

REPORT OF THE EXECUTIVE DIRECTOR OF CITY SERVICES

LICENSING SUB-COMMITTEE – 10 MAY 2010

LICENSING ACT 2003 – CONSIDERATION OF APPLICATION TO VARY A PREMISES LICENCE

GREY HORSE, OLD PENSHAW, HOUGHTON LE SPRING

**Punch Taverns PLC.,
Jubilee House
Second Avenue
Burton Upon Trent
Staffordshire**

1.0 PURPOSE OF REPORT

- 1.1 To consider an application to vary the premises licence of the above-mentioned premises (Appendix 1).

2.0 DESCRIPTION OF DECISION

- 2.1 Members are requested to have regard to the representations referred to and to take such steps as they consider necessary for the promotion of the licensing objectives. The steps may be: -
- a) to grant the variation application,
 - b) to modify the conditions of the licence, or
 - c) to reject the whole or part of the application.

3.0 INTRODUCTION/BACKGROUND

- 3.1 Relevant representations have been received in relation to the application and these are detailed at paragraphs 7.1 and 7.2.

4.0 CURRENT POSITION

- 4.1 The current licence authorises the sale by retail of alcohol and provision of regulated entertainment (recorded music) with the following terminal hours: -

Monday	23:00
Tuesday	23:00
Wednesday	23:00
Thursday	23:00
Friday	23:00
Saturday	23:00
Sunday	22:30

And with the following exceptions: -

Christmas Day	12:00	to	15:00
Christmas Day	19:00	to	22:30
Good Friday	12:00	to	22:30
On New Year's Eve, from the end of the permitted hours on New Year's Eve to the start of permitted hours on the following day.			

- 4.2 The current licence authorises the provision of late night refreshment from 23:00 to 23:30 Monday to Saturday and from 23:00 on New Year's Eve until 05:00 on New Year's Day.
- 4.3 The proposed variation is for the addition to the licence of the provision of live music and the provision of facilities for entertainment at the following times: -

Monday	11:00	to	23:00
Tuesday	11:00	to	23:00
Wednesday	11:00	to	23:00
Thursday	11:00	to	23:00
Friday	11:00	to	23:00
Saturday	11:00	to	23:00
Sunday	12:00	to	22:30
Christmas Day	12:00	to	15:00
Christmas Day	19:00	to	22:30
Good Friday	12:00	to	22:30
On New Year's Eve, from the end of the permitted hours on New Year's Eve to the start of permitted hours on the following day.			

5.0 REASONS FOR THE DECISION

- 5.1 To determine the application as requested by section 35(3) of the Licensing Act 2003.

6.0 ALTERNATIVE OPTIONS

- 6.1 None submitted.

7.0 RELEVANT CONSIDERATIONS/CONSULTATIONS

- 7.1 Twenty three written representations have been received from twenty-eight Interested Parties. (Some representations were signed by more than one interested party), copies of which are attached as Appendix 2.

7.2 Representations have been received from one Responsible Authority i.e. the Council's Environmental Health Manager. A copy of these representations is attached as Appendix 3.

7.3 In making their decision, Members are advised to consider the Licensing Act 2003, the Government's Guidance on the Act and the Council's Statement of Licensing Policy, a copy of which has been made available to each Member of the Sub-Committee.

8.0 GLOSSARY

8.1 No acronyms or abbreviations have been used in this report.

9.0 LIST OF APPENDICES

Appendix 1 Application Form.

Appendix 2 Representations from Interested Parties.

Appendix 3 Representations from Environmental Health Manager.

10.0 BACKGROUND PAPERS

None

Appendix 1

Application to vary a premises licence under the Licensing Act 2003

PLEASE READ THE FOLLOWING INSTRUCTIONS FIRST

Before completing this form please read the guidance notes at the end of the form.

If you are completing this form by hand please write legibly in block capitals. In all cases ensure that your answers are inside the boxes and written in black ink.

Use additional sheets if necessary.

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

I/We Punch Taverns PLC

(Insert name(s) of applicant)

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

Premises licence number	00CMPREM306
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Part 1 – Premises Details

<i>Postal address of premises or, if none, ordnance survey map reference or description</i>			
Grey Horse Old Penshaw			
OUR REFERENCE: ML/27844/978/772305/JGC			
Post town	HOUGHTON LE SPRING	Post code	DH 4 7ER

Telephone number at premises (if any)	
Non-domestic rateable value of premises	£20,500.00

Part 2 – Applicant details

Daytime contact telephone number	01283 501600		
E-mail address (optional)			
Current postal address if different from premises address	Jubilee House Second Avenue		
Post Town	BURTON UPON TRENT	Postcode	DE14 2WF

PART 3 - VARIATION

Please tick 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)

Add the provision of live music and karaoke are licensable activities from 11:00 until 23:00 Monday to Saturday and 12:00 until 22:30 Sunday

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.

<u>Provision of regulated entertainment</u>	Please tick 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 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 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</u> (if ticking yes, fill in box L)	<input type="checkbox"/>
<u>Sale by retail of alcohol</u> (if ticking yes, fill in box M)	<input type="checkbox"/>
In all cases complete boxes N, O and P	

A

Plays Standard days and timings (please read guidance note 6)			Will the performance of a play take place indoors or outdoors or both – please tick (please read guidance note 2)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
Day	Start	Finish	Please give further details here (please read guidance note 3)	Both	<input type="checkbox"/>
Mon					
Tue					
Wed				State any seasonal variations for performing plays (please read guidance note 4)	
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 5)	
Sat					
Sun					

B

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

C

Indoor sporting events Standard days and timings (please read			<u>Please give further details</u> (please read guidance note 3)
Day	Start	Finish	
Mon			
Tue			<u>State any seasonal variations for indoor sporting events</u> (please read guidance note 4)
Wed			
Thur			<u>Non standard timings. Where you intend to use the premises for indoor sporting events at different times to those listed in the column on the left, please list</u> (please read guidance note 5)
Fri			
Sat			
Sun			

D

Boxing or wrestling entertainments Standard days and timings (please read guidance note 6)			<u>Will the boxing or wrestling entertainment take place indoors or outdoors or both – please tick</u> (please read guidance note 2)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
Both	<input type="checkbox"/>				
Day	Start	Finish	<u>Please give further details here</u> (please read guidance note 3)		
Mon					
Tue					
Wed			<u>State any seasonal variations for boxing or wrestling entertainment</u> (please read guidance note 4)		
Thur					
Fri			<u>Non standard timings. Where you intend to use the premises for boxing or wrestling entertainment at different times to those listed in the column on the left, please list</u> (please read guidance note 5)		
Sat					
Sun					

E

Live music Standard days and timings (please read guidance note 6)			Will the performance of live music take place indoors or outdoors or both – please tick (please read guidance note 2)	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 3)		
Mon	11:00	23:00			
Tue	11:00	23:00			
Wed	11:00	23:00	State any seasonal variations for the performance of live music (please read guidance note 4)		
Thur	11:00	23:00			
			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 5) as per existing times for recorded music		
Fri	11:00	23:00			
Sat	11:00	23:00			
Sun	12:00	22:30			

F

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

G

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

H

<p>Anything of a similar description to that falling within (e), (f) or (g) Standard days and timings (please read guidance note 6)</p>			<p><u>Please give a description of the type of entertainment you will be providing</u></p>		
Day	Start	Finish	<p><u>Will this entertainment take place indoors or outdoors or both – please tick</u> (please read guidance note 2)</p>	Indoors	<input type="checkbox"/>
Mon				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Tue			<p><u>Please give further details here</u> (please read guidance note 3)</p>		
Wed					
Thur					
Fri			<p><u>State any seasonal variations for entertainment of a similar description to that falling within (e), (f) or (g)</u> (please read guidance note 4)</p>		
Sat			<p><u>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</u> (please read guidance note 5)</p>		
Sun					

I

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

J

Provision of facilities for dancing 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"/>
			<u>Please give a description of the facilities for dancing you will be providing</u>			
Day	Start	Finish	<u>Please give further details here</u> (please read guidance note 3)			
Mon						
Tue						
Wed						
Thur						
Fri						
Sat						
Sun			<u>State any seasonal variations for providing dancing facilities</u> (please read guidance note 4)			
			<u>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</u> (please read guidance note 5)			

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 6)			<u>Please give a description of the type of entertainment facility you will be providing</u> Karaoke		
Day	Start	Finish	<u>Will the entertainment facility be indoors or outdoors or both – please tick</u> (please read guidance note 2)	Indoors	<input checked="" type="checkbox"/>
Mon	11:00	23:00		Outdoors	<input type="checkbox"/>
			Both	<input type="checkbox"/>	
Tue	11:00	23:00	<u>Please give further details here</u> (please read guidance note 3)		
Wed	11:00	23:00			
Thur	11:00	23:00	<u>State any seasonal variations for the provision of facilities for entertainment of a similar description to that falling within i or j</u> (please read guidance note 4)		
Fri	11:00	23:00			
Sat	11:00	23:00	<u>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</u> (please read guidance note 5) as per existing times for recorded music		
Sun	12:00	22:30			

L

Late night refreshment Standard days and timings (please read guidance note 6)			Will the provision of late night refreshment take place 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	Please give further details here (please read guidance note 3)			
Mon						
Tue			State any seasonal variations for the provision of late night refreshment (please read guidance note 4)			
Wed						
Thur			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 (please read guidance note 5)			
Fri						
Sat						
Sun						

M

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

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)	
AWP machine	2
Cigarette machine	1

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	11:00	23:30	
Tue	11:00	23:30	
Wed	11:00	23:30	
			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) As per existing licence for New Years Eve/Day
Thur	11:00	23:30	
Fri	11:00	23:30	
Sat	11:00	23:30	
Sun	11:00	23:00	

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

- Please tick yes
- I have enclosed the premises licence
 - I have enclosed the relevant part of the premises licence

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

Reasons why I have 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)

As per existing premises licence

b) The prevention of crime and disorder

As per existing premises licence

c) Public safety

As per existing premises licence

d) *The prevention of public nuisance*

As per existing premises licence

e) *The protection of children from harm*

As per existing premises licence

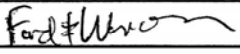
Please tick yes

- 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	
Date	16 March 2010
Capacity	Solicitors to 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	

<p>Contact name (where not previously given) and address for correspondence associated with this application (please read guidance note 13)</p> <p style="text-align: center;">Ford & Warren Solicitors Westgate Point Westgate</p> <p style="text-align: right;">Our Ref ML/27844/978/772305/JGC</p>			
Post town	LEEDS	Post code	LS1 2AX
Telephone number (if any)	0113 243 6601		
<p>If you would prefer us to correspond with you by e-mail your e-mail address (optional) clientmail@forwarn.con</p>			

ml

Appendix 2



Dear Sirs

Re: Application by Punch Taverns in respect of The Grey Horse Public House, Penshaw Village

We are writing this letter in response to the application by Punch Taverns to increase the hours of entertainment and live music at the above public house. It is a significant increase which is intended to include every weekday, weekends and bank holidays.

As the residents of the village with the nearest house to the pub, we are quite rightly concerned and feel well placed to comment upon the effect such a licence will have upon not only ourselves but also the children in our care.

To put this into context we are Foster Carers approved by Sunderland City Council and currently have two young people placed in our care.

Whilst we accept the potential difficulties living within the vicinity of a pub, we believe that they are manageable, however with an entertainment licence, lighter evenings and an increase in customers drinking outside on the grass area in front of the pub we feel that that will no longer be the case.

We endeavour to be good neighbours and try to have a positive working relationship with the pub manager. As a result of this we have not complained about customers behaviours when perhaps we should have done.

Issues we have already experienced which can only increase and cause further upset and nuisance :-

- Drunken youths and male adults trading insults with some of the children in our care as they have played in the front garden.
- Adults urinating against our garden wall as they leave the pub to walk home.

- Every weekend, numerous beer glasses and bottles thrown over our wall into the garden, with no thought for children playing in a private space which should be safe !!
- Just this week one of our children along with his social worker observed a drunken man expose himself in the street and urinate against our garden wall. It was 4 o'clock in the afternoon !! Clearly it is not possible to state with any accuracy which pub he had frequented but it highlights the potential for such indecency to manifest itself even further.
- Evenings during our weekend are already disturbed with the entertainment provided by the Karaoke. The noise carries and it consistently disrupts children's sleep, especially when a fight erupts outside. Up to a point this can be tolerated at weekends but not for 7 nights every week, especially when children need to go to school the following morning.
- Parking is also an issue and on occasion we have had to remonstrate with the owners of vehicles who have discourteously parked across our driveway. Not an easy task when some people believe they have the right to park wherever they want - a problem which can only escalate if there is entertainment to attract even more customers to the pub.

These issues are barely tolerable and will undoubtedly increase if there are additional evenings offering loud entertainment.

As foster carers we support Sunderland City Council in safeguarding children, however should the licence be granted to Punch Taverns then the task will become increasingly problematic. As such we know that you will consider the application carefully, however in doing so we ask you to consider the difficulties caused to the local community.

Yours Sincerely

00CMPREM 00306/2

Licensing Authority
Sunderland City Council
PO Box 107
Civic Centre
Burdon Road
Sunderland
SR2 7DN



Grey Horse Public House
Old Peshaw
Houghton le Spring
DH4 7ER

Ref. Variation to the Premises License
Provision of Live music and Karaoke and Licensable Activities

Please accept this objection to the proposed change of a variation of the premises license.

1:- Prevention of Public Nuisance.

Old Peshaw Village consists predominately as a quiet and quaint country village within a large city area. The village consists of two Public Houses a church and the remainder of the buildings are peoples homes. The greatest regard should be given to the people residing in these homes. Approximately 30% of the dwellings have young children and a further 50% of the dwellings have people over the age of 60 living here.

Acceptance of the above variation would increase the noise level which is already deemed by residents as a public nuisance to unbearable levels.

There have been many occasions when the noise level from the Public House has been in my opinion to be unreasonable.

2:- Public Safety

On occasions crowds from the Grey Horse spill on to the green in the village centre, often for the adults to smoke and for the children of the parents inside the Grey horse to create mayhem in this area without supervision. Children have been seen to climb into residents property. The volume of traffic going past sometimes at a fast speed and the children not under parental supervision at times could result in the likelihood of a serious accident.

Yours sincerely

Licensing Authority
Sunderland City Council
PO Box 107
Civic Centre
Burdon Road
Sunderland
SR2 7DN

31st March 2010

Dear Sir/Madam

Ref:- Variation to Licence for The Grey Horse, Old Penshaw.

I am writing to put forward my objections to the proposed variation to the licence and outline my reasons below:-

Traffic and parking in the village is already a problem and when events have been held in the Grey Horse this problem is greatly exacerbated. It makes normal traffic flow through the village very difficult and frequently access to other properties is blocked. Cars park on the paths and limit the access to people with push chairs, children and wheelchairs who have to move out onto the road.

On many occasions clients using the pub have used the village green as the pub garden. This green is on the other side of the road from the pub and children run between the green and the pub across this road. Given the increased traffic this is a very dangerous situation and it is only a matter of time before there is a serious accident. When this use of the green occurs the general noise levels increase dramatically to the point where it becomes a nuisance and spoils the atmosphere of the village.

The Grey Horse is a village pub and is not like an inner city pub where groups standing outside to smoke is an accepted fact. The Grey Horse is in the centre of the village. Normally the number of people standing outside to smoke is acceptable but whenever an event has been held there is a large number of people standing outside the pub. The volume levels increase as does the amount of swearing. People and particularly children walking through the village, many go this way to Penshaw Monument, have to put up with these crowds and the bad language they use. An effect of the increased activity outside the pub is the problem with litter. This is significantly worse after an event at the pub.

I believe these problems will only increase with the extension of the current licence and strongly recommend that this application be rejected.

U

00CM/REM00306/4

Licensing Authority
Sunderland City Council
PO Box 107
Civic Centre
Burdon Road
Sunderland
SR2 7DN

5 April 2010

Dear Sir/Madam

Ref: - Variation to Licence for The Grey Horse, Old Penshaw.

I oppose the request to add the provision of live music, Karaoke and licensable activities that Punch Taverns have applied for on behalf of The Grey Horse Public House in Old Penshaw.

The noise levels in the village are already too high. The Grey Horse has already had several complaints made about it. The noise is not contained in the pub; customers spill out onto the village green.

On past occasions when they have had some sort of an event it has attracted more people to the pub than can fit in the pub, so people end up standing/sitting outside which leaves people in the village frightened and vulnerable when walking to their own home.

Powerful amplification has already been used by the Grey Horse, if they get this licence will it be the green light for them to turn the music up even louder.

When people are leaving the pub they are very loud and there have been several fights and screaming matches which are not quelled. To see some of these people drunk they should not have been served alcohol 3 hours prior to their exit.

They are also trying to tag on an extra 30 minutes from 11pm - 11.30pm for light refreshment which I don't think was mentioned in their advert in the Sunderland Echo and it was not advertised in the application posted in the pub window.

Some people bringing young children to events and Karaoke are irresponsible, that is they are in the pub, and the children are outside climbing over walls, entering people's gardens and causing damage to trees and plants and also cause damage to trees and flowers on the village greens.

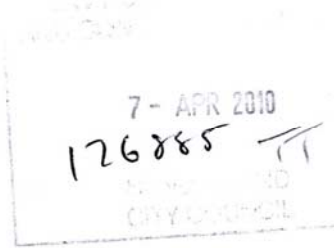
The noise is an intrusion to people sleeping as this can be clearly heard in the bedroom; they want this licence up to 11pm Monday to Saturday and until 10.30 on a Sunday if this is granted they are dictating to us what time we can go to bed.

This is a small idyllic village not a city centre. Small village pubs should be local pubs where local people meet to talk. With music you will not be able to do this as you won't be able to hear yourself think never mind have a conversation.

These are my reasons for strongly opposing this application.

126886
7 - APR 2010

Licence



Sunderland Licensing Authority,
Civic Centre,
Sunderland.

Dear Sir/Madam,

Grey Horse Public House, Old Penshaw Village.
Application for Variation to the Premises Licence.

It is with dismay that I read this week of the above application. I wish to protest strongly at yet more despoiling of the Village by a possible granting of this Licence. My reasons are as follows:

- 1) There is already excessive noise from **music that already** occurs on a frequent basis. This booms around the village through the evening until late at night. The problem is one of **containment**. The pub is not built to keep the noise inside. Windows and doors are open to relieve the heat and smokers and drinkers spill outside and take over the village green. Already too much of the pub business occurs not in the pub but outside on our village green and in our road with sometimes intimidating levels of boozy youth.
- 2) In addition to this, all these events are never just music. They all indulge in **powerful electronic amplification** of that music. The net effect is that in our front rooms we already suffer the pounding bass rhythm despite having double glazing and we struggle to hear our own television at normal sound levels. It is one thing for a room to have music, it is quite another for that music to intrude into the private living space of others who have no escape.
- 3) We have lived here for over 30 years and many neighbours likewise. We like having a village pub and we like our publicans. However in recent times there has been a rapid increase in noise at night and rowdy behaviour especially late on. We have endured fights and screaming matches outside our properties involving both men and women, in a way that never used to occur. Wild driving, taxi horns and shouting are the norm. Any extension in commercial activity and noise whilst the present level is inadequately controlled and is uncontained is completely unacceptable. This is a **rural** village, it is **not** Newcastle Quayside. It is entirely inappropriate for this further degeneration.
- 4) Not long ago the pubs in our village applied to extend their hours. Fortunately for sound reasons this was roundly rejected by our elected members. When the hearings were held in the Civic Centre, I believe the committee members were struck by the numbers of villagers who took time off work on two occasions to turn up to register their opposition.

- 5) On Bank Holidays and at weekends, especially with the long hours, we are already swamped. We have to ask the question: who would benefit from any extension? It is clear that the Villagers win at the prospect. Only the Brewery concern stands to gain. It is not for the Villagers to pay the price just to enhance the profits of a brewery by giving up the quality of their life, environment and hard earned property values. We are not here to subsidise a brewery. Multiple publicans have come and gone, we have worked a lifetime to live here in peace.

I therefore respectfully call upon the Licensing Authority to reject the above application in its entirety.

Yours Faithfully

000MREM00306/6

Licensing Authority
Sunderland City Council
PO Box 107
Civic Centre
Burdon Road
Sunderland
SR2 7DN

5 April 2010

Dear Sir/Madam

Ref: - Variation to Licence for The Grey Horse, Old Peshaw.

I strongly oppose the request to add the provision of live music, Karaoke and licensable activities that Punch Taverns have applied for on behalf of The Grey Horse Public House in Old Peshaw, as this is an intrusion on the lives of people living in the village.

Granting this application will only increase the noise levels which are already too high. They are also trying to sneak in 30 minutes extra for as they say "light refreshments" at the end of the night from 23:00 - 23:30 Monday to Saturday which was not contained in the public notice in the paper.

Karaoke and live music will attract more customers, which has happened in the past and these extra customers usually overspill onto the village green which the pub uses as their beer garden. This causes a nuisance to the residents and people walking up to the Monument. People walking past the village green often have to listen to bad language and feel vulnerable and intimidated by the comments made to them by people drinking on the village green.

Some people when leaving the pub are very loud and sometimes a fight breaks out, you can clearly see that these people have had too much to drink. I was under the impression that bar persons were not allowed to serve people who had already had enough to drink.

When Tetley brewery owned the Grey Horse they respected the people living in the village as they only wanted people eating and drinking in the pub not outside and they certainly did not want a music licence. These applications have only come into being since Punch Taverns took over.

Granting this licence will cause an intrusion into the lives of the residents who live in the village.

This is a small country village pub not a city centre pub.

These are my concerns and why I object to this application being granted.

176882
7 - APR 2010

U

DOCKM/KEM 00306/7

Dear Sir / Madam

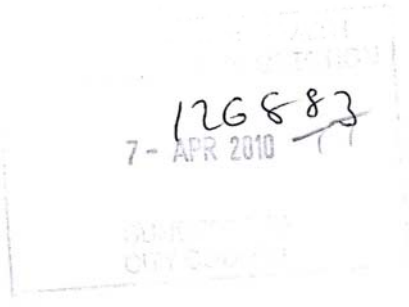
Re - Licence Application for Grey Horse Public House, Penshaw

I strongly object to the application for a Variation in License which would mean the Grey Horse Public House playing live music until very late at night. While we love our village pub, there are sensible limits. The pub is at the centre of the village green and residential area. There are families with young children who need their sleep. We have older residents who also appreciate the peace and quiet of our village through the evening.

The music already booms out to disturb families who are entitled to a peaceful evening, there are many objections. I live near to the pub and can even hear the music from two streets away. I work shifts at a hospital and appreciate the peace to be able to sleep. Also the increase in traffic, especially late at night is a danger to local residents.

Please be considerate to all the people in the village who enjoy the pub but not at the expense of imposing unnecessary disturbance to residents who have the right to peace and quiet. Please take note of my opposition to this licence application and be considerate to everyone.

Yours Faithfully,





00CMPREM00 306/A

Dear Committee,

Objection to Licence Application for Grey Horse Public House, Peshaw

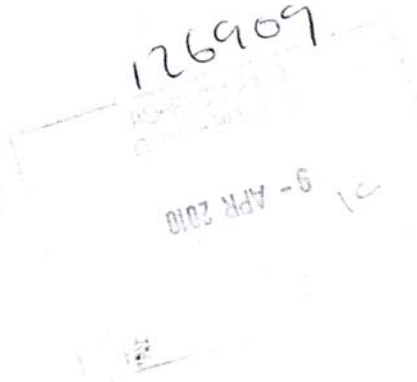
There is absolutely no need to extend the licence for live music for this Public House. There is already excessive noise and disturbance which affects both the village and the surrounding streets. The music is not contained with the Pub, the windows and door are open with smokers moving in and out of the building. This overspill onto the village green is not a pleasant sight and is an intimidating experience to go past. They take over the village green on weekends and Bank Holidays which frequently involves fights, shouting and screaming between both men and women. There are young children and frail adults in the village so the unnecessary noise is detrimental to them and they are too vulnerable to be able to object. We live around the corner and can still hear the music and crowd through double glazing on a regular basis. It must be unbearable for people who live closer than us. Additional disturbance comes from taxi traffic, banging doors and horns, indiscriminate parking and late night quarrels. This is not the centre of a Newcastle where nightclubs are common. This was a quiet, picturesque village and needs to be retained as such. We do not wish to spoil anyone's fun but we are already putting up with too much. As Council Tax payers, we appeal to your common sense to listen to reason and the will of the majority of residents and do not grant this licence. We have the right to be able to sleep and be safe.

Yours Sincerely,

172882
7 - APR 2010

00 CMPCEM00 306/9.

Sunderland City Council
Licensing Authority
PO Box 107
Civic Centre
Burdon Road
Sunderland
SR2 7DN



Dear Sirs,

Application by Punch Taverns PLC for Variation to Premises Licence
The Grey Horse, Old Penshaw Village.

I wish to object most strongly to the above proposal for the following reasons:-

The extra hours until 23.00 Monday – Saturday plus 30 mins. extra (not stated on the News Paper Official Notice) for late night refreshments would mean well after midnight for departures and noise from Patrons leaving the premises, also Sunday music and dancing on Christmas Day and Good Friday is not acceptable.

This small village cannot cope with the number of cars and vans already parking on each side of the road during the day and evenings. Coaches would not be able to turn and there is no through road apart from a narrow lane with a dangerous bend leading through a Housing Estate. Live Music and Karaoke can only mean catering for Coach Parties coming into the Village with no thought for the residents.

There are young children to consider being disturbed by car doors banging and people shouting their goodnights and arguing close to their bedrooms.

The tubs of flowers were removed from the village because of vandalism and dumping empty cans in them when people stood and sat outside during the warm summer nights.

Must we be the victims of these solely money making schemes.

I ask you please to consider the residents who take pride in living in this Historical Residential Village and refuse this application.

Yours faithfully

00CMPREM00306/10.

8th April, 2010

Dear Sir,

GREY HORSE PUBLIC HOUSE, PENSHAW – APPLICATION FOR VARIATION TO THE CURRENT LICENSE TO INCLUDE LIVE MUSIC AND KARAOKE

I refer to the above application and wish to oppose it based on the following facts.

The Grey Horse is one of two pubs in the village of Peshaw. It is surrounded by residential housing and has always been an important part of village life. However, loud music coming from the pub is already too often an issue with residents, especially when high powered amperage is used. This noise is not contained within the pub. Due to the close proximity of the houses/pub this is a real concern. It is also noticeable that since the introduction of the non-smoking ban more people than before congregate around the ever-open door, therefore, creating more noise and disturbances.

Public Holidays and warm evenings are a major headache. People spill out onto the village green. Many have children who are often left unsupervised whilst their parents are in the pub. These children, caught up in their games, are not aware of the dangers involved when darting in and out between parked cars. A busy road runs through the village and it is only a matter of time before an accident occurs. As residents and motorists we are aware of this problem and take precautions – the average motorist is not. Parking too is also a major concern. Not everyone observes safe parking rules. Parking over driveways is an issue. I have actually witnessed a group of young men leaving the pub 'rocking a few cars' then running over the full length of cars parked close together.

In recent years Peshaw Village was part of the Britain in Bloom competition. Residents took a great deal of interest in this event and tended the flower containers provided by the City of Sunderland. As a result of vandalism, which always occurred at closing time, e.g. containers smashed, plants strewn around the village, this event was stopped and the village is now void of colourful flowering displays, except in our gardens and they too are sometimes targeted in the same way.

Some time ago a Christening was celebrated in the Monument Pub which is next door to the Grey Horse. Loud music was blasted out from mid-morning until late evening. Lots of cars, lots of people arriving and departing, lots of noise. Total chaos. A marquee had been erected in the shared car park between the two pubs to accommodate the crowd and it was obvious that a good time was had by all – all but the residents who were totally unaware of the landlord's intention. I personally called the police 2/3 times and was told someone would ride by if they had time. They didn't. I know several complaints were made regarding this event.

Should this license be granted events such as this will become the norm. The Grey Horse will no longer be our village pub, it will become a venue and advertised as such, catering for all types of celebrations, available all day seven days a week. I think it is fair to assume that the character of the pub and indeed the village will be lost forever.

As I mentioned earlier the Grey Horse is one of two pubs situated in the village and it is most conceivable that where one leads the other is sure to follow, which in this case means double trouble. I urge you to consider all of these major factors when making your decision.

Yours faithfully. ○

Sunderland City Council
Licensing Authority
PO Box 107
Civic Centre
Burdon Road
Sunderland
SR2 7DN

00CMREM00306/11

126907

003 MAY -6 TC MD

Sunderland City Council
Licensing Authority
PO Box 107
Civic Centre
Burdon Road
Sunderland
SR2 7DN

Dear Sirs,

Application by Punch Taverns PLC for Variation to Premises Licence
Grey Horse, Old Penshaw Village.

I am writing to object to the proposed variation for the addition of live music and karaoke and also the addition to the opening hours and late night refreshments. The latter was not mentioned in the Public Notice, posted in the local newspaper.

Old Penshaw is a small historic village with about 20 families, already we have too much noise from taxis peeping their horns, the banging of car doors, the shouting and yelling of goodbyes, fighting and swearing when the drink has got the better of someone. Also the so called pub beer garden which has always been termed as village green in the 38 years I have lived in the village. I cannot be sure but I don't think this land is owed by the Grey Horse but all through the fine nights in the summer we have to put up with noise from the people sitting at tables drinking on it and now smokers standing outside every day and night. So by attracting more young people for the live music, karaoke, buskers nights which I am sure would be on the agenda to make more money for Punch Taverns, noise levels would only get worse. Already if there is music played, it is so loud that the beat penetrates though the double glazing and our thick stone walls. If they are allowed to serve late night refreshments this is another way to let clients stay later which will just add to our village life being disrupted into the early hours of the morning every night of the week. I would respectfully like bring to your attention Article 8; Section 6 of the European Human Rights Act providing that Local Government and other public bodies must act compatibly with individual rights, including privacy, pollution (including noise pollution) and other disturbances.

Another point is the Grey Horse has a very small car park for about 11 cars. This already causes problems for the residents who cannot park outside their own homes, others who have often cars parked blocking their drives. The All Saints Church is right next to the Grey Horse and needs to have access for funerals and weddings. The limited parking in this area through the pub being able to have functions with music from 11am would make parking for mourners and wedding guests impossible.

The children in the villages sleep would be put at risk. The vicarage now houses foster children, who do not need more noise and more drunks in their already vulnerable little lives. Over the years the volume of traffic has increased. There have been near misses with parents drinking in the pub and their children running about unsupervised. All these problems will increase if you grant this licence application bringing more traffic into our village children would be put at risk.

Punch Taverns request for these new changes to increase alcohol sales would make Sunderlands record for health problems, caused by alcohol consumption, even worse. They are already double those in the rest of the country! Please do not add to this problem by granting these licensing changes.

Yours faithfully

Memo

My ref MS/HC
Your ref

From		Date	13.04.10
Title		Ext	561 1332
Service			
Subject	GREY HORSE – OLD PENSHAW 09/03432/PREMVA		
To	Norma Johnston, Assistant Head of Environmental Services		
Copied to	Ernie Humphrey, Senior Licensing Officer		
	Cllr Anne Hall		
	Cllr John Scott		
	File		

Further to my email dated 12 April 2010 I would wish to object to the license application 09/03432/PREMVA . The grounds upon which I object are as follows;

- Public Nuisance
- Drinking Outwith the confines of the public house
- Drinkers congregating on public open space and creating noise, disturbance and obstruction on public right of ways
- Noise and disturbance from loud music and when patrons are leaving the premises
- Disturbing the peace and sleep patterns of residents and neighbours

Kind regards

12 April 2010

Mr. Ernie Humphrey,
Senior Licensing Officer,
Licensing Department,
Civic Centre,
Sunderland.

M 14 APR 2010
126970

Dear Mr. Humphrey,

Application for Premises Licence variation: The Grey Horse Public House, Old Penshaw Village.

I live at the above address, which property is situated behind and very close to the Grey Horse Public House – hence any change in the Premises Licence, either to the approved hours or any activities allowed therein, will affect the enjoyment of my property and garden.

I would therefore register my objection to the above application on the following grounds:

- On previous occasions, when events have been held at the Grey Horse (and likewise the adjoining public house, the Monument), this has resulted in traffic congestion and parking problems in the village. Normal traffic flow through the village becomes very difficult with access to adjoining and nearby properties and driveways blocked by indiscriminate parking. It is also then necessary for pedestrians to walk onto the road in order to pass poorly parked vehicles, with the inherent road safety issues these actions raise.
- There have also been a number of occasions in recent years, when Grey Horse patrons have used the village green as an “overspill” area. This green is on the other side of the road from the pub and children run between the green and the pub across this road. Given the increased traffic, there is clearly the potential for a serious accident to occur. You should also be aware that when the village green is used in this way, the general noise levels increases to the point where it becomes a nuisance and spoils the atmosphere of the village.
- From a personal point of view, given the location of my home, any increase in

noise levels, particularly given the type of application involved, will be noticeable when I am sitting or working in the garden, and will clearly affect the enjoyment of my garden, both by my family and myself, particularly during the summer months and lighter evenings.

- The “character” of The Grey Horse (and indeed the Monument) is that of a “traditional English pub” in a small semi rural village and I believe that, if this licence application is approved, it will alter the character of the pub, and indeed the village, for the worst.

I therefore strongly recommend that this application be rejected by the Licensing Panel.

Yours sincerely

Reference: Sunderland Echo Wednesday 24th March 2010. Punch taverns plc has applied in respect of the Grey Horse Public house, Old Penshaw Houghton Le Spring DH4 7ER for a variation to the premises license under the where licensing act 2003 to add the provision of live music and karaoke and licensable activities from 11:00 until 23:00 Monday to Saturday and 12:00 until 22:30 Sunday

Dear Sir/Madam,

I am writing as a local resident to object to the above application. I am greatly concerned that the proposal, if it goes ahead, will have significant detrimental effects on the local community. As a local resident this is a matter of concern, which affects me and other local residents.

I believe that the application should be rejected on the following grounds:

13 APR 2010

126942

(1) POTENTIAL FOR INCREASED CRIME. I believe that a license to allow live music at the above public house will result in further potential for increased drunken and disorderly behaviour in what is a quiet village location.

(2) PUBLIC NUISANCE. Current music activities at the above public house can be intrusive. Noise levels arising from amplified music within the premises under the current license are not contained in the pub resulting in disturbances to the local residents; in addition, residents can and have been disturbed by clients exiting the premises late at night. During the day the neighbouring church, The church of All Saints is frequently used for weddings and funerals. I believe that the proposed amended license will only increase potential for further inappropriate and insensitive disturbances. Moreover, the resulting increase in noise and stress levels in a normally quiet and peaceful community would be inappropriate and totally unacceptable.

(3) PUBLIC SAFETY. The above public house is located on a tight bend on the public highway. Resident parking is already restricted, the proposed licensing changes will in no way improve the situation, rather it will be exacerbated by the potential increase in traffic seeking access and will most likely result in inappropriate, indiscriminate and obstructive parking and increased danger.

(4) UNDERMINING THE HISTORIC CHARACTER OF THE AREA. The village is an area of historic character, which will in no way be enhanced by the licensing of live and karaoke music. The above public house is located adjacent to another public house, The Monument, in a country village, not a town high street/entertainment quarter. The proposed licensing changes will not enhance the village's character rather the arising increase in noise, potential for public nuisance will only erode the village environment.

I hope that the matters I have raised will cause you to refuse to grant the application. I look forward to hearing from you.

Yours faithfully

Reference: Sunderland Echo Wednesday 24th March 2010. Punch taverns plc has applied in respect of the Grey Horse Public house, Old Peshaw Houghton Le Spring DH4 7ER for a variation to the premises license under the where licensing act 2003 to add the provision of live music and karaoke and licensable activities from 11:00 until 23:00 Monday to Saturday and 12:00 until 22:30 Sunday

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I believe that the application should be rejected on the following grounds:

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I hope that the matters I have raised will cause you to refuse to grant the application. I look forward to hearing from you.

Yours faithfully

126941
13 APR 2010

Sunderland city Council
Licensing Authority
PO BOX 107
Civic Centre
Sunderland
SR2 7DN

11th April 2010

**Re:Punch Tavern PLC, Grey Horse
Public House live music
application, I object.**

Dear Sir,

I would like to be given the opportunity to object to the proposed variation to the Premises Licence under the licensing Act 2003 to: Add the provision of live music and karaoke and licensable activities from 11,00 until 23.00 Monday to Saturday and 12noon until 22.30 Sunday.

My objections are as follows.

Prevention of public nuisance. The changes to the premises licence will mean that live bands will be allowed to play until 11pm in a quiet residential village, **booming noise will not be contained to inside the venue**, in the past when live bands have been playing at the Grey Horse the noise not only from the bands but from the extra customers generated has been so loud it has been heard inside villagers homes.

It must be pointed out that this is a Country village not a Town High Street entertainment quarter. Property values will be damaged by more imposed noise. **Fights and shouting can be heard at night now**, and are not quelled, introducing live bands will only add to the clientèle numbers.

Yours sincerely,

T/126940

00CMRREM00306/17

To whom it may
concern,

I am writing to object to the variation in the license for the Grey Horse Public House, Old Panshaw, DN47ER. I have lived in the village for 43 years and have recently seen the noise level coming from the Grey Horse increased dramatically. I have regularly hear loud music booming into my lounge with regular people shouting and screaming in fights / disagreements. The noise is currently intrusive and would be worse if there was live music or Karaoke. Many times I have been awoken with Karaoke booming through my home. I am not objecting to the Public House as do frequent it now and again

but I believe everything in its place.
This is a residential village, not
a town or high street.

When functions are put on there the
noise level is a nuisance, the
increased cars/motorbikes racing
up and down is a danger, which
makes my worry for my own, my
family and my professions safety.

126919
FL

200CM/125M00306/18

30/3/10

To whom It may Concern,

I am writing to object to a variation in the license for the Grey Horse Public House, Old Pershauw, Haughton-le-Spring
DH4 7ER: Add the provision of live music and Karaoke and licensable activities from 11.00 - 23.00 Monday to Saturday and 12 - 22.30 Sunday.

My House is approx 125 yards from the pub and already find the noise coming from the Grey Horse a nuisance, when they currently have loud music coming from the premises I can clearly hear it through my double glazing and have to move rooms in my own home to try and get away. I have also noticed after these 'loud' nights there a frequent fights and screaming matches outside the premises for up to an hour which a quite unbarable when trying to relax or get to sleep for work at 6am, - this has been as late as 1am.

When the pub is busy currently there is a real change to our village, loud exhaust cars race up and down which is already a danger with customers leaving there cars parked obstructively. People hanging around outside smoking can be quite intimidatating.

This Pub is situated in a country village and I believe adding this variation to the license will only make the current issues worse causing more public nuisance, more crime + disorder and increasing public safety.

I think it is unacceptable that residents should have to put up with the possibility of live and amplified music when the noise already is intrusive

126922

H

00CMREM00306/119

Licensing Authority
Sunderland City Council
PO Box 107
Civic Centre
Burdon Road
Sunderland
SR2 7DN

M 126924
12 APR 2010

6 April 2010

Dear Sir/Madam

Ref: Variation to Licence for the Grey Horse, Peshaw Village.

We are writing with our objections to the above licence variation which are as follows.

The Grey Horse is located in the centre of the village where there are a lot elderly retired residents who do not want to have imposed on them other peoples taste in music / karaoke which can be clearly heard outside of the pub and which we have experienced on a number of occasions during last year when music was played without the relevant licence. Their clients spent a lot of time outside of the pub particularly during the warm weather and could be seen on the village green in front of the pub, dancing and singing along to the music which is very loud and a nuisance to everyone who lives in the village.

With two pubs, a church, a horse riding school and the resident's cars there is all ready a big problem with cars using the village as a short cut and parking on the pavements on both sides of the road. Mothers with prams, people in wheelchairs and children have to go on to the road to get passed them and as the main reason for this variation to the licence must be to increase the clientele using the pub, an increase in traffic is inevitable. This will be detrimental to the village and residents and it may only be a matter of time before there could be a serious accident.

The Landlord and Landlady are both in full time employment as well as being responsible for running the pub therefore the responsibility to control the volume of the music and the finishing time could be left in the control of people less responsible than they are. The Landlord and Landlady no longer reside at the pub and therefore can walk away from the noise if they desire. The residents will not be afforded this option and nor will the two young children who stay in the flat above the pub.

We would finally just like to add that it is quite rare for houses in the village to come onto the property market as most of the residents have lived in the village either a considerable number of years or since birth however landlords and pub owners sell their pubs on a regular basis and therefore we do not want to be left with the legacy of any decision to vary the licence to The Grey Horse Pub.

Yours sincerely

12-4-2010

Dear Licensing Authority

I would like to object to the proposed application by Punch Taverns for live music and karaoke and licensable activities at the Grey Horse Public House Old Panshaw Village

Panshaw Village is a small rural village with elderly retired people, young people with young families, and people that have to be up early in the mornings to go to work every day

The noise from the Grey Horse customers and the pub right next door is already bad enough, with cars and taxis banging car doors, and blowing horns often until midnight, loud shouting and singing from the drunken people going away home through the village after long after closing time (These people do not live in the village)

On summer nights there is often twenty or more people drinking outside the Pub on the footpath or seats and tables provided with the people that have to come outside to smoke, these customers have to shout over each other to make themselves heard.

If this license for live Bands and karaoke and record music is granted, it will attract more people to the Pubs, creating more noise which will be totally unacceptable.

Some early summer evenings some of these customers have young children with them and they are sometimes playing and running about the Village dodging in between parked cars which are parked on the ~~road~~ road and footpaths

I am sure this would be detrimental to public safety

My wife and I live with in 65 yds of the Grey Horse and have done, for over 50 years. some residents live much nearer. why should we have this disturbance.?

The potential disturbance from the Pub if this license is granted will be most detrimental to ~~ours~~ our selves to other residents and the whole village

Yours sincerely

11/04/10

I am writing to object to the recent music licence application for the Grey Horse.
I am concerned of more noise levels at inappropriate times, this will not only spoil the quiet village atmosphere we enjoy here but will also further disrupt my children's sleeping. They've been awoken on more than one occasion as customers have left the pub. I understand the Grey Horse would benefit their business with a 'music licence' but only through extra customers, increasing problems of noise, parking, and fights and disturbance.
The Grey Horse is a lovely pub just as it is, music will change the whole nature of the pub, and the nature of the customer it receives.

Yours

126950

TT

6th April, 2010

Dear Mr Humphrey,

I am writing to in response to the copy of notice in the Sunderland Echo 24/3/2010 with reference to Punch Taverns PLC application for the Grey Horse Public House, Old Peshaw Village variation of the premises licence and the introduction of live music and Karaoke.

As someone who was born and brought up in Peshaw, the Village was always somewhere I aspired to one day live, the sense of belonging to a tight knit community in a picturesque location is something I have held in high regard for years. This realisation came true and my family and I moved into the Village in May 2008, and very to be there.

Taking into account the close proximity of the public houses was a consideration at the time of buying our current house, but never envisaged some of the problems that we now undertake, I list them in my order of seriousness, the very dangerous speeds that people leaving the grey Grey Horse Pub at day and night heading the the left hand bend next to my property, this problem I have addressed with the highways department - and asked for speed ramps but to no avail - answer been there hasn't

2/

been a fatality yet, my answer to that would be prevention is better than cure.

The increase in volume of traffic when there is events at the pits, this is to be expected but it goes hand in hand with the previous mentioned problem.

One of my children sleeps on the front elevation of the house, the boy racer element and the drunken rater has on many occasions woke her up even through Double glazing, so much to the point that I'm having all the windows replaced with improved double glazing to the tune of £9,000. Groups of revellers that end up fighting a consequence I know of any public house, but becoming more often from the Grey Horse, while we have no indication of moving from our house, the long term view is that this activity can only effect the value of our property and surrounding properties, and finally the

bitter and "couldn't care less parking" attitude are gathering notice as well Old Penstow Village, is that a 'Village' not out of town right spot people from out of the area often comment on the tranquility and beauty of it and that I don't want to change now or in the future, and with that I must conclude that I personally am against the application proposed by Punch Taverns,

I look forward to any return correspondence you may wish to ask or send me,

Yours Sincerely,

Sunderland City Council
Licensing Authority
PO Box 107
Civic Centre
Burdon Road
Sunderland
SR2 7DN

127003
10 APR 2010
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5th April 2010

Dear Sirs,

Application by Punch Taverns PLC for Variation to Premises Licence
The Grey Horse, Old Penshaw Village.

I object to the proposed additions to the hours of opening (Late night refreshment) as well as the addition of live music and karaoke. The Late Night Refreshment Licence Application was NOT shown in the Public Notice entered in the Local Newspaper (Copy Enclosed). This information was only gained by access to document 09/03432/PREMEVA Grey Horse obtained directly from Sunderland Council.

Old Penshaw is a semi rural residential village, designated "primarily for residential use" in the city council's Approved Town Map. There are about 20 family homes in the immediate vicinity of the Monument and Grey Horse Public Houses. Over the years the late night noise and traffic levels have increased considerably as more young people, from outside the area, choose to drink and listen to recorded and live music which is currently played on an occasional basis at the pubs in our village. This public nuisance will increase if the additional, later hours and music licence, is granted

The Grey Horse have commandeered part of our Village Green on which to place their Pub Sign and Benches and are now describing this area on web sites as their "Beer Garden" and "Children Welcome" (See enclosed) This is where younger visitors attracted by live music, bring their children on summers evenings. With the additional traffic and kerbside parking a considerable danger occurs when children run onto the busy road. There have already been several near traffic accidents involving excited children and it is bound to get worse if the Licence Variation is granted.

The pub clientele are, in the main, not from Old Penshaw Village, and there is a small rear car park, shared by two pubs, which would, if used, accommodate 11 cars only. Most car visitors to the pubs therefore have to park on the road in front of the village green and village houses, extending the area of disturbance even further. Noisy door slamming, swearing, fighting and other aspects of crime and disorder, on the road outside our houses are currently, mostly, ignored but will become intolerable if the Licence Variation is granted. Our windows overlook the area adjacent to the Village centre and therefore we would be heavily affected by the granting of this licence change.

We would respectfully bring to your attention Article 8; Section 6 of the European Human Rights Act providing that Local Government and other public bodies must act compatibly with individual rights, including privacy, pollution (including noise pollution) and other disturbances.

Although I realise that the Licensing Authority only judge certain criteria when assessing suitability of Applications, we the village residents are also concerned that our property values will be damaged if the village is opened up to the kind of additional disturbance, traffic density and other nuisances which will be exacerbated by granting this application. Lower property values would undoubtedly result in requests for lower rateable values. My property (4 Bedroom Terrace) near to village pub, was set at **Band G** and I am currently being asked to contribute £2230.00 council tax this year. A massive sum which would be even more disproportional if you grant this Application which will the substantially reduce the quality of life in my house.

This application was made to attract more clientele to increase sales of alcohol for Punch Taverns but Old Penshaw Residents would suffer if granted. Please reject this Licence Variation Application by Punch Taverns.

Yours faithfully

Enclosed
Public notice Sunderland Echo
Page from Grey Horse Web Site

Notice is hereby given that Punch Taverns PLC has applied in respect of the Grey Horse Public House, Old Penshaw, Houghton Le Spring DH4 7ER for a variation to the Premises Licence under the Licensing Act 2003 to: Add the provision of live music and karaoke and licensable activities from 11:00 until 23:00 Monday to Saturday and 12:00 until 22:30 Sunday. Representations to this application must be made in writing, by Wednesday 14 April 2010, to the Sunderland City Council, Licensing Authority at: Sunderland City Council, PO Box 107, Civic Centre, Burdon Road, Sunderland SR2 7DN where the register of Licensing applications can be inspected between 10am and 4pm and/or at www.sunderland.gov.uk It is an offence on summary conviction, to knowingly or recklessly make a false statement in connection with this application, the maximum fine for which is, £5000.

Ford & Warren Solicitors

NO REFERENCE ON THIS NOTICE TO OPENING
FROM 23.00 TO 23.30 (LATE NIGHT REFRESHMENT)

Grey Horse Pub, Old Penshaw, Hought...

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 Disabled Access	 Beer Garden	 Car Park	 Pool Table



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Appendix 3

Memo

My ref
Your ref

From	Marion Dixon	Date	13/04/10
Title	Environmental Health Manager	Ext	1664
Service	Environmental Services		
Subject	VARIATION OF A PREMISES LICENCE THE GREY HORSE, PENSHAW LANE, OLD PENSHAW		
To	Tom Terrett, City Trading Standards & Licensing Manager		
Copied to			

Further to your recent memorandum regarding the above application I would like to make the following comments;

Given the lack of previous complaint from local residents regarding the historical provision of amplified musical entertainment within the Applicant premises, Environmental Health would not ordinarily directly oppose the application to vary the premises license at this stage. However, it would appear from the numerous objections raised by local residents that they have in fact been disturbed by excessive levels of noise on occasions where amplified music has been provided and thus share common concerns that this will only be exacerbated in the event that the application is granted. In view of these concerns, a preliminary inspection of the premises has been undertaken by Environmental Health. This has indicated that the building structure is potentially weak in terms of sound retention (single glazing and single access door to the front of the premises) and that music noise breakout is therefore possible.

This potential for disturbance indicates that interested parties may call a future review of the premises license in the event that the application is granted without restriction and disturbance ensues. The following is therefore recommended as a preventative measure to preclude incidence of future disturbance and remove the possible future need to call a review.

As the building fabric clearly requires further investigation and assessment of its suitability in ensuring that amplified music can be provided without causing unreasonable disturbance to local residents, it is recommended that the Applicant appoint a suitably qualified and experienced noise control consultant to undertake a noise assessment.

The assessment should be undertaken to ensure that at the nearest façade of the nearest noise sensitive property, the noise generated from the applicant premises (the $L_{Aeq5\ min}$) should not exceed 10 dB below the minimum external background noise during the operating period. The background noise level should be expressed in terms of the lowest $L_{A90, 15\ min}$. *and*

where noise from the applicant premises will contain tones or will be intermittent sufficient to attract attention:

At the nearest façade of the nearest noise sensitive property, the noise generated within each octave band level ($L_{Aeq\ 5\ min}$) should not exceed 5 dB below the minimum external background noise level expressed in any of the individual octave band levels. The background noise level should be expressed as the lowest $L_{A90, 15\ min}$ for each of the octave bands during the operating period.

Following the assessment a report should be submitted detailing the measures that are to be adopted to ensure that noise as a result of the public entertainment does not cause a nuisance to local residents or other noise sensitive premises

Furthermore, it appears that residents also experience excessive levels of noise from patrons consuming alcohol outside of the premises. It is therefore recommended the Applicant agree to a condition prohibiting patrons from taking open containers outside of the premises.

Should you require any further information or wish to discuss this matter please do not hesitate to contact me.

Environmental Health Manager