

The Licensing Clerk
Environmental Health & Trading Standards
South Derbyshire District Council
Civic Offices
Civic Way
Swadlincote
DE11 0AH

Fax (01332) 613087

(01332) 613036
Sgt Wallace, Licensing Manager
LA03/D 697

Tuesday 26th July 2005

Dear Sir / Madam,

LICENSING ACT 2003 APPLICATION – NOTICE OF POLICE REPRESENTATION.

Re:- Hawk & Buckle, Etwall

With reference to the above application, please take this letter as formal notification that it is the intention of the Police to make formal representations in respect of this application on the grounds that:

In its' current form it undermines the key Licensing objectives as indicated below:

- | | | |
|----|--------------------------------------|-------------------------------------|
| 1. | The Prevention of Crime & Disorder | <input checked="" type="checkbox"/> |
| 2. | Public Safety | <input checked="" type="checkbox"/> |
| 3. | The prevention of Public Nuisance | <input checked="" type="checkbox"/> |
| 4. | The protection of children from harm | <input type="checkbox"/> |

A separate letter will be sent giving further explanation.

Alec Wallace

Yours faithfully

Sgt Alec Wallace,
Derby Police Licensing Team
01332 613 254
E-Mail alec.wallace.2837@derbyshire.pnn.police.uk

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Dear Sir / Madam.

POLICE REPRESENTATIONS TO LICENSING ACT 2003 APPLICATION.

RE: Hawk & Buckle, Etwall, Derbyshire.

PRIVATE AND CONFIDENTIAL

PLEASE NOTE:

The information contained in this letter does not form part of the 'Notice of Police representation'.

Please disclose to the Licensing Authority/ Licensing Committee and Applicants only at this stage.

Disclosure to other parties prior to hearing may prejudice any alternative dispute resolution process and subsequent committee hearing / court appeal.

The Hawk & Buckle has asked to be allowed to serve alcohol until 1am 7 days a week, and whilst it is accepted that the style, concept and location of this venue is not considered "high risk", the Swadlincote police section inspector has concerns that he may not have the resources to deal with incidents that might occur at the premises, due to the large geographical area covered by Swadlincote police section and the limited resources available.

It is suggested that a terminal hour of midnight for weekdays (Sunday – Thursday), and 01:00hrs for Friday and Saturday would be more manageable for the police resources available.

Also the Association of Chief Police Officers (ACPO) recommends that only 12 "discretionary" events should be permitted, for which the police must be notified in writing not less than 14 days before the event, and that police shall have absolute veto over any events that are likely to impact on the four licensing objectives.

If the application is amended to reflect the above, then the police will be in a position to withdraw the objection, thereby negating the need for a formal committee hearing.

Should you wish to discuss the matter further then please do not hesitate to contact me.

Yours faithfully

Alec Wallace

PRIVATE AND CONFIDENTIAL

-----Original Message-----

From: Derby.Licensing@Derbyshire.PNN.Police.UK [mailto:Derby.Licensing@Derbyshire.PNN.Police.UK]

Sent: 19 August 2005 09:46

To: Consultation; craig@john-gaunt.co.uk

Subject: Withdrawal of Police Representation Hawk & Buckle, Etwall

Dear Sirs,

As a result of an Email from Gaunt's solicitors (copied below), I am pleased to say that as far as the police are concerned this has resolved all outstanding issues with the premises known as The Hawk & Buckle at Etwall.

Please take this Email as formal notification that the police are withdrawing the representation for the Hawk & Buckle, and will not be attending the committee hearing on 31st August 2005.

Yours sincerely

Shaun Bounds

-----Original Message-----

From: Craig Burman [<mailto:craig@john-gaunt.co.uk>]

Sent: 18 August 2005 13:03

To: Wallace, Alec, 2837

Cc: Phil.Tolley@theunionpubcompany.co.uk

Subject: Hawk & Buckle, Etwell

Sergeant Wallace

I confirm that our client agrees to the proposed conditions in the police representation in respect of the above premises, namely a terminal hour of 12 midnight Sunday to Thursday and 1am Friday and Saturday, and also to reduce the non specific extensions to 12, rather than 20, on 14 days written notice, and include a right of veto to the Police, such right of veto not to be unreasonably exercised.

Please could you confirm that the Police representation will be withdrawn on this basis.

Thank you

Craig Burman

0114 2296703

John Gaunt & Partners (Solicitors)

Omega Court 372 Cemetery Road, Sheffield S11 8FT Telephone 0114 2668664: Fax 0114 2660101

Partners: John Gaunt Katharine Redford Tim Shield Michelle Hazlewood

Associates: David Hollis Craig Burman

