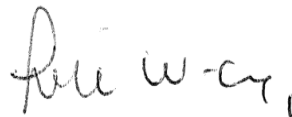


MEETING:	LICENSING SUB-COMMITTEE Councillors R Davis (Chair), Dhaliwal and Strutton
DATE AND TIME:	WEDNESDAY 29 TH SEPTEMBER, 2021 AT 11.00AM
VENUE:	COUNCIL CHAMBER - OBSERVATORY HOUSE, 25 WINDSOR ROAD, SL1 2EL
DEMOCRATIC SERVICES OFFICER: (for all enquiries)	SHABANA KAUSER 07821 811 259

NOTICE OF MEETING

You are requested to attend the above Meeting at the time and date indicated to deal with the business set out in the following agenda.



JOSIE WRAGG
Chief Executive

AGENDA
PART I

<u>AGENDA ITEM</u>	<u>REPORT TITLE</u>	<u>PAGE</u>	<u>WARD</u>
	Apologies for absence.		
	<u>CONSTITUTIONAL MATTERS</u>		
1.	Declarations of Interest <i>All Members who believe they have a Disclosable Pecuniary or other Interest in any matter to be considered at the meeting must declare that interest and, having regard to the circumstances described in Section 9 and Appendix B of the Councillors' Code of Conduct, leave the meeting while the matter is discussed.</i>	-	-
2.	Guidance on Predetermination/ Predisposition – To Note	1 - 2	-
3.	Minutes of the Last Meeting held on 7 th July 2021	3 - 4	-

LICENSING ACT 2003 ISSUES

This 'Licensing Act 2003' Sub-Committee is convening under the Licensing Act 2003 to hear and decide matters arising under that Act and under the Gambling Act 2005. Such matters may include the sale by retail of alcohol; the supply of alcohol by or on behalf of a club to, or to the order of, a member of the club; the provision of regulated entertainment; and the provision of late night refreshment.

4. Review of Premises Licence - The Three Tuns , 5 - 78 Cippenham
124 Bath Road, Slough, SL1 3XL Meadows

Press and Public

Attendance and accessibility: You are welcome to attend this meeting which is open to the press and public, as an observer. You will however be asked to leave before any items in the Part II agenda are considered. For those hard of hearing an Induction Loop System is available in the Council Chamber.

Webcasting and recording: The public part of the meeting will be filmed by the Council for live and/or subsequent broadcast on the Council's website. The footage will remain on our website for 12 months. A copy of the recording will also be retained in accordance with the Council's data retention policy. By entering the meeting room and using the public seating area, you are consenting to being filmed and to the possible use of those images and sound recordings.

In addition, the law allows members of the public to take photographs, film, audio-record or tweet the proceedings at public meetings. Anyone proposing to do so is requested to advise the Democratic Services Officer before the start of the meeting. Filming or recording must be overt and persons filming should not move around the meeting room whilst filming nor should they obstruct proceedings or the public from viewing the meeting. The use of flash photography, additional lighting or any non hand held devices, including tripods, will not be allowed unless this has been discussed with the Democratic Services Officer.

Emergency procedures: The fire alarm is a continuous siren. If the alarm sounds Immediately vacate the premises by the nearest available exit at either the front or rear of the Chamber and proceed to the assembly point: The pavement of the service road outside of Westminster House, 31 Windsor Road.

Covid-19: To accommodate social distancing there is significantly restricted capacity of the Council Chamber and places for the public are very limited. We would encourage those wishing to observe the meeting to view the live stream. Any members of the public who do wish to attend in person should be encouraged.

PREDETERMINATION/PREDISPOSITION - GUIDANCE

The Council often has to make controversial decisions that affect people adversely and this can place individual members in a difficult position. They are expected to represent the interests of their constituents and political party and have strong views but it is also a well established legal principle that members who make these decisions must not be biased nor must they have pre-determined the outcome of the decision. This is especially so in “quasi judicial” decisions in planning and licensing committees. This Note seeks to provide guidance on what is legally permissible and when members may participate in decisions. It should be read alongside the Code of Conduct.

Predisposition

Predisposition is lawful. Members may have strong views on a proposed decision, and may have expressed those views in public, and still participate in a decision. This will include political views and manifesto commitments. The key issue is that the member ensures that their predisposition does not prevent them from consideration of all the other factors that are relevant to a decision, such as committee reports, supporting documents and the views of objectors. In other words, the member retains an “open mind”.

Section 25 of the Localism Act 2011 confirms this position by providing that a decision will not be unlawful because of an allegation of bias or pre-determination “just because” a member has done anything that would indicate what view they may take in relation to a matter relevant to a decision. However, if a member has done something more than indicate a view on a decision, this may be unlawful bias or predetermination so it is important that advice is sought where this may be the case.

Pre-determination / Bias

Pre-determination and bias are unlawful and can make a decision unlawful. Predetermination means having a “closed mind”. In other words, a member has made his/her mind up on a decision before considering or hearing all the relevant evidence. Bias can also arise from a member’s relationships or interests, as well as their state of mind. The Code of Conduct’s requirement to declare interests and withdraw from meetings prevents most obvious forms of bias, e.g. not deciding your own planning application. However, members may also consider that a “non-pecuniary interest” under the Code also gives rise to a risk of what is called apparent bias. The legal test is: “whether the fair-minded and informed observer, having considered the facts, would conclude that there was a real possibility that the Committee was biased’. A fair minded observer takes an objective and balanced view of the situation but Members who think that they have a relationship or interest that may raise a possibility of bias, should seek advice.

This is a complex area and this note should be read as general guidance only. Members who need advice on individual decisions, should contact the Monitoring Officer.

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Licensing Sub-Committee – Meeting held on Wednesday, 7th July, 2021.

Present:- Councillors Brooker (Chair), S Parmar and Sharif

Officers Present:- Mr Idowu (Licensing), Mrs Kauser (Democratic Services) and Mr Lucas (Legal)

PART 1

1. Declarations of Interest

Councillor Sharif declared that the Appellant previously resided in his ward and that he recognised him from when he had been canvassing. Councillor Sharif declared that he would approach the matter with an open and clear mind.

2. Guidance on Predetermination/ Predisposition - To Note

Members confirmed that they had read and understood the guidance on predetermination and predisposition.

3. Minutes of the Last Meeting held on 5th November 2021 and 11th November 2021

Resolved – That the minutes of the meetings held on 5th November and 11th November 2021 be approved as a correct record.

4. Exclusion of the Press and Public

Resolved – That the press and public be excluded from the remainder of the meeting as the items to be considered contained exempt information relating to individuals as defined in Paragraph 1 of Part I of Schedule 12A to the Local Government Act 1972 (as amended)

5. Private Hire Driver Conduct Hearing (Reference 02-21)

The Chair welcomed all parties to the meeting and confirmed that they had all received a copy of the paperwork.

The Licensing Officer reminded Members that the Appellant had failed to notify the Licensing Team of a caution that he had received in September 2019. The matter had come to the Licensing Team's attention following a DBS check that had been carried out after the Appellant's renewal of his Private Hire Driver (PHD) Licence application in March 2021. It was noted that the Appellant also held a PHD licence with a neighbouring local authority, who had not been notified of the caution either. Options available to the Sub-Committee were highlighted.

Licensing Sub-Committee - 07.07.21

Members asked the Licensing Officer a number of questions including whether drivers were aware of the obligation to notify the licensing office within seven days of receiving a caution or conviction and if there were any other incidents on file. It was explained that when issued with a PHD licence a copy of the policy and guidance was provided to drivers. With the exception of the caution, there were no incidents on file regarding the Appellant's conduct as a PHD.

The Appellant explained the circumstances which had led to him receiving the caution and apologised for failing to inform the licensing department within the required time period. He also brought to Members attention that he had detailed the caution on his renewal application.

The Licensing Officer and Appellant provided a short summary following which they left the meeting.

After careful consideration of all the written information and representations made at the meeting the Sub-Committee –

Resolved - That Appellant 02-21's Private Hire driver Licence be suspended for a period of four weeks and a formal warning be issued regarding future conduct.

Chair

(Note: The Meeting opened at 11.26 am and closed at 12.25 pm)

LICENSING SUB-COMMITTEE
29th September 2021

LICENSING ACT 2003

Application for: Premises Licence Review Application
 Premises: The Three Tuns , 124 Bath Road, Slough, SL1 3XL
 Applicant: Amar Rajpoot
 Reason for Referral: Review application on the grounds of public nuisance

1. CURRENT POSITION

1.1 An application to review the premises licence for The Three Tuns has been made on the grounds of public nuisance by;

Amar Rajpoot

1.2A copy of the premises licence and premises plan are attached at **appendix A & B**. The licensable activities and timings are;

Live music - Indoors

Recorded music - Indoors

Anything of a similar description - Indoors

Monday to Wednesday: 10:00 - 23:30 hours

Thursday: 10:00 - 00:30 hours

Friday to Saturday: 10:00 - 01:30 hours

Sunday: Noon – 22:30 hours

New Year's Eve – From the commencement of licensable activities on 31st December until the commencement of licensable activities on 1st January.

Supply of alcohol consumption ON & OFF the premises

Monday to Wednesday: 10:00 - 23:30 hours

Thursday: 10:00 - 00:30 hours

Friday to Saturday: 10:00 - 01:30 hours

Sunday: Noon – 22:30 hours

New Year's Eve – From the commencement of licensable activities on 31st December until the commencement of licensable activities on 1st January.

2. BACKGROUND INFORMATION

2.1 On 5th August 2021 Mr Rajpoot, a resident who lives within the vicinity of the premises, submitted an application to review the premises licence. The review application details a log of incidents made by Mr Rajpoot commencing from 12th January 2019. The date of the last entry is 21st July (year unspecified). The full review application is attached at **appendix C**.

2.2 Mr Rajpoot submitted a noise complaint relating to The Three Tuns via a My Council form on 23rd November 2018. **Attached at appendix D**.

2.3 On 17th December 2018 a further complaint made by Mr Rajpoot was forwarded to Licensing and the Resilience and Enforcement team. **Attached at appendix E**.

2.4 Kurt Henney from the Resilience and Enforcement team wrote to Mr Rajpoot on 14th January 2019 advising that he would be investigating his complaint and requested a noise diary be completed. Letter and completed noise diary attached at **appendix F**.

2.5 A meeting was held on 6th February 2019 with the premises licence holder, designated premises supervisor (DPS), Licensing and Resilience and Enforcement. A copy of the letter dated 15th February 2019 sent to premises following that meeting is attached at **appendix G**.

2.6 On 24th June 2019, the premises were served with Community Protection Warning letter by Kurt Henny. The warning advised the premises to take steps to control and monitor the car park at the rear of the premise. **Attached at appendix H**.

2.7 A meeting was held on 25th September 2020 with the DPS, a representative from Green King, TVP, Licensing and Resilience and Enforcement. Meeting notes were completed by Debie Pearmain from TVP and are attached at **appendix I**. Several issues were discussed during that meeting, including the noise complaints and reports of Anti-Social Behaviour (ASB) in the car park. The premises were advised to take steps to secure the car park, install additional lighting and CCTV in order to deter ASB from occurring in the car park.

2.8 A further meeting was held with the premises on 1st June 2021 to discuss the complaints. Meeting notes are attached at **appendix J**.

2.9 On 1st June 2021, the premises were served with another Community Protection Warning letter by Stephen Crundwell from the Resilience and Enforcement team. Again, the warning advised the premises to take steps to secure the car park to prevent unauthorised access. **Attached at appendix K**.

3. REPRESENTATIONS RECEIVED

3.1 Two representations to the review application have been received by the following responsible authorities:

- Thames Valley Police (TVP) - **Attached at appendix L**
- Resilience and Enforcement Team (SBC) - **Attached at appendix M**

3.2 Any person may make representations in relation to review applications. Representations must relate to one or more of the licensing objectives and cannot be frivolous or vexatious.

3.3 The representations detail concerns under the Licensing Objective as follows:

- **The Prevention of Public Nuisance**

In summary:

- The Resilience and Enforcement team have detailed their investigation into Mr Rajpoot's complaints since 19th August 2020. Noise recording equipment was installed at Mr Rajpoot's property, however once downloaded and reviewed there was insufficient evidence to state that there was a statutory noise nuisance.
- Thames Valley Police have detailed their involvement with the premises since 28th June 2019. Debie Pearmain notes that since the 1st June 2021 some works have been carried out to the car park however the noises complaints have continued.
- Debie Pearmain states that on a visit to the premises on 20th August 2021, there was no CCTV in the external area which is a condition of the premises licence.

4. RELEVANT GUIDANCE

4.1 The committee must have regard to the amended Secretary of States guidance issued in April 2018 under Section 182 of the Licensing Act 2003 and in particular, Chapters 9 (Determining applications) and 10 (Conditions attached to Premises Licences). Particular regard should be had to paragraphs 9.31 – 9.41 (Hearings) and 9.42 – 9.44 (Determining actions that are appropriate for the promotion of the licensing objectives).

4.2 With regards to Relevant, Frivolous or Vexatious Representations the relevant sections of the Section 182 Guidance state the following:

9.4 A representation is "relevant" if it relates to the likely effect of the grant of the licence on the promotion of at least one of the licensing objectives. For example, a representation from a local businessperson about the commercial damage caused by competition from new licensed premises would not be relevant. On the other hand, a representation by a businessperson that nuisance caused by new premises would deter customers from entering the local area, and the steps proposed by the applicant to prevent that nuisance were inadequate, would be relevant. In other words, representations should relate to the impact of licensable activities carried on from premises on the objectives. For representations in relation to variations to be relevant, they should be confined to the subject matter of the variation. There is no requirement for a responsible authority or other person to produce a recorded history of problems at premises to support their representations, and in fact this would not be possible for new premises.

9.5 It is for the licensing authority to determine whether a representation (other than a representation from responsible authority) is frivolous or vexatious on the basis of what might ordinarily be considered to be vexatious or frivolous. A representation may be considered to be vexatious if it appears to be intended to cause aggravation or annoyance, whether to a competitor or other person, without reasonable cause or justification. Vexatious circumstances may arise because of disputes between rival businesses and local knowledge will therefore be invaluable in considering such matters. Licensing authorities can consider the main effect of the representation, and whether any inconvenience or expense caused by it could reasonably be considered to be proportionate.

9.6 Frivolous representations would be essentially categorised by a lack of seriousness. Frivolous representations would concern issues which, at most, are minor and in relation to which no remedial steps would be warranted or proportionate.

9.7 Any person who is aggrieved by a rejection of their representations on either of these grounds may lodge a complaint through the local authority's corporate complaints procedure. A person may also challenge the authority's decision by way of judicial review.

9.8 Licensing authorities should not take decisions about whether representations are frivolous, vexatious or relevant to the licensing objectives on the basis of any political judgement. This may be difficult for councillors who receive complaints from residents within their own wards. If consideration is not to be delegated, contrary to the recommendation in this Guidance, an assessment should be prepared by officials for consideration by the sub-committee before any decision is taken that necessitates a hearing. Any councillor who considers that their own interests are such that they are unable to consider the matter independently should disqualify themselves.

9.9 It is recommended that, in borderline cases, the benefit of the doubt about any aspect of a representation should be given to the person making that representation. The subsequent hearing would then provide an opportunity for the person or body making the representation to amplify and clarify it.

9.10 Licensing authorities should consider providing advice on their websites about how any person can make representations to them

- 4.3 The committee must also have regard to the Council's Statement of Licensing Policy 2014-2019.

Principles for making decisions

- 4.4 As quasi-judicial body the Sub Committee is required to consider this matter on its merits and must act reasonably and rationally. The Sub Committee can only take into account relevant factors and must ignore irrelevant factors. The decision must be based on evidence, that is to say material, which tends logically to show the existence or non-existence of the relevant facts, or the likelihood or the unlikelihood of some future event, the occurrence of which

would be relevant. The Sub Committee must give fair consideration to the contentions of all persons entitled to make representation to them.

- 4.5 The Sub Committee can only consider matters within the report.
- 4.6 Members should note that the Sub Committee is meeting on this occasion solely to perform the role of Licensing Authority. As such Members should disregard the Council's broader policy objectives and role as statutory authority in other contexts. Members must direct themselves to making a determination solely based upon the licensing law, guidance and the Council's related policies and guidance.
- 4.7 Members will be aware of the Council's Code of Conduct which requires them to declare interests. The Code applies to members when considering licensing issues. In addition, as a quasi-judicial body, Members are required to avoid both actual bias and the appearance of bias.

Human Rights & Equality Act Duties

- 4.8 In determining the case, the Sub Committee should be aware of and take into account any implications that may arise from the Human Rights Act 1998 and section 149 Equality Act 2010. The legislation makes it unlawful for a public authority to act in a manner which is incompatible with the European Convention of Human Rights.
- 4.9 When determining the case and considering imposition of conditions the Sub Committee must be satisfied that any decision which interferes with the rights of the Applicant or of others, only does so insofar as it is necessary to protect the rights of others and that no alternative decision would be appropriate.
- 4.10 The Sub Committee is specifically referred to the following Convention rights:
 - (i) Article 6 (the right to a fair trial),
 - (ii) Article 8 (the right to respect for private and family life)
 - (iii) Article 1 of the First Protocol (the protection of property)

5. DETERMINATION – OPTIONS AVAILABLE TO THE COMMITTEE

- 5.1 Following the hearing, having had regard to the representations made by all parties, the committee must consider appropriate action for the promotion of the licensing objectives. Where the Sub Committee considers action is appropriate the statutory options available are:
 - (1) Modify the conditions of the Premises Licence (which includes adding new conditions or any alteration or omission of an existing condition), for example, by reducing the hours of opening or by requiring door supervisors at particular times;
 - (2) Exclude a licensable activity from the scope of the licence, for example, to exclude the performance of live music or playing of recorded music (where it is not within the incidental live and recorded music exemption);

- (3) Remove the designated premises supervisor, for example, because they consider that the problems are the result of poor management;
- (4) Suspend the licence for a period not exceeding three months;
- (5) Revoke the licence.

APPENDICES

Appendix 'A' – Copy of premise licence

Appendix 'B' – Copy of premises plan

Appendix 'C' – Copy of review application

Appendix 'D' – Copy of complaint dated 23rd November 18

Appendix 'E' – Copy of complaint dated 16th December 18

Appendix 'F' – Copy of letter from Kurt Henny dated 14th January 19 & completed noise diaries

Appendix 'G' – Copy of letter to premises dated 15th February 2019 following meeting

Appendix 'H' – Copy of Community Protection Notice dated 24th June 2019

Appendix 'I' – Copy of meeting notes dated 25th September 2020

Appendix 'J' – Copy of notes dated 1st June 2021

Appendix 'K' – Thames Valley Police Representation

Appendix 'M' – Resilience and Enforcement Representation

Background papers

- The Licensing Act 2003
- Guidance issued under Section 182 of the Licensing Act 2003 (April 2018)
- Regulations (cited as the Licensing Act 2003 ([Various]) Orders 2005
- Slough Borough Council Statement of Licensing Policy – January 2019-2024

Contact Officer

Rachael Rumney
Senior Licensing Officer
Regulatory Services
01753 875664

Licensing Act 2003
Premises Licence

PL4879

LOCAL AUTHORITY



Slough Borough Council

Licensing Team
 Observatory House
 25 Windsor Road
 Slough
 Berkshire
 SL1 2EL

tel: 01753 875664
 web: www.slough.gov.uk

Part 1 - Premises Details

POSTAL ADDRESS OF PREMISES, OR IF NONE, ORDNANCE SURVEY MAP REFERENCE OR DESCRIPTION

The Three Tuns

124 Bath Road, Slough, Berkshire, SL1 3XL.

Telephone 01753 537083

WHERE THE LICENCE IS TIME LIMITED THE DATES

Not applicable

LICENSABLE ACTIVITIES AUTHORISED BY THE LICENCE

- a performance of live music
- any playing of recorded music
- entertainment of a similar description to that falling within a performance of live music, any playing of recorded music or a performance of dance
- the supply of alcohol

THE TIMES THE LICENCE AUTHORIZES THE CARRYING OUT OF LICENSABLE ACTIVITIES

Activity (and Area if applicable)	Description	Time From	Time To
E. Performance of live music (Indoors)	Monday to Wednesday	10:00am	11:30pm
	Thursday	10:00am	12:30am
	Friday and Saturday	10:00am	1:30am
	Sunday	Noon	10:30pm
	New Years Eve		
	From the commencement of licensable activities on 31 st December until the commencement of licensable activities on 1 st January		
F. Playing of recorded music (Indoors)	Monday to Wednesday	10:00am	11:30pm
	Thursday	10:00am	12:30am
	Friday and Saturday	10:00am	1:30am
	Sunday	Noon	10:30pm
	New Years Eve		
	From the commencement of licensable activities on 31 st December until the commencement of licensable activities on 1 st January		
H. Entertainment of a similar description to that falling within E, F, or G (Indoors)	Monday to Wednesday	10:00am	11:30pm
	Thursday	10:00am	12:30am
	Friday and Saturday	10:00am	1:30am
	Sunday	Noon	10:30pm



THE TIMES THE LICENCE AUTHORISES THE CARRYING OUT OF LICENSABLE ACTIVITIES continued ...

Activity (and Area if applicable)	Description	Time From	Time To
H. Entertainment of a similar description to that falling within E, F, or G (Indoors) continued ...	New Years Eve From the commencement of licensable activities on 31 st December until the commencement of licensable activities on 1 st January		
J. Supply of alcohol for consumption ON and OFF the premises			
	Monday to Wednesday	10:00am	11:30pm
	Thursday	10:00am	12:30am
	Friday and Saturday	10:00am	1:30am
	Sunday	Noon	10:30pm
	New Years Eve From the commencement of licensable activities on 31 st December until the commencement of licensable activities on 1 st January		

THE OPENING HOURS OF THE PREMISES

Description	Time From	Time To
Monday to Wednesday	6:30am	Midnight
Thursday	6:30am	1:00am
Friday and Saturday	6:30am	2:00am
Sunday	9:00am	Midnight
New Years Eve From the commencement of licensable activities on 31 st December until the commencement of licensable activities on 1 st January		

WHERE THE LICENCE AUTHORISES SUPPLIES OF ALCOHOL WHETHER THESE ARE ON AND / OR OFF SUPPLIES

- J. Supply of alcohol for consumption ON and OFF the premises
--

Part 2

NAME, (REGISTERED) ADDRESS, TELEPHONE NUMBER AND EMAIL (WHERE RELEVANT) OF HOLDER OF PREMISES LICENCE

Spirit Pub Company (Leased) Ltd.	Westgate Brewery, Ninth Avenue, Bury St Edmunds, Suffolk, IP33 1QT. Telephone 01284763222
----------------------------------	--

REGISTERED NUMBER OF HOLDER, FOR EXAMPLE COMPANY NUMBER, CHARITY NUMBER (WHERE APPLICABLE)

--

NAME, ADDRESS AND TELEPHONE NUMBER OF DESIGNATED PREMISES SUPERVISOR WHERE THE PREMISES LICENCE AUTHORISES THE SUPPLY OF ALCOHOL

Gurpreet BHAMBRA	Three Tuns Pub, 124 Bath Road, Slough, Berkshire, SL1 3XL. Telephone 01753 354261
------------------	--

PERSONAL LICENCE NUMBER AND ISSUING AUTHORITY OF PERSONAL LICENCE HELD BY DESIGNATED PREMISES SUPERVISOR WHERE THE PREMISES LICENCE AUTHORISES FOR THE SUPPLY OF ALCOHOL

Licence No.	Issued by South Bucks
-------------	-----------------------



ANNEXES

Annex 1 - Mandatory conditions**AUTHORISATION OF ALCOHOL**

The supply or sale of alcohol is prohibited when:

- (a) at a time when there is no Designated Premises Supervisor in respect of the Premises Licence
- (b) at a time when the Designated Premises Supervisor does not hold a Personal Licence or his Personal Licence has been suspended

DOOR SUPERVISION

Where at specified times one or more individuals must be at the premises to carry out a security activity, all such individuals must be licensed by the 'Security Industry Authority (SIA)

Condition 1, with effect from 1st October 2014

- 1) The responsible person must ensure that staff on relevant premises do not carry out, arrange or participate in any irresponsible promotions in relation to the premises.
- 2) In this paragraph, an irresponsible promotion means any one or more of the following activities, or substantially similar activities, carried on for the purpose of encouraging the sale or supply of alcohol for consumption on the premises
 - (a) games or other activities which require or encourage, or are designed to require or encourage, individuals to -
 - (i) drink a quantity of alcohol within a time limit (other than to drink alcohol sold or supplied on the premises before the cessation of the period in which the responsible person is authorised to sell or supply alcohol), or
 - (ii) drink as much alcohol as possible (whether within a time limit or otherwise);
 - (b) provision of unlimited or unspecified quantities of alcohol free or for a fixed or discounted fee to the public or to a group defined by a particular characteristic in a manner which carries a significant risk of undermining a licensing objective;
 - (c) provision of free or discounted alcohol or any other thing as a prize to encourage or reward the purchase and consumption of alcohol over a period of 24 hours or less in a manner which carries a significant risk of undermining a licensing objective;
 - (d) selling or supplying alcohol in association with promotional posters or flyers on, or in the vicinity of, the premises which can reasonably be considered to condone, encourage or glamorise anti-social behaviour or to refer to the effects of drunkenness in any favourable manner;
 - (e) dispensing alcohol directly by one person into the mouth of another (other than where that other person is unable to drink without assistance by reason of disability).

Condition 2, with effect from 1st October 2014

The responsible person must ensure that free potable water is provided on request to customers where it is reasonably available.

Condition 3, with effect from 1st October 2014

- (1) The premises licence holder or club premises certificate holder must ensure that an age verification policy is adopted in respect of the premises in relation to the sale or supply of alcohol.



Premises Licence

ANNEXES continued ...

- (2) The designated premises supervisor in relation to the premises licence must ensure that the supply of alcohol at the premises is carried on in accordance with the age verification policy.
- (3) The policy must require individuals who appear to the responsible person to be under 18 years of age (or such older age as may be specified in the policy) to produce on request, before being served alcohol, identification bearing their photograph, date of birth and either -

- (a) a holographic mark, or
- (b) an ultraviolet feature.

Condition 4, with effect from 1st October 2014

The responsible person must ensure that -

- (a) where any of the following alcoholic drinks is sold or supplied for consumption on the premises (other than alcoholic drinks sold or supplied having been made up in advance ready for sale or supply in a securely closed container) it is available to customers in the following measures -
- (i) beer or cider: ½ pint;
 - (ii) gin, rum, vodka or whisky: 25 ml or 35 ml; and
 - (iii) still wine in a glass: 125 ml;
- (b) these measures are displayed in a menu, price list or other printed material which is available to customers on the premises; and
- (c) where a customer does not in relation to a sale of alcohol specify the quantity of alcohol to be sold, the customer is made aware that these measures are available."

With effect from 28th May 2014 the following mandatory condition applies:

- (1) A relevant person shall ensure that no alcohol is sold or supplied for consumption on or off the premises for a price which is less than the permitted price.
- (2) For the purposes of the condition set out in paragraph 1- 'duty' is to be construed in accordance with the Alcoholic Liquor Duties Act 1979;

'permitted price' is the price found by applying the formula where-

- P is the permitted price,
- D is the amount of duty chargeable in relation to the alcohol as if the duty were charged on the date of the sale or supply of the alcohol, and
- V is the rate of value added tax chargeable in relation to the alcohol as if the
- Value added tax were charged on the date of the sale or supply of the alcohol;

'relevant person' means, in relation to premises in respect of which there is in force a premises licence-

- the holder of the premises licence,
- the designated premises supervisor (if any) in respect of such a licence, or
- the personal licence holder who makes or authorises a supply of alcohol under such a licence;

'relevant person' means, in relation to premises in respect of which there is in force a Club Premises Certificate, any member or officer of the club present on the premises in a capacity which enables the member or officer to prevent the supply in question and 'value added tax' means value added tax charged in accordance with the Value Added Tax Act 1994.

- (3) Where the permitted price given by Paragraph (b) of paragraph 2 would (apart from this paragraph) not be a whole number of pennies, the price given by that sub-paragraph shall be taken to be the price actually given by



Premises Licence

ANNEXES continued ...

that sub-paragraph rounded up to the nearest penny.

- (4) 1. Sub-paragraph (2) applies where the permitted price given by Paragraph (b) of paragraph 2 on a day ('the first day') would be different from the permitted price on the next day ('the second day') as a result of a change to the rate of duty or value added tax.
2. The permitted price which would apply on the first day applies to sales or supplies of alcohol which take place before the expiry of the period of 14 days beginning on the second day.

Annex 2 - Conditions consistent with the operating schedule

1. A zero tolerance towards illegal drugs will be enforced at all times.
2. After musical entertainments customers will be asked to leave the premises quietly.
3. All instances of crime and disorder will be reported to the Police and recorded in an incident log book.
4. Public safety is integral to the way that the Spirit Group runs its business and is reviewed regularly through our health and safety policy. The policy is fully briefed and trained to all management and staff and we will continue to train our staff to the standards required by relevant legislation.
5. Free drinking water will be available at all times.
6. Additional patrols will take place by members of staff, internally and externally, to limit any noise pollution when entertainment is being offered within the premises.
7. If appropriate, notices will be displayed asking our customers to respect our neighbours when leaving the premises.
8. When children are allowed upon the premises, any entertainment offered within the premises will be suitable for young persons.
9. Children will be required to be supervised by the accompanying adult at all times.
10. A no smoking area will be provided.
11. Soft drinks and non-alcoholic drinks will be available.
12. A recognised proof of age policy will be enforced.
13. The Three Tuns will support and be an active member of the relevant local pub watch scheme.
14. Toughened glass for pints and half pints will be used as far as possible moving progressively towards 100% usage.
15. The maximum occupancy capacity within the premises should be a maximum of 100 persons.
16. Playing of Recorded Music in the outside area will cease by midnight on a Friday and Saturday only.
17. CCTV will cover the external garden area.
18. When the external bar is in use after 10pm, door staff will be employed to manage the outside area from 10pm until close of the external area on a Friday and Saturday only.
19. When the external bar is in use, alcoholic beverages normally supplied in bottles or glasses will be decanted into plastic/polycarbonate glassware for use in the outside area after 10pm daily.
20. When the external bar is in use, the DPS or other responsible person will use best endeavours to ensure that



ANNEXES continued ...

no bottles or glassware is used in the outside area after 10pm daily.

21. The external TV screen will not be used after 10pm daily.

Annex 3 Conditions placed on the licence as a result of Licensing Sub Committee hearing on 2nd December 2010.

The Sub-Committee decided to add the following conditions to the Premise License as requested by the Authority:-

1. Alcohol and soft drinks will be served in plastic or toughened glasses.
2. All bottles sold will be made of plastic (where available).
3. Customers carrying open or sealed bottles or glasses will not be admitted to the premises at any time.
4. Customers will not be permitted to take open containers of alcoholic or soft drinks from the premises.
5. All bottles and glasses are to be removed from public areas as soon as the contents have been drunk or are empty.
6. Bottle bins for collection or empty bottles will not be accessible to members of the public.
7. A CCTV system be installed and working to the satisfaction of Thames Valley Police and the Licensing Authority.
8. Recordings will be maintained for an appropriate period of time to be agreed with the Police and the Licensing Authority, i.e. 31 days.
9. If the CCTV equipment fails, the Police and the Licensing Authority will be informed immediately by telephone and immediate steps will be taken to put the equipment back into working order.
10. A notice will be displayed at the entrance to the premises advising that CCTV is in operation.
11. Your CCTV system must be 'notified' to the "Office of the Information Commissioner."

The Sub-Committee decided to add the following amended requested conditions to the Premises License:-

12. A CCTV camera will be in operation covering each entrance door of the premises at all times when the premises is in use, including the external drinking area.
13. A personal licence holder or a responsible person designated by the license holder must be in attendance at all times when a licensable activity is taking place.

The Sub-Committee decided to add the following condition to the Premises License.

14. That two responsible SIA approved door staff be employed at the venue on Friday and Saturday evenings from 9.00 pm until closing.

The Sub-Committee considered the above conditions imposed to be necessary, reasonable and proportionate to the promotion of the licensing objectives, especially with regard to the prevention of crime and disorder.

An appeal was subsequently lodged by TLT Solicitor on behalf of Punch Taverns against 'Condition 14' above. The matter was put before East Berkshire Magistrates Court on 18th February 2011. East Berkshire Magistrates Court directed that the matter be remitted to the Licensing Sub Committee for further consideration.

On 15th March 2011 the matter was considered by the Licensing Sub Committee as follows:

After careful consideration the Sub-Committee decided to amend the condition to '**door staff to be employed**



Premises Licence

ANNEXES continued ...

following a suitable risk assessment by the Designated Premises Supervisor and consideration of the issues and benefits that such additional staff may provide'. In addition it was agreed that a Risk Assessment Register be maintained at the venue by the Designated Premises Supervisor (DPS).

Members noted that when determining the matter in December 2010 a decision was made based on the facts presented to the Sub-Committee at that time and as such the imposition of the condition of two SIA approved door staff on Friday and Saturday evenings was considered necessary and proportionate. However given the change in circumstances, namely the removal of the existing DPS and her replacement by an individual suitable to Thames Valley Police and the fact that there have been no recorded incidents at the venue since 2 December 2010, Members resolved to amend the condition as outlined above.



Premises Licence Summary

LOCAL AUTHORITY



Slough Borough Council

Licensing Team
Observatory House
25 Windsor Road
Slough
Berkshire
SL1 2EL

tel: 01753 875664

web: www.slough.gov.uk

Premises Details

POSTAL ADDRESS OF PREMISES, OR IF NONE, ORDNANCE SURVEY MAP REFERENCE OR DESCRIPTION

The Three Tuns

124 Bath Road, Slough, Berkshire, SL1 3XL

Telephone 01753 537083

WHERE THE LICENCE IS TIME LIMITED THE DATES

Not applicable

LICENSABLE ACTIVITIES AUTHORISED BY THE LICENCE

- a performance of live music
- any playing of recorded music
- entertainment of a similar description to that falling within a performance of live music, any playing of recorded music or a performance of dance
- the supply of alcohol

THE TIMES THE LICENCE AUTHORIZES THE CARRYING OUT OF LICENSABLE ACTIVITIES

Activity (and Area if applicable)	Description	Time From	Time To
E. Performance of live music (Indoors)	Monday to Wednesday	10:00am	11:30pm
	Thursday	10:00am	12:30am
	Friday and Saturday	10:00am	1:30am
	Sunday	Noon	10:30pm
	New Years Eve	From the commencement of licensable activities on 31 st December until the commencement of licensable activities on 1 st January	
F. Playing of recorded music (Indoors)	Monday to Wednesday	10:00am	11:30pm
	Thursday	10:00am	12:30am
	Friday and Saturday	10:00am	1:30am
	Sunday	Noon	10:30pm
	New Years Eve	From the commencement of licensable activities on 31 st December until the commencement of licensable activities on 1 st January	
H. Entertainment of a similar description to that falling within E, F, or G (Indoors)	Monday to Wednesday	10:00am	11:30pm
	Thursday	10:00am	12:30am
	Friday and Saturday	10:00am	1:30am
	Sunday	Noon	10:30pm
	New Years Eve		



Premises Licence Summary

THE TIMES THE LICENCE AUTHORISES THE CARRYING OUT OF LICENSABLE ACTIVITIES continued ...

Activity (and Area if applicable)	Description	Time From	Time To
H. Entertainment of a similar description to that falling within E, F, or G (Indoors) continued ...	From the commencement of licensable activities on 31 st December until the commencement of licensable activities on 1 st January		
J. Supply of alcohol for consumption ON and OFF the premises	Monday to Wednesday	10:00am	11:30pm
	Thursday	10:00am	12:30am
	Friday and Saturday	10:00am	1:30am
	Sunday	Noon	10:30pm
	New Years Eve	From the commencement of licensable activities on 31 st December until the commencement of licensable activities on 1 st January	

THE OPENING HOURS OF THE PREMISES

Description	Time From	Time To
Monday to Wednesday	6:30am	Midnight
Thursday	6:30am	1:00am
Friday and Saturday	6:30am	2:00am
Sunday	9:00am	Midnight
New Years Eve	From the commencement of licensable activities on 31 st December until the commencement of licensable activities on 1 st January	

WHERE THE LICENCE AUTHORISES SUPPLIES OF ALCOHOL WHETHER THESE ARE ON AND / OR OFF SUPPLIES

- J. Supply of alcohol for consumption ON and OFF the premises

NAME, (REGISTERED) ADDRESS OF HOLDER OF PREMISES LICENCE

Spirit Pub Company (Leased) Ltd. Westgate Brewery, Ninth Avenue, Bury St Edmunds, Suffolk, IP33 1QT.

REGISTERED NUMBER OF HOLDER, FOR EXAMPLE COMPANY NUMBER, CHARITY NUMBER (WHERE APPLICABLE)

NAME OF DESIGNATED PREMISES SUPERVISOR WHERE THE PREMISES LICENCE AUTHORISES THE SUPPLY OF ALCOHOL

Gurpreet BHAMBRA

STATE WHETHER ACCESS TO THE PREMISES BY CHILDREN IS RESTRICTED OR PROHIBITED

No restriction on access by children.



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- △ 9 FL FLOW
- △ 2 WATER EXTINGUISHER
- △ 2 CARBON DIOXIDE
- △ 2 EMERGENCY LIGHT FITNESS
- Ⓢ SAME DETECTOR
- Ⓢ FIRE ALARM SPEAKER
- Ⓢ HEAT DETECTOR
- Ⓢ ILLUMINATED EMERGENCY EXIT SIGN (MOUNTED)
- Ⓢ FIRE ALARM CALL POINT
- Ⓢ BELL
- △ FIRE PROCEDURE NOTICE
- NI FIRE BLANKET
- FB FIRE DOORS FITTED WITH PUSH BARS AND PANDA BARS
- FB NOTICE TO BE FITTED TO ALL EXITS TO THE EXTERNAL OF OTHER RESIDENTIAL UNITS (SEE DRAWING FOR DETAILS)
- FD30 NEW DOOR TO BE FITTED WITH FD30
- N3 NOTICE TO BE FITTED TO ALL EXITS TO THE EXTERNAL OF THIS RESIDENTIAL UNIT
- N6 NOTICE TO BE FITTED TO ALL EXITS TO THE EXTERNAL OF THIS RESIDENTIAL UNIT

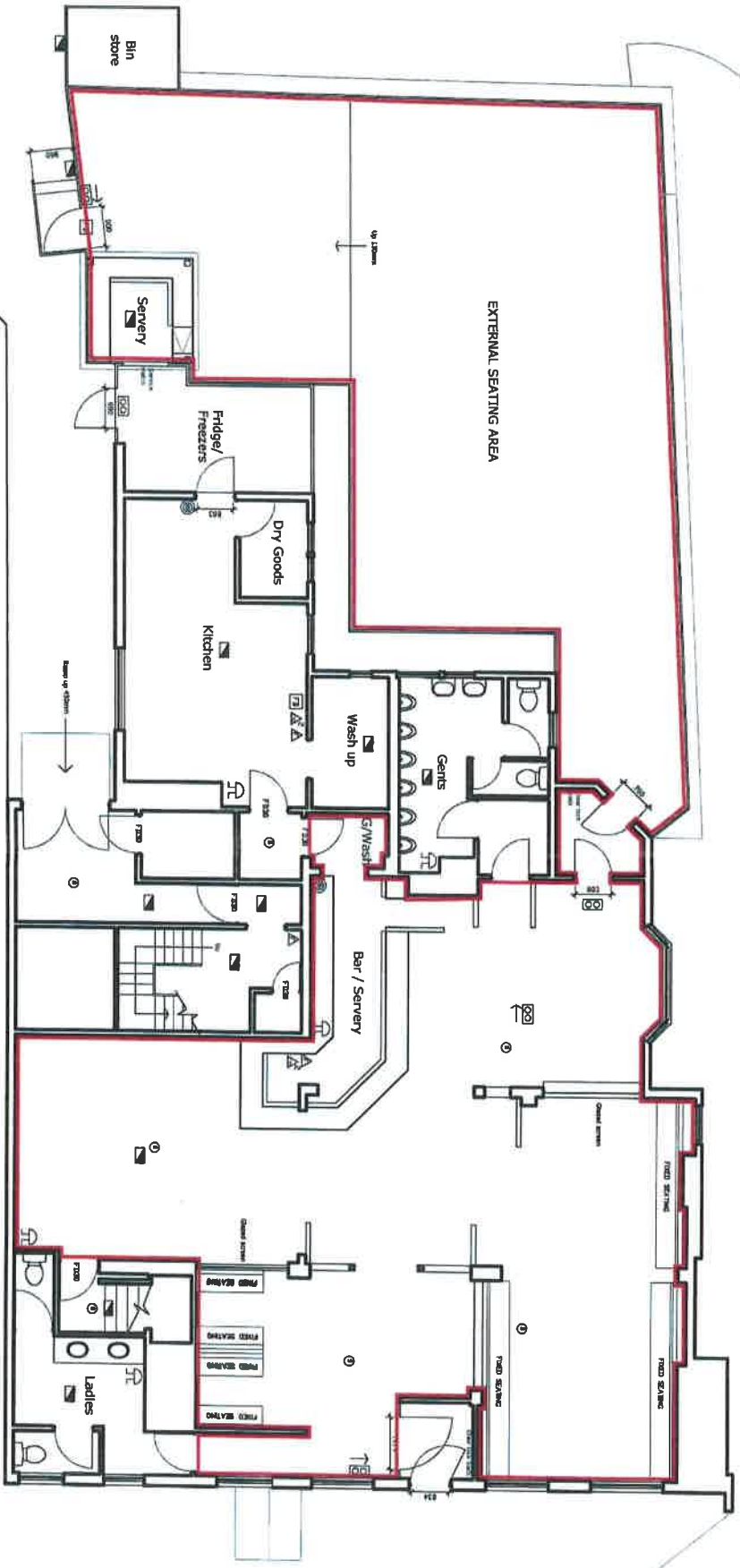
RED LINE DENOTES AREA TO BE USED FOR LICENSABLE ACTIVITIES

THE POSITION OF FIRE SAFETY EQUIPMENT AS SHOWN ON THE PLAN OR SUCH OTHER POSITION AS AGREED FROM TIME TO TIME IN CONSULTATION WITH THE FIRE



September 2017

PROPOSED GROUND FLOOR LAYOUT



PembrookDesign
 Summit House, Herecroft Road, The Pines, Hereford, Herefordshire, HR10 6BN
 Tel: 01279 433888, Fax: 01279 433888

Project : **THREE TUNS**
 124 Bath Road, Slough SL1 3XL

Scale: 1:100 @A3
 Dwg Nr: 3517-81
 Rev:

NOTE: CONTRACTORS ARE TO CHECK ALL SIZES AND DIMENSIONS BEFORE SETTING OUT ANY SITE OR SHOPFLOOR. ANY ERRORS OR DISCREPANCIES TO BE REPORTED AND RESOLVED BY THE SITE SPECIFIC PROJECT DESIGNER / BUILDER AND RESPECTIVE AGENTS.

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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 **Aamar Rajpoot**

(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 Three Tuns Pub, 124 Bath Rd, Slough SL1 3XL	
Post town: Slough, Berkshire	Post code (if known): SL1 3XL

Name of premises licence holder or club holding club premises certificate (if known) Gurpreet Bhambra (Designated Premises Supervisor)
--

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

Part 2 - Applicant details

As above

Please tick ✓ yes

1) an individual, body or business which is not a responsible authority (please read guidance note 1, and complete (A) or (B) below)



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 ✓ yes

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

Surname

Rajpoot

First names

Aamar

I am 18 years old or over

Please tick ✓ yes

Current postal address if different from premises address

Post town

Slough

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

Name and address
Telephone number (if any)
E-mail address (optional)

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

- Please tick one or more boxes ✓
- 1) the prevention of crime and disorder
 - 2) public safety
 - 3) the prevention of public nuisance
 - 4) the protection of children from harm

Please state the ground(s) for review (please read guidance note 2)

These noise complaint issues have persisted for over five years now. The noise complaint team are well aware of the extensive log of issues associated with the operating hours of this premises.

The pub has been playing loud music with base trebles which can be felt in my property. Their customers continuously leave in the early hours of the morning, shouting in the car park, playing loud music and revving their performance vehicles. This pub car park backs on to several other properties and the noise issues are related to their late operating hours.

I have compiled a noise complaint log for the past few years to support my claim and gave gathered video evidence on numerous occasions highlighting the issues outlined above.

I would like to highlight, no other pub in the area closes at this time. I have had minimal issues between Sunday – Wednesday which suggests a 10:30pm closing time is suited for this venue.

Examples of other local pubs which do not have such extensive operating hours include:

The Long Barn
Earl of Cornwall

The Kings Head - 149 Lower Cippenham Ln, Slough SL1 5DS is another local pub around houses and has operating hours up to 11pm.

Royal Oak - Beaconsfield Rd, Farnham Common, Slough SL2 3HS – closes at 11pm

I would also like to highlight these problems had disappeared when Covid restriction were in place which shows these issues stem from the Three Tuns Pub and their customers. The late operating hours of the pub with their excessively loud music attracts vexatious crowds which as a result causes these issues.

The noise complaints department, Stephen Crundwell had issued a CPN warning on Friday 4th June 2020 and as you'll see from the below complaint log this had no effect in resolving the issues.

I have also spent a considerable amount of money in replacing all my doors and windows with special acoustic soundproof glass in the hope this may help resolve the issue – unfortunately this has not helped at all.

As you can see, I have done everything in my power to document these issues and present to the noise complaint team. It took years for a CPN warning to be put in place to try resolving the issue yet evidently, they still exist.

Therefore, my reason to bring this to the licensing department is to review the operating hours so they can be limited to acceptable hours. I would suggest the operating hours be changed for Monday – Sunday to 10:30pm closing time. I have suggested these times as the majority of my complaints occur after these hours. I am also comparing these hours to other local pubs such as The Kings Head (Cippenham, Slough) and Royal Oak (Farnham Common).

I would also like to raise the issue of customers from Three Tuns Pub congregating in the car park at late hours. As much as the pub may not see this as their concern as it doesn't affect them, this nuisance continues to have an impact on my property, sleep and health.

However, my proposed amended time of 10:30pm Monday - Sunday would mean all customers will then have time to leave and find other venues/activities to continue their night. Therefore would require the operator to close the car park and restrict access to the site. As is the case with many such sites. I strongly believe this proposed solution will reduce/stop the noise nuisance during night hours which are defined as 11:00pm - 7:00am.

Please note, the below complaint log highlights the licensing hours are in violation of 'the prevention of public nuisance' of the Licensing Act 2003. These operating hours are also breaching the provisions of the Noise Act 1996 and other associated legislation, which your local authority has a mandatory obligation to deal with any noise which is deemed to be a 'nuisance'. The Noise & Statutory Nuisance Act 1993 legislation states that the noise which is the cause of the complaint must be (or is likely to be) either detrimental to a person's health and/or it is interfering (or is likely to interfere) with a person's own enjoyment of their own property and land.

Noise Complaint Log

2019

Date	Time Noise Starts	Time Noise Finishes	Description of Noise (where does it originate, what is source eg radio, car repairs etc)	Room Affected (e.g. bedroom)	How Does the Noise Affect You? (e.g. loss of sleep)
12/01/2019	<u>12:55am</u>	1:24am	People shouting and laughing in car park. 1:20am Police van arrives and spoke to 3 men who were clearly intoxicated. As the police left after 2 minutes the noise was back to loud laughing and shouting. It was not until they got into a cab and left 1:24am that the noise subsided.	Bedroom	Awaken by noise, unable to sleep. Once noise stopped it took a long time for me to get back to sleep.

17/01/ 2019	<u>11:47</u>	12:10am	11:47pm - shouting, loud talking until 11:59am - group of men and women with 2 cars - loud music playing from what I assume is a black fiat 12:00am - Silver golf parked with loud music - 12:03 a man comes out to urinate over the green box next to the bus shelter - car left around 12:10 am.	Bedroom	Awaken by the noises – unable to sleep
19/01/ 2019	<u>11:42am</u>	11:50am	People making noise in the pub car park – shouting, laughing	Bedroom	Woken by the noises.
19/01/ 2019	<u>1:00am</u>	1:09am	Group of men shouting, swearing and glass breaking noises	Bedroom	Woken by the noises
19/01/ 2019	<u>1:56am</u>	1:59am	People making noise – shouting, laughing as they get into their cars. Silver Golf – Loud engine noise as driving off	Bedroom	Woken by the noises
19/01/ 2019	<u>2:00am</u>	2:03am	More people leaving – car horns twice – loud car music playing – someone shouting; calling names and swearing – very loud	Bedroom	Unable to sleep
19/01/ 2019	<u>2:05am</u>	2:06am	Car alarm making noise	Bedroom	to sleep
20/01/ 2019	<u>8:00pm</u>		Car – Loud revving in car park – can hear in living room despite TV playing	Living Room	Distracting from watching TV with family
20/01/ 2019	<u>9:50pm</u>	9:55pm	People shouting and singing the car park	Living Room	Distracting
20/01/ 2019	<u>10:05pm</u>	10:20pm	People talking loud/shouting in car parked next to fence	Bedroom	Unable to sleep
20/01/ 2019	<u>11:20pm</u>	12:28pm	Car revving again – Black Range Rover – can hear loudly in bedroom	Bedroom	Unable to sleep
20/01/ 2019	<u>12:01am</u>		People shouting in car park and car started revving	Bedroom	Woken by noises
20/01/ 2019	<u>12:15am</u>	12:25am	Old Black tinted BMW (E30 I believe to be the model) – Revving excessively for 3 minutes – called 101 at 12:20am to log complaint as revving was still continuing and people shouting and making noise around the car	Bedroom	Unable to sleep

20/01/ 2019	<u>12:28am</u>	12:36am	Old Black BMW - Excessively revving again and now loud car music	Bedroom	Unable to sleep
21/01/ 2019	<u>9:38pm</u>		Engine Revving noise – car hear over TV in Living Room – Loud base from car	Living Room	Distracting from watching TV with family
02/02/ 2019	<u>12:10am</u>	12:20am	Very loud music – Bedroom window vibrating – Loud base from black car in the car park	Bedroom	Unable to sleep
02/02/ 2019	<u>12:16am</u>	12:35am	People speaking loudly in car park– laughing, shouting and swearing – playing loud music with base	Bedroom	Unable to sleep
02/02/ 2019	<u>12:45am</u>	1:00am	Car pulls up making noise and smoking weed next to fence up to 1am – can clearly see them rolling drugs in the back of the car and asking to “pass the weed” – Called 101 – logged under noise complaint number: 29	Bedroom	Unable to sleep

Sunday 21st April 2019

Last weekend I found a group of adults playing football at the end of the car park on a Sunday which resorted to my fence being damaged (I have caught this on CCTV) along with people continuously smoking drugs near my fence on the pub side and over the last few weeks there continues to be a lot of people congregated outside in the car park making lots of noise.

(broken fence pictures and videos available – removed for document submission)

Saturday 11th May 2019

It's 1am and there's a car with young men inhaling party balloons and they have been honking the horn and playing loud music - the loud music lasts 20 minutes.

Friday 31st May 2019

It's 11:45pm and there's a car that's been revving in the pub car park towards my fence for the last 15 minutes. It has just woken me up and I'm sure this won't be the end as when they return this will continue.

Sunday 2nd June 2019

It's currently 1:48am and since 1:20am I have been disturbed 3 times due to different groups of people each time leaving and shouting in the car park or their car music system sound roaring.

Right now again there is a big group of men standing around near their cars which are parked next to my fence and they are talking loudly, shouting, laughing and have been for the last 15 minutes.

Saturday 22nd June 2019

Please refer to reference 99 (22/07/19). Since 12:45am I have been able to hear a group of voices shouting as they party within the pub - I believe this is their outdoor section. I have also heard intermittently speaker base sounds and can feel the trembles.

Saturday 6th July

(Video available – removed for document submission)

Friday 30th August 2019

11:06pm - people making noise in car park

11:25pm - car honking as leaving car park

11:36pm - people talking loudly in car park near fence

11:43pm - people shouting in car park

12:04am - can hear slight music and people shouting loudly from the outside outdoor extension of the pub (can see outside no one in car park now only in the outside pub extension)

12:13am - noise intermittently continuing

12:29am - people getting into their cars in the car park and shouting and fighting

Saturday 7th September 2019

1:31am - people shouting and screaming in the car park

Saturday 14th September 2019

2:05am - people shouting in car park

Friday 20th September 2019

10:34pm - woken up by car continuously revving engine in car park.

1:25am - woken up people laughing and shouting in car park

(Video available – removed for document submission)

Saturday 5th October 2019

Cars honking – people shouting

(Video available – removed for document submission)

Noise Complaint Log

2020 (Video evidence available of log where appropriate)

Friday - Saturday 25/07/20

1:11am

101 - line busy

Anti social behaviour line - no one answered

Friday - Saturday 15/08/20

12:41am - men shouting in car park

- loud base vibration from pub or car playing and can hear and feel the vibrations whilst trying to sleep

Sunday - Monday 17/08/20

12:20am

- loud base vibrations being felt in bedroom

Friday to Saturday 22/08/20

- people shouting in the car park at 1am

Sunday to Monday 24/08/20

- loud cheering and clapping from car park 11:50am

Saturday - Sunday 30/08/20

1:03am

- car loud music playing in car park

1:09am

- Man screaming in the car park

11:25pm

- loud music playing from car - can hear and feel the bass vibration

Thursday to Friday 03/09/20

12:08am - loud music and bass from car in car park

Friday 04/09/2020

9pm - car playing loud music in car park and people shouting and laughing

10:20pm - people still shouting and screaming (have footage and sound recorded via ring doorbell)

Saturday 05/09/20

10:22pm - car playing loud music with bass from car park

Sunday - Monday 06/09/20

12:25

Loud music - base

12:45 - people shouting in car park

People fighting

107-06/09/209

Away Monday 14 - 20th September

Lockdown restrictions

Thursday 15/04/2021

11:01am - people laughing loud and cars honking

Friday 16/04/2021

11:41pm - people talking and car base very loud - can feel the trebles in my bedroom and vibrates to my bed which has woken me up

11:43pm - car doors closing and people shouting

Saturday - Sunday 17/04/2021

11:34pm - people shouting - car doors slamming

11:53pm - people shouting in car park

3:08am- 3:30am - group of 5 men shouting and screaming in car park

Sunday 18/04/2021

11:35pm - people shouting and car doors slamming

11:42am - car alarm going off

Monday 19/04/2021

10:45pm - car loud music and base - can feel trebles in bedroom. Looked out the window and can see the car is parked next to the fence

Friday - Saturday 23/04/2021

11:30pm - people talking loudly

Woken up by sound

Saturday - Sunday 24/04/2021

12:51am - someone shouting and singing

12:56am - loud music from pub

1:09am - people leaving the pub urinating on the fence and 'play fighting' and smashing into the bus stop

2:16am - people shouting and playing very loud music from car. The trebles from the base are shaking the whole bedroom and windows. Had to call 101 as this wouldn't stop. It went on for 30mins.
101 police reference number: 202104240239

Saturday - Sunday 24/04/2021

11:37pm - car revving in car park and people shouting
11:47am - women screaming and men shouting
11:54am - cars horning in car park
12:23am - people shouting in car park
12:48am - people talking loudly
1am - 2am - people shouting

Friday 30/04/2021

11:50pm - people shouting in car park
11:58pm - doors slamming and people shouting

Sunday 02/05/2021

12:30am - people shouting, car doors slamming and car horning
12:35am - people fighting - police on scene
- Group of men from the pub urinating in the public bins
1:08am - door slamming - people talking
1:12am - people shouting in car park

Monday 03/05/2021

12:51am - people talking loudly outside

Thursday 06/05/2021

11:30pm - black BMW Z4 convertible - loud music playing. Can hear and feel base which has woken me up whilst sleeping

Friday 07/05/2021

10:40pm - people shouting and doors slamming in car park - unable to sleep due to noise which continues until 11:13pm

Saturday 08/05/2021

11:05pm - car parked next to fence playing loud music - can hear and feel base in bedroom
11:30pm - people shouting and loud music still playing from either car in car park or pub
11:52pm - people shouting - loud music still playing with base
12:15am - people shouting in car park - woken up from sleep - continuous noise until 1:25am
2:00am - people shouting in car park - woken up from sleep again

Called noise complaint dep: Reference 13654

Saturday - Sunday 08/05/2021

12:34 am - cars horning
2:00am - people talking and shouting in car park up until 2:45am
2:56am - car playing loud music

Wednesday - Thursdays 13/05/2021

1:25am - people shouting and car revving in car park

Saturday - Sunday 15/05/2021

11:45am - car playing loud music in car park - can feel base in bed
12:06am - people shouting in car park
12:25am - people shouting in car park
12:34am - people shouting in car park

12:55am - people shouting and car horning
1:10am - car playing loud music - can feel base in bed
1:15am - car playing louder music - can feel base in bed

Sunday - Monday 16/05/2021

1:00am - people shouting
1:09am - loud car base and doors slamming and people still shouting
1:26am - still shouting and car loud base playing
Up to 2:15am

Saturday - Sunday 22/05/2021

10:30pm - people shouting in car park
11:15pm - pub playing loud music with base
12am - pub music to loud
12:27am - people shouting and playing loud music from their cars
- can feel the base in my room
- Stopped logging videos after 1:45am
- this went on until 2:10am
1:55am - pub music playing loud music with heavy base - checked by looking out the window - noise coming from pub
2:15am - people shouting in car park
2:25am - loud music from pub with base still playing
- people shouting in car park
2:40am - loud music and base still playing
- recording picked up a bit of the music but they don't pick up the base and vibration
2:50am - music has now stopped.

Wednesday 26th May 2021

11:48am - people shouting outside
11:50am - someone urinating on the fence
1:05am - people shouting

Friday 28th May - Saturday

12:55pm - people shouting
1:03am - car alarm going off
1:48am - people still shouting
2:10am - people talking loudly / shouting

Saturday 29th - Sunday

1:30am - people talking loudly
1:35am - people talking loudly
1:40am - very loud music base playing
1:50am - people talking loudly

Friday 4th June - Saturday 5th June

12:23am - car playing loud music and base - can feel base in bedroom

Saturday 5th - Sunday 6th June

11:23pm - car playing loud music, people talking loudly
12:00am - car horning and loud music with base
1:05am - people shouting
1:25am - car playing loud music - doors slamming - people talking loudly

Monday 7th June

10:35pm - people shouting and car playing loud music with base
Police ref number 2473 07062021

Thursday 10th - Friday 11th June

11:30pm - 2:30am - people talking loudly and shouting in car park

Friday 11th - Saturday 12th June

10:45pm - people talking loudly / shouting

11:30pm - car playing loud music and base

11:40pm - people shouting in car park

12:48am - people talking loudly in car park

Continues until

1:26am - people shouting in car park

Wednesday 16th June

10:50pm - people shouting

Friday 18th June

10:40pm - pub playing loud music - can feel base and treble

11:50pm - people shouting and talking loudly in the car park

This continued until 12:44am

Saturday 26th June

12:55am - people shouting in car park

Continues until 1:45am

Thursday 1st July - Friday 2nd July

12am - people shouting and revving cars in pub car park

Up until 12:37am

Saturday 3rd July

10:56pm - people shouting in car park

11:57pm - people shouting in car park

- video shows security guard coming out and sitting down watching them. The security guard then walks back in after a few minutes without making any attempts to move them on.

12:15am - loud music coming from the pub

- as can be heard in the video

12:27am - still loud music coming from pub

12:38am - people shouting and car doors slamming

1:00am - loud music from pub has restarted

- video clearly shows empty metro bank car park and bus stop

1:50am - people shouting

- talking loudly

Continues until 3:50am

Monday 12th July

1:03am - people shouting in car park

Friday 16th July

11:50pm - car revving in car park

Saturday 17th July

11:40am - people shouting in car park or outside marquees

12:20am - people shouting

Wednesday 21st July

11:35am - people shouting in car park

Friday 23rd July

10:04pm - loud music from pub - heavy base can feel tremble in room - can't sleep.
This loud music has been playing since 8:30pm

Called 101 - 2790 - Liam
- advised to call council

Council - 01753 875298

Report - Ref: 32759

- advised can't do anything until Monday

10:55pm - people shouting and talking loudly in car park

Saturday 24th July

9pm - late - loud music from pub - heavy base can feel tremble in house and bedroom - can't sleep

Friday 30th July

11:35pm - car playing loud music in car park - can feel base and treble

11:45pm - people urinating on fence

Saturday 31st July

11:25pm - car parked next to fence playing loud music - men standing outside shouting and smoking drugs

12:50am - car doors slamming and people shouting

12:56am - people shouting / singing in car park

1:01am - people talking loudly in car park near fence

1:12-1:18am - people talking and shouting, car doors slamming and car music playing loudly

Please provide as much information as possible to support the application (please read guidance note 3)

Please see above Noise Complaint Log.

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

Please tick ✓ yes

If yes please state the date of that application

Day Month Year

--	--	--	--	--	--	--	--	--	--

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

Please tick ✓ yes

- 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
- 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 3 – Signatures (please read guidance note 4)

Signature of applicant or applicant's solicitor or other duly authorised agent (please read guidance note 5). **If signing on behalf of the applicant please state in what capacity.**

Signature

.....

Date 05/08/2021

.....

Capacity

.....

Contact name (where not previously given) and postal address for correspondence associated with this application (please read guidance note 6)

--	--

Post town	Post Code
------------------	------------------

Telephone number (if any)

If you would prefer us to correspond with you using an e-mail address your e-mail address (optional)

Notes for Guidance

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

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Rumney Rachael

From: _NeighbourhoodServicesComplaints
Sent: 17 December 2018 15:37
To: _Licensing
Cc: _Resilience and Enforcement Team
Subject: FW: Neighbourhood Services complaints and comments form NSC99780322
Attachments: Neighbourhood Services comments and complaints form NSC99780322.pdf

Categories: Nicola

Hi Teams,

Please see below FYI.

Thanks

Kind Regards,

Suraj Bakshi

Housing Assistant (North Team)

Housing & Neighbourhood Services

Slough Borough Council

Email: _____

Tel: _____

From: SBC Forms [<mailto:noreply@slough.gov.uk>]

Sent: 16 December 2018 01:07

To: _NeighbourhoodServicesComplaints

Subject: Neighbourhood Services complaints and comments form NSC99780322

A Neighbourhood Services complaints and comments form reference NSC99780322 has been submitted.

Date: 2018-12-16

Title: Mr

First name: Amar

Surname: Rajpoot

Postcode:

Please select your address:

Email address: _____@_____m

Phone number: _____

Are you making a complaint or a compliment?: Complaint

Please choose the area of Neighbourhood Services you wish to tell us about, if known:
Neighbourhood Enforcement

What would you like to tell us?: I would like to complain about the excessive noise made at times by the 3 tuns pub on Farnham road. The main noise issue is of people fighting in the car park, revving their cars and urinating on my fence. This has been noticed since I've moved into the property in August but unfortunately isn't getting any better and is affecting my sleeping and health due to that factor. I have not chosen to speak to the premise owner as I do not know who this is and would rather keep this anonymous as I wouldn't want the risk of my property being vandalised by customers of this pub. This has been an issue for a long time which my neighbours have suggested. Please could you advise the steps I can take to start working towards a resolution to this issue.

Data Protection consent: I consent

**Slough Borough Council
Contact MyCouncil form
MC96934611**

Title: Mr

First name: Amar

Surname: Rajpoot

Flat no:

House/building name/no:

Street:

Town: Slough

County: Berkshire

Post Code:

How would you prefer us to contact you?: Email

Email:

Your enquiry: Hi,

I live next to the Three Tuns Pub and would like to know their licensing agreement as the sound level is very sporadic and many times I have struggled to sleep due to noise from music or people fighting.

Regards,

Aamar

Data Protection consent: I consent

2018-11-23 13:50:51

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Section: Neighbourhood Enforcement Team
Contact: Kurt Henney (HS) **Date:** 14th January 2019
Telephone: 01753 **Our Ref:** KHE/226418

Mr Amar Rajpoot

Dear Mr Rajpoot

Environmental Protection Act 1990

Re: Alleged Noise Nuisance from 124 Bath Road, Slough SL1 3XL

I write further to your complaint regarding alleged noise nuisance from the above property. I have been allocated as your case officer and will carry out an investigation into your complaint.

Statutory noise nuisance can be difficult to witness, therefore I will need your assistance throughout the investigation. Enclosed with this letter are noise diary sheets that should be completed over the next two weeks. Please record the dates and times of when you are experiencing noise disturbance and describe how it is affecting you. You do not need to make special arrangements to witness the noise. These diary sheets help in assessing the best way to proceed with your complaint, and the best time for an officer to visit you to witness the problem.

Before returning the sheets to me, please sign the declaration of truthfulness at the bottom of the form, confirming that you would be prepared to give evidence in court if required to do so by the Council. On receipt of the diary sheets I will assess the information provided to decide how to deal with the complaint. I will then contact you to discuss the matter.

If I believe the noise you describe in your diaries may constitute a Statutory Nuisance I will write to the source of the alleged noise nuisance informing them that they are the subject of a Noise Nuisance complaint. It is the policy of the Neighbourhood Enforcement Team not to reveal the identity of the complainant at this stage.

Please read the enclosed guidance information sheet. Should you have any queries regarding your complaint please do not hesitate to contact me on the above telephone number. If I do not receive completed noise diary sheets from you within the next 3 weeks I will assume you are no longer being disturbed by noise and close my investigation.

Yours sincerely,


Kurt Henney
Housing and Enforcement Officer

Neighbourhood Services

Instructions for the Use of a Diary Sheet

When you receive the diary sheet:

Fill in your contact details and the address being complained of in the blank spaces at the top of the form.

When the noise begins:

Complete the first two boxes with the correct time and date, ensuring that you state whether it is am or pm.

In the fourth box, write a brief description of the noise, for example "television noise", "loud banging".

In the fifth box, describe the effect the noise had on you at the time, for example "had to close window" "woken from sleep". Do not write general remarks about the whole situation. You should write only the specific effect of the noise on you on this particular occasion. You should not fill more than one box per noise event.

When the noise ends:

Complete the third box with the correct time.

Please make a separate entry on the sheet for every noise event. The purpose of the diary sheets is to establish a pattern of noise events. It may be used as evidence if a formal notice is required or a prosecution is taken. You may make as many entries as necessary per day.

General advice:

Try to restrict your observations to a calm description of the individual events. Large overall statements written on the diary sheet can reduce its value as evidence, particularly if the content is very angry or emotional. If you wish to make a general written statement, please put this in an accompanying letter.

An example line might look like this:

Date	Time noise started	Time noise finishes	Description of noise	Room affected	Other Comments (what effect is it having on you)
18.2.2011	10.30 pm	1.00 am	Loud music	Living Room	I could hear it above level of my own television
19.2.2007	1.30 am	3.00 am	Loud music	Bedroom	It woke me up

Neighbourhood Services NOISE DIARY SHEETS

Your Name and Address: Amar Rajpoot – 17 Farnham Road, SL1 3TJ

Day Time Tel: No: 07530 296296

Address complained of: Three Tuns Pub – 124 Bath Road, Slough SL1 3XL

Date	Time Noise Starts	Time Noise Finishes	Description of Noise (where does it originate, what is source eg radio, car repairs etc)	Room Affected (e.g. bedroom)	How Does the Noise Affect You? (e.g. loss of sleep)
12/01/2019	<u>12:55am</u>	1:24am	People shouting and laughing in car park. 1:20am Police van pulled up and spoke to these 3 men who seemed very drunk. As the police went after 2 minutes stop – the noise was back to loud laughing and shouting. Luckily they got into a cab and left 1:24am.	Bedroom	Awaken by noise, unable to sleep. Once noise stopped it took a long time for me to get back into my sleep.
17/01/2019	<u>11:47</u>	12:10am	11:47pm - shouting, loud talking until 11:59am - group of guys and girls with 2 cars - loud music playing from black fiat (I think it was a Fiat) 12:00am - Silver golf parked up with loud music - 12:03 a man comes out to urinate over the green box next to the bus shelter - car left around 12:10 am.	Bedroom	Awaken by the noises – unable to sleep
19/01/2019	<u>11:42am</u>	11:50am	People making noise in the pub car park – shouting, laughing	Bedroom	Woken by the noises.
19/01/2019	<u>1:00am</u>	1:09am	Group of men shouting, swearing and glass breaking noises	Bedroom	Woken by the noises
19/01/2019	<u>1:56am</u>	1:59am	People making noise – shouting, laughing as they get into their cars. Silver Golf – Loud engine noise as driving off	Bedroom	Woken by the noises
19/01/2019	<u>2:00am</u>	2:03am	More people leaving – car honking twice – loud car music playing – someone shouting; calling names and swearing – very loud	Bedroom	Unable to sleep
19/01/2019	<u>2:05am</u>	2:06am	Car alarm making noise	Bedroom	to sleep

20/01/2019	<u>8:00pm</u>		Car – Loud revving in car park – can hear in living room with TV playing	Living Room	Distracting from watching TV with family
20/01/2019	<u>9:50pm</u>	9:55pm	People shouting and singing the car park	Living Room	Jumpy – as it makes me check to see if there's someone outside in the garden or driveway
20/01/2019	<u>10:05pm</u>	10:20pm	People talking loud/shouting in car parked next to fence	Bedroom	Unable to sleep
20/01/2019	<u>11:20pm</u>	12:28pm	Car revving again – Black Range Rover – can hear loudly in bedroom	Bedroom	Unable to sleep
20/01/2019	<u>12:01am</u>		People shouting in car park and car started revving	Bedroom	Woken by noises
20/01/2019	<u>12:15am</u>	12:25am	Old Black tinted BMW (E30 I believe model) – Revving excessively for 3 minutes – called 101 at 12:20am to log complaint as revving was still continuing and people shouting and making noise around car	Bedroom	Unable to sleep
20/01/2019	<u>12:28am</u>	12:36am	Old Black BMW - Excessively revving again and now loud car music	Bedroom	Unable to sleep
21/01/2019	<u>9:38pm</u>		Engine Revving noise – car hear over TV in Living Room – Loud base from car	Living Room	Distracting from watching TV with family
02/02/2019	<u>12:10am</u>	12:20am	Very Loud Music – Bedroom Window Vibrating – Loud base from black car in the car park	Bedroom	Unable to sleep
02/02/2019	<u>12:16am</u>	12:35am	People speaking loudly in car parking – laughing, shouting and swearing – playing loud music with base	Bedroom	Unable to sleep
02/02/2019	<u>12:45am</u>	1:00am	car pulled up making noise and smoking weed next to fence Up to 1am – can see them rolling this drug up in the back of the car and asking to “pass the weed” – Called 101 – logged under noise complaint number: 29	Bedroom	Unable to sleep

Declaration - I confirm that the content of this diary is to my knowledge, true and correct. The noise incidents record above are causing serious nuisance and I am prepared to give evidence in court to support my complaint.

Signature: _____ Date: _____

Return to: Kurt Henney, Resilience and Enforcement Team, Slough Borough Council, Landmark Place, High St, Slough SL1 1JL

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15th February 2019

Department: Regulatory Services
Contact Name: Nicola Keegan
Contact No: 01753 875664
Email: [redacted]@slough.gov.uk
Our Ref:
Your Ref:

Mr Sandeep Bhambra
 The Three Tuns
 124 Bath Road
 Slough
 Berkshire
 SL1 3XL

Dear Mr Bhambra

Re: Noise Complaint

I would like to thank you for attending our meeting at Landmark Place with myself and Greg Edmond, Housing and Enforcement Officer, on 6th February 2019.

As discussed, our enforcement team have received a complaint with regards to noise nuisance and following on from that have now received a noise diary from the complainant. The complaints are all related to the carpark area and range from engine noise, talking/singing to anti-social behaviour causing disturbance.

To rectify this situation, it was agreed that at weekends, door staff will patrol the carpark every hour and document their findings, and bar staff will carry out this duty during the week; patrolling the carpark will start immediately. From Friday 8th February 2019, the carpark will be secured/locked once the premises are closed to prevent entrance after opening hours.

Lastly, it was highlighted in the meeting that the time and date on the CCTV system was incorrect, this must be changed immediately to record the correct date and time.

If you have any queries, please do not hesitate to contact me.

Yours sincerely,

Nicola Keegan
 Licensing Officer
 Regulatory Services

c.c Spirit Pub Company (Leased) Ltd

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24th June 2019

Department: Neighbourhood Services, Housing and Enforcement

Contact Name: Kurt Henney

Contact No: 01753 :

Our Ref: KHE/269184

Mr Gurpreet Bhambra
 C/O Three Tuns Pub,
 124 Bath Rd,
 Slough,
 SL1 3XL

Email

Dear Mr Bhambra,

RE – Three Tuns Pub, 124 Bath Rd, Slough SL1 3XL
Important: Warning of Community Protection Notice

Slough Borough Council has reason to believe that your unreasonable conduct, care and management of your premises 124 Bath Rd, Slough SL1 3XL is having a detrimental effect, of a persistent or continuing nature, on the quality of life of those in the locality and is causing harassment alarm and distress.

The conduct considered to be causing the detrimental effect is:

- Shouting and arguing in the rear beer garden.
- Guests making noise when returning vehicles in the carpark.
- Music and engine noise from the carpark.
- Substance abuse in the carpark.

The detrimental effect is:

The harassment, alarm and distress cause to neighbouring residents who are having their quality of life affected. Namely the disturbance of sleep after 11pm on all days of the week.

This detrimental effect is to cease and steps must be taken within the next 7 days or by the 1st July 2019 to make arrangements to moderate the disturbance and control the car parking area during operating hours and secure the carpark after hours. Arrangements are also to be made for the ongoing management of these issues to prevent further occurrence in future.

If this does not happen you will be served a Community Protection Notice (CPN). The purpose of a CPN is to stop conduct which unacceptably affects the community.

Breach of a CPN is a criminal offence punishable by a fine of up to £2,500 for individuals and £20,000 for organisations. It may also result in a £100 fixed penalty notice. The Council may also have power to seize items and to carry out works to remedy the breach and recover its costs in doing so.

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LICENCED PREMISES INCIDENT REPORT

Submitting Officer			
Shoulder No:	C3232	Name:	Debie Pearmain
Station:		LPA:	Slough

Incident References			
Premises Name:	The Three Tuns	Location:	Bath Road, Slough
Incident Date:	12.30pm 25/09/2020	Incident Time:	
Command & Control URN:		Crime Report(s):	
CCTV Seized:			
Sources of Information:			

Nature of Incident – what happened?

Gurpreet (George) Bhambra, DPS, Sandy Bhambra, Drew Milne, BDM, Greene King, Rachael Rumney, Senior Licensing Officer, SBC, Linda Corcoran, Resilience & Enforcement Team Leader, SBC Stephen Crundwell, Housing & Enforcement Officer, SBC and Debie Pearmain, Police Licensing Officer, TVP.

Meeting held at Slough Police Station.

Debie opened the meeting and introductions were made. It was outlined that we want to work together with the Management of the premises, hence the reason for today's meeting. Debie asked the DPS and the Solicitor if they were aware of the visit and the concerns that were witnessed during the visit on Friday 18th September 2020. All stated that they were aware of the concerns as the statement from the Officer and Debie had been emailed through to them. Debie stated that she did not intend to read through the statement as the DPS had seen this, but stated that other pubs had been visited on the same evening and this was the worst pub that she had visited. She stated that the customers were not being managed in relation to COVID Secure measures, no social distancing around the bar area, no control over track and as no-one was monitoring this all the time at the front door. The doorman who was working was not very pro-active. Debie also mentioned that the door staff member had to manage the outside area as well and having just one doorman to do this and monitor the door was not enough. Drew informed all that as the new Legislation had come into force yesterday a lot of the concerns during the visit will be addressed. All customers will be seated and all customers/staff will have to wear a face covering. We were informed that they now have a host at the front door and all COVID measures are now in place.

Debie then informed the DPS that she did not have the finer details but she was aware of a visit by Immigration at the end of last year. Drew informed us that Immigration had not taken this further due to the staff member's visa having expired and the other person involved was a customer.

Debie then informed the Management that there was an incident reported to TVP at 01.33am on the 06/09/2020. The report was of a fight in progress in the car-park. The other report to TVP was dated 01/08/2020 at 02.33am report of a female being assaulted inside the pub.

Debie then informed the DPS that we had received drugs intelligence for the premises. Debie asked if the DPS had noticed an issue with drugs at the premises. Drew informed us that the

Management have a zero tolerance view on drugs, the toilets are monitored for any illegal activities and they also monitor the car-park area. We were also informed that they had banned customers who had been found with drugs. Debie then stated that these customers who have been banned are the people who should be put forward for a pub watch ban, but the attendance of the Management has been poor at the pub watch meetings. Debie then gave the details of the next pub watch meeting, which is next Thursday and the DPS stated that he would attend this meeting.

Debie also stated that when the 2200 hours shutting time has been lifted, the Management need to still have tighter control and management of the premises.

Debie then handed over to Linda and Stephen who informed the DPS that they had received ASB complaints from the car-park area. Noise diaries had been submitted by residents. Some of the complaints had highlighted loud music between 1am and 2am – 12.30pm – 02.00am. It was highlighted that the car-park is insecure. It was agreed that the car-park would be looked at with a view of improvements being done. Rachael suggested better brighter lighting, CCTV to cover more of the car park area and some sort of barrier again.

Drew informed all that they want to work with the neighbours and it was noted that perhaps some of the visitors to the car-park are not the customers of the pub and by addressing some of the problems in this area, this will make it difficult for people to sit in their cars playing loud music etc.

Drew informed us that he would speak to the DPS about the car-park and email Debie any updates so that she can inform all of these.

Debie concluded the meeting by informing the DPS that the premises would be checked and if any breaches are found further action will be taken, such as an expediated review and/or a prosecution for offences.

Premises Response – what part did staff play? How did they react/assist? (include good/poor performance)

Police Response – what action was taken? Please identify the main officers who dealt with the incident

LICENCED PREMISES INCIDENT REPORT
Submitting Officer

Shoulder No:	C3232	Name:	Debie Pearmain
Station:		LPA:	Slough

Incident References

Premises Name:	The Three Tuns	Location:	Bath Road, Slough
Incident Date:	2pm 01/06/2021	Incident Time:	
Command & Control URN:		Crime Report(s):	
CCTV Seized:			
Sources of Information:			

Nature of Incident – what happened?

Gurpreet (George) Bhambra, DPS, Sandy Bhambra, Drew Milnes, BDM, Tola Idowu, Licensing Officer, SBC, Linda Corcoran, Resilience & Enforcement Team Leader, Stephen Crundwell, Housing & Enforcement Officer and Debie Pearmain, Police Licensing Officer.

Meeting held at Windsor Police Station.

Debie opened the meeting and introductions were made. Further to the meeting we had on the 25th September 2020 with reported issues and issues in the car –park the DPS was informed that the Enforcement Team had still been receiving noise complaints, reports of loud music with a lot of these occurring quite late and some complaints coming from the car-park.

Debie then handed over to Stephen and Linda. Stephen gave an update of some of the complaints that he had received from residents which were ASB from the car-park. A video was heard of loud music and noise at 02.46am on the morning of the 23rd May 2021. The DPS denied that this was the premises and stated that they were shut by that time. Stephen and Linda also stated that they were disappointed that nothing seemed to have been done in the car-park since the meeting in September last year. Drew stated that the gate had been fixed by the DPS. It was said that there had not been any noise complaints during lock down and as soon as Lock down had been lifted the complaints have started to come in.

We were informed that the noise issues were not from the pubs customers and that the noise could be coming from the Metro Bank car-park. It was pointed out the complainant was adamant that the issues were coming from the pub and the car-park and that the complainant is a reasonable person. It was agreed that perhaps some of the people using the car –park were not visiting the pub and that the main issue seems to be the car-park. The car park needs to be looked at and being secured. It is very easy for people to access the car-park after business hours. Stephen informed all that he had spoken to Sandy on the 23rd April 2021 to inform him of the noise complaints and they have still continued to receive complaints. We were told that the gate is locked at 2am.

Debie stated that due to the report of music/noise during the early hours of the 23rd May 2021 the Police will need to ensure that the hours on the licence are being adhered to.

Drew stated that they want to work with the neighbours and want to be good neighbours. They

LICENCED PREMISES INCIDENT REPORT

asked if the complainant would be willing to meet and sit down and discuss the issues. It was also said that if the complainant wishes to contact George on _____ he would try to deal with issues that way.

Linda stated that due to the lack of anything being done to secure the car park since the last meeting, it was appropriate to serve a Community Protection Notice to the DPS and Premises Licence Holders. This gives the DPS and PLH 2 weeks to make improvements. These notices were served at this meeting.

Premises Response – what part did staff play? How did they react/assist? (include good/poor performance)

Police Response – what action was taken? Please identify the main officers who dealt with the incident

01st June 2021

Department: Neighbourhood Services
Contact Name: Stephen Crundwell
Contact No:
Our Ref: SCR/242502
Email

Spirit Pub Company (Leased) Ltd
 Westgate Brewery,
 Ninth Avenue,
 Bury St-Edmunds,
 Suffolk,
 IP33 1QT

Important: Warning of Community Protection Notice

Antisocial Behaviour Crime and policing act 2014, section 43.

Slough Borough Council has reason to believe that your unreasonable conduct is having a detrimental effect, of a persistent or continuing nature, on the quality of life of those in the locality.

The conduct considered to be causing the detrimental effect is:

- You have failed to prevent unauthorised vehicular access and of persons onto your land at the car park Three Tuns Bar and Grill, Slough. Allowing for the unauthorised vehicular access and people, staying at or visiting off to the land.

The detrimental effect is:

- The unauthorised vehicles and persons on your property have interfered with your neighbours' quiet enjoyment of their h
- The unauthorised vehicles and persons on your property have caused intimidation and harassment to local residents.

This detrimental effect is to cease within 14 days or by the 16th June 2021. You must also contact me to discuss what arrangements have been made for the ongoing maintenance of the car park to prevent any further unauthorised access.

If this does not happen you will be served a Community Protection Notice (CPN). The purpose of a CPN is to stop conduct which unacceptably affects the community.

Breach of a CPN is a criminal offence punishable by a fine of up to £2,500 for individuals and £20,000 for organisations. It may also result in a £100 fixed penalty notice. The Council may also have power to seize items and to carry out works to remedy the breach and recover its costs in doing so.

I would therefore strongly advise you to comply with the requirements of this warning letter and I will continue to oversee this case with regards to your compliance. I trust the above clarifies my present position on the matters raised and I anticipate your full co-operation.

Should you wish to discuss any of the items raised in my letter, please contact me using the above contact details.

Yours sincerely

Mr Stephen Crundwell
Housing and Enforcement Officer
Neighbourhood Services

01st June 2021

Department: Neighbourhood Services
Contact Name: Stephen Crundwell
Contact No:
Our Ref: SCR/242502
Email

Mr Gurpreet (George) Bhambra
Three Tuns Bar and Grill
124 Bath Road
Slough
SL1 3XL

Important: Warning of Community Protection Notice

Antisocial Behaviour Crime and policing act 2014, section 43.

Dear Mr Bhambra,

Slough Borough Council has reason to believe that your unreasonable conduct is having a detrimental effect, of a persistent or continuing nature, on the quality of life of those in the locality.

The conduct considered to be causing the detrimental effect is:

- You have failed to prevent unauthorised vehicular access and of persons onto your land at the car park Three Tuns Bar and Grill, Slough. Allowing for the unauthorised vehicular access and people, staying at or visiting off to the land.

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Should you wish to discuss any of the items raised in my letter, please contact me using the above contact details.

Yours sincerely

Mr Stephen Crundwell
Housing and Enforcement Officer
Neighbourhood Services

01st June 2021

Department: Neighbourhood Services
Contact Name: Stephen Crundwell
Contact No:
Our Ref: SCR/242502
Email

Mr Sandy Bhambra
Three Tuns Bar and Grill
124 Bath Road
Slough
SL1 3XL

Important: Warning of Community Protection Notice

Antisocial Behaviour Crime and policing act 2014, section 43.

Dear Mr Bhambra,

Slough Borough Council has reason to believe that your unreasonable conduct is having a detrimental effect, of a persistent or continuing nature, on the quality of life of those in the locality.

The conduct considered to be causing the detrimental effect is:

- You have failed to prevent unauthorised vehicular access and of persons onto your land at the car park Three Tuns Bar and Grill, Slough. Allowing for the unauthorised vehicular access and people, staying at or visiting off to the land.

The detrimental effect is:

- The unauthorised vehicles and persons on your property have interfered with your neighbours' quiet enjoyment of their h
- The unauthorised vehicles and persons on your property have caused intimidation and harassment to local residents.

This detrimental effect is to cease within 14 days or by the 16th June 2021. You must also contact me to discuss what arrangements have been made for the ongoing maintenance of the car park to prevent any further unauthorised access.

If this does not happen you will be served a Community Protection Notice (CPN). The purpose of a CPN is to stop conduct which unacceptably affects the community.

Breach of a CPN is a criminal offence punishable by a fine of up to £2,500 for individuals and £20,000 for organisations. It may also result in a £100 fixed penalty notice. The Council may also have power to seize items and to carry out works to remedy the breach and recover its costs in doing so.

I would therefore strongly advise you to comply with the requirements of this warning letter and I will continue to oversee this case with regards to your compliance. I trust the above clarifies my present position on the matters raised and I anticipate your full co-operation.

Should you wish to discuss any of the items raised in my letter, please contact me using the above contact details.

Yours sincerely

Mr Stephen Crundwell
Housing and Enforcement Officer
Neighbourhood Services

THAMES VALLEY POLICE

Division/Station : HQ Licensing

From : Debie Pearmain
Police Licensing OfficerTo : Licensing Manager
Slough Borough Council

Ref :

Date : 25th August 2021

Tel.No. 01865 854022

Subject :

Premise Licence Review Application –The Three Tuns, 124 Bath Road, Slough, SL1 3XL

Thames Valley Police received the following report, in relation to a review of this Premises Licence. The review was submitted by a local resident, under the Prevention of Public Nuisance Licensing Objective.

Below, I have detailed my involvement with the premises:

28/06/2019 - 21:45 p.m.

I attended the premises with Nicola Keegan, Licensing Officer, SBC. Nicola informed the DPS of ongoing noise nuisance complaints from customers in the garden area. The DPS was advised to document the car park controls and lock the car park overnight. Whilst we were at the premises, the door staff member had to be reminded, to make sure that he was wearing his SIA Badge. He had it in his wallet at the time of our visit.

05/10/2019 – 01:50 a.m.

Report of an argument which had occurred between two different groups of people. No complaints were made from either group, but when the CCTV was viewed, it revealed pushing and shoving between the group. Staff stated that none of the persons involved had been in the pub. Police attended.

21/03/2019 – 00:37 a.m.

Report from member of the public that the premises was having a 'lock-in'.

18/09/2020 – 10.10 p.m.

I attended the premises with Police Officers and Tola Idowu, Licensing Officer, Slough Borough Council at the above time, to ensure compliance of the COVID Secure measures. As we entered the pub through the front door, we were immediately aware that customers were standing at the bar and around the bar area. Some of these customers were drinking alcohol. At one point, I had to position my body to be able to move through the customers who were standing around me, so that I did not come into contact with them. I would say that there was approximately 20 people, male and female in the bar area. I did not observe any social distancing whatsoever, amongst these customers. I felt very uncomfortable in this situation and made the decision to not go any further into the pub. I felt the risk was far too high. I recognised one of the General Managers, so I raised my right hand to him and asked him to come outside, so that I could talk to him. Once outside, I asked the Manager if he was aware that we were in the middle of a pandemic? He looked at me and asked if there were a problem. I informed him that I was shocked to witness 1. so many people standing in the bar area, 2. the lack of social distancing in the pub and 3. the fact that there didn't appear to be anyone making sure that all customers details were being taken, for track and trace, even though they had a door staff member working. I asked the Manager for his details. The Manager gave his name as Attinder Singh. I asked him if he was a 'Personal Licence Holder' and he informed me that he was not. I formally handed him a letter and requested that he give this to

the DPS. The DPS - Gurpreet Bhambra - contacted me later that evening at 23:24 and I updated him with our concerns and that we would discuss this further at a pre-arranged meeting, to be held on Friday 25th September 2020 at Slough Police Station.

25/09/2020 1.30 p.m.

Pre-arranged meeting with Gurpreet Bhambra, DPS, Sandy Bhambra, Drew Milne, BDM, Greene King, Rachael Rumney, Senior Licensing Officer, SBC, Linda Corcoran, Resilience & Enforcement Officer, SBC, Stephen Crundwell, Housing & Enforcement Officer, SBC and Debie Pearmain, Police Licensing Officer. The meeting was held at Slough Police Station. Debie Pearmain opened the meeting and made introductions. It was specified that we wanted to work with the management of the premises, which was the reason for the meeting.

Debie Pearmain asked the DPS and the Solicitor, if they were aware of the visit on Friday 18th September 2020 and the concerns that were witnessed during the visit. They all stated that they were aware of the concerns, as the statement from the Officer and Debie Pearmain, had been emailed through to them. Debie Pearmain stated that she did not intend to read through the statement, as the DPS had seen it, but stated that several other pubs had been visited on that evening and this was the worst pub that she had visited. She stated that the customers were not being managed in relation to COVID Secure measures, no social distancing around the bar area, no control over Track and Trace, as no-one was monitoring this all the time at the front door. The doorman who was working that evening, was not very pro-active. Debie Pearmain mentioned that the door staff member also had to manage the outside area as well and having just one doorman to do this and monitor the door, was not sufficient.

Drew informed everyone that as the new Legislation had come into force the day before and a lot of the concerns during the visit, will be addressed. All customers will be seated and all customers/staff, will have to wear a face covering. We were informed that they now have a host at the front door and all COVID measures were now in place.

Debie Pearmain then informed the DPS that she did not have the finer details, but she was aware of a visit by Immigration at the end of last year. Drew informed us that Immigration had not taken this further, due to the staff member's visa having expired and the other person involved, was a customer.

Debie Pearmain then informed the Management that there was an incident reported to TVP at 01.33am on the 06/09/2020. The report was of a fight in progress in the car-park. The other report to TVP was dated 01/08/2020 at 02.33am was a report of a female being assaulted inside the pub.

Debie Pearmain then informed the DPS that we had received drugs intelligence at the premises. Debie Pearmain asked if the DPS had noticed an issue with drugs at the premises? Drew informed those attending that the Management have a zero tolerance view on drugs. The toilets were monitored for any illegal activities and they also monitor the car-park area. We were also informed that they had banned customers, who had been found with drugs. Debie Pearmain then stated that those customers who have been banned, should be put forward for a Pub Watch Ban, but the attendance of the Management had been poor at the Pub Watch meetings. Debie Pearmain then gave the details of the next Pub Watch meeting, which was the following Thursday and the DPS confirmed that he would attend that meeting. Debie Pearmain also stated that when the 22:00 hours closing time has been lifted and the Management still need to have tighter control and management of the premises.

Debie Pearmain then handed over to Linda and Stephen, who informed the DPS that they had received ASB complaints about the car-park area. Noise diaries had been submitted by local residents. Some of the complaints, had highlighted loud music between 1am and 2am – 12.30pm – 02.00am.

It was highlighted that the car-park is insecure. It was agreed that the car-park would be looked at with a view of improvements being carried out. Rachael suggested 1. better brighter lighting, 2. CCTV to cover more of the car park area and 3. some sort of barrier again.

Drew informed everyone that they wanted to work with the neighbours and it was noted that perhaps some of the visitors to the car-park, are not the customers of the pub and by addressing some of the problems in this area, it will make it more difficult for people to sit in their cars and play loud music etc..

Drew informed everyone that he would speak to the DPS about the car-park and email Debie Pearmain any updates, so that she can pass on the information.

Debie Pearmain concluded the meeting, by informing the DPS that the premises would be checked and if any breaches were found, further action would be taken, which could include, an expedited review and/or, a prosecution for offences

01/06/2021

Pre-arranged meeting with Gurpreet Bhambra, DPS, Sandy Bhambra, Drew Milnes, BDM Greene King, Tola Idowu, Licensing Officer, SBC, Linda Corcoran, Resilience & Enforcement Team Leader, Stephen Crundwell, Housing & Enforcement Manager and Debie Pearmain, Police Licensing Officer. Meeting held at Windsor Police Station.

Debie Pearmain opened the meeting and introduced the participants. Further to the meeting held on the 25th September 2020, the DPS was informed that the Enforcement Team, had received further noise complaints, reports of loud music with a lot of these occurring quite late and some complaints, coming from the car-park.

Debie Pearmain then handed the meeting over to Stephen and Linda. Stephen went through some of the complaints he had received from residents, which were related to ASB from the car-park. A video was played of loud music and noise at 02.46am on the morning of the 23rd May 2021. The DPS denied that this was his premises and stated that they were closed by that time. Stephen and Linda also added that they were disappointed that nothing seemed to have been done with regard to the car-park, since the September meeting the previous year. Drew stated that the gate had been fixed by the DPS. It was said that there had not been any noise complaints during Lock Down and as soon as Lock Down had been lifted, the complaints started again.

We were informed that the noise issues were not from the pubs customers and that the noise, could be coming from the Metro Bank car-park. It was pointed out the complainant was adamant that the issues were coming from the pub and the car-park and that the complainant, is a reasonable person. It was agreed that perhaps some of the people using the car park were not visiting the pub and that the main issue, seems to be the car-park. The car park needs to be examined and secured. At the moment, it is very easy for people to access the car-park after business hours. Stephen informed everyone that he had spoken to Sandy on the 23rd April 2021, to inform him of the noise complaints that were still being received. We were told that the gate is now locked at 2am.

Debie Pearmain stated that due to the reports of loud music / noise during the early hours of the 23rd May 2021, the Police will need to ensure that the hours on the licence, are being strictly adhered to.

Drew stated that they want to work with and be good neighbours. They asked if the complainant would be willing to meet with them and sit down and discuss the issues. It was also said that if the complainant wishes to contact George on 07947354261 he would try to deal with issues that way.

Linda stated that due to the lack of anything having been done to secure the car park since the last meeting, it was appropriate to serve a Community Protection Notice on the DPS and the Premises Licence Holders. This gives the DPS and PLH, 2 weeks to make improvements. The Notices, were then served at the meeting.

20/08/2021 -17:40 p.m.

Attended the premises with Immigration Officers and NH Officers as Immigration had received intelligence / information, about illegal working at the venue.

The DPS was not on site, at the time of the visit and we spoke to Ms leena Pahuja, non - Personal Licence Holder. Leena informed them that the DPS was on his way back to the pub. At 17.44 p.m. the DPS, Gurpreet Bhambra arrived at the premises. Immigration Officers spoke with him - all persons checked at the time of the visit were all in order.

Debie Pearmain conducted a Licensing check with the DPS and found the following issues: The timing shown on the CCTV was incorrect – the time displayed was 16:17 p.m. whereas the actual time was 17:52 p.m.. The date was correct. Advice given to ensure that this was corrected ASAP.

Debie Pearmain mentioned the Pub Watch meetings and that she had not seen anyone from the pub, in attendance. It is a Condition on the Premises Licence that they attend.

There was no CCTV covering the external garden area - this also is a Condition on the Premises Licence.

Debie Pearmain asked the DPS to confirm with her, when the above had been rectified, as two of these are Conditions of the Licence and are currently being breached.

Debie Pearmain also asked the DPS if he was happy with Leena being classed as a 'Responsible Person' designated by the Licence holder, in his absence, as per Condition number 13 on the licence. The DPS told her he was happy with this.

During a conversation with Gurpreet the DPS, he felt that we were working against him. Debie Pearmain explained to him that Immigration had received information of illegal working and consequently, had to attend the venue. We the Police, had supported the Immigration Officers and her role, was to check that the Licence Conditions were being adhered to. She informed the DPS that she was aware that Immigration officers had attended the venue on at least 4 occasions, the last visit being in February 2020. On each occasion, people were found who should not have been working and action had been taken for illegal working. The DPS then informed her that he was taking a more active role in the business now and this sort of thing, will not happen in future.

Debie Pearmain can confirm that Immigration Officers have attended the premises on the following dates:

09/10/2013 – 3 x arrests made and a Civil Penalty Referral Notice was served for illegal working

06/08/2015 – 2 x arrests made and a Civil Penalty Referral Notice was served for illegal working

20/06/2018 – 1 x arrest made and a Civil Penalty Referral Notice was served for illegal working and a Civil Penalty Referral Notice was served for illegal working

02/02/2020 – 2 x arrests made and a Civil Penalty Referral Notice was served for illegal working

24/08/2021

Email sent to Andrew Milne and Greene King updating them of the visit to the venue on Friday 20th August 2021.

Since the meeting held on the 1st June 2021 and the issuing of the Community Protection Notices, some visible works have been done in the car-park area. Unfortunately, the noise issues have continued and can be documented they have been reported by the local resident.

From her last visit at the premises on Friday 20th August 2021, Debie Pearmain, although not undermining the Public Nuisance Licensing Objective at the time of the visit, was very disappointed and concerned to find that there was no CCTV in the external area, which is a Condition on the Premises Licence as well as the lack of attendance at the Pub Watch meetings by the DPS, or a Representative in his place.

The DPS and Management need to ensure that they are adhering to all of the Conditions on this premises Licence and not undermining any of the Four Licensing Objectives. The DPS has been at this premises for over 5 years now and I would expect him to know all of the conditions on the Licence and to be adhering to them all.

Both Slough Borough Council Licensing, the Licensing Resilience & Enforcement Team Leader and Stephen Crundwell, Housing & Enforcement Manager, have tried to work with the Business, with the aim of the business being able to trade successfully and for the local residents quality of lives, not being affected. It would appear that the residents are still being disturbed.

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Date 01st September 2021

Licensing Manager
Slough Borough Council

Department: Resilience and Enforcement Team
Contact Name: Stephen Crundwell
Our Ref: SCR/236661

The Three Tuns, 124 Bath Road, Slough, SL1 3XL

I have detailed my investigation into the noise nuisance complaint with regards the car park at the Three Tuns Public House

19th August 2020 - Noise Diaries sent to Mr Rajpoot

07th September 2020 – Email received from Mr Rajpoot with a copy of the completed noise diary. This indicated that loud base music was being played in the car parking area. Also mentioned in the diary is that sometimes people were heard to be shouting and screaming in the car parking area

There is also a reference to people fighting with a crime ref 102 – 06/09/20

15th September 2020- I emailed Rachael Rumney from Licensing and Debie Pearmain from Thames Valley Police informing them of the complaint and that I am in receipt of a completed noise diary indicating that there is a possible issue of Anti-social behaviour within the car parking area of the Three Tuns Public House. I also asked if there had been any recent reports with regards the car park and also requested a copy of the license

15th September 2020 – Email received from Debie Pearmain no reports of any incidents in car park. Debie mentioned arranging meeting with the Premises Licence Holder and DPS

23rd September 2020 – Email received from Rachel Rumney with License attached.

24th September 2020 – Visit made to Car parking area

25th September 2020 - Pre-arranged meeting with Gurpreet Bhambra, DPS, Sandy Bhambra, Drew Milne, BDM, Greene King, Rachael Rumney, Senior Licensing Officer, SBC, Linda Corcoran, Resilience & Enforcement Officer, SBC, Stephen Crundwell, Housing & Enforcement Officer, SBC and Debie Pearmain, Police Licensing Officer. The meeting was held at Slough Police Station.

Debie Pearmain opened the meeting, introductions were made and the reason for the meeting.

Once Debie Pearmain had discussed several issues she was investigating. Debie then handed over to Linda and myself, we informed the DPS that we had received an ASB complaint about the car-park area. Noise diaries had been received from a local resident. The complaints had highlighted loud base music between 1am and 2am , 12.30pm – 02.00am.

It was highlighted that the car-park is insecure. The barrier was discussed as it looked to be damaged, we were informed that although it was damaged it can still be used to lock the car

park. Lighting was also discussed as well as CCTV monitoring. It was agreed that the carpark would be looked at with a view of improvements being carried out. We were informed by Mr Milne that they wanted to work with the neighbours and that he would contact Debie Pearmain by email to update and that Debie could forward the information on to us.

28th September 2020 – I updated Mr Rajpoot via email with regards the meeting

6th October 2020 – Email received from Mr Rajpoot thanking me for looking into the issues he has been experiencing. However, as the Prime Minister has imposed a 10pm closure on all pubs/restaurants he feels this has temporarily helped restore his sleep.

23RD April 2021 – Email trail received Mr Rajpoot had contacted Finbar McSweeney with regards Marquee concrete obstruction over the boundary wall of the pub on the public footpath and the ongoing noise nuisance

23RD April 2021 – Emailed Debie Pearmain informing her that Slough borough Council have started receiving noise complaints again and was there ever any response back from the Mr Bhambra and Mr Milne with regards The Three Tuns

23RD April 2021 – Email from Debie Pearmain not had any contact from Drew Milne following our meeting on the 25th September 2020.

23RD April 2021 – Telephone call made to Mr George Bhambra explained Slough Borough Council had received complaints with regards noise from the car park. Mr Bhambra said he will monitor and lock the gates when the business closes to stop people accessing the car park

23RD April 2021 - Telephone call made to Mr Rajpoot explained that I have spoken to the landlord and that the landlord will monitor and lock the car park. I also informed Mr Rajpoot that he could send evidence to my work phone via WhatsApp

26th April 2021 – ongoing - Received videos and photographs via WhatsApp from the comp most of the recordings are from the ring doorbell which points out to the front of Mr Rajpoot' s property but does not cover the car park of the Three Tuns. Shouting and screaming can be heard along with traffic noise.

26th April 2021 – Spoke to Mr Rajpoot advised I would like to install Slough Borough Council's Trojan noise recording equipment in his property. Mr Rajpoot said the installation could go ahead.

29th April 2021 – Trojan installed in First Floor bedroom on window ledge that overlooks car parking area of the Three Tuns Public house.

6th May 2021 – Collected Trojan from Mr Rajpoot' s Property.

10th May 2021 - Listened to the recordings made on the Trojan recorder no statutory nuisance proven but could hear some shouting on a couple of recordings.

17th May 2021 - Updated Debie Pearmain and Rachel Rumney although a statutory nuisance was not proven Mr Rajpoot still sends video recordings and logs via WhatsApp. Another meeting to be arranged with the Premises Licence Holder and DPS

1st June 2021 – Telephone call made to Mr Rajpoot informed him of the meeting taking place today at Windsor Police Station. Mr Rajpoot wants me to mention the tree that has been cut down and has been placed by his fence.

1st June 2021 – Pre-arranged meeting with Gurpreet Bhambra, DPS, Sandy Bhambra, Drew Milnes, BDM Greene King, Tola Idowu, Licensing Officer, SBC, Linda Corcoran, Resilience & Enforcement Team Leader, Stephen Crundwell, Housing & Enforcement Manager and Debie Pearmain, Police Licensing Officer. Meeting held at Windsor Police Station.

Debie Pearmain opened the meeting and introduced the participants. Further to the meeting held on the 25th September 2020, the DPS was informed that the Enforcement Team, had received further noise complaints, reports of loud music with a lot of these occurring quite late and some complaints, coming from the car-park.

Debie Pearmain then handed the meeting over to Linda and myself. I went through some of the complaints received from a resident, which were related to the car-park. I played a video of loud music and noise at 02.46am on the morning of the 23rd May 2021. The DPS denied that this was his premises and stated that they were closed by that time. We mentioned that nothing seemed to have been done with regard to the car-park, since the meeting in September 2021. Mr Milne stated that the gate had been fixed by the DPS. It was said that there had not been any noise complaints during Lock Down and as soon as Lock Down had been lifted, the complaints started again. Mr Milne stated that the noise the complainant is hearing is not from their car park but the Metro Bank car-park.

The car park was discussed again and asked why nothing had been put in place since the last meeting we were told that it was difficult to action during the covid lockdown. I mentioned stopping vehicle accessing the end of the car park by means of a chain or barrier on quieter days but was told by Mr Milne that this would give the impression of the pub being empty and would not be good for business and they would look at other ways to deal with this issue. CCTV, signage and lighting was again mentioned.

Mr Milne stated that they want to be good neighbours. They asked if the complainant would be willing to meet with them and sit down and discuss the issues. It was also said that if the complainant could contact George Bhambra on [redacted] and that he would try to deal with issues that way.

Linda stated that due to the lack of action since the last meeting in September, it was appropriate to serve a Community Protection Notice on the DPS and the Premises Licence Holders. This gives the DPS and PLH, 2 weeks to make improvements. The Notices, were then served at the meeting.

02nd June 2021 - Telephone call made to Mr Rajpoot, discussed the meeting that took place yesterday explained that a community Protection Notice Warning had been issued. I also stated that the owner has given me their contact number and is willing to discuss the matter and resolve any issues, Mr Rajpoot said “resolve the matter for how long”? Mr Rajpoot

wasn't happy and said the issue is the license and the times the pub is allowed to be open, he said that its affecting his sleep and his work making him sleep later which is making him wake up later, He said that the council should of acted sooner to resolve his issue. Mr Rajpoot said he would not call the owner as they would then know he is the complainant which could cause reprisals and would the landlord answer the phone in the early hours.

09th September 2021 - Email received from Mr George Bhambra with a list of actions that he has undertaken

1. Fencing has started to be erected along the boundary of the car park – preventing access to vehicular traffic. This will be completed on Sunday. Picture attached.
2. Security patrols of the car park and logs during opening hours. Picture of logs attached
3. We are in dialogue with Premier Park <http://www.premierpark.co.uk> with a view to setting up a contract to have permanent parking enforcement via CCTV/lighting.
4. Removal of excess foliage to rear of car park. Picture attached
5. Closure and locking of car park gate at end of business each night (circa 1.30am on weekends). Picture attached
6. Display of prominent notices requesting customers respect the neighbour at exit points and in the car park. Pictures attached.
7. More 'Private Car Park- No Unauthorised Parking' 'CCTV in Operation' signs have been ordered. These will run along the railing facing the car park. Pictures attached.

16th June 2021 – Telephone call made to Mr Rajpoot. Mr Rajpoot said that people are still making noise in the car park, although Saturday was quiet but this might of been because of the hot weather. Mr Rajpoot said he has been suffering for 2 and 1/2 years. I again asked if he is willing to liaise with the landlord he said no. Noise is still the problem and a little bit of fencing is not stopping people gaining access to the car park. I asked if noise from the pub was an issue he said this was adhoc and the noise from people in the car park making the noise is the problem. Mr Rajpoot said licensing should be taking action, he said that if people are shouting and screaming in the car park then they should be told not to make noise. I explained that because the landlord has taken some action with regards what was discussed at the meeting then a full Community Protection Notice cannot be issued at the moment and that the pub will need to be monitored. Mr Rajpoot stated that he will speak to councillor.

23rd June 2021 – Email below sent to Mr George Bhambra.

Dear Mr Bhambra,

Thank you for your email and the list of actions that you've already put into place and further ones to be looked into.

Unfortunately we are still receiving reports of ASB from our complainant on a regular basis which I have listed below.

Monday 7th June

10:35pm - people shouting and car playing loud music with base

Thursday 10th - Friday 11th June

11:30pm - 2:30am - people talking loud and shouting in car park

Friday 11th - Saturday 12th June

10:45pm - people talking loud / shouting

11:30pm - car loud music and base

11:40pm - people shouting in car park

12:48am - people talking loud in car park, Continues until 1:26am - people shouting in car park

Wednesday 16th June

10:50pm - people shouting

Friday 18th June

10:40pm - pub playing loud music - can feel base and treble

11:50pm - people shouting and talking loud in the car park, This continued until 12:44am

Video footage has also been provided to me as evidence, that shows four people having a loud conversation in the early hours (1:44am) of the morning of Saturday 19th June. This takes place at the far end of the car park, I would assume they are patrons as they are talking about drinking in your establishment and that they are able to order 5 drinks in one go, not like other pubs.

Could you please provide me with the monitoring logs for the Friday to Sunday of the last two weekends.

We acknowledge that some measures have been put into place to prevent these issues, but your car park is still causing ASB with patrons causing a nuisance to the local resident.

Can you please advise me on what further preventative action/measure's you will be put into place to prevent this happening and if this does not stop the ASB nuisance then I will be left, with no option but to issue a full Community Protection Notice.

Kind Regards,

Stephen Crundwell

24th June 2021 Email below received from Mr Milne

Hi Stephen,
Thank you for your email.

Please can you provide copies of the evidence video's for the alleged incidents listed below. We will be meeting later today to discuss the actions we have taken so far to ensure we are doing what is viable and economically feasible to arrest the ASB issues. Following the review today we will be able to provide you with the security logs and our response to the allegations.

We would also request your further advice/recommendation on what action/measures are required to satisfy your complainant, please can you also advise on the visits that Slough Council and the Police have undertaken since our last meeting and any issues that have been noted on these visits or drive-bys.

We note that there has also been no direct contact from the complainant to George to highlight the issues directly.

Thank you for your help on this and as discussed at our meeting we are keen to work with you and the neighbourhood, however, this needs to be done in an effective and proportionate manner for all.

Best Regards

Drew Milne | Business Development Manager

24th June 2021 Email sent to Mr Rajpoot

Dear Mr Rajpoot,

Thank you for the videos sent via WhatsApp to my work phone.

I Have informed the brewery and the DPS that I have been passed video evidence that clearly shows people congregating at the top end of the car park and having a loud conversation at 1:44am on Saturday the 19th June 2021. As the CPN Warning is still in place, I informed them that although they have taken some actions and that further actions are to be looked into. The car park is still a problem and that a full CPN could be issued.

I had a quick response back from the brewery and they have asked to see the video that you sent that shows the people talking loudly and saying that they can buy five drinks in one go. With your permission I would like to forward this video on to them.

On receipt of this email could you please confirm that you authorise me to send this video on to them.

The brewery have also advised me that there has been no direct contact from you to the DPS with regards to your complaint, they are still looking at working with you to try and resolve the matter.

Kind Regards,

25th June 2021 – Email received from Mr Rajpoot stating that he is not authorising any video evidence to be shown as the video clearly shows his property and would identify himself as the complainant. The video evidence is only to show and prove his case for the council to action. Mr Rajpoot also stated that he is not willing to lodge his complaints at 1am to the management of the pub to resolve and that these issues have been ongoing since 2019 and the management have taken no action since and if he needs to raise these problems to the management at these times then evidently these problems are not resolved. He also stated that he complaint to the council as a resident and expect the resolution to be found through

the council intervention.

.5th July 2021 – Email sent to Mr Rajpoot by Linda Corcoran and Russel Denney-Clarke

Date 5th July 2021

Department: Place | Regulatory
Contact Name: Linda Corcoran / Russell Denney-Clarke
Contact No: 01753 475111

Email:

Our Ref: 313277

Mr Rajpoot

By email:

Dear Mr Rajpoot,

Thank you for your emailed communication in relation to the noise from the Three Tuns Public House.

I am sorry you were not satisfied with the previous replies given and I note the emailed feedback given to the council by Councillor Waqas Sabah on 22nd June.

I have therefore investigated the content and am responding under Stage 2 of the council's complaint procedure.

Response from Resilience and Enforcement

Investigations have been carried out by our investigating officer Stephen Crundwell, under the Environmental Protection Act 1990 section 79 on Noise Nuisance, with noise recording equipment being deployed into your property, for you to record the noise nuisance that was affecting you at that time. On downloading the recordings there was insufficient evidence to state that there was a statutory noise nuisance.

Stephen Crundwell has continued to investigate all of the issues that you have been reporting to him, coming from the Three Tuns public house car park and that you have provided him with videos and recordings through WhatsApp. With this he had arranged a second meeting with the designated premises supervisor, a representative from the brewery, Slough Borough Council licensing officer, Thames Valley Police Licensing officer and myself on the 2nd June 2021. Within this meeting again we voiced the issues that were affecting our complainant and I then served them with a warning community protection notice under the Anti-social Behaviour, Crime and Policing Act 2014. This warning CPN has not been removed and after the serving of this notice the DPS and brewery have taken measures on trying to prevent the ASB.

Stephen has been in regular contact with yourself and Mr George Bhambra, one of the DPS of the Three Tuns Pub, regarding the issues you are reporting to him.

On the 24th June 2021 Stephen sent an email to you requesting for your permission to show Mr Bhambra the video that you had sent him on the 19th June 2021, after discussing this issue with Mr Bhambra, Mr Bhambra asked to see this video. In your reply email to Stephen, you told him that you did not authorise any video evidence to be shown and that the video evidence is only to show and prove your case for the council to action and that the videos clearly show your property and would identify you as the complainant and if this issue was to go court then your stance on this would change.

Unfortunately the council cannot take formal action in this way, as with these type of complaints we investigate, we have to put a case together for our legal team, with all the evidence provided by the witnesses and investigating officer. The evidence produced will need to be exhibited by each individual person who had witnessed the incidents and to produce it as their own exhibits and will also need to be willing to be a witness in their case, to attend court if the decision by our legal team was taken to go to court, where there has been substantial evidence for an offence that has happened and continues to happen.

Response from Licensing

We have done all we legally can to ensure the premises licence is being adhered to and the licensing objectives are being met.

My team has been liaising with Thames Valley Police and the following has been agreed:

We will continue to monitor and engage with the premises making them aware of the continued complaints. We will advise them to utilise their door staff in the monitoring of the rear garden, car park and on customers as they leave the premises. Additionally the requested improvements to the security of the car park have been made by the premises.

Under the Licensing Act 2003, the you can cause a licence to be reviewed (the relevant forms and guidance are attached); Please note the points on page 2, which we (along with housing enforcement) have already done.

This sets out a formal legal process for making a review application. A review is the only way to make amendments to an existing premises licence, such as a reduction in licensable hours or to alter the premises licence conditions. In this instance it would be up to the you to make that review application, however it must be based on actual evidence that the premises is causing a statutory nuisance.

You are free to seek your own legal advice from a Licensing specialist who could assist you with making the review application.

Please be assured your complaint has been fully considered and investigated.

On this occasion a different answer would be unable to be given if your complaint was escalated to stage 3.

Therefore if you remain dissatisfied with my stage 2 response, your next step would be contacting the Local Government & Social Care Ombudsman.

Their contact details are; Local Government & Social Care Ombudsman, PO Box 4771, Coventry, CV4 0EH

Telephone: 0300 061 0614 Website: www.lgo.org.uk

Yours sincerely

Linda Corcoran
Resilience and Enforcement Lead

Russell Denney-Clarke
Trading Standards & Licensing Manager

4th July 2021 onwards – No more correspondence received from Mr Rajpoot

Mr Stephen Crundwell
Resilience and Enforcement,
Slough Borough Council

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