

Helen Farman-McKenna

From:
Sent: 21 October 2020 14:09
To: Helen Farman-McKenna; Southern Licensing; Licensing; Enforcement; EHSupport; publichealth@staffordshire.gov.uk; alcohol@homeoffice.gsi.gov.uk; DC Support; CCE; sscb.admin@staffordshire.gov.uk; esdg.protect@staffordshirefire.gov.uk; licensing@staffordshire.gov.uk; licensinghq@staffordshire.pnn.police.uk
Subject: Re: Ref License Review of Middle Bell 33 Main St Barton under Needwood DE13 8AA

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Further considerations for the license review.

1. Under the Equality Act 2010

Facilities being offered must **provide** equal access to **toilets** for **disabled** customers / visitors and employees, to the same standard as non-**disabled** people.

As it currently stands there are no facilities offered for disabled employees or patrons.

2. Health and Safety

It has also come to light that there is a pump in the cellar that is used to pump water and any other spilt liquids direct onto the roadway of Bell Lane. As pipe cleaning fluids are toxic are they at risk of being discharged through this means? This pipe has been seen to be discharging fluids direct into the road and has been brought to the attention of landlords before.. It still is in use and therefore poses a hazard on the roadway. Can EH and Highways please investigate?

As we are now coming to winter this fluid could freeze over night causing an even greater hazard.

The current tenants have ceased to renew their tenancy however it is still vital that any premises license be reviewed due to the historic issues with tenants and ASB. The license and policing of the venue requires review as Staffs Police have failed to respond to requests for assistance when trouble has broken out in the venue.

Regards

[Sent from Sky Yahoo Mail on Android](#)

On Wed, 14 Oct 2020 at 22:21,
> wrote:

As Per Licensing Act 2003 Sect 51

Helen et all ,

I am Barton under Needwood DE13- 8AA. I work and commute away a lot. I only tend to be home at weekends after working some extremely long hours during the week. My weekends are my down time away from work and my time to spend with my family to rest and recover for my week ahead. I have been woken and disturbed many times with ASB, noise and criminal activity . It has got that bad that I have on occasions elected not to come home at weekends so I can rest. My quality of life is being adversely affected.

I do not wish to see a business fail or disappear however, I object to have to live with the abuse and noise we get from those who frequent this poorly run establishment. There were many objections to the hrs granted by licensing to the establishment under Punch Taverns and our fears as residents have come to the fore. I have tried to liaise with the management, there's been little change and there has been no liaison or understanding by the licensing enforcement office , the pub chain owners nor the premises license holders. Staffs Police have liaised however, their response times to incidents are too long and they are often too busy on priority tasks to come to reported incidents .

They often arrive too late to catch the perpetrators in the act . This is known by some of the organisers of the trouble and hence why the PH is targeted by many from outside the village and local area.

My evidence for requesting a review of their licence and my objectives.

1. Eradicate the noise and therefore prevent the public nuisance toward residential properties surrounding the establishment,
- 2, Prevent crime and disorder
3. Protection of public safety.

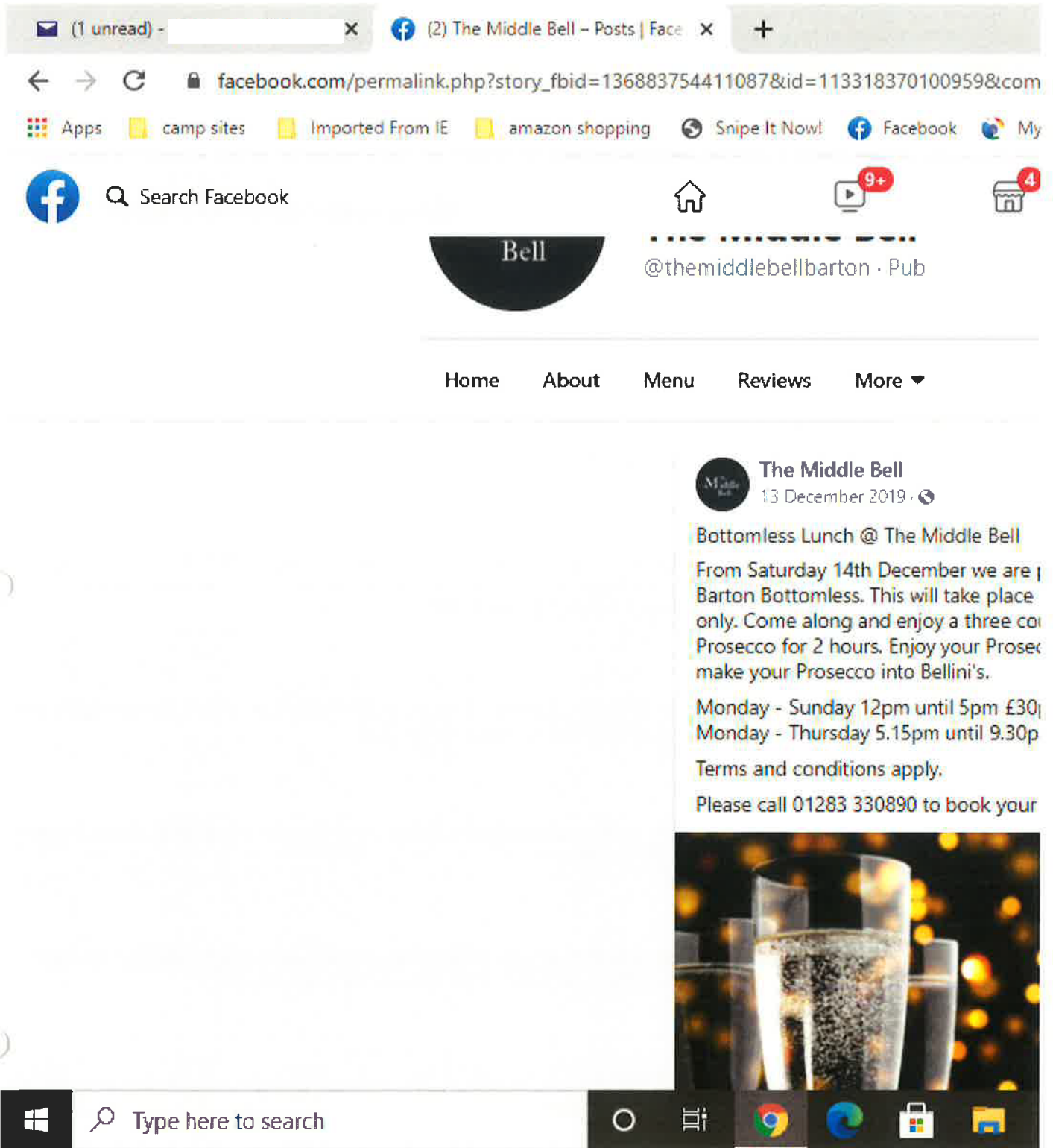
All the above come under the licensing Act 2003.

May I remind the licensing department of ESBC that residents have a right to a peaceful and quiet life. Article 8 Human Rights, Noise and Statutory Nuisance Act 1993 , Noise Act 1996 . Environmental Protection Act 1990

Evidence.

Since opening The Middle Bell has had several incidents where they have broken their current licensing condition.

They are promoting a Bottomless Lunch



This goes against the licensing Act 2003 Mandatory conditions sections;

1a Encouraged to drink as much alcohol as possible in a time limit.

1b Provision of unlimited or unspecified quantities .

Public Safety

No person is to take opened vessels containing alcohol from the boundaries of the premises.

On several occasions patrons have been seen walking down main street with glasses and bottles of drinks. Since the opening of Vin X several have been seen walking over from The Middle Bell across to Vin X with drinks in open vessels.

All glasses and bottles must be removed from the public areas as soon as reasonably practical.-

Glasses and bottles have been left on tables too long and on one occasion when a fight broke out were thrown around the front of the PH on Main Street. Glasses have been thrown on pavements and roads around the establishment.

Prevention of Public Nuisance.

Incidents recorded to date since the opening after lockdown. :

Between the 4 Jul and 12 Aug there was a major incident involving several people where a fight broke out on the street. Cars and property damaged, Staff's Police in attendance. My wife was alone as I was serving away on Operations and was frightened for the safety of our home and herself.

The PH and management were reported on several occasions for failing to adhere to Govt Covid-19 regulations and law. SD measures were not adhered to and people's safety was compromised.

16 Aug 0005. Excessive noise and shouting of Patrons leaving the Establishment drunk. Arguments and taxis parked on zig zags, people leaving with drinks in their hands.

22 Aug 20 ... Party in Skinny Kitten Main St, 3 buildings away. Several people seen very drunk walking down from Middle Bell with drinks and going into Skinny Kitten for a party after drinking excessive alcohol.

23 Aug 20 .. Shouting and balling at 0025 -0055, Lexus car seen on the Pelican crossing with its brakes applied wheels spinning and burning rubber to a cheering crowd.

30 Aug 20 0115- 0130. Having had several incidents throughout the day of loud drunken women exiting the Middle Bell after daytime drinking sessions I was woken by loud shouting and screaming from several drunk people leaving Middle Bell. Pub. People urinating up the walls of the coop and shouting at taxis and arguing over prices. Video evidence can be supplied. Police contacted incident no. 63 30 08 20

5 Sep 20 0000 Noise and shouting outside and towards the Community centre. I went to check and discovered several teens massing in the car park extremely drunk. A traffic cone was being thrown about near the Community centre windows. I shouted them to stop and 3 x males walked towards me, I filmed them and they accused me of being a pedophile as they claimed to be under 16. They were extremely abusive and drunk. 999 called, Police control room listened and recorded the whole conversations and abuse and threats to life. Vin X still had customers in drinking with the owner.

between 6 Sep and 20 Sep we had had enough and went away from home and stayed in our motorhome to get some peace away from the public nuisance .

26/27 Sep I worked away

3 Oct 20 - Teens push another teen into my door and I gave chase as they run off. I also discover No 34 had the same happen and his door lock is damaged . Police called , They . didn't attend immediately and didn't apprehend the individuals incident 764 3 10 20

On the above occasions Staffs Police have not always attended due to manning and other incidents.

I am aware that several other residents have complained reference noise and public nuisance to Staffs Police , Licensing and EH .

The licences stipulates that doors and windows are to be shut after 2300 and no vessels or drinks to be taken outside after 2300 . This has been ignored since they opened. A local resident has video evidence.

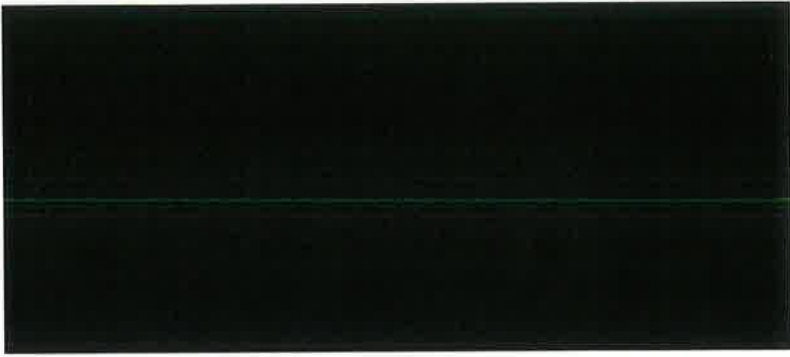
Finally the license supplied was issued to Punch Partnerships(PTL) Ltd and a designated Premises Supervisor of Donna Caroline Chance. (I believe she doesn't work there now)

A check on companies house has the Co listed as a PLC and has no connection with Star Pubs or Heineken who now own and advertise the pub as one of their pub lets. .

However they do have a connection with Punch Taverns Holdco (A) Ltd . which is listed as a non trading company and only manages assets .

I believe that the License issued and being used should have been changed into the correct company responsible for this PH . That being Star Pubs or the tenant company Comfy Pub Co which is trading as a licensed restaurants company and advertises as running the licensed premises.

Middle Bell Barton Under Nee



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This pub is subject to a proposed refurbishment, the details of which are being worked up. While we don't have all...



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I am therefore calling for a review of the license and respectfully request that the License is brought up to date and in line with more socially acceptable closing times of Midnight at weekends and that any drink promotions that promote unlimited alcohol are ceased immediately. I do not wish to see this business close however I feel the Comfy Pub Co are not running The Middle Bell in a socially responsible way under the licensing act 2003 guidelines and are not adhering to a license as they have none to loose or legally bind them to the act.

Kind Regards

