latimer Conservative Club, which has demonstrated that the club have failed to properly manage the volume of music.

I request that a condition be applied to the licence requiring that all live and amplified music be played through a noise limiting device of a type agreed with the City Council Noise Team, set at a level agreed with the City Council Noise Team. The use of a noise limiting device should ensure that the volume in music in the premises is properly managed.

**Please provide as much information as possible to support the application**

(please read guidance note 2)

A statutory nuisance from amplified music was witnessed on 03/07/15 at 23.53 and an informal warning letter was hand delivered to the Latimer Conservative Club, Surrey Street Leicester on 07/07/15. The letter requested that the Club contact the Noise and Pollution Control team. This occurred on 08/07/15 where advice was given to the operator of the music as to methods of reducing the effect on the complainants, by closing doors and using the main club entrance.

Another statutory nuisance from amplified vocals was witnessed on 10/07/15 at 23.23, a second warning letter was sent on 16/07/15. The operator of the music was again contacted and advised again to use the main doors to reduce the noise break-out at the rear of the Club. The operator was also advised to monitor the volume of the music outside the neighbouring houses and given a level that they could monitor with their own sound meter.

A third statutory nuisance from amplified vocals and drums was witnessed on 11/12/15 at 23.51. Notice of the requirement to abate the noise nuisance from recurring was served under section 80 of the Environmental Protection Act 1990 on 16/12/15 on the occupier of the premises namely the Club Secretary of the Latimer Conservative Club, Surrey Street, Leicester has failed to comply with this requirement.

A fourth statutory nuisance from amplified music was witnessed on 13/08/16 at 23.44, a Notice Reminder letter was sent to the Club Secretary of the Latimer Conservative Club, Surrey Street, on 17/08/16.

A fifth statutory nuisance from amplified vocals and music was witnessed on 22/10/16 at 00.52. As a result of this nuisance a letter was hand delivered to Latimer Conservative Club on 26/08/16 requesting the Club Secretary attend an Interview under Caution on 16/11/16. In this letter, the Club Secretary was also informed that further contraventions of the abatement notice would result in application for a warrant from the Magistrates Court in order to seize the noise equipment to abate the nuisance;

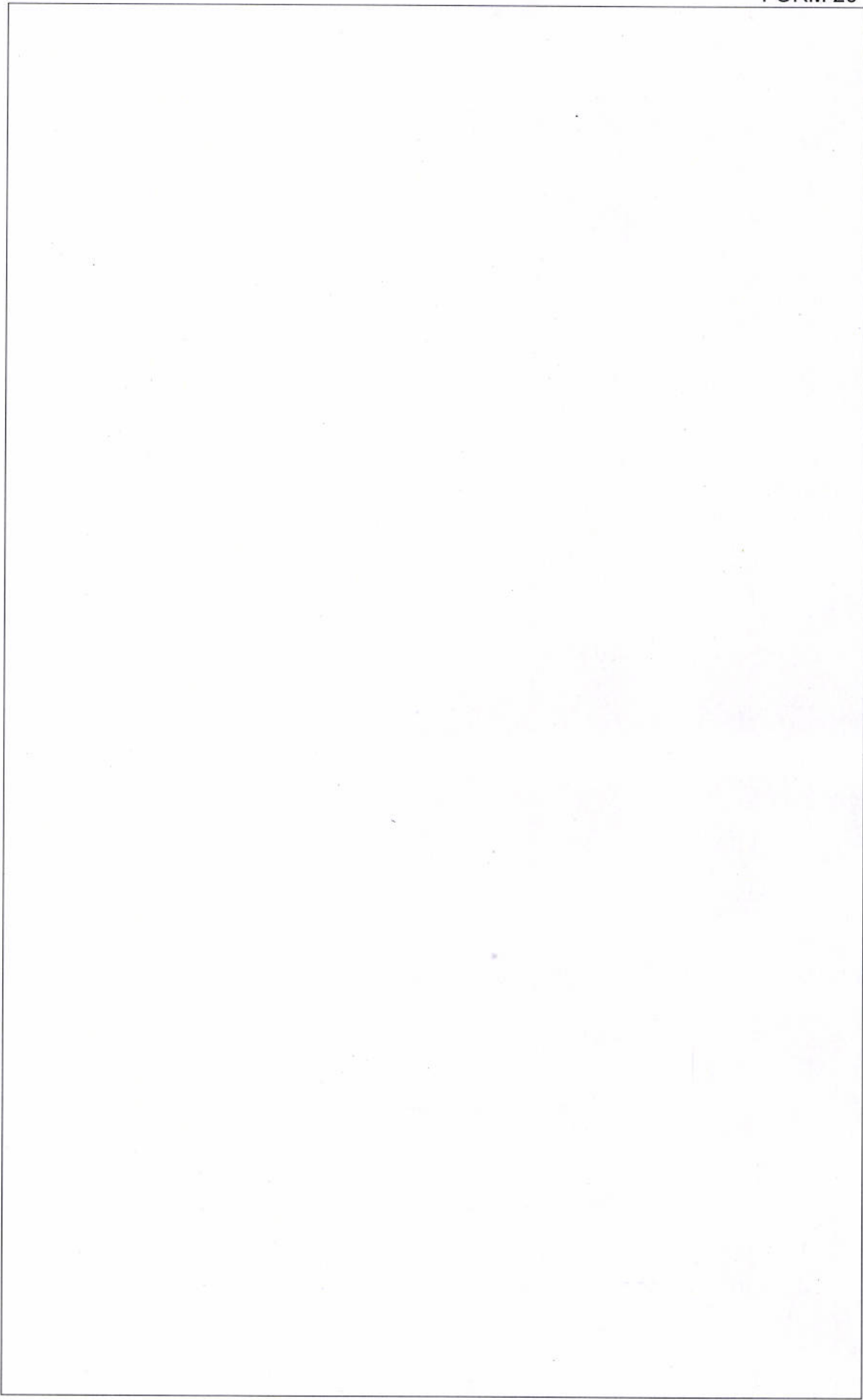
On the 06/11/16 at 01.09 amplified music and voice was again witnessed coming from the Latimer Conservative Club and was loud enough to constitute a statutory nuisance under section 80 of the Environmental Protection Act 1990.

On the 08/11/2016 a warrant was obtained to enter the club and on the 11/11/2016 the warrant was executed and noise making equipment was removed from the club.

The Club has been made aware that it would be our intention to review the Club Certificate if they didn't control the level of music, both during meetings as well as in writing.

The club has already agree to install a noise limiting device and this has now been set by the Noise and Pollution Control Team, however I request that the following condition be applied to the club certificate for the Latimer Conservation Club to formalise the condition to ensure that it will stay in place even if the club secretary or committee changes.

**"All live and amplified music shall be played through a noise limiting device of a type agreed with the City Council Noise and Pollution Control Team, set at a level agreed with the City Council Noise and Pollution Control Team"**



**Please tick yes**

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

If yes please state the date of that application

Day Month Year

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

- I have sent copies of this form and enclosures to the responsible authorities and the premises licence holder or club holding the club premises certificate, as appropriate X
- I understand that if I do not comply with the above requirements my application will be rejected X

**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 3 – Signatures** (please read guidance note 3)

**Signature of applicant or applicant’s solicitor or other duly authorised agent** (See guidance note 4). **If signing on behalf of the applicant please state in what capacity.**

Signature 

Date 28/11/2016

Capacity Pollution Control Officer, Noise and Pollution Control Team (Responsible Authority)

<b>Contact name (where not previously given) and postal address for correspondence associated with this application</b> (please read guidance note 5) Noise Team, Phoenix House, 1 King Street,	
<b>Post town</b> Leicester	<b>Post Code</b> LE1 6RN
<b>Telephone number (if any)</b> 0116 454 3059 (internally 37 3059)	
<b>If you would prefer us to correspond with you using an e-mail address your e-mail address (optional)</b> chris.white@leicester.gov.uk	

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**Notes for Guidance**

1. The ground(s) for review must be based on one of the licensing objectives.
2. Please list any additional information or details for example dates of problems which are included in the grounds for review if available.
3. The application form must be signed.
4. An applicant's agent (for example solicitor) may sign the form on their behalf provided that they have actual authority to do so.
5. This is the address which we shall use to correspond with you about this application.