



Wednesday, 6 February 2019

LICENSING SUB-COMMITTEE

A meeting of **Licensing Sub-Committee** will be held on

Thursday, 14 February 2019

commencing at **9.30 am**

The meeting will be held in the Meadfoot Room, Town Hall, Castle Circus,
Torquay, TQ1 3DR

Members of the Committee

Councillor Lewis (B)

Councillor Thomas (D)

Councillor Thomas (J)

A prosperous and healthy Torbay

For information relating to this meeting or to request a copy in another format or language please contact:

Lisa Antrobus, Town Hall, Castle Circus, Torquay, TQ1 3DR
01803 207087

Email: governance.support@torbay.gov.uk

www.torbay.gov.uk

LICENSING SUB-COMMITTEE AGENDA

1. **Election of Chairman/woman**

To elect a Chairman/woman for the meeting.

2. **Apologies**

To receive apologies for absence, including notifications of any changes to the membership of the Committee.

3. **Declarations of interests**

(a) To receive declarations of non pecuniary interests in respect of items on this agenda

For reference: Having declared their non pecuniary interest members may remain in the meeting and speak and, vote on the matter in question. A completed disclosure of interests form should be returned to the Clerk before the conclusion of the meeting.

(b) To receive declarations of disclosable pecuniary interests in respect of items on this agenda

For reference: Where a Member has a disclosable pecuniary interest he/she must leave the meeting during consideration of the item. However, the Member may remain in the meeting to make representations, answer questions or give evidence if the public have a right to do so, but having done so the Member must then immediately leave the meeting, may not vote and must not improperly seek to influence the outcome of the matter. A completed disclosure of interests form should be returned to the Clerk before the conclusion of the meeting.

(Please Note: If Members and Officers wish to seek advice on any potential interests they may have, they should contact Governance Support or Legal Services prior to the meeting.)

4. **Urgent items**

To consider any other items that the Chairman decides are urgent.

5. **Licensing Act 2003 – An application for a Review of a Premises Licence for Bolton Hotel, New Road, Brixham TQ5 8LT**

(Pages 3 - 146)

To consider an application for a Review of a Premises Licence in respect of the Bolton Hotel, New Road, Brixham.



Briefing Report No:

Public Agenda Item: **Yes**

Title: **Licensing Act 2003 – An application for a Review of a Premises Licence for Bolton Hotel, New Road, Brixham TQ5 8LT**

Wards Affected: **Berry Head with Furzeham**

To: **Licensing Sub Committee**

14 February 2019

Contact Officer: **Mandy Guy**

☎ Telephone: **01803 208124**

✉ E.mail: **Licensing@torbay.gov.uk**

1. Key points and Summary

- 1.1 To consider and determine an application, in respect of the Premise detailed above, for a Review of a Premises Licence.
- 1.2 The application relates to all the Corporate Priorities within the Community Plan.
- 1.3 The matters raised relate to the Licensing Objectives “The Prevention of Crime and Disorder”.
- 1.4 Under regulations to the Licensing Act 2003 (the Act) the Licensing Authority (the Authority) must hold a hearing to consider the application and any relevant Representations.

The Authority must have regard to the application and any relevant Representations and take one or more of the steps as detailed below as it considers appropriate for the promotion of the Licensing Objectives.

The steps are –

- (a) to modify the conditions of the licence;
- (b) to exclude a licensable activity from the scope of the licence;
- (c) to remove the Designated Premises Supervisor;
- (d) to suspend the licence for a period not exceeding three months;
- (e) to revoke the licence;
- (f) to do nothing;

and for this purpose, the conditions of the licence are modified if any of them are altered or omitted or any new condition is added.

If the licence is subject to sections 19, 20 and 21 (requirement to include certain conditions in Premises Licences) they remain.

Where the Authority takes a step to modify the conditions or exclude a licensable activity, it may provide that the modification or exclusion is to have effect for only such period (not exceeding three months) as it may specify.

- 1.6 Reasons for the decision must be given for inclusion in the appropriate Notices required to be served on the Interested Parties and Responsible Authorities at the determination of the matter.

2. Introduction

- 2.1 The application has been made under Section 51 of the Act for a Review of the Premises Licence, at the Premise detailed above.

A brief description of the Review is as follows:

The application has been submitted by the Police and concerns matters relating to the Licensing Objective “The Prevention of Crime and Disorder”.

The grounds for Review as stated in the application are as follows:-

In 2018 there has been a significant increase in recorded crime and police logs at this premises. In addition there have been 6 applications to vary the DPS, the last two of which the police have objected to as the persons nominated have clearly not been suitable or competent to run a licensed premises, and particularly one that authorises the sale of alcohol until 1.30am on Friday and Saturday nights.

In addition the premises has recently been carrying out licensable activities despite several of the conditions on the licence not being complied with.

The Premises Licence Holders, Punch taverns Ltd, do not appear to be taking any responsibility for assessing persons they nominate as the DPS or ensuring that their premises is run in compliance with the Licensing Act 2003.

Details of the application are shown in Appendix 1.

A copy of the current licence, including the plan of the premises is attached as Appendix 2.

- 2.2 Torbay Council as the Licensing Authority, is satisfied that the Applicant is a person as defined under the Act as being entitled to make such application and that the application is not frivolous or vexatious. The Authority is also satisfied that the administrative requirements of Section 51(3) (a) and (b) have been met and that the application is therefore, properly made.

We have received a Representation from an Interested Party in relation to the Licensing Objective “The Prevention of Crime and Disorder”. This is shown as Appendix 3.

There have been no Representations from other Responsible Authorities or any other Interested Party.

- 2.3 The Authority is required to conduct a hearing under provision of Section 52(2) of the Act.
- 2.4 Appropriate Notices have been issued to all parties, as required by the Licensing Act 2003 (Hearing Regulations) 2005, including, where appropriate, details of the Representations and the procedure to be followed at the hearing.
- 2.5 Once the matter is determined, a Right of Appeal to the Magistrates' Court is granted by Section 181 of the Act and, by Paragraph 8(2) of Schedule 5 to :-
 - (a) the Applicant for the Review,
 - (b) the holder of the Premises Licence, or
 - (c) any other person who made relevant Representations in relation to the application.

In the event that an Appeal is entered, the determination will not have affect until the Appeal is either determined or withdrawn.

- 2.6 Following such Appeal, the Magistrates' court may:-
 - (a) dismiss the Appeal,
 - (b) substitute for the decision appealed against any other decision which could have been made by the Licensing Authority, or
 - (c) remit the case to the Licensing Authority to dispose of it in accordance with the direction of the Court,and may make such an order as to costs as it thinks fit.

Steve Cox
Environmental Health Manager (Commercial)

Appendices

- | | |
|------------|--|
| Appendix 1 | Application for Review |
| Appendix 2 | A copy of the Premise Licence |
| Appendix 3 | Representation from an Interested Party. |

Documents available in members' rooms

None

Background Papers:

The following documents/files were used to compile this report:

Torbay Council Licensing Policy 2016-2021.



TORBAY COUNCIL

LICENSING ACT 2003

20 DEC 2018

APPLICATION FOR THE REVIEW

COMMUNITY SAFETY

OF A PREMISES LICENCE OR

CLUB PREMISES CERTIFICATE

NOTIFICATION

Information held by Torbay Council complies with and is held in accordance with the UK Data Protection Act 1998. The information that you provide on this form will only be used for this application form and will only be disclosed where necessary under any applicable legislation.

Information may also be shared for the prevention and detection of crime, for example with the police and other agencies as required by law, such as the Audit Commission under the National Fraud Initiative data matching exercise.

You have a right of access to your personal information. If you wish to access your personal information or exercise any of your rights under the legislation then please contact Torbay Council's Information Governance team on 01803 20 7467. Further information can be found on the Information Governance pages on Torbay Council's Internet site at, www.torbay.gov.uk

Completed forms should be returned to:

Environmental Health Manager (Commercial)

Torbay Council

Community Safety

C/O Torquay Town Hall

Castle Circus

Torquay

TQ1 3DR

Contact Details:

Tel: 01803 208025

Web: www.torbay.gov.uk

Email: licensing@torbay.gov.uk

**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 Julie SMART, Police Licensing Officer for the Torbay area

(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 Bolton Hotel New Road	
Post town Brixham	Post code (if known) TQ5 8LT

Name of premises licence holder or club holding club premises certificate (if known) Punch Taverns Limited
--

Number of premises licence or club premises certificate (if known) PL0455

Part 2 - Applicant details

I am 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) X
- 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

First names

I am 18 years old or over

Please tick ✓ yes

Current postal address if different from premises address

Post town

Post Code

Daytime contact telephone number

E-mail address (optional)

(B) DETAILS OF OTHER APPLICANT

Name and address

Telephone number (if any)

E-mail address (optional)

(C) DETAILS OF RESPONSIBLE AUTHORITY APPLICANT

Name and address Devon and Cornwall Police Police Station South Street TORQUAY Devon
Telephone number (if any) 01803 218900
E-mail address (optional) Julie.smart@devonandcornwall.pnn.police.uk

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

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

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

In 2018 there has been a significant increase in recorded crime and police logs at this premises. In addition there have been 6 applications to vary the DPS, the last two of which the police have objected to as the persons nominated have clearly not been suitable or competent to run a licensed premises, and particularly one that authorises the sale of alcohol until 1.30 am on Friday and Saturday nights.

In addition the premises has recently been carrying out licensable activities despite several of the conditions on the licence not being complied with.

The Premises Licence Holders, Punch Taverns Ltd, do not appear to be taking any responsibility for assessing persons they nominate as the DPS or ensuring that their premises is run in compliance with the Licensing Act 2003.

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

Please find attached a document which shows the breakdown of crimes recorded at the Bolton Inn, on a yearly basis, since 2005. Pages 1-5.

Please also find attached a document outlining the date that Vary DPS applications were granted by Torbay Council, together with the name of the DPS and the approximate period of time that they were at the Bolton Inn. Page 6

In 2010 you will see that 21 crimes were recorded, and you will also see that during 2010 4 different persons were the DPS.

In 2018 you will see that 19 crimes were recorded, and during this time, 6 persons were nominated as DPS.

You will also find attached a breakdown of incident logs recorded by the police at the Bolton Inn since January 2015. Pages 7 – 10. In respect of 2018 you will see that there are 18 incident logs in respect of the premises, which is a significant increase on the 2 logs recorded in 2017.

I took over responsibility for the Brixham area in November 2017 and at that time my colleague, Licensing Officer Mr Peter Cosby, advised me that he was satisfied with the management of the Bolton Hotel, with the DPS at the time being Mr Stephen Close.

On 3 April 2018 an application to Vary the DPS of the Bolton Hotel into the name of Mr Ian Brierley was received by the police. Mr Cosby dealt with this variation as I was on leave, but on my return he advised me that Mr Brierley was to be the temporary DPS for a very short period of time, until a permanent DPS could be found. Mr Brierley is known to both myself and Mr Cosby as a director of Pub Solutions (South West) Ltd. This business is a pub management company.

Within Mr Cosby's notes in relation to this Vary DPS application he states "Also for information Pub Solution contract for premises is likely to cease end of June 2018. Punch T have the intention of investing in the building and refurbish place under new management". Pages 11-12

On 10 April 2018 the police received a Vary DPS application in the name of Mr Lyndon Stevens. On 16 April 2018 Mr Cosby visited the Bolton Hotel and spoke to Mr Stevens. Mr Stevens informed Mr Cosby that he was leaving the premises on Saturday 21 April 2018, with his last night being Friday 20 April 2018. Mr Cosby noted that Mr Stevens was unaware of the contents of the licence as a copy had not been left at the premises. A further note indicates that Punch Taverns were going to refurbish the premises, at the beginning of June and the premises would be food led with new owners. Pages 13-14.

On 24 April 2018 the police received a Vary DPS application in the name of Mrs Susan Wheeler. Mr Cosby attended the Bolton Hotel on the 26 April 2018, where he met with Mrs Wheeler and gave her a copy of the licence in order that she could ensure that she could meet the requirements detailed therein. Mrs Wheeler told Mr Cosby that she only had a contract to run the premises until September at the latest. Mrs Wheeler had previously operated a licensed premises in Paignton. Both myself and Mr Cosby were satisfied with her management of that premises and therefore we had no concerns regarding her taking over at the Bolton Hotel.

On 15 June 2018 the police received a Vary DPS application in the name of Mr Graham Turner. I dealt with this application and I had intended to visit the premises to meet with Mr Turner however on the 16 July 2018 I updated my workload item that whilst I was hoping to visit Mr Turner, I had been unable to do so due to being extremely busy with a heavy workload.

On 5 November 2018 the police received a Vary DPS application in the name of Mrs Pamela Jerred. On receipt of this application and as a result of some enquiries I conducted, I had concerns regarding

Mrs Jerred and her partner running this licensed premises and I therefore visited the Bolton Hotel on 5 November 2018. I asked Mrs Jerred whether she had any licensing experience and she told me that she had worked at the Old Skools Bar for several years and she had also recently been the DPS at the Railway Inn in Dawlish. Subsequent enquiries revealed that in respect of the Railway Inn, 2 days prior to Mr Cosby going to meet her, she was involved in an incident at the premises.

Enquiries also revealed that on 27 October 2018 Mrs Jerred and her partner had been involved in an incident at the Jolly Judge, Torquay, although the exact details of this incident are not known.

On attending work on Monday 12 November 2018 I noted that there 6 police logs from the weekend concerning various incidents at the premises, as detailed below. I received numerous emails from officers who attended the premises over the weekend indicating that Mrs Jerred was under the influence of alcohol and raising concerns regarding her suitability.

Log 1170 of 09/11/18. PC 17394 Neate attended the premises in relation to a fight outside the Bolton Hotel involving multiple people who were very drunk. When he went in to speak to the DPS and landlady of the Bolton Hotel they were both very drunk also (I believe this to Mrs Jerred and her partner). One of the windows of the Bolton Hotel had been smashed but they didn't even realise this until it was pointed out to them. Page 15.

Log 23 of 11/11/18. At 0015 hrs on that day police were requested to attend the Bolton Hotel as a male was threatening a female with a knife. PC 17097 Jenny Hazlewood attended and on arrival the DPS, Mrs Jerred, was present, together with her partner, and 2 children (2x2 year olds and a 2 year old). These children were due to stay overnight in the rooms above the premises. It was established that there had been an altercation between Mrs Jerred and her partner and the allegation was that he picked up a large kitchen knife and pressed it into Mrs Jerred's stomach, not causing any injuries. The 2 children, and Mrs Jerred's 2 year old child had been present for part of this incident.

Mrs Jerred was highly intoxicated, very unsteady on her feet and slurring her words. She said that the pub had been closed for a while prior to this incident, but when officers arrived the side door of the pub was wide open.

The male was also intoxicated, but not to the same extent as Mrs Jerred. A copy of PC Hazlewood's report is contained at page 16.

In relation to this incident, PC 17113 Peter Randall also sent me an email, which is contained at page 17. You will note that PC Randall raises concerns regarding Mrs Jerred's relationship with alcohol and indicates that he does not feel Mrs Jerred is suitable to be the DPS.

Log 494 of 11/11/18. At 1255 hrs on 11 November 2018 the police were again called to the premises after a report that a female was threatening Mrs Jerred. On police arrival the pub was closed, with the doors locked. The officers had to knock to be let in. On entering Mrs Jerred was present with 3 other males. The males appeared under the influence of drugs and there was evidence of alcohol consumption on the bar and an ash tray that had clearly been used. A copy of PC Hazlewood's report is contained at page 18.

On 13 November 2018 the police objected to the application to Vary the DPS of the Bolton Hotel to Mrs Pamela Jerred. A copy of the objection letter is contained at pages 19-24.

On 26 November 2018 Punch Taverns Ltd submitted an application to Vary the DPS of the Bolton Hotel to Mr Jonathan Hardy. As this superseded the application for Mrs Jerred to be nominated as the DPS, the police withdrew their objection in respect of Mrs Jerred.

On receipt of the application for Mr Hardy to become DPS, research was carried out on all police systems and this showed that Mr Hardy is the DPS for a premises in Plymouth called the Bristol Castle. I therefore rang the Licensing Officers for Plymouth and discussed their knowledge of Mr Hardy. They raised concerns that there had been problems at the premises whilst Mr Hardy had managed them but those problems disappeared when Mr Hardy left. I was also advised that the Bristol Castle is currently

closed, but Mr Hardy remains the DPS.

On 27 November 2018 I sent an email to various police officers based in Brixham advising them that Mr Hardy was taking over the premises and expressing my concerns in relation to him. At that time I indicated that I did not feel that I had sufficient grounds to object to him being DPS of this premises and asked officers to keep an eye on the premises.

On 28 November 2018 I discussed this Vary DPS application with other licensing officers and as a result of those discussions and the advice I received, I rang Ms Kate Swarbrick of Punch Taverns Ltd. I advised her that the police had concerns in relation to Mr Hardy and his management of licensed premises in Plymouth. I informed her that as a result of these concerns the status of the Bolton Hotel would be increased to a Premises of Concern. I told her that the premises would receive frequent police visits and any evidence of poor management may result in a Review of the Premises Licence.

Ms Swarbrick advised me that a management company called Pub Solutions are responsible for managing the Bolton Hotel and that in January 2018, Pub Solutions have to hand the premises back to Punch Taverns Ltd. The premises would then be the subject of substantial refurbishment. She said that when it re-opens Punch Taverns Ltd will be looking for someone who can change the customer base. I suggested to Ms Swarbrick that Punch Taverns Ltd could close the premises from that day and leave it empty but she said that the building is listed and they are worried that it will be vandalised or attract squatters.

I raised concerns with Ms Swarbrick that anyone going into the premises for such a short period of time is not going to be worried about how professionally the premises is run and she assured me that Pub Solutions do have individuals who regularly take on these types of premises.

Shortly after speaking to Ms Swarbrick I received a telephone call from Mr Ian Brierley, a director of Pub Solutions. I explained the situation to Mr Brierley and he told me that Mr Hardy would be gone the following week, ie week commencing Monday 3 December 2018, but in the meantime he asked us to be patient.

At 0039 hours of the morning of Saturday 1 December 2018 (Log37 of 01/12/18) an incident occurred at the Bolton Hotel when Mr Hardy rang 999 indicating that 4 people were fighting outside his premises, and the group involved both males and females with lots of pushing and shoving. He told the call taker that he was the landlord and he had gone back inside and locked the door so he could not provide any further details. He said that the persons involved had all been drinking in the pub.

At 0043 the CCTV Control Room was monitoring the incident and indicated that one older male was trying to break the group up but the females were then having a go at the male. Mr Hardy then went out to try and assist the older male break up the fight and move everyone on.

At 0105 hrs police attended, nearly all of the persons involved had left but of those still present no one would say anything or pass the officers details of the incident. An email from PC 17097 Hazlewood in relation to this incident is at page 25.

On Monday 3 December 2018, a letter was sent to Punch Taverns Ltd advising them that the status of the Bolton Hotel had been raised to a "Premises of Concern". A copy of this letter is attached at pages 26-27.

At 1200 hours on Wednesday 5 December 2018 I met with Mr Brierley in order to discuss a matter not relative to the Bolton Hotel. At the conclusion of those discussions Mr Brierley asked if whether it would be possible for Mr Hardy to stay as the DPS at the Bolton Hotel. Mr Brierley stated that he had visited the premises a couple of times since Mr Hardy took over and he thinks Mr Hardy is really nice and keen to run a good premises. He said that if the police objected to Mr Hardy he would have a problem finding a replacement at the premises, particularly as it is closing for refurbishment in 7 weeks time. I advised Mr Brierley that an incident had occurred at the premises over the weekend, but Mr Brierley did not seem aware of that.

During the afternoon of Wednesday 5 December 2018 I attended the Bolton Hotel in order to discuss the above incident with Mr Hardy. However, on arrival I was advised by Mr Hardy's partner, [REDACTED] that he was not present and would not be back at the premises for some time. I advised [REDACTED] that she wished to view the CCTV of the incident and [REDACTED] indicated that although she had not used the system she was happy to try to play the footage.

We both went to the CCTV hard drive however this was password protected and [REDACTED] did not know the code. [REDACTED] then rang Mr Hardy and I discussed the incident with him over the phone.

I read the email from PC Hazlewood and asked Mr Hardy if he agreed with the content and he confirmed that he did. He then described the incident to me and said that after the incident had occurred he called last orders as there were only a few customers left.

I asked Mr Hardy what door steward company he uses, and he replied that he didn't know what company Punch Taverns or Pub Solutions use but he would find out. I asked for the names of the stewards that were on duty at the time of the incident and he informed me that there were no stewards on duty. I asked Mr Hardy what he thought the Premises Licence says in relation to the use of door stewards and he told her that he thought he had to have 2 stewards for the first 100 customers, and another steward for the next 100 customers. I informed him that this is correct, and then asked him when he thought he should use door stewards. He said that he thought he had to have them if he was selling alcohol after midnight. I then asked him why, if he knew the requirement of the licence, there was no door stewards on duty at the time of the incident. Mr Hardy then explained that he had only been given a copy of the Premises Licence that morning, ie Wednesday 5 December 2018. I then asked Mr Hardy what steps he had taken on the morning of Monday 26 November 2018, ie the day he started at the premises and became legally responsible for the sale of alcohol, to establish what the licence conditions were. He told me that he had read documents he found in the premises, but again stated that he didn't actually see the licence until that morning.

I also asked Mr Hardy if I could see his incident book but he advised her he didn't have one. I informed Mr Hardy that the licence requires him to keep an incident book and Mr Hardy said that he didn't think the previous DPS's of the premises had kept one as he hadn't found one when looking around the premises.

I informed Mr Hardy that the two females involved in the incident on 2 December 2018 were described as highly intoxicated by PC Hazlewood and I reminded him to ensure that the premises do not sell or serve alcohol to persons who are drunk.

[REDACTED] and I then went to the CCTV hard drive again in an attempt to view the footage, as Mr Hardy had told me the password. They were unable to get the footage to play but [REDACTED] did notice that the timings on the cameras appeared to be about an hour out and I asked her to tell Mr Hardy about this.

On Thursday 6 December 2018 the police objected to the application to Vary the DPS to Mr Hardy and a copy of this letter is contained at pages 28-32.

At 3.00 pm on Monday 10 December 2018, I received a telephone call from Mr Hardy. Mr Hardy asked her if I was able to provide him with some drugs posters and crime prevention posters so that he could comply with the conditions on the Premises Licence. He further asked her if I am aware of the company responsible for the installation and servicing of CCTV system at the premises as he is not happy with the position of some of the cameras and he said that some of the images are blurry. He further said that in relation to the burglar alarm this is in place however he doesn't know the code to set the alarm and he wondered if I could advise him who is responsible for the alarm. He also asked me if I am able to supply him with the radios for use by door staff as he hadn't found any on the premises.

I advised Mr Hardy that I will send him some drugs posters. In respect of all his other queries I told him to direct these to Punch Taverns Ltd, who are the Premises Licence Holder, or to Mr Ian Brierley of Pub Solutions who he has been dealing with on behalf of Punch Taverns Ltd.

Mr Hardy informed me that as a result of their discussions on Wednesday 5 December 2018 he had

read through the Premises Licence and was attempting to comply with all the requirements of the licence. He said that he had found a First Aid box but the contents of this were out of date so he has purchased a new box and he has also purchased an incident book.

I advised Mr Hardy that if he was not in a position to be able to comply with all the requirements of the licence he should not be selling alcohol as he is committing offences under Section 136 of the Licensing Act 2003. Mr Hardy reassured me that he is attempting to address all of the matters requiring attention but that he needs some time in order to do so.

On Thursday 13 December 2018 a further letter was sent to Torbay Council providing details of the telephone conversation between myself and Mr Hardy on 10 December 2018. Pages 33-34.

At approximately 1500 hours on Tuesday 18 December 2018 Mr Hardy rang me and told me that he was frustrated as he had drawn a couple of concerns to the attention of Pub Solutions and Punch Taverns Ltd but they were not assisting him in resolving the matters. He said that he was not happy with the CCTV system and requested a couple of additional cameras be installed, but no one seemed to want to do this. He also said that there were no radios for use by the door stewards and it was apparent that neither Pub Solutions or Punch Taverns Ltd were going to supply them. He told me that he doesn't think he should have to pay for these matters to be addressed. I told Mr Hardy that in my opinion Punch Taverns Ltd probably don't want to pay for these things as the premises is due to close in January 2019 for a major refurbishment. However, he then told me that he was told he would be there until the summer but he said some people attended the premises last week and showed him the new drawings and they indicated that the refurbishment would start in March or April of next year.

During discussions Mr Hardy told me that during the day he runs his garage business in Plymouth so his partner will be running the Bolton, but he said that he will be there during the evenings when it is more likely that there could be problems. I told Mr Hardy that unfortunately this is not necessarily the case and it is possible to have incidents at any time of the day.

Please note that within some of the documents attached to this application Ms Kate Swarbrick is referred to as Ms Strawbridge. I can confirm that this is a mistake and in fact both names refer to the same female, Ms Kate Swarbrick of Punch Taverns Ltd.

In relation to the above information, the police are not satisfied that Punch Taverns Ltd have carried out any suitability checks in relation to persons nominated as their DPS at the Bolton Hotel and they have also not taken responsibility to ensure that their premises are run in accordance with the law and in a manner that promotes the licensing objectives.

Please find attached other information held by the police in relation to the Bolton Hotel from 2012 to date which will hopefully provide you with an overview in relation previous issues identified at this premises. I shall provide brief details of these documents as follows:

Report concerning information received that a fight occurred at the premises in the week prior to 20 April 2012. Police were advised that the door stewards would be able to provide further information. The door stewards were spoken to but declined to give any details stating that there was not a fight. Pages 35-36.

Mr Cosby's notes concerning this matter show that on 27 April 2012 he visited the premises and discussed the above with Mr Thomas, DPS. He asked to see the incident book but there was nothing recorded on the relevant day, however he then requested to view CCTV and this showed an incident at approximately 2300 hours. Mr Thomas was requested to download the CCTV footage but he was unable to do so. On 11 May 2012 he again met with the DPS, Mr Thomas. Mr Thomas told him that he had met with Pub Solutions and discussed CCTV but Pub Solutions would not extend the CCTV coverage or add an extra door stewards on Friday and Saturday nights. Pages 37-38.

At approximately 0014 hours on the morning of 22 May 2012 an incident occurred between two females over a mix up of drinks. The DPS intervened and due to one of the female's demeanour "he requested

that she have her drink in a plastic glass as he asked her to leave". As he tried to take away the glass she snatched it from him and glassed him in the face, and he sustained a cut above his right eye.
Pages 39-40

During my visit to the Bolton Hotel on Wednesday 5 December 2018 I noticed a poster on the wall of the Bolton Hotel, just inside the entrance door from New Road, which said words to the effect of "if you wish to take your drink away with you please request a plastic glass". From a police perspective we do not approve of drinks in open vessels being taken away from licensed premises, whether they are in plastic or glass vessels, but accept that there is nothing contained within the Premises Licence of the Bolton Hotel to prohibit this taking place. However I would point out that the premises are on the border of the Brixham No Drinking Zone.

At 1130 hours on Monday 11 June 2012 a meeting was held at Brixham Police Station between Mr Thomas (DPS), Mr Ing (Pub Solutions), Mr Brierley (Pub Solutions), Mr Greenslade (Punch Taverns Ltd), Inspector Dai Antill and Mr Cosby. Documents concerning this meeting are attached at pages 41-46.

On 18 October 2012 Mr Cosby carried out a Significant Event Audit in relation to the Bolton Hotel as a result of an incident on 14 October 2012. This established that the CCTV appeared to have been switched off and when it was switched on no recordings had been made during the weekend of the 13/14 October 2012. Mr Cosby notes that the DPS was removed from the premises on 15 October 2012 and a new DPS application was submitted on 16 October 2012. Mr Cosby's notes are contained at pages 47-48. Unfortunately Mr Cosby is currently on long term sick leave and I have been unable to obtain any further information concerning this matter.

At 2215 hours on 19 October 2012 a routine visit was made at the premises. Advice was given re treatment of surfaces to prevent drug use and cocaine wipes gave positive results in both male and female toilets. Pages 49-50.

On 4 March 2013, information received concerning a male believed to be working at the Bolton Hotel who may be involved in the supply of drugs. Mr Cosby requested that the premises were visited during the next drugs operation in the area. Page 51.

On 20 June 2013 information received that an incident had occurred within the garden area of the premises which is not covered by CCTV. Page 52.

On 18 July 2013 PCSO Copik attended the premises in relation to log 948 of 17/07/13. An incident had occurred in the smoking area of the premises. DPS was very pro-active and had asked people not to smoke any cannabis in the smoking area and she told him about her concerns in relation to the use of cocaine in the premises. Pages 53-54

Police attended the premises at approximately 2333 hrs on 20 July 2013 in relation to log 1236. A male became annoyed when drugs were seized from him. Police officers gave the male a Section 27 notice requiring him to leave the area. Pages 55-56. Mr Cosby's notes indicate that a new door steward team were in place and were trying to stop drug use at the premises. Page 57.

On 20 December 2013 Mrs Mandy Guy of Torbay Council forwarded a letter of complaint to the police. Mr Cosby's notes indicate that Sgt Cayless dealt with this matter and premises were being monitored by local officers. Pages 58-60.

On 8 January 2014 at 1345 hours PCSO Copik attended. Cocaine wipes were used in the toilets and gave a positive result. Pages 60-61.

At 2300 hrs on 13 November 2014 an altercation took place between two males, during which the offender struck the aggrieved to the face causing him to lose consciousness and he sustained a black eye. (Log 10 of 14/11/14). Pages 62-63.

Whilst making enquiries into this incident PCSO Seaman raised concerns that information suggests that

the premises were open and serving alcohol until 3 am. PCSO Seaman also requested the CCTV from the Bolton Hotel on several occasions and an officer was told "If the police wanted the CCTV they would have to come in and get it themselves". This resulted in the CCTV being lost. Pages 64-65. Mr Cosby's notes indicate that he discussed this incident with Ms Kate Swarbrick of Punch Taverns. Page 66. On 10 December 2014 Mr Cosby wrote to the DPS concerning incidents and after hours drinking. A copy of this letter was also sent to Punch Taverns Ltd. Page 67.

At 2000 on 19 December 2014 Sgt Cayless attended the Bolton Hotel with PCSO Copik for a routine visit. Only 6 persons were in the premises. Sgt Cayless states "Bar staff was pretty unhelpful and unco-operative but not obstructive". Pages 68-69. Mr Cosby discussed this matter with Ms Swarbrick on or around 7 January 2015. Page 70.

PCSO's Copik and Veitch attended the Bolton Hotel at 1130 hours on 21 February 2015 in order to obtain CCTV but DPS was un-cooperative. Pages 71-73.

On 3 July 2015 information was received concerning the CCTV not working and misuse of drugs on the premises. Mr Cosby visited the premises with Sgt Cayless and Mr Noble (Torbay Council Licensing Team). Page 74.

On 29 December 2015 information was received that a private ticket party was being held at the premises on New Years Eve but security was not being provided. Mr Cosby visited the premises and discussed the matter with the DPS. Page 75.

On 14 May 2016 PCSO Copik received information that a male who had bail conditions prohibiting him from entering licensed premises had been drinking in the Bolton Hotel. He attended the premises at 1230 hours but the DPS was not present and no one knew how to work the CCTV. On entering PCSO Copik was greeted by an unknown female customer who said "Hello can we help you, what the fuck do you want". Pages 76-77.

At 2350 hours on 10 July 2016 four officers attended the premises due to a fight. The DPS assisted police officers to separate the females involved. Pages 78-79.

At 0015 hours on the morning of 1 October 2016 police attended the premises, (Log 32 of 01/10/16). A male had been ejected out of the back door but walked around the front and tried to gain entry. He threw an ashtray at the door which hit a window. Officers spoke to door staff who were happy for the male to leave the area. However this person initially agreed to leave the area but returned and tried to gain access again. Another police unit and ambulance were then called as he had put his foot through the door. Pages 80-81.

At 2236 hours on 12 November 2016 four police officers attended the premises in relation to a dispute between a customer and staff over non-payment for a bottle of wine which led to a customer being ejected. He called the police stating he was assaulted by staff (Log 939 of 12/11/16). Pages 82-83.

At 0115 hours on 26 November 2016 police attended in relation to a fight between two males. Door stewards intervened and lawfully ejected the males. Mr Close (DPS) called police in the event of the incident escalating but when officers arrived the males had been split up and moved on in separate ways. Pages 84-85. Mr Cosby made notes in relation to his visit to the premises on 2 December 2016. Pages 86-87.

In April 2017 Punch Taverns Ltd applied for a full variation to extend the sale of alcohol on Friday and Saturday nights until 1.30 am with the premises closing at 2.00 am. The police objected to this application on the grounds that we were not satisfied that the crime prevention objective would be met. Within our representation we referred to the frequent change of DPS at this premises and the increased risk of impact on the licensing objectives that this may have. Pages 88-91.

A hearing was subsequently held on 18 May 2017 and at the hearing Punch Taverns Ltd assured the Licensing Committee that Mr Close had moved his family down to Brixham and it was his intention to remain at the premises for a considerable period of time. As a result of that hearing the application was

granted with two further conditions being imposed on the licence. A copy of the decision notice is contained at pages 92-93.

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

No

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

J. Smart

Date

20-12-18

Capacity Police Licensing Officer

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

Julie Smart
Police Licensing Officer
Torquay Police Station
South Street

Post town

Torquay

Post Code

TQ2 5AH

Telephone number (if any) 01803 218900

If you would prefer us to correspond with you using an e-mail address your e-mail address (optional) julie.smart@devonandcornwall.pnn.police.uk

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.

THE BOLTON, BRIXHAM

CRIMES 01/01/05 TO 18/12/18

2005 x 3

CR/084491/05 24/09/2005 22:35 24/09/2005 22:50 ASSAULT A PERSON THEREBY OCCASIONING THEM ACTUAL BODILY HARM
 CR/084789/05 02/12/2005 22:30 02/12/2005 23:00 ASSAULT A PERSON THEREBY OCCASIONING THEM ACTUAL BODILY HARM
 CR/084854/05 24/12/2005 23:00 27/12/2005 08:00 DESTROY / DAMAGE PROPERTY OF A VALUE UNKNOWN - VEHICLE

2006 x 12

CR/084569/06 19/02/2006 23:00 19/02/2006 23:15 ASSAULT A PERSON THEREBY OCCASIONING THEM ACTUAL BODILY HARM
 CR/084628/06 08/03/2006 01:15 08/03/2006 01:35 ASSAULT A PERSON THEREBY OCCASIONING THEM ACTUAL BODILY HARM
 CR/084772/06 14/04/2006 21:45 14/04/2006 22:10 ASSAULT A PERSON THEREBY OCCASIONING THEM ACTUAL BODILY HARM
 CR/084803/06 22/04/2006 17:00 23/04/2006 08:00 DESTROY / DAMAGE PROPERTY OF A VALUE UNKNOWN
 CR/085020/06 08/06/2006 04:00 08/06/2006 04:05 ASSAULT A PERSON THEREBY OCCASIONING THEM ACTUAL BODILY HARM
 CR/085300/06 13/08/2006 22:00 14/08/2006 00:01 BURGLARY DWELLING - WITH INTENT TO STEAL
 CR/085469/06 01/09/2006 22:50 01/09/2006 23:00 ASSAULT A PERSON THEREBY OCCASIONING THEM ACTUAL BODILY HARM
 CR/085338/06 03/11/2006 10:30 03/11/2006 11:30 THEFT - OTHER - INCLUDING THEFT BY FINDING
 CR/085358/06 03/11/2006 22:30 03/11/2006 23:30 THEFT - OTHER - INCLUDING THEFT BY FINDING
 CR/085368/06 12/11/2006 00:50 12/11/2006 01:20 USE THREATENING WORDS / BEHAVIOUR TO CAUSE HARASSMENT ALARM OR DISTRESS
 CR/084369/06 12/11/2006 01:15 12/11/2006 01:20 USE THREATENING WORDS / BEHAVIOUR TO CAUSE HARASSMENT ALARM OR DISTRESS
 CR/084379/06 16/11/2006 23:30 17/11/2006 00:15 THEFT - OTHER - INCLUDING THEFT BY FINDING

2007 x 6

CR/078342/07 10/04/2007 04:00 10/04/2007 04:07 DESTROY / DAMAGE PROPERTY OF A VALUE UNKNOWN - BUILDING NOT DWELLING
 CR/078775/07 19/07/2007 13:10 19/07/2007 13:20 USE THREATENING WORDS / BEHAVIOUR TO CAUSE HARASSMENT ALARM OR DISTRESS
 CR/077724/07 15/09/2007 01:50 15/09/2007 02:00 ASSAULT A PERSON THEREBY OCCASIONING THEM ACTUAL BODILY HARM
 CR/077769/07 28/09/2007 21:55 28/09/2007 21:59 AFFRAY
 CR/077768/07 28/09/2007 22:05 28/09/2007 22:10 USE THREATENING WORDS / BEHAVIOUR TO CAUSE HARASSMENT ALARM OR DISTRESS
 CR/078069/07 19/12/2007 21:00 19/12/2007 22:00 COMMUNICATIONS ACT 2003

2008 x 8

CR/073280/08 11/01/2008 23:30 11/01/2008 23:30 THEFT - OTHER - INCLUDING THEFT BY FINDING
 CR/073558/08 20/01/2008 21:00 20/01/2008 21:25 ASSAULT A PERSON THEREBY OCCASIONING THEM ACTUAL BODILY HARM
 CR/073262/08 14/04/2008 02:30 14/04/2008 02:40 WOUND / INFLICT GRIEVOUS BODILY HARM WITHOUT INTENT
 CR/073334/08 06/05/2008 19:15 06/05/2008 19:25 POSSESS AN OFFENSIVE WEAPON IN A PUBLIC PLACE
 CR/073691/08 30/08/2008 23:00 31/08/2008 14:00 THEFT - OTHER - INCLUDING THEFT BY FINDING
 CR/073702/08 05/09/2008 21:55 05/09/2008 22:01 ASSAULT A PERSON THEREBY OCCASIONING THEM ACTUAL BODILY HARM
 CR/073753/08 13/09/2008 19:00 13/09/2008 23:59 THEFT - OTHER - INCLUDING THEFT BY FINDING
 CR/072841/08 24/10/2008 00:59 24/10/2008 01:00 CRIMINAL DAMAGE TO PROPERTY UNDER £5000 - OTHER

2009 x 6

CR/066475/09 16/02/2009 22:00 16/02/2009 22:30 THEFT - OTHER - INCLUDING THEFT BY FINDING
 CR/066640/09 20/03/2009 16:00 20/03/2009 16:30 THEFT - OTHER - INCLUDING THEFT BY FINDING
 CR/066995/09 03/07/2009 00:30 03/07/2009 00:59 POSSESS A CONTROLLED DRUG OF CLASS B - CANNABIS RESIN - USE AFTER 25/1/09
 CR/067214/09 07/09/2009 21:50 07/09/2009 22:30 ASSAULT A PERSON THEREBY OCCASIONING THEM ACTUAL BODILY HARM
 CR/066362/09 16/11/2009 17:45 16/11/2009 18:00 COMMON ASSAULT
 CR/066304/09 19/11/2009 00:30 19/11/2009 00:31 DESTROY / DAMAGE PROPERTY OF A VALUE UNKNOWN - BUILDING NOT DWELLING

2010 x 01

CR/060070/10 29/01/2010 20:00 29/01/2010 20:30 THEFT - OTHER - INCLUDING THEFT BY FINDING
 CR/060356/10 15/04/2010 20:30 16/04/2010 05:30 DESTROY / DAMAGE PROPERTY OF A VALUE UNKNOWN - BUILDING NOT DWELLING
 CR/060391/10 01/05/2010 23:37 01/05/2010 23:55 POSSESS A CONTROLLED DRUG OF CLASS A - COCAINE
 CR/060452/10 21/05/2010 08:55 POSSESS WITH INTENT TO SUPPLY A CONTROLLED DRUG OF CLASS A - HEROIN
 CR/060451/10 21/05/2010 08:55 POSSESS A CONTROLLED DRUG OF CLASS B - CANNABIS RESIN - USE AFTER 25/1/09
 CR/060579/10 06/07/2010 09:10 POSSESS A CONTROLLED DRUG OF CLASS B - CANNABIS RESIN - USE AFTER 25/1/09
 CR/060578/10 06/07/2010 09:50 POSSESS A CONTROLLED DRUG OF CLASS B - CANNABIS RESIN - USE AFTER 25/1/09
 CR/060645/10 17/07/2010 23:45 18/07/2010 00:14 ROBBERY
 CR/060750/10 11/08/2010 23:00 11/08/2010 23:15 POSSESS A CONTROLLED DRUG OF CLASS A - HEROIN
 CR/060835/10 02/09/2010 15:00 02/09/2010 19:00 DRUNK IN CHARGE OF A CHILD UNDER THE AGE OF SEVEN YEARS
 CR/059802/10 19/09/2010 00:15 19/09/2010 00:20 WOUND / INFLICT GRIEVOUS BODILY HARM WITHOUT INTENT
 CR/059929/10 02/11/2010 09:30 02/11/2010 10:00 POSSESS A CONTROLLED DRUG OF CLASS B - CANNABIS RESIN - USE AFTER 25/1/09
 CR/059933/10 03/11/2010 17:00 03/11/2010 17:30 THEFT FROM A SHOP
 CR/059942/10 06/11/2010 10:15 06/11/2010 12:39 BURGLARY DWELLING - WITH INTENT TO STEAL
 CR/059993/10 18/11/2010 20:00 18/11/2010 20:10 THEFT - OTHER - INCLUDING THEFT BY FINDING
 CR/060006/10 24/11/2010 17:30 24/11/2010 17:35 ASSAULT WITH INTENT TO COMMIT ROBBERY - BUSINESS PROPERTY

CR/060035/10 04/12/2010 20:50 04/12/2010 21:07 ASSAULT A PERSON THEREBY OCCASIONING THEM ACTUAL BODILY HARM
CR/060036/10 04/12/2010 20:50 04/12/2010 21:07 ASSAULT A PERSON THEREBY OCCASIONING THEM ACTUAL BODILY HARM
CR/060038/10 04/12/2010 20:50 04/12/2010 21:07 ASSAULT A PERSON THEREBY OCCASIONING THEM ACTUAL BODILY HARM
CR/060037/10 04/12/2010 20:50 04/12/2010 21:07 ASSAULT A PERSON THEREBY OCCASIONING THEM ACTUAL BODILY HARM
CR/060102/10 27/12/2010 00:01 27/12/2010 09:45 DESTROY / DAMAGE PROPERTY OF A VALUE UNKNOWN - BUILDING NOT DWELLING

2011 x 9

CR/059927/11 05/01/2011 07:44 05/01/2011 10:20 POSSESS A CONTROLLED DRUG OF CLASS B - CANNABIS RESIN - USE AFTER 25/1/09
CR/060012/11 05/01/2011 10:00 05/01/2011 11:00 POSSESS A CONTROLLED DRUG OF CLASS B - CANNABIS RESIN - USE AFTER 25/1/09
CR/060251/11 08/01/2011 03:00 08/01/2011 06:30 THEFT IN DWELLING OTHER THAN AN AUTOMATIC MACHINE OR METER
CR/060424/11 24/04/2011 23:00 24/04/2011 23:30 COMMON ASSAULT
CR/104693/11 24/04/2011 23:20 24/04/2011 23:27 WOUND / INFLICT GRIEVOUS BODILY HARM WITHOUT INTENT
CR/060484/11 19/06/2011 02:28 19/06/2011 02:29 POSSESS A CONTROLLED DRUG OF CLASS A - MDMA
CR/060573/11 16/07/2011 23:05 16/07/2011 23:09 DESTROY / DAMAGE PROPERTY OF A VALUE UNKNOWN - BUILDING NOT DWELLING
CR/060619/11 27/07/2011 02:00 27/07/2011 02:04 POSSESS AN OFFENSIVE WEAPON IN A PUBLIC PLACE
CR/060633/11 31/07/2011 21:00 01/08/2011 11:00 BURGLARY OTHER THAN DWELLING WITH INTENT TO STEAL

2012

CR/059342/12 01/04/2012 18:30 01/04/2012 18:59 ASSAULT A PERSON THEREBY OCCASIONING THEM ACTUAL BODILY HARM
CR/059403/12 28/04/2012 00:45 28/04/2012 01:10 THEFT - OTHER - INCLUDING THEFT BY FINDING
CR/059429/12 06/05/2012 01:55 06/05/2012 02:05 BURGLARY OTHER THAN DWELLING WITH INTENT TO STEAL
CR/059479/12 22/05/2012 00:05 22/05/2012 00:15 WOUND / INFLICT GRIEVOUS BODILY HARM WITHOUT INTENT
CR/059480/12 22/05/2012 00:15 22/05/2012 00:20 POSSESS A CONTROLLED DRUG OF CLASS B - CANNABIS RESIN - USE AFTER 25/1/09
CR/059541/12 04/06/2012 01:30 04/06/2012 02:00 THEFT - OTHER - INCLUDING THEFT BY FINDING
CR/059584/12 17/06/2012 20:00 17/06/2012 22:00 THEFT - OTHER - INCLUDING THEFT BY FINDING
CR/059715/12 01/08/2012 22:45 01/08/2012 22:50 COMMON ASSAULT
CR/115377/12 01/11/2012 22:00 02/11/2012 00:01 THEFT - OTHER - INCLUDING THEFT BY FINDING

2013 x 9

CR/058415/13 27/02/2013 20:45 27/02/2013 21:00 POSSESS A CONTROLLED DRUG OF CLASS B - CANNABIS RESIN - USE AFTER 25/1/09
CR/058515/13 04/04/2013 21:45 04/04/2013 21:54 BURGLARY DWELLING - WITH INTENT TO STEAL
CR/058599/13 27/04/2013 16:20 27/04/2013 17:00 DESTROY / DAMAGE PROPERTY OF A VALUE UNKNOWN - DWELLING
CR/058642/13 11/05/2013 08:00 11/05/2013 17:00 BURGLARY DWELLING - WITH INTENT TO STEAL
CR/132677/13 06/06/2013 11:00 06/06/2013 11:35 THEFT IN DWELLING OTHER THAN AN AUTOMATIC MACHINE OR METER
CR/058734/13 13/06/2013 12:00 13/06/2013 14:30 THEFT - OTHER - INCLUDING THEFT BY FINDING

CR/107581/13 27/09/2013 18:00 27/09/2013 21:22 COMMUNICATIONS ACT 2003
 CR/058226/13 03/11/2013 00:00 03/11/2013 01:00 COMMON ASSAULT
 CR/107641/13 28/12/2013 22:05 28/12/2013 22:15 ASSAULT A PERSON THEREBY OCCASIONING THEM ACTUAL BODILY HARM

2014 x 13

CR/063876/14 22/03/2014 01:20 22/03/2014 01:30 CRIMINAL DAMAGE TO PROPERTY UNDER £5000 - OTHER
 CR/051763/14 02/04/2014 17:39 02/04/2014 19:05 POSSESS A CONTROLLED DRUG OF CLASS B - CANNABIS RESIN - USE AFTER 25/1/09
 CR/070709/14 02/04/2014 18:00 02/04/2014 19:10 POSSESS A CONTROLLED DRUG OF CLASS B - AMPHETAMINE
 CR/051850/14 02/05/2014 22:35 02/05/2014 23:02 THEFT - OTHER - INCLUDING THEFT BY FINDING
 CR/106215/14 26/06/2014 09:00 13/09/2014 11:00 THEFT - OTHER - INCLUDING THEFT BY FINDING
 CR/088705/14 11/07/2014 00:15 11/07/2014 00:20 CRIMINAL DAMAGE TO PROPERTY UNDER £5000 - BUILDING NOT DWELLING
 CR/094265/14 30/07/2014 22:42 30/07/2014 23:20 SEND LETTER / COMMUNICATION / ARTICLE CONVEYING A THREATENING MESSAGE
 CR/108991/14 12/09/2014 23:30 12/09/2014 23:35 COMMON ASSAULT
 CR/106759/14 12/09/2014 23:35 12/09/2014 23:40 ASSAULT A PERSON THEREBY OCCASIONING THEM ACTUAL BODILY HARM
 CR/120836/14 08/11/2014 00:30 08/11/2014 00:39 COMMON ASSAULT
 CR/120834/14 08/11/2014 00:30 08/11/2014 00:39 ASSAULT A PERSON THEREBY OCCASIONING THEM ACTUAL BODILY HARM
 CR/120857/14 13/11/2014 22:00 14/11/2014 00:10 ASSAULT A PERSON THEREBY OCCASIONING THEM ACTUAL BODILY HARM
 CR/120802/14 18/11/2014 13:00 18/11/2014 13:30 POSSESS WITH INTENT TO SUPPLY A CONTROLLED DRUG OF CLASS B - CANNABIS

2015 x 13

CR/000675/15 01/01/2015 01:30 01/01/2015 01:45 ASSAULT A PERSON THEREBY OCCASIONING THEM ACTUAL BODILY HARM
 CR/013029/15 23/02/2015 00:01 23/02/2015 23:59 THEFT FROM A METER / AUTOMATIC MACHINE
 CR/013378/15 25/02/2015 14:15 25/02/2015 23:05 BURGLARY DWELLING - WITH INTENT TO STEAL
 CR/019223/15 20/03/2015 00:01 21/03/2015 17:15 SEND BY PUBLIC COMMUNICATION NETWORK AN OFFENSIVE/INDECENT/OBSCENE/MENACING MESSAGE/MATTER
 CR/055227/15 01/04/2015 09:00 10/04/2015 09:00 THEFT IN DWELLING OTHER THAN AN AUTOMATIC MACHINE OR METER
 CR/063453/15 06/09/2015 01:00 10/09/2015 12:15 ASSAULT A PERSON THEREBY OCCASIONING THEM ACTUAL BODILY HARM
 CR/089393/15 24/12/2015 23:00 25/12/2015 01:00 THEFT - OTHER - INCLUDING THEFT BY FINDING

2016 x 5

CR/013911/16 03/03/2016 23:00 03/03/2016 23:59 ASSAULT A PERSON THEREBY OCCASIONING THEM ACTUAL BODILY HARM
 CR/058223/16 01/07/2016 00:01 20/08/2016 23:30 ASSAULT A PERSON THEREBY OCCASIONING THEM ACTUAL BODILY HARM
 CR/069428/16 01/10/2016 00:15 01/10/2016 00:30 CRIMINAL DAMAGE TO PROPERTY UNDER £5000 - BUILDING NOT DWELLING
 CR/071752/16 09/10/2016 00:00 09/10/2016 01:00 CRIMINAL DAMAGE TO PROPERTY UNDER £5000 - DWELLING
 CR/083867/16 26/11/2016 00:00 26/11/2016 00:20 COMMON ASSAULT

2017 x 3

CR/093247/17 14/07/2017 00:01 14/07/2017 23:59 POSSESS INDECENT PHOTOGRAPH / PSEUDO-PHOTOGRAPH OF A CHILD
 CR/087024/17 17/09/2017 00:00 26/09/2017 19:00 BURGLARY DWELLING - WITH INTENT TO STEAL
 CR/091392/17 21/10/2017 02:30 21/10/2017 02:35 WOUND / INFLICT GRIEVOUS BODILY HARM WITHOUT INTENT

2018 x 19

CR/008207/18 27/01/2018 23:49 27/01/2018 23:49 ASSAULT A PERSON THEREBY OCCASIONING THEM ACTUAL BODILY HARM
 CR/025465/18 01/03/2018 00:01 24/03/2018 14:00 THEFT FROM A METER / AUTOMATIC MACHINE
 CR/031196/18 12/04/2018 21:25 12/04/2018 21:40 THEFT - OTHER - INCLUDING THEFT BY FINDING
 CR/041523/18 09/05/2018 09:00 13/05/2018 20:00 BURGLARY OTHER THAN DWELLING WITH INTENT TO STEAL
 CR/041519/18 09/05/2018 09:00 13/05/2018 20:00 BURGLARY OTHER THAN DWELLING WITH INTENT TO STEAL
 CR/052059/18 13/06/2018 19:30 13/06/2018 20:00 COMMON ASSAULT
 CR/052894/18 15/06/2018 06:00 16/06/2018 13:31 THEFT OF MOTOR VEHICLE
 CR/060823/18 07/07/2018 00:00 07/07/2018 23:59 COMMON ASSAULT
 CR/060696/18 07/07/2018 00:00 07/07/2018 22:38 COMMON ASSAULT
 CR/061281/18 07/07/2018 18:45 07/07/2018 18:50 USE THREATENING/ABUSIVE/INSULTING WORDS/BEHAVIOUR WITH INTENT TO CAUSE FEAR/PROVOKE VIOLENCE
 CR/079940/18 29/08/2018 21:30 29/08/2018 21:37 ASSAULT A PERSON THEREBY OCCASIONING THEM ACTUAL BODILY HARM
 CR/080897/18 15/09/2018 01:00 15/09/2018 01:09 ASSAULT A PERSON THEREBY OCCASIONING THEM ACTUAL BODILY HARM
 CR/089150/18 15/09/2018 01:00 15/09/2018 01:05 ASSAULT A PERSON THEREBY OCCASIONING THEM ACTUAL BODILY HARM
 CR/089267/18 22/09/2018 23:15 22/09/2018 23:30 ASSAULT A PERSON THEREBY OCCASIONING THEM ACTUAL BODILY HARM
 CR/104120/18 10/11/2018 00:05 10/11/2018 00:13 CRIMINAL DAMAGE TO PROPERTY VALUED UNDER £5000
 CR/104456/18 11/11/2018 00:00 11/11/2018 00:15 COMMON ASSAULT
 CR/104458/18 11/11/2018 00:00 11/11/2018 00:15 COMMON ASSAULT
 CR/104549/18 11/11/2018 10:00 11/11/2018 10:00 SEND LETTER / COMMUNICATION / ARTICLE CONVEYING A THREATENING MESSAGE
 CR/108843/18 18/11/2018 17:00 18/11/2018 17:30 THEFT IN DWELLING OTHER THAN AN AUTOMATIC MACHINE OR METER

6

BOLTON HOTEL, BRIXHAM

Premises Licence granted to Punch Taverns Ltd on 24 November 2005

Date	DPS	Length of Time at Premises
24/11/05	Ian Cargan	At least 2 years
08/11/07	Michael Phillips	20 months
16/09/09	Anna Gilroy	6 months
12/03/10	Kylie Vivash	4 months
09/07/10	John Cummings	1 month
04/08/10	Gary Thomas	2 yrs 3 months
02/11/12	Kylie Vivah	8 months
10/07/13	Shan Brown	23 months
11/06/15	Stephen Close	2 yrs 10 months
03/04/18	Ian Brierley	Approx 3 weeks
25/04/18	Lyndon Stevens	1 month
08/05/18	Susan Wheeler	1 month
29/06/18	Graham Turner	5 months
05/11/18	Pamela Jerred	Police Objection
26/11/18	Jonathan Hardy	Police Objection

THE BOLTON HOTEL

LOGS AT THE PREMISES SINCE 05/01/15

DATE & TIME	LOG NO	DAY	DESCRIPTION OF INCIDENT
2015 x 8			
30/03/15 0132 hrs	0026	Mon	Report of a large group fighting outside the Bolton. Mostly in their 20's, some males not wearing tops. Area search, no trace.
17/04/15 2103 hrs	0821	Fri	Call from doorman who states male has been attacked by a female.
10/05/15 0044 hrs	0054	Sun	Concern for male with mental health issues who had been out drinking unsupported and rang police as he believed he would get violent
25/05/15 2006 hrs	0726	Mon	Concern for child whose parents had been seen at midday drunk at the Bolton Hotel.
10/06/15 1103 hrs	0274	Sat	Domestic incident. Female stated that male approached her last night in the Bolton Hotel and was ranting and raving at her. Male would not leave her alone so she left the premises.
10/08/15 1719 hrs	0671	Wed	Male reported that his partner was in the Bolton Hotel drinking and would become a victim later. Log updated that police are very well aware of the female, she is always getting drunk and would be able to look after herself.
05/09/15 2332 hrs	0903	Sat	Fight between two males, broken up by door stewards. One male with head injury, 3 deep cuts to head and muscle injury to arm. Ambulance requested.
18/09/15 2148 hrs	0842	Fri	Information received that a male had been drinking the Bolton Hotel all evening and was just about to drive.
26/12/15 2323 hrs	0749	Sat	Call received from ambulance service as 18 yr old has put his hand through a window. Update received that there is lots of blood and someone in the recovery position. Officers attended and said there was no fight, a drunk male had smashed a window at the Bolton Hotel and was off to hospital for stitches in his arm.

2016 X 6

02/04/16 2304 hrs	0863	Sat	Drunk male was ejected 45 mins ago and has now returned and is being abusive towards reporting person and door staff. Reporting person concerned he may start a fight or get hit by a car.
14/05/16 1220 hrs	0426	Sat	Officer reported wanted male drinking in premises.

30/05/16 0235 hrs	0126	Mon	Male concerned that his partner was drinking in the premises about 2 hours ago and then started acting odd and went off on one, and now female has disappeared.
08/07/16 2329 hrs	1074	Fri	Male said that he is sat with another male in the left hand side of the pub away from the main entrance. He said he was outside having a cigarette when a male said he was wanted on a warrant. Officers attended but male was not 'wanted' by police.
01/10/16 0031 hrs	0032	Sat	Reporting person said that they had assistance by a passing patrol earlier to help eject a male from the bar. The male is now attempting to get back in, arguing with staff and causing a real problem. Male then put his leg through a window. Door staff have then restrained male.
26/11/16 0024 hrs	0022	Sat	6 males have been kicked out for fighting in the pub. They are now outside being aggressive to door staff and kicking the door.

2017 X 2

02/09/17 1909 hrs	0847	Sat	Reporting person stated that a person in the pub is going to drink drive later.
24/12/17 2356 hrs	0827	Sun	Caller stated there was a 'massive kick off' happening at the Bolton but would not elaborate further and hung up. CCTV taking a look, but premises is closed and nothing seems to be going on.

2018 X 18

2018 X 18

19/04/18 1859 hrs	0718	Thurs	Suicidal male in toilet at premises. States he is missing person from Yorkshire. Caller then said that male had been put in the recovery position and is on the floor breathing but not conscious. He stated he has not taken any overdose but is very in drink. Police attended and male was having a cigarette, he had fallen over and lost consciousness?
30/04/18 1026 hrs	0239	Mon	Female member of staff reported her boyfriend had taken her keys and stolen her phone. Domestic related incident.
02/05/18 2353 hrs	0905	Wed	Male living above premises stated he helped the new landlord clean out premises and found out that they intended to fly tip the rubbish which made him very angry. Details of log passed to Torbay Council who indicated they are investigating a large amount of pub related fly tipping that happened the day after this log.
06/05/18 0427 hrs	0230	Sun	Caller is resident of premises. He came home and found the pub door is open and so is the back door. He isn't sure if there has been a burglary or the landlady has left it open in error. He has knocked on her door but can't get a reply although the dog is barking. Please attended and spoke to landlady at 0518 hrs.
13/06/18 1949 hrs	0901	Wed	Caller is landlady who states she has had on-going issues with a resident at the hotel. He has just locked caller on the landing and wouldn't open the door. Eventually he opened the door and shoved caller against the door frame, shouting at her and he is now filming her and her son.

07/07/18 1911 hrs	0960	Sat	Caller's partner has been assaulted. 5-6 male offender walking down the road, pushed him against the wall and held him by the neck and threatened to stab him in the head. Further call received from another female stating that her partner had also been assaulted by this group of lads, who have "gone back into the pub".
13/07/18 0910 hrs	0232	Fri	Caller reporting that she was in the premises last night, on her drink she noticed a strange blue substance on the edge of the glass. She wiped this off and didn't think anything of it. Later throughout the night she became very unwell, had a bad migraine and felt 'high'. Is feeling sick today and believes her drink was spiked.
25/08/18 0054 hrs	0044	Sat	Male has been assaulting other members of the public in the pub area and is now being held by bouncers. He is very aggressive and abusive. Police attended and removed male from the area.
29/08/18 2109 hrs	0812	Wed	Altercation between fishermen. Pint glasses are being thrown around. 8 people in total. Males are from the trawlers that have come in today. 2 males punched to face. Glasses thrown. Caller not able to point out main aggressor. Police attended and dealt with incident.
15/09/18 0109 hrs	0049	Sat	Bouncer has a male on the floor in the middle of the road and cannot move him. Male was kicking off and being nasty, and swinging punches and hit the caller's cousin in the mouth. Further call from manager of bar states male has mental health issues and assaulted a couple of females.
19/09/18 0110 hrs	0051	Sat	No detail contained on log apart from telephone number of caller.
20/09/18 2321 hrs	1039	Sat	Caller has been in a fight, has hit a male with a metal pole and left him at premises. Caller was being punched in the head and has scratches but doesn't need an ambulance. Caller has thrown a metal pole as he left the Bolton, this is in an alleyway by the Bolton. Police attended and spoke to caller who went to see a male in the Bolton and whilst there a male became aggressive punching him and he picked up the nearest thing and hit the male with it.
10/11/18 0048 hrs	0045	Sat	Caller rang and said that her mum and brother are in the premises and have been assaulted. She said her mum has had all her teeth punched out and now her brother has been hit. Log updated that officers dealt with this earlier. They offered the caller's mother a lift home but she told them to "F--- off". She still had all her teeth and she couldn't confirm who had hit her. As for the son, he didn't mention being hit. They were both agitated and well in drink.
11/11/18 0015 hrs	0023	Sun	Caller is in pub with landlady and her husband. Male tried to stab female. Male is in the pub and is trying to pick up a knife off the floor. Police attended. Concerns re welfare of children at premises.
11/11/18 1046 hrs	0402	Sun	Caller said that mother of her partner's children was threatening to kick caller's head in. Caller said that the female is going to attend the premises and can be violent. Advice given.
11/11/18 1255 hrs	0494	Sun	Caller said that female subject of log 0402 is now at premises and threatening to smash her face in. Police attended but female had left prior to their arrival.

T
10
20
30

19/11/18 1600 hrs	0509	Mon	<p>Caller stated that husband stole the takings and breach his bail conditions. Caller stated that she does not know whether the CCTV system within the pub is working nor how to retrieve the footage.</p> <p>Males and females outside fighting one another, lots of pushing and shoving. Caller is landlord, he has come back inside and locked the door so cannot give other details at the moment. The group are all aged 20-30, all white males and females, all have been drinking in the pub tonight. CCTV monitoring. Older male trying to break them up but females are now having a go at him. Caller has gone out to try and assist the older male. On police arrival nearly all left, no one would say anything.</p>
01/12/18 0039 hrs	0037	Sat	

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SharePoint

Newsfeed

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Sites

SMART Julie 50403 ▾



Force Licensing Team > Licensing Items – Active > Bolton Brixham

Item Type Vary DPS Premises Licence
 Prem Name Bolton Brixham
 Date Rec'd 03/04/2018
 Date Due 12/04/2018

Event Start Date

Event End Date

Submitting Officer

Applicant Surname Punch Taverns Limited

Applicant First Name

Proposed DPS Surname Brierley

Proposed DPS First Name Ian

Prem Street New Road

Prem District

Prem Town Brixham

Prem County Devon

Prem Postcode TQ5 8LT

Premises risk rating Premises/Persons of Interest

Hub Location EAST - Exeter

Logic outcome Fail

Licensing Office Torbay

Allocated To Pete COSBY

Item Report Summary Proposed DPS is Ian Brierley , personal licence no PA1186, Torbay Council. He will replace Stephen Close with immediate effect. Passed to LO as premise of interest.

Comments ■ COSBY Peter 55186 (05/04/2018 12:33):
 Contacted Ian Brierly Pub Solutions who is temporary DPS and will be submitting new application for Lyndon Stevens ASAP. He is due to start at premises on Mon 9/4 (Tues latest) and Ian has already briefed him regarding the premises.

In the meantime for this weekend Ian Brierly will be responsible.

Lydon Stevens previously covered the Lime Tree in 2016 for approx 5 months and premises was fairly well supervised at the time.

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Also for information Pub solution contract for premises is likely to cease end of June 2018. Punch T have the intention of investing in the building and refurbish place under new management.



No objection. Julie aware of situ.

Await application for Mr Stevens

■ SMART Julie 50403 (05/04/2018 10:56):

Allocated to Pete who will deal with in my absence.

■ Burden, Tony (03/04/2018 14:21):

To Julie

■ EDGECOMBE Kim 50017 (03/04/2018 14:10):

Opened to add reason for passing to LO

■ EDGECOMBE Kim 50017 (03/04/2018 14:07):

Online application received from Milly Sunley Torbay Council.

Mr Brierley 27/01/63, Hadfield

pnc = 11/383693Z discharged

unifi person/nominal = shown as victim only

Visit tasked NO

LA Time Taken

LO Time Taken

Item Briefed

Representation/Objection No

Hearing No

Status COMPLETE

Attachments Bolton Hotel Brixham vary dps from Stephen Close to Ian Brierley.msg

Version: 5.0

Created at 03/04/2018 14:07 by ■ EDGECOMBE Kim 50017

Last modified at 05/04/2018 12:33 by ■ COSBY Peter 55186

Close

13

SharePoint

Newsfeed OneDrive Sites

SMART Julie 50403



Force Licensing Team > Licensing Items – Active > Bolton Brixham

Item Type Vary DPS Premises Licence
 Prem Name Bolton Brixham
 Date Rec'd 10/04/2018
 Date Due 23/04/2018
 Event Start Date
 Event End Date
 Submitting Officer
 Applicant Surname Punch Taverns Limited
 Applicant First Name
 Proposed DPS Surname Stevens
 Proposed DPS First Name Lyndon
 Prem Street New Road
 Prem District
 Prem Town Brixham
 Prem County Devon
 Prem Postcode TQ5 8LT
 Premises risk rating Premises/Persons of Interest
 Hub Location EAST - Exeter
 Logic outcome Fail
 Licensing Office Torbay

Allocated To Pete COSBY

Item Report Summary Proposed DPS Lyndon Stevens.
 Application with immediate effect.

Comments

- COSBY Peter 55186 (24/04/2018 16:52):
 New application received 23/4 therefore this item can be closed.
- COSBY Peter 55186 (19/04/2018 16:54):
 New DPS INO Sue Wheeler imminent and application should be with Torbay Licensing W/C 23/4. I have spoken to Sue and she updated me with the changes, see email attached.

Joint authority Meeting arranged for Thurs 26 April in relation to the premises and full licensing check to be conducted.

14

LO to Speak to Mr Brierly and Mr Stevens DPS Fri 20/4 to establish exact position and hand over date.

LO to update Sgt Norsworthy re situ.

■ COSBY Peter 55186 (16/04/2018 16:20):

Visited and spoke to DPS Mr Lyndon Stevens regarding Premises. He stated that he is leaving the premises on Saturday 21/4 (Friday night being his last night at Bolton). He is not going to licence times. Fri13/4 closed at 2300 and midnight on Sat 14/4.



He is looking to close the premises as early as possible ie no later than 2300 for the forthcoming week.

Pub Solutions should be completing application for DPS possible INO Sue Wheeler (Ex Cork and Bottle 2015) Through discussion with Mr Stevens.

1. He was unaware of contents of licence none left on _____ premises.
2. Concerns discussed regarding security being able to effectively supervision the door.
3. Chances of escalated violence if premises open to terminal hour of licence.

Further visit required when new DPS arrives. Full licence to be necessary.

LO to speak to Mike re awareness and necessary steps required and Caz Cottell re application.

Item to remain until Sat 21/4

■ COSBY Peter 55186 (13/04/2018 16:23):

Contacted and Initially discussed supervision over premises. Meeting arranged for Mon 16/4 pm to discuss further.

DPS, Mr Lyndon Stevens is holding the premises for Pub Solutions until beg June when Punch Taverns refurbish ie _____ restaurant food led premises and have new owners.

SMART Julie 50403

From: NEATE Craig 17394
Sent: 10 November 2018 00:32
To: SMART Julie 50403
Subject: RE log 1170 09/11/2018

Hi Julie,

Just to make you aware of a fight we were called to outside the Bolton this evening involving multiple people who were very drunk.

When we went in to speak to the DPS and the landlady of the Bolton, they were both very drunk also.

One of their windows had been smashed and they didn't even realise until we pointed it out to them.

The DPS said they had only been running the pub for a week. This may be the very beginning of multiple problems as they seemed quite involved in the altercation happening outside.

Kind Regards,

Craig

PC 7394 NEATE
Police Constable
A Section
Brixham Police Station



Devon & Cornwall Police
Building safer communities together

999 Emergency

101 Non-emergency

✉ 101@devonandcornwall.pnn.police.uk

🌐 www.devonandcornwall.pnn.police.uk

📞 999 Emergency www.emergencysms.org.uk

📠 13000 Emergency (Minicom/textphone number)

📞 67101 Non-emergency (SMS/text number)

📠 18001 101 Non-emergency (Minicom/textphone number)



Please think about the environment. Do not print this email unless absolutely necessary.

SMART Julie 50403

From: HAZLEWOOD Jenny 17097
Sent: 11 November 2018 03:08
To: SMART Julie 50403
Subject: Licensing - The BOLTON pub

Hi Julie,

Just wanted to make you aware of log 23 11/11/18. This was a call to the BOLTON pub in BRIXHAM in which a male was apparently threatening a female with a knife.

On arrival, there was the landlady, Pamela JERRED and [REDACTED]. There was also [REDACTED] children present in the pub – [REDACTED] year olds and a [REDACTED] year old. These children were due to stay overnight at the pub in the rooms upstairs.

It was established there had been an altercation between JERRED and [REDACTED] and the allegation was that [REDACTED] picked up a large kitchen knife and pressed it into JERRED's stomach. This did not cause any injuries.

The [REDACTED] children and JERRED's [REDACTED] year old [REDACTED] were present for part of this incident.

JERRED was highly intoxicated, very unsteady on her feet and slurring her words. She stated the pub had been closed for a while prior to this event, but when we arrived the side door to the pub was wide open.

[REDACTED] was also intoxicated, although not to the same extent as JERRED.

The couple clearly have a volatile relationship and according to JERRED's [REDACTED] [REDACTED] this behaviour happens regularly.

Just for awareness due to licensing etc.

Kind regards,
Jenny

Jenny Hazlewood
PC 17097
C Section
Devon and Cornwall Police

SMART Julie 50403

From: RANDALL Peter 17113
Sent: 12 November 2018 05:55
To: SMART Julie 50403
Subject: DCP-20181111-0023 - CR/104456/18

Hi Julie,

I attended the above log / crime at THE BOLTON HOTEL, NEW ROAD, BRIXHAM, TQ5 8LT. The DPS is Pamela JERRED [REDACTED] and she lives above the pub with her partner [REDACTED] and her [REDACTED]. I attended the premises approximately 20 minutes after closing time and found both JERRED and [REDACTED] well in drink. JERRED tried to claim that she had had three shots of vodka after closing. It was clear that she had had substantially more to drink and must have been drinking well before the pub was closed in order for the alcohol to have taken effect. I went from the public bar area through the door to the left of the bar which leads to the private flat. Behind this door to the left is a short corridor and cubby hole area where I found a litre bottle of vodka with about an inch left in the bottom.

I later quizzed [REDACTED] about JERRED and he told me that she was an alcoholic who consumes a shot of vodka upon waking up in the morning. He also said she was drinking a bottle of vodka a day. This would be consistent with the bottle of vodka I found just in the private area of the pub. Close enough to the bar for JERRED to consume through the day whilst working. I did not tell JERRED that I had found the bottle so no doubt she will continue to stash bottles there.

I do not think JERRED is a suitable person to be a DPS. She was so intoxicated at the scene that she didn't seem to understand what was going on. Her 30 year old [REDACTED] had to lock up the pub and took away the cash tills. She was also very hostile when I questioned her about the amount she had had to drink.

Kind Regards,
Pete.

PC 7113 Randall,
Response B-Section,
Brixham Station.

SMART Julie 50403

From: HAZLEWOOD Jenny 17097
Sent: 11 November 2018 13:47
To: SMART Julie 50403
Subject: Bolton Pub - Further log 494 11/11/18

Hi Julie,

Can I make you aware of this further log for the BOLTON HOTEL?

Police were called down the pub again today at 12:55 after a report that a female, [REDACTED] was in there threatening Pamela JERRED.

[REDACTED] is the mother of the children that were in the pub last night so was attending to get some of their belongings back.

On police arrival at approximately 1300 hours on SUNDAY 11th NOVEMBER 2018, the pub was closed, the doors were locked and police had to knock to be let in.

Pamela JERRED was present with [REDACTED] and 2 other males. The males appeared under the influence of drugs, there was evidence of alcohol consumption on the bar and an ash tray that had clearly recently been used.

I attended this pub at about 2am this morning, so I am fully aware that bottles/glasses weren't on the bar last night – therefore it must have been consumed this morning.

Pamela is clearly not an appropriate DPS and this pub is deteriorating rapidly and action needs to be taken.

If you require anything further, do not hesitate to make contact.

Many thanks,

Jen

licensing within Teignbridge at that time, identified two police logs in relation to the Railway Inn, these being Log DCP-20180714-0053 and DCP-20180714-0732.

Log DCP-20180714-0053 relates to a 999 call received by the police at 00:59:30 hours on the morning of Saturday 14 July 2018 from a female located at an address in Shaldon. This female said that her daughter had phoned her to state that a fight was taking place at the Railway Inn, Beach Street, Dawlish. The reporting person stated that she could hear screaming in the background and her daughter was being told to get out.

At 01:04:44 hrs a police unit arrived at the premises and noted the doors were all locked and the curtains were closed. It was subsequently ascertained that the reporting person's daughter was staying at the Railway Inn with her friend, who had moved into the premises the day before. Her friend's mother, Ms Jerred, had accused the reporting person's daughter of sleeping with her fiancé and a massive argument had ensued. Police were going to return the reporting person's daughter to her mother's address however this female decided that she wanted to stay at the Railway Inn and she said that she would get a taxi back to Torquay the following day. This female was 18 years old and therefore the police left her at the premises.

Of note the very last entry on this log states: "14/07/2018 01:44:17: JG50N the landlady and her partner were both well in drink and they have only had the licence for 2 days".

A copy of this log is attached for your information (pages 5-7).

Log DCP-20180714-0732 relates to an incident involving 2 dogs but does not contain any information of relevance in relation to Ms Jerred management of the Railway Inn.

Mr Cosby's notes indicate that he visited the premises on 19 July 2018 and spoke to Pamela Jerred who told him that she had recently got married and was now known as Pamela Fortune. Mr Cosby noted that she got married 2 days after receiving her personal licence. Mr Cosby also noted that Ms Fortune's husband was present at this meeting and contributed in the conversations.

Mr Cosby gave Ms Jerred/Mrs Fortune advice concerning changing her details on her Personal Licence. For your information her Personal Licence, PA3385, was issued by Torbay Council on 6 June 2018 and remains in the name of Pamela Lorna Jerred.

Mr Cosby discussed the above 2 police logs with Ms Jerred. Both of these incidents occurred on 14 July 2018, 3 days after Ms Jerred had taken over as DPS at the premises. Due to these incidents Mr Cosby decided to raise the category of the Railway Inn to a 'Premises of Interest'. This term is used by licensing officers to identify premises where they have a specific interest, and this could be due to concerns as a

result of poor management practices, where there are higher levels of crime and disorder or licensing breaches.

Whilst Mrs Smart was at the Bolton Hotel on 5 November 2018, [REDACTED] did not advise her of his experience in the licensed trade, however Mrs Smart was certain that she had seen or heard the name [REDACTED] within the last week or so.

Subsequent enquiries by Mrs Smart revealed that at 22:49:58 hrs on the evening of Saturday 27 October 2018 police were contacted via a 999 call in relation to an incident occurring at the Jolly Judge, 168 Union Street, Torquay. The log indicates that loud males were shouting, arguing and fighting at the premises. At 23:02:27 hours the log was updated "No disorder upon arrival. Member of staff stated [REDACTED] and his partner were causing issues but nobody could actually state was this meant exactly. No offences disclosed. [REDACTED] and partner asked to leave". A copy of the Log DCP-20181027-0897 attached refers to this incident (pages 8-9)

For your information Mrs Smart has requested the DPS of the Jolly Judge to download all CCTV in relation to this incident. However the premises have been unable to supply any footage from the date in question and therefore I am unable to advise you of what took place at the Jolly Judge or the extent of Ms Jerred's involvement.

Mrs Smart also recalled that a male called [REDACTED] was involved in an incident at The Terrace Bar, Torquay some time ago, and she has located an email from Sgt 2067 John Dingle dated 22 April 2018 concerning this matter. A copy of the email is attached for your information (page 10).

Sgt Dingle noted that at the time of his visit [REDACTED], was in charge of the premises. There was a female member of bar staff called Pam working. Sgt Dingle indicates that both of these persons were in drink whilst working at the premises, the police had been called on two occasions within a very short period of time due to incidents within the premises and the keys to the premises had also been lost or stolen at some point. For your information the Premises Licence in respect of the Terrace Bar was revoked by the Licensing Sub-Committee at a Review hearing on 9 August 2018, which centred around poor management practices.

As a result of the above matters, Mrs Smart was concerned that Punch Taverns Ltd were seeking to nominate Ms Jerred as DPS at the Bolton Hotel, Brixham. This premises has a late licence and throughout Mrs Smart's 18 years experience in the Licensing Department this premises has regularly been of concern to the police due to the types of individuals this premises attracts and it therefore needs strong management by an individual who is prepared to challenge inappropriate behaviour. Mrs Smart therefore sent an email to Brixham officers on 6 November 2018 highlighting her concerns and requesting that officers pay attention to the premises over the weekend of 9, 10 and 11 November 2018.

On 12 November 2018 Mrs Smart discovered that she had received the following emails over the weekend period:

10 November 2018 at 0032 hrs – Email received from PC 17394 Craig Neate regarding Log 1170 of 09/11/18 in relation to a fight outside the Bolton Hotel. When PC Neate spoke to a person who he assumed was the DPS and the landlady, he noted that they were both very drunk and they had not realised that one of their windows had been smashed until it was pointed out to them. A copy of this email is attached (page 11) and you will note that PC Neate's final sentence states "This may be the very beginning of multiple problems as they seemed quite involved in the altercation happening outside".

The police log in relation to this incident is not attached as it does not contain any information of relevance to the Bolton Hotel or Ms Jerred, and it does not indicate whether the incident emanated from the Bolton Hotel.

11 November 2018 at 0308 hrs – Email received from PC 17097 Jenny Hazelwood regarding Log 23 of 11/11/18. This was in relation to a 999 call received by the police at 00:15:26 hours on the morning of Sunday 11 November 2018 when a male was threatening a female with a knife. On police arrival Ms Jerred was at the premises with [REDACTED], together with [REDACTED] children (● x ● year olds and a ● year old). These ● children, together with Ms Jerred's ● year old ● were present during the incident when [REDACTED] is alleged to have picked up a large kitchen knife and pressed it into Ms Jerred's stomach.

At the time of the incident Ms Jerred was highly intoxicated, very unsteady on her feet and slurring her words. She stated the pub had been closed for a while prior to this incident, but when officers arrived at the premises the side door to the pub was wide open. [REDACTED] was also intoxicated but not to the same extent as Ms Jerred.

A copy of PC Hazelwood's email is attached for your information (page 12).

PC 17113 Peter Randall also attended the premises as a result of this incident. He says that he attended the premises 20 minutes after closing time and found Ms Jerred and [REDACTED] well in drink. Ms Jerred claimed that she had had three shots of vodka after closing but it was clear to the officer that she had had substantially more to drink and must have been drinking well before the pub was closed in order for the alcohol to have taken effect. When he went from the public bar area to the flat above, he located a litre bottle of vodka that had about an inch left in the bottom.

PC Randall discussed Ms Jerred's drinking with [REDACTED] and he told the officer that she is an alcoholic and described her drinking a bottle of vodka a day.

On this occasion she was so intoxicated that the officer commented that she did not seem to understand what was going on and her 20 year old son had to lock the pub up and take away the cash tills. Ms Jerred was also very hostile towards the officer when he asked her about the amount she had had to drink.

A copy of PC Randall's email is attached for your information (page 13).

From police records it appears that [REDACTED] and Ms Jerred have a volatile domestic relationship. [REDACTED] motive for telling the officer that she is an alcoholic is not known. However it is apparent that on numerous occasions when Ms Jerred has been spoken to by police officers, since July 2018, she has been under the influence of alcohol.

At 13:47 hrs on 11 November 2018 PC 17097 Jenny Hazelwood again sent an email to Mrs Smart but this time in relation to Log 494 of 11/11/18. The police were called to the pub at 12:55 hours that day after a report that a female was in there threatening Ms Jerred. This female was established to be the ex-partner of Mr Fortune and the mother of the children present during the knife incident the day before. She had attended the premises in order to collect some of the children's belongings.

On police arrival at approximately 1300 hours on Sunday 11 November 2018, the pub was closed, the doors were locked and the police had to knock to be let in. On entering the premises Ms Jerred was present with 3 males. These males appeared to be under the influence of drugs, there was evidence of alcohol consumption on the bar and an ashtray that had clearly recently been used.

PC Hazelwood stated that as she had attended the pub at 2.00 am that morning, she was aware that the bottles and glasses weren't on the bar at the time of her earlier visit, and therefore the drinks must have been consumed that morning. Whilst no offences or licensing breaches were identified at this time, it is of concern to the police that Ms Jerred may have been drinking in private with these individuals, one of whom is very well known to local police officers and other licensed premises in the Brixham area.

A copy of PC Hazelwood's email is attached (page 14) and you will note that she raises concerns that she does not think Ms Jerred is appropriate to be DPS and that the pub is deteriorating rapidly and action needs to be taken.

In conclusion it appears that Ms Jerred has an unhealthy relationship with alcohol and I am concerned that she may be alcohol dependant, which brings into question her suitability to advise others on their drinking habits and make decisions with a clear mind. It is also apparent that wherever Ms Jerred and [REDACTED] are frequenting, whether as staff, managers or customers, incidents occur that require police attention.

At the time of preparing this letter Ms Jerred has been responsible for the Bolton Hotel for a period of 8 days, and during that time the police have attended the premises in response to police logs on 4 occasions over the course of one weekend period, which is unacceptable.

As the Bolton Hotel requires firm and consistent management that I do not believe Ms Jerred will be able to provide, I request that, in line with Section 39 (3)(b) of the Licensing Act 2003, you reject this application on the grounds that this is necessary for the promotion of the crime prevention objective.

Should you require any further information or assistance, please do not hesitate to contact my Licensing Officer, Mrs Julie Smart, on telephone number 01803 218900.

Yours faithfully



Superintendent J Hawley
Head of Prevention Department
Devon & Cornwall and Dorset Police Alliance

SMART Julie 50403

From: HAZLEWOOD Jenny 17097
Sent: 01 December 2018 02:31
To: SMART Julie 50403
Subject: BOLTON PUB

Hi Julie,

Just so you know, we attended the BOLTON again this evening after a report of a fight – Log 37 01/12/18 refers.

On attendance, there were some males by the door, one of them with a slight eye injury. Two females then appeared who were highly intoxicated and had been in the pub during this incident. One of the females stated that the altercation involved a female inside the pub pouring a bottle of wine on her. The female who was reciting this was very aggressive in her manner and she was given strong WOA to leave the area or she would have been arrested.

There were 2 people still inside the pub at the time of our attendance (approx. 00: 50 hrs).

I asked the Landlord for details and he passed the name, Jonathan HARDY. He stated that the pub was due to stay open until 0200am, but he decided to close early so called last orders at 00:30 hrs which was when this incident commenced.

HARDY stated he had taken over as Landlord on Monday.

Concerns that he hasn't even been DPS for a week at the BOLTON and this incident has already occurred.

Kind regards,
Jenny

Jenny Hazlewood
PC 17097
C Section
Devon and Cornwall Police

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Devon & Cornwall Police

Punch Taverns Limited
Jubilee House
Second Avenue
Burton-on-Trent
Staffordshire
DE14 2WF

Licensing Department
Devon and Cornwall Police
Police Station
South Street
TORQUAY TQ2 5AH

Telephone: 01803 218900

3 December 2018

Dear Sir/Madam

The Bolton Hotel, New Road, Brixham, Devon, TQ5 8LT

I am writing to you in your capacity of Premises Licence Holder of the above named premises, which has the benefit of Premises Licence PL0445 issued by Torbay Council.

As a result of your application to Vary the DPS of the Bolton Hotel to Mr Jonathan Hardy, and in accordance with the telephone discussions between my Police Licensing Officer, Mrs Julie Smart, and your Area Manager, Ms Kate Strawbridge on Wednesday 28 November 2018, the status of your premises has been raised to a premises of concern.

This means that your premises will be closely monitored by the police with a view to obtaining sufficient evidence to apply for a Review of your Premises Licence.

As Premises Licence Holders I would remind you that it is your responsibility to ensure that your premises is run in accordance with the conditions of your Premises Licence, in a manner that promotes the Licensing Objectives and within the confines of the law at all times.

A copy of this letter has been forwarded to the Torbay Council Licensing Team for their information.

Should you require any further information, please do not hesitate to contact Julie Smart on 01803 218900.

Contact the police

Emergency 999

Non-emergency www.devon-cornwall.police.uk/reportcrime

101@dc.police.uk 101

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Yours faithfully



Superintendent J Hawley
Head of Prevention Department
Devon & Cornwall and Dorset Police Alliance



Devon & Cornwall Police

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Licensing Department
Torbay Council
C/O Torquay Town Hall
Castle Circus
TORQUAY
TQ1 3DR

Licensing Department
Devon and Cornwall Police
Police Station
South Street
TORQUAY TQ2 5AH

Telephone: 01803 218900

6 December 2018

Dear Sir/Madam

Application to Vary the Designated Premises Supervisor in respect of The Bolton Hotel, New Road, Brixham, Devon, TQ5 8LT

I refer to an application to Vary the DPS of the above named premises into the name of Mr Jonathan Hardy. This application was submitted by TLT Solicitors on behalf of the Premises Licence Holders, Punch Taverns Ltd, on 23 November 2018. The applicants have requested this application to have immediate effect.

As I am sure you are aware, the Bolton Hotel in Brixham has had a somewhat chequered past and for many years it has been of concern to the police. Unfortunately this premises seems to attract a particular type of client, and the premises therefore requires firm management, particularly as it has a late licence allowing the sale of alcohol until 1.30 am on Friday and Saturday nights.

In relation to this application I object to Mr Hardy becoming the Designated Premises Supervisor, on the basis that the exceptional circumstances of the case are such that granting the application will undermine the crime prevention objective.

Research carried out by the police shows that Mr Hardy was nominated as the DPS of the Bristol Castle, Duncan Street, Plymouth on 15 December 2017 and he is currently still the DPS of this premises, although it is believed that this premises is currently closed.

My Police Licensing Officer, Mrs Julie Smart, has discussed Mr Hardy with Mr McIndoe (Licensing Officer for Plymouth) and Mr McIndoe informed her that he had a few concerns regarding Mr Hardy's management of the premises in Plymouth, and that it

Contact the police

Emergency 1 999

Non-emergency  www.devon-cornwall.police.uk/reportcrime

 101@dc.police.uk  101

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appears that Mr Hardy is not the individual he is purporting to be. Mr McIndoe also told Mrs Smart that when Mr Hardy left the premises, the concerns disappeared.

As a result of information held by the police and Mr McIndoe's comments, Mrs Smart telephoned Ms Kate Strawbridge of Punch Taverns Ltd during the afternoon of Wednesday 28 November 2018 and advised her of police concerns. Mrs Smart advised Ms Strawbridge that as a result of Punch Taverns nominating Mr Hardy as their Designated Premises Supervisor she was raising the status of the Bolton Hotel to a "Premises of Concern" and as such Punch Taverns should be aware that the premises will receive frequent monitoring by the police, during which any evidence of poor management will be collated and could form the basis of a Review.

Ms Strawbridge advised Mrs Smart that the premises are currently under the management of a company called Pub Solutions and she said that she would discuss the matter with Mr Ian Brierley.

During the telephone call Ms Strawbridge advised Mrs Smart that in January 2019 the Bolton Hotel will be subject of substantial refurbishment and when it re-opens Ms Strawbridge said that Punch Taverns will be looking for someone who can run it with a different client base. Mrs Smart asked why Punch Taverns do not just close the premises now and leave it empty but Ms Strawbridge advised Mrs Smart that the building is listed and the company are concerned that it may be vandalised or attract squatters. Mrs Smart raised concerns with Ms Strawbridge that anyone going into the premises for such a short period of time is not going to be worried about how professionally the premises is run but Ms Strawbridge assured Mrs Smart that Pub Solutions have experienced individuals who regularly take on these types of premises.

Later that same afternoon Mrs Smart received a phone call from Mr Brierley of Pub Solutions, during which Mrs Smart advised him of our concerns. He told Mrs Smart that Mr Hardy would leave the premises sometime during the following week, ie week commencing Monday 3 December 2018.

On Monday 3 December 2018 Mrs Smart became aware of an incident at the Bolton Hotel during the early hours of Saturday 2 December 2018, as she had received an email from PC Jenny Hazlewood concerning this matter. A copy of this email is attached, together with log DCP-20181201-0037.

At 0039 hrs on the morning of 2 December 2018 Mr Hardy rang 999 indicating that 4 people were fighting outside his premises, and the group involved both males and females with lots of pushing and shoving. He told the call taker that he was the landlord and he had gone back inside and locked the door so he could not provide any further details. He said that they had all been drinking in the pub.

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At 0043 the CCTV Control Room was monitoring the incident and indicated that one older male was trying to break the group up but the females were then having a go at the male. Mr Hardy then went out to try and assist the older male break up the fight and move everyone on.

At 0105 hrs police attended, nearly all of the persons involved ad left but of those still present no one would say anything or pass them details of the incident.

On Monday 3 December 2018, in line with our licensing policy, Mrs Smart sent a letter to Punch Taverns Ltd advising them that the status of the Bolton Hotel had been raised to a "Premises of Concern". A copy of this letter is attached.

At 1200 hours on Wednesday 5 December 2018 Mrs Smart met with Mr Brierley in order to discuss a matter not relative to the Bolton Hotel. At the conclusion of those discussions Mr Brierley asked Mrs Smart whether it would be possible for Mr Hardy to stay as the DPS at the Bolton Hotel. Mr Brierley stated that he had visited the premises a couple of times since Mr Hardy took over and he thinks Mr Hardy is really nice and keen to run a good premises. He said that if the police objected to Mr Hardy he would have a problem finding a replacement at the premises, particularly as it is closing for refurbishment in 7 weeks time. Mrs Smart advised Mr Brierley that an incident had occurred at the premises over the weekend, but Mr Brierley did not seem aware of that.

During the afternoon of Wednesday 5 December 2018 Mrs Smart attended the Bolton Hotel in order to discuss the above incident with Mr Hardy. However, on arrival Mrs Smart was advised by Mr Hardy's partner, [REDACTED], that he was not present and would not be back at the premises for some time. Mrs Smart advised [REDACTED] that she wished to view the CCTV of the incident and [REDACTED] indicated that although she had not used the system she was happy to try to play the footage.

They both went to the CCTV hard drive however this was password protected and [REDACTED] did not know the code. [REDACTED] then rang Mr Hardy and Mrs Smart discussed the incident with him over the phone.

Mrs Smart read the email from PC Hazlewood and asked Mr Hardy if he agreed with the content and he confirmed that he did. He then described the incident to Mrs Smart and said that after the incident had occurred he called last orders as there were only a few customers left.

Mrs Smart asked Mr Hardy what door steward company he uses, and he replied that he didn't know what company Punch Taverns or Pub Solutions use but he would find out. Mrs Smart asked for the names of the stewards that were on duty at the time of the incident and he informed Mrs Smart that there were no stewards on duty. Mrs Smart asked Mr Hardy what he thought the Premises Licence says in relation to the use of door stewards and he told her that he thought he had to have 2 stewards for the first

100 customers, and another steward for the next 100 customers. Mrs Smart informed him that this is correct, and then asked him when he thought he should use door stewards. He said that he thought he had to have them if he was selling alcohol after midnight. Mrs Smart then asked him why, if he knew the requirement of the licence, there was no door stewards on duty at the time of the incident. Mr Hardy then explained that he had only been given a copy of the Premises Licence that morning, ie Wednesday 5 December 2018. Mrs Smart then asked Mr Hardy what steps he had taken on the morning of Monday 26 November 2018, ie the day he started at the premises and became legally responsible for the sale of alcohol, to establish what the licence conditions were. He told Mrs Smart that he had read documents he found in the premises, but again stated that he didn't actually see the licence until that morning.

Mrs Smart also asked Mr Hardy if she could see his incident book but he advised her he didn't have one. Mrs Smart informed Mr Hardy that the licence requires him to keep an incident book and Mr Hardy said that he didn't think the previous DPS's of the premises had kept one as he hadn't found one when looking around the premises.

Mrs Smart informed Mr Hardy that the two females involved in the incident on 2 December 2018 were described as highly intoxicated by PC Hazlewood and she reminded him to ensure that the premises do not sell or serve alcohol to persons who are drunk.

Mrs Smart and [redacted] then went to the CCTV hard drive again in an attempt to view the footage, as Mr Hardy had told Mrs Smart the password. They were unable to get the system to play but [redacted] did notice that the timings on the cameras appeared to be about an hour out and Mrs Smart asked her to tell Mr Hardy about this.

At the time of preparing this letter Mr Hardy has been responsible for the Bolton Hotel for a period of 10 days. On his first weekend at the premises an incident occurred requiring Mr Hardy to ring 999 for police assistance. In addition, it is apparent that at least 2 conditions on the premises licence were not being complied with at the time of the incident. Furthermore, Mr Hardy admitted that within that 10 day period he had made no attempt to obtain a copy of the Premises Licence, which does little to assure me that Mr Hardy is competent to run a licensed premises.

Furthermore, as Punch Taverns Ltd are the Premises Licence Holders it is their responsibility to ensure that their premises is run in a way that promotes the licensing objectives, in compliance with the licence conditions and in accordance with the Licensing Act 2003.

As the Bolton Hotel requires firm, consistent and competent management that I do not believe Mr Hardy will be able to provide, I request that, in line with Section 39 (3)(b) of the Licensing Act 2003, you reject this application on the grounds that this is necessary for the promotion of the crime prevention objective.

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Should you require any further information or assistance, please do not hesitate to contact my Licensing Officer, Mrs Julie Smart, on telephone number 01803 218900.

Yours faithfully



Superintendent J Hawley
Head of Prevention Department
Devon & Cornwall and Dorset Police Alliance



Devon & Cornwall Police

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Licensing Department
Torbay Council
C/O Torquay Town Hall
Castle Circus
TORQUAY
TQ1 3DR

Licensing Department
Devon and Cornwall Police
Police Station
South Street
TORQUAY TQ2 5AH

Telephone: 01803 218900

13 December 2018

Dear Sir/Madam

Application to Vary the Designated Premises Supervisor in respect of The Bolton Hotel, New Road, Brixham, Devon, TQ5 8LT

I refer to my letter of Thursday 6 December 2018 in which I object to the application to vary the DPS of the Bolton Hotel to Mr Jonathan Hardy.

At 3.00 pm on Monday 10 December 2018, my Police Licensing Officer, Mrs Julie Smart, received a telephone call from Mr Hardy. Mr Hardy asked her if she was able to provide him with some drugs posters and crime prevention posters so that he could comply with the conditions on the Premises Licence. He further asked her if she is aware of the company responsible for the installation and servicing of CCTV system at the premises as he is not happy with the position of some of the cameras and he said that some of the images are blurry. He further said that in relation to the burglar alarm this is in place however he doesn't know the code to set the alarm and he wondered if Mrs Smart could advise him who is responsible for the alarm. He also asked Mrs Smart if she was able to supply him with the radios for use by door staff as he hadn't found any on the premises.

Mrs Smart advised Mr Hardy that she will send him some drugs posters. In respect of all his other queries Mrs Smart told him to direct these to Punch Taverns Ltd, who are the Premises Licence Holder, or to Mr Ian Brierley of Pub Solutions who he has been dealing with on behalf of Punch Taverns Ltd.

Mr Hardy informed Mrs Smart that as a result of their discussions on Wednesday 5 December 2018 he had read through the Premises Licence and was attempting to comply with all the requirements of the licence. He said that he had found a First Aid

Contact the police

Emergency 999

Non-emergency www.devon-cornwall.police.uk/reportcrime

101@dc.police.uk 101

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box but the contents of this were out of date so he has purchased a new box and he has also purchased an incident book.

Mrs Smart advised Mr Hardy that if he was not in a position to be able to comply with all the requirements of the licence he should not be selling alcohol as he is committing offences under Section 136 of the Licensing Act 2003. Mr Hardy reassured Mrs Smart that he is attempting to address all of the matters requiring attention but that he needs some time in order to do so.

From the discussions that Mrs Smart has had with Mr Hardy she is concerned that Mr Hardy does not appear to understand the seriousness of failing to comply with the terms of the licence or the urgency required to resolve the matters still outstanding. Furthermore Mrs Smart does not believe that Mr Hardy possesses the skills, experience or characteristics necessary to manage the Bolton Hotel and this is a concern, particularly as it is now the Christmas and New Year period where there is a significant risk of alcohol related disorder.

Should you require any further information or assistance, please do not hesitate to contact my Licensing Officer, Mrs Julie Smart, on telephone number 01803 218900.

Yours faithfully



Superintendent J Hawley
Head of Prevention Department
Devon & Cornwall and Dorset Police Alliance

File No.:	Computer URN:	Minute No.:
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To be completed for any incident or for information on any licensed premises. This form to be submitted to the Licensing Unit as soon as possible. **Nominal and / or intelligence MUST be submitted via Source and Covert Intelligence System (CIS).**

- Licensing objective:
- The prevention of crime and disorder;
 - Public safety;
 - The prevention of public nuisance; and
 - The protection of children from harm.

Name of premises: THE BOLTON	
Address: New Road, Brixham, Devon TQ5 8LT	
Report type: <input checked="" type="checkbox"/> Visit <input type="checkbox"/> Incident <input type="checkbox"/> Other	Date: 20/04/12 Time: 22:00
OIS Ref.:	Crime No.:
Brief summary / action taken (if not recorded elsewhere): ROUTINE LICENCING VISIT – I SPOKE WITH [REDACTED] ALL IN ORDER. HE STATED THAT LAST WEEK THERE WAS A FIGHT THAT INITIATED INSIDE THE PREMISE AND WAS TAKEN OUTSIDE. THIS INVOLVED THE [REDACTED] FAMILY. HE STATED THAT THE DOOR STAFF WOULD BE ABLE TO GIVE ME MORE DETAILS. DOOR STAFF DECLINED ANY DETAILS STATING THAT THERE WAS NOT A FIGHT. 2 X DOOR STAFF – [REDACTED] [REDACTED]	
Submitted by: Name: Chris THORNBACK	Force No.: 12818
Signed:	Date: 22/04/12 Time: 23:18
Action taken by Licensing Unit:	
Licensing officer:	
Forwarded to Daily Tasking:	

Licensed Premises Visit Checklist

Any information from these checks to be included in 'Brief summary' overleaf.

Officers present at inspection:

Administration:

- 1. Designated Premises Supervisor (DPS) on the premises? Yes No
 Name of DPS (or person in charge if no DPS):
 Helpful Unhelpful Obstructive Other:
- 2. Premises Licence (summary displayed)? Yes No
 (It should be displayed in the public area)
- 3. Premises Licence (complete) produced to officers? Yes No
 (A constable can request to see full licence)

Crime and Disorder:

- 1. Any violence inside / outside premises? Yes No
- 2. Any public order inside / outside premises? Yes No
- 3. Any evidence of drugs found inside / outside premises? Yes No
- 4. Any drinks promotions in operation at time of visit? Yes No
- 5. Any evidence of excessive drunkenness? Yes No

Public Safety:

- 1. CCTV on premises? Yes No Working at time of visit? Yes No
 Incident captured? Yes No Staff able to download? Yes No
 Image quality? Good Poor Other
- 2. Door staff on duty? Yes No If Yes, number:
 SIA licensed? Yes No Licence displayed? Yes No
- 3. Do the premises look overcrowded? Yes No
- 4. Method of checking the customer numbers:
- 5. Radio system in use? Yes No
- 6. Tables / glasses kept tidy? Yes No
- 7. Any smoking inside premises? Yes No

Public Nuisance:

- 1. Any noise or nuisance outside of premises? Yes No
- 2. Any smokers standing outside of premises? Yes No
- 3. Any excessive litter / debris outside of premises? Yes No

Protection of Children:

- 1. Any underage offences detected on the premises? Yes No
- 2. What proof of age policy is operated in the premises?
- 3. How is this publicised?
- 4. Do staff appear trained in proof of age? Yes No

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SharePoint

Newsfeed

OneDrive

Sites

SMART Julie 50403 ▾



Force Licensing Team > Licensing Items - 2012 > Bolton Hotel Brixham

Item Type	L10
Prem Name	Bolton Hotel Brixham
Date Rec'd	22/04/2012
Date Due	
Event Start Date	20/04/2012 00:00
Event End Date	
Submitting Officer	<input type="checkbox"/> THORNBACK Chrissey 12818
Applicant Surname	
Applicant First Name	
Prem Street	New Road
Prem District	
Prem Town	Brixham
Prem County	Devon
Prem Postcode	TQ5 8LT
Premises risk rating	High
Hub Location	EAST - Exeter
Logic outcome	Fail
Licensing Office	Torbay
Allocated To	Pete COSBY
Item Report Summary	L10

Comments

■ WOODLEY Linda 56742 (24/06/2013 15:08):
No checks needed as transfer to corporate body. Meets criteria completed by hub.

■ EDGECOMBE Kim 50017 (20/02/2013 12:21):
amended premise name

■ COSBY Peter 55186 (04/07/2012 12:53):

■ COSBY Peter 55186 (04/07/2012 12:52):
Minor variation to licence received via TLT solicitors/Punch taverns resulting in meeting 11/6 with Insp Antill

This job can now be closed follow up visit arranged for 5th July.

■ COSBY Peter 55186 (14/05/2012 15:36):
11/5 Meeting with Mr Thomas DPS. He had meeting with pub solution and they mentioned that they will not extend CCTV coverage on premises nor add an extra door staff on Fri sat night.

Incident book being completed by door staff and they are starting to use radios on premises.

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He is waiting for engineer to visit to know how to record images from system. I will contact Ian Brierly regarding premises and ensure that the engineer is booked to visit the place.

Insp Antill area of situation and item added to briefing LNE for checks to be carried out and if necessary L10's to be submitted.

■ COSBY Peter 55186 (30/04/2012 13:18):
 27/04 Visited and spoke to Gary Thomas DPS regarding content of report. I asked to see the incident booked for Saturday 14th April and there was no recording of violence during the day - SIA persons identified as [REDACTED] and [REDACTED]. I then ask to view the CCTV for the same day and during the viewing there appeared to be a incident at approx 2300 in the main bar area.



I requested a copy of the CCTV for the day for a more detailed viewing of the incident. This will be collected on Wed 2nd April pm.

I mentioned that the Officer spoke to the door staff who stated that no incident occurred. I stressed to Gary Thomas that it is imperative that the door staff are proficient in doing their job and that all incidents must be recorded and report to himself. The doorstaff have been contracted for a year since Xmas but is not a legal arrangement. He mentioned that he has not been entirely happy about the doorsatff that he has working on the premises and may consider employing new door saff in the near future.

CCTV to be viewed prior to determing what further action may be taken.

■ COSBY Peter 55186 (25/04/2012 13:49):
 Visit arranged for Fri 27/04
 ■ EDGECOMBE Kim 50017 (24/04/2012 10:54):

Visit tasked

Status	COMPLETE
LA Time Taken	5
LO Time Taken	320
Item Briefed	
Representation/Objection	No
Hearing	No
Attachments	BOLTON HOTEL L10 200412.doc

Version: 8.0
 Created at 24/04/2012 10:54 by ■ EDGECOMBE Kim 50017
 Last modified at 24/06/2013 15:08 by ■ WOODLEY Linda 56742

Close

File No.:	Computer URN:	Minute No.:
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To be completed for any incident or for information on any licensed premises. This form to be submitted to the Licensing Unit as soon as possible. **Nominal and / or intelligence MUST be submitted via Source and Covert Intelligence System (CIS).**

- Licensing objective:**
- The prevention of crime and disorder;
 - Public safety;
 - The prevention of public nuisance; and
 - The protection of children from harm.

Name of premises: BOLTON PUB		
Address: BOLTON STREET, BRIXHAM		
Report type: <input type="checkbox"/> Visit <input checked="" type="checkbox"/> Incident <input type="checkbox"/> Other	Date: 22/05/12 Time: 0014	
OIS Ref.: 14 22/05/12	Crime No.: FB/12/510	
Brief summary / action taken (if not recorded elsewhere):		
<p>FEMALE INO ██████████ WENT INTO BOLTON PUB ON THE NIGHT OF 21ST MAY 2012. A SHORT TIME AFTER MIDNIGHT (22/05/12) THERE WAS A DISPUTE OVER OFFENDER AND A SECOND FEMALE OVER A MIX UP OF DRINKS. THE LANDLORD GARY THOMAS WHO WAS PRESENT HAS INTERVENED AND DUE TO HER Demeanour HE HAS REQUESTED THAT SHE HAVE HER DRINK IN A PLASTIC GLASS AS HE ASKED HER TO LEAVE. A SCUFFLE HAS ENSUED WHEN HE TRIED TO TAKE AWAY THE GLASS AND SHE HAS SNATCHED IT AWAY WHEN HE HAS LOST HIS GRIP ON IT. SHE HAS THEN GLASSED THOMAS IN THE FACE AND HE HAS SUSTAINED A CUT ABOVE HIS RIGHT EYE.</p> <p>██████████ WAS LOCATED AND HAS BEEN ARRESTED FOR THIS - S18 GBH</p> <p>██████████ HAD CANNABIS ON HER AND WAS CLEARLY UNDER THE INFLUENCE OF OTHER DRUGS ASWELL AS DRINK.</p>		
Submitted by: Name: HILL	Force No.: 11834	
Signed: LISA HILL	Date: 22/05/12	Time: 0430
Action taken by Licensing Unit:		
Licensing officer:		
Forwarded to Daily Tasking:		

Licensed Premises Visit Checklist

Any information from these checks to be included in 'Brief summary' overleaf.

Officers present at inspection:

Administration:

- 1. Designated Premises Supervisor (DPS) on the premises? Yes No
 Name of DPS (or person in charge if no DPS):
 Helpful Unhelpful Obstructive Other:
- 2. Premises Licence (summary displayed)? Yes No
 (It should be displayed in the public area)
- 3. Premises Licence (complete) produced to officers? Yes No
 (A constable can request to see full licence)

Crime and Disorder:

- 1. Any violence inside / outside premises? Yes No
- 2. Any public order inside / outside premises? Yes No
- 3. Any evidence of drugs found inside / outside premises? Yes No
- 4. Any drinks promotions in operation at time of visit? Yes No
- 5. Any evidence of excessive drunkenness? Yes No

Public Safety:

- 1. CCTV on premises? Yes No
 Incident captured? Yes No
 Image quality? Good Poor Other:
 Working at time of visit? Yes No
 Staff able to download? Yes No
- 2. Door staff on duty? Yes No If Yes, number:
 SIA licensed? Yes No
 Licence displayed? Yes No
- 3. Do the premises look overcrowded? Yes No
- 4. Method of checking the customer numbers:
- 5. Radio system in use? Yes No
- 6. Tables / glasses kept tidy? Yes No
- 7. Any smoking inside premises? Yes No

Public Nuisance:

- 1. Any noise or nuisance outside of premises? Yes No
- 2. Any smokers standing outside of premises? Yes No
- 3. Any excessive litter / debris outside of premises? Yes No

Protection of Children:

- 1. Any underage offences detected on the premises? Yes No
- 2. What proof of age policy is operated in the premises?
- 3. How is this publicised?
- 4. Do staff appear trained in proof of age? Yes No

(41)

Meeting: The Bolton Hotel
 Date: Monday 11th June 2012 @11.30
 Location: Brixham Police Station

Left -

Agenda

Persons present

Mr Gary Thomas DPS Bolton Hotel
 MR Richard Ing Pub solutions (Lease Holder)
 Mr Ian Brierly Pub Solution (Lease holder)
 Mr Chet Greenslade Punch Tavern (Licence Holder)
 Insp Dai Anthill Police
 Mr Peter Cosby Licencing Officer

Reason for meeting – Escalated violence on premises and concerns for lack of control supervision and management of the premises.

Summary

1. 4th June 2012 00:31 hrs call large scale disturbance and possibly landlord in drink.
2. 22nd May 2012 00:14 hrs Glassing incident.
3. 11th May 2012 discussion DPS re outcome of meeting with pub solutions suggesting camera system improvements and extra door staff. Still awaiting images re incident 14th April 2012. **Priority Premises for briefing.**
4. 2nd May 2012 CCTV images re incident 14th April 2012 not copied. Control and supervision plan discussed with DPS and meeting arranged with Pub solutions 10th May 2012.
5. 27th April 2012 visited premises requested CCTV for incident on the 14th April 2012.
6. 14th April 2012 approx 23:00 hrs disturbance/fights on the premises.
7. 2nd December 2011 L10 positive drugs - passive dog op. Advice and posters given 10th February 2012.
8. 21st October 2011 L10 aggressive male at premises no action taken re door staff DPS visited and advice given.

Possible voluntary conditions offered

X

- 1. Reduction of opening hours – sale of alcohol until 23:00 hrs (Close 23:30) Monday to Sunday.
- 2. Live and recorded music music until 22:30 hrs.
- 3. Other licensable activities to suit
- 4. Doorstaff employed on Fri/Sat night from 21:00 til close

OR

- 5. Further measures by way of the following conditions to gain full control/supervision and management of the premises.

Below X

- A) Door staff Monday to Sunday 21:00 hrs until closed. (Not known to locals)

x camera X

- B) 1 extra door staff Friday/Saturday night.

Tougher Glasses X

- C) After 21:00 hrs all drinks to be served in plastic vessels.

✓

- D) Extra CCTV cameras and Bar monitors to be installed for extra coverage and supervision of Premises and effective use of radios.

✓

- E) DPS and bar staff should be trained and able to operate CCTV system and produce recorded images upon request.

X

- F) Drunkenness not to be tolerated on the premises and a banning policy to be in place.

X

- G) All incidents or potential to be logged open for inspection by authorities when necessary.

OR

X

- 6. Possible consideration for the removal of DPS.

Mon - Thurs Midnight - 0030 closed.

Fri - Sat Same

TLT.
Minor
Vols
End June.

Camera images - Bar monitor camera Lobby
Spot check. Page 69 + OUTSIDE.

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PRIVATE & CONFIDENTIAL
 DPS Gary Thomas
 The Bolton Hotel
 New Road A3022
 Brixham TQ5 8LT

Licensing Dept (East)
 Devon & Cornwall Police HQ
 Middlemoor
 EXETER
 EX2 7HQ

25 June 2012

Dear Mr Thomas,

The Bolton Hotel, Brixham - Audit Meeting 11 June 2012

Further to our meeting at Brixham Police Station on 11 June regarding the recent concerns over control, supervision at your premises which resulted in suspected incident on 14th April and a glassing incident on 22nd May. There was also concerns regarding a large scale disturbance on 4th June which following a visit from police it was suggested that you may have been intoxicated on the premises.

During our meeting on 11 June we discussed and agreed the following points regarding the control and supervision of the premises. The first three points require a Minor Variation to be submitted to Torbay council under Section 86A of the Licensing Act 2003 and a number of other requirements to enable the DPS to control/supervise the premises more effectively.

Minor Variation:-

- Alcohol Licence Sunday – Thursday to Midnight and close of premises at 00.30 hours
- All alcohol and soft drinks to be served in toughened glasses.
- Extension of CCTV coverage on the premises – bar monitor/ camera for lobby entrance and exit plus full coverage outside the premises and the DPS to be able to operate and record images upon request of a Police Office.

Control/Supervision requirements:-

- Management of doorstaff and to be in possession of radios whilst on duty on the premises.
- An incident book will be kept and all instances of public disorder will be recorded.
- Crime prevention posters to be displayed on the premises.
- Banning policy to be in place.
- No drunkenness or anti-social behaviour to be tolerated on the premises.

On this occasion you have been given the opportunity to rectify the issues that we have identified. However, should incidents continue to occur without improvement this may result in further action being taken in relation to your Premises Licence.

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A copy of the this letter will also be forwarded to Punch Taverns, Pub Solutions and Licensing Authority for their records.

If you have any questions please do not hesitate to contact me on 0759 5011601 or leave a message for me via the Licensing Hub on 01392 452225.

Yours sincerely

Mr P Cosby
Licensing Officer
Devon BCU
Devon and Cornwall Constabulary


COSBY Peter 55186

To: chet.greenslade@punchtaverns.com
 Subject: Meeting 11/06 Bolton Hotel

Chet,

Reference meeting The Bolton Hotel, Brixham Police Station, Monday 11th June 2012 @ 11:30.

Persons present;

Insp Antill – area Inspector Devon and Cornwall Police
 Mr Peter Cosby – Police Licensing Officer
 Mr Gary Thomas – DPS Bolton Hotel
 Mr Richard Ing – Pub Solutions
 Ms Anita Ing – Pub Solutions
 Chet Greenslade – Punch Taverns

Outcomes and agreed actions:-

1. Minor Variation to be submitted for a change to licence hours – Sun – Thurs Midnight for sale of alcohol and 00:30 close of premises.
2. All drinks to be served in toughened glasses (No bottles).
3. Extension of CCTV coverage on the premises - bar monitor / camera for lobby entrance and exit plus full coverage outside the premises and DPS to able to operate and record images upon request of a Police Officer.

Other items discussed and agreed in relation to improved control and supervision of the premises:-

- a) The management of doorstaff and always in possession of radios whilst on duty on the premises.
- b) Use and detailed log of incident book on premises.
- c) Crime prevention posters to be displayed on the premises.
- d) Banning policy to be in place.
- e) No drunkenness or anti-social behaviour to be tolerated on the premises.

Items 1-3 should be in place by the beginning of July 2012 and the remaining items to be in place forthwith. The above, if acceptable with yourself, should be monitored for 6 months and if any further incidents do happen to occur then re-consideration may have to be given for the removal of DPS from the premises.

Thank you for your time in relation to dealing with this concerning matter and please forward a copy onto Pub solutions (South West) Ltd and MR Gary Thomas for their information.

If you have any further queries please contact me on my mobile 0759 5011601.

55186 Pete COSBY
Alcohol Related Crime Reduction Officer
Devon and Cornwall Constabulary
 Ext.4621 (External01803860421)

From 1st November 2011 Licensing teams will be working within a new structure, please note our new

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contact details

Licensing Department (East), Devon & Cornwall Police HQ, Middlemoor, Exeter, Devon EX2 7HQ
Tel: 01392 452225
Fax: 01392 452447
Email: licensingeast@devonandcornwall.pnn.police.uk

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Force Licensing Team > Licensing Items - 2012 > Bolton Hotel Brixham

Item Type	Serious Event Audit
Prem Name	Bolton Hotel Brixham
Date Rec'd	18/10/2012
Date Due	19/10/2012
Event Start Date	
Event End Date	
Submitting Officer	
Applicant Surname	
Applicant First Name	Kylie Vivash
Prem Street	
Prem District	Brixham
Prem Town	Brixham
Prem County	Devon
Prem Postcode	
Premises risk rating	High
Hub Location	EAST - Exeter
Logic outcome	Pass
Licensing Office	Torbay
Allocated To	Pete COSBY
Item Report Summary	Re incident 14/10 and reference L10 submitted fight on premises

Comments

- WOODLEY Linda 56742 (24/06/2013 15:14):
Name amended to reflect other applications, for same premises.
- EDGECOMBE Kim 50017 (20/02/2013 12:28):
amended premise name
- COSBY Peter 55186 (19/10/2012 13:51):
Crime result as FPN Fixed penalty notice issued to person arrest.

It does not appear that any request was made for CCTV images.

SEA (Significant Event audit) carried out and CCTV appears to have been switched off and when switched on no recordings during weekend of 13th / 14th October. Due to the DPS being removed from premises on 15/10 and new Application for replacement DPS submitted on Tues 16/10 with immediate effect SEA for completed as much as possible as attached.

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This premises is subject to op Ambassador and possibly further reports in due course.

Due to the graded offence and no CCTV evidence re incident and Dps departing from premises on 15/10. under national Decision Model NFA required by LO.

■ COSBY Peter 55186 (18/10/2012 08:54):

Serious event Audit to be conduct and obtain copy of CCTV.

Visit tasked

Status COMPLETE

LA Time Taken 10

LO Time Taken 160

Item Briefed

Representation/Objection No

Hearing No

Version: 4.0

Created at 18/10/2012 08:54 by COSBY Peter 55186

Last modified at 24/06/2013 15:14 by WOODLEY Linda 56742

Close



Alcohol / Licensing Information Form

File No.:	Computer URN:	Minute No.:
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To be completed for any alcohol related incident or for information on any licensed premises. This form to be submitted to the Licensing Unit as soon as possible. **Nominal and / or intelligence MUST be submitted via Source and Covert Intelligence System (CIS).**

- Licensing objective:**
- The prevention of crime and disorder;
 - Public safety;
 - The prevention of public nuisance; and
 - The protection of children from harm.

Report type: <input checked="" type="checkbox"/> Visit <input type="checkbox"/> Incident <input type="checkbox"/> Other	Date: 19/10/12 Time: 2215
OIS Ref.:	Crime No.:
Name of premises (where applicable): The Bolton	
Address: Bolton Street, Brixham	

Brief summary / action taken (if not recorded elsewhere):

Licensing visit under Op Ambassador. DPS Kylie Vivash not present, responsible person was her mother [REDACTED] who was helpful. [REDACTED] stated she had been visited by licencing today and as her daughter has only just taken over the premises the old license was on display and she stated the head office- Pub Solutions had advised her if anyone queried the display of the license that she should advise them it is in the process of being sorted out. CCTV in operation, 10 cameras in total, one of which needs repairing.

No doorstaff on premises, [REDACTED] stated she wouldn't require them as she had no entertainment on and was calling time at 2330 tonight. She mentioned issues in the beer garden and stated she had removed the tables and chairs for the eveing trade and also showed us a sign she had put up stating no glasses were allowed outside at 2000hrs. Cocaine swabs were positive in both toilets- [REDACTED] was advised re using vaselene or WD40 on the cisterns. AS we were leaving a male she had previosuly ejected for being drunk re entered the put and [REDACTED] asked us to remove him which we did. He walked off causing no further problems.

Submitted by: Name: Tamzin RICHARDS	Force No.: 16120
Signed: T. RICHARDS	Date: 19/10/12 Time: 0010

Action taken by Licensing Unit:

Licensing officer:
Forwarded to Daily Tasking:

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Licensed Premises Visit Checklist

Any information from these checks to be included in 'Brief summary' overleaf.

Officers present at inspection:

16120, 16400, and two staff from FSG under PS Roger West

Administration:

- 1. Designated Premises Supervisor (DPS) on the premises? Yes No
 Name of DPS (or person in charge if no DPS): Brenda Higginson
 Helpful Unhelpful Obstructive Other:
- 2. Premises Licence (summary displayed)? Yes No
 (It should be displayed in the public area)
- 3. Premises Licence (complete) produced to officers? Yes No
 (A constable can request to see full licence)

Crime and Disorder:

- 1. Any violence inside / outside premises? Yes No
- 2. Any public order inside / outside premises? Yes No
- 3. Any evidence of drugs found inside / outside premises? Yes No
- 4. Any drinks promotions in operation at time of visit? Yes No
- 5. Any evidence of excessive drunkenness? Yes No

Public Safety:

- 1. CCTV on premises? Yes No
 Incident captured? Yes No
 Image quality? Good Poor Other:
 Working at time of visit? Yes No
 Staff able to download? Yes No
- 2. Door staff on duty? Yes No If Yes, number:
 SIA licensed? Yes No
 Licence displayed? Yes No
- 3. Do the premises look overcrowded? Yes No
- 4. Method of checking the customer numbers:
- 5. Radio system in use? Yes No
- 6. Tables / glasses kept tidy? Yes No
- 7. Any smoking inside premises? Yes No

Public Nuisance:

- 1. Any noise or nuisance outside of premises? Yes No
- 2. Any smokers standing outside of premises? Yes No
- 3. Any excessive litter / debris outside of premises? Yes No

Protection of Children:

- 1. Any underage offences detected on the premises? Yes No
- 2. What proof of age policy is operated in the premises? Not asked
- 3. How is this publicised?
- 4. Do staff appear trained in proof of age? Yes No

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Force Licensing Team > Licensing Items - 2013 > Bolton Hotel Brixham

Item Type	Intel
Prem Name	Bolton Hotel Brixham
Date Rec'd	04/03/2013
Date Due	
Event Start Date	
Event End Date	
Submitting Officer	
Applicant Surname	
Applicant First Name	
Prem Street	
Prem District	
Prem Town	Brixham
Prem County	Devon
Prem Postcode	
Premises risk rating	Low
Hub Location	EAST - Exeter
Logic outcome	Fail
Licensing Office	Torbay
Allocated To	Pete COSBY
Item Report Summary	A [redacted] called [redacted] is working at the Bolton pub in Brixham and is supplying drugs from research this may be [redacted] not confirmed
Comments	<p>WOODLEY Linda 56742 (24/06/2013 15:17): Name amended to reflect other applications, for same premises.</p> <p>COSBY Peter 55186 (05/04/2013 09:13): this intel is B4 - LO noted and awareness for next drugs operation in the area.</p> <p>retained on file at Torquay</p> <p>COSBY Peter 55186 (04/03/2013 10:13):</p> <p>WOODLEY Linda 56742 (04/03/2013 09:33):</p>
Visit tasked	
Status	COMPLETE
LA Time Taken	5
LO Time Taken	10

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Force Licensing Team > Licensing Items - 2013 > Bolton Hotel Brixham

Item Type Visit - Proactive
 Prem Name Bolton Hotel Brixham
 Date Rec'd 20/06/2013
 Date Due 20/06/2013
 Event Start Date
 Event End Date
 Submitting Officer
 Applicant Surname
 Applicant First Name
 Prem Street
 Prem District Bolton
 Prem Town Brixham
 Prem County Devon
 Prem Postcode
 Premises risk rating Medium
 Hub Location EAST - Exeter
 Logic outcome Pass
 Licensing Office Torbay
 Allocated To Pete COSBY
 Item Report Summary Outcome from Partnership group meeting 19/06

Comments

■ WOODLEY Linda 56742 (24/06/2013 15:01):
 No checks needed as transfer to corporate body. Meets criteria completed by hub.
 ■ COSBY Peter 55186 (24/06/2013 08:04):
 Email sent to PC Tim Perry Brixham due to him mentioning and triggering a pro-active visit to premises. - Research indicates No L10 received No Crime/Log.
 Therefore under national decision model NFA and no visit required await response from Officer
 ■ COSBY Peter 55186 (20/06/2013 08:35):
 Incident occurred at the Bolton Hotel Brixham. No L10 received but apparently occurred in the garden area where it is not covered by CCTV
 LO to look in to and visit to discuss CCTV system



Visit tasked NO
 Status COMPLETE
 LA Time Taken 5

LO Time Taken 20

Item Briefed

Representation/Objection No

Hearing No

Version: 3 0

Created at 20/06/2013 08:35 by COSBY Peter 55186

Last modified at 24/06/2013 15:01 by WOODLEY Linda 56742

Close



Alcohol / Licensing Information Form

File No.:	Computer URN:	Minute No.:
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To be completed for any alcohol related incident or for information on any licensed premises. When attending an incident please use the reverse of this form to record as much detail as operationally possible. This form to be submitted to the Licensing Unit as soon as possible. **Nominal and / or intelligence MUST be submitted via Source and Covert Intelligence System (CIS).**

- Licensing objective:**
- The prevention of crime and disorder;
 - Public safety;
 - The prevention of public nuisance; and
 - The protection of children from harm.

Report type: <input type="checkbox"/> Visit <input checked="" type="checkbox"/> Incident <input type="checkbox"/> Other	Date:	Time:
OIS Ref.:	Crime No.:	
Name of premises (where applicable): BOLTON HOTEL		
Address: NEW ROAD BRIXHAM		

Brief summary / action taken:

Designated Premises Supervisor (DPS) on the premises? Yes No

Name of DPS (or person in charge if no DPS):

Helpful Unhelpful Obstructive Other:

LOG 948 17072013 CALLED IN BY DPS WHO WAS VERY PRO POLICE. I HAVE GIVEN HER MY CONTACT DETAILS AND SHE WELCOMES THE POLICE INTO HER PUB AND WANTS US TO WALK IN AND CHECK THE SMOKING AREA WHERE SHE BELIEVED THIS INCIDENT OCCURRED. BRIEF DETAILS SHE STATED TO MYSELF SHE HAS ASKED PEOPLE NOT TO SMOKE ANY CANNABIS IN THE SMOKING AREA AND SHE STATED WHEN THE FISHERMEN ARE IN FROM SEA SOME OF THEM WILL USE COCAINE, THEY SNORT IT FROM COINS. SHE LOCATED A COIN WITH WHITE POWDER ON IT AND IMMEDIATELY PHONED THE POLICE.

Submitted by: Name: KARL COPIK	Force No.: 30544
Signed: K.COPIK	Date: 18/07/2013 Time: 1623

Officers present at inspection:



SS

Alcohol / Licensing Information Form

File No.:	Computer URN:	Minute No.:
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To be completed for any alcohol related incident or for information on any licensed premises. When attending an incident please use the reverse of this form to record as much detail as operationally possible. This form to be submitted to the Licensing Unit as soon as possible. **Nominal and / or intelligence MUST be submitted via Source and Covert Intelligence System (CIS).**

- Licensing objective:**
- The prevention of crime and disorder;
 - Public safety;
 - The prevention of public nuisance; and
 - The protection of children from harm.

Report type: <input type="checkbox"/> Visit <input checked="" type="checkbox"/> Incident <input type="checkbox"/> Other	Date: 20-07-13 Time: 2333
OIS Ref.: 1236	Crime No.:
Name of premises (where applicable): BOLTON HOTEL	
Address: NEW ROAD, BRIXHAM	

Brief summary / action taken:

Designated Premises Supervisor (DPS) on the premises? Yes No

Name of DPS (or person in charge if no DPS):

Helpful Unhelpful Obstructive Other:

Male became annoyed that door staff had seized possible drugs from a male and had not reported it to the police. Male was then asked to leave but continued to voice his opinion. we attended and gave the male a section 27. We also sized the drugs which were only very small trace ammounts which were held in the till after being taken from a male at about 2100.

Submitted by: Name: Mark Hobbs	Force No.: 74556
Signed: M.C.Hobbs	Date: 21-07-13 Time: 0022

Officers present at inspection:

Licensed Premises Visit Checklist

Any information from these checks to be included in 'Brief summary' overleaf.

Administration:

- 1. Premises Licence (summary displayed)? Yes No
(It should be displayed in the public area)
- 2. Premises Licence (complete) produced to officers? Yes No
(A constable can request to see full licence)

Crime and Disorder:

- 1. Any violence inside / outside premises? Yes No
- 2. Any public order inside / outside premises? Yes No
- 3. Any evidence of drugs found inside / outside premises? Yes No
- 4. Any drinks promotions in operation at time of visit? Yes No
- 5. Any evidence of excessive drunkenness? Yes No

Public Safety:

- 1. CCTV on premises? Yes No Working at time of visit? Yes No
 Incident captured? Yes No Staff able to download? Yes No
 Image quality? Good Poor Other:
- 2. Door staff on duty? Yes No If Yes, number: 0130 0176 9485 5356 & 0130 0175 9549 1168
 SIA licensed? Yes No Licence displayed? Yes No
- 3. Do the premises look overcrowded? Yes No
- 4. Method of checking the customer numbers:
- 5. Radio system in use? Yes No
- 6. Tables / glasses kept tidy? Yes No
- 7. Any smoking inside premises? Yes No

Public Nuisance:

- 1. Any noise or nuisance outside of premises? Yes No
- 2. Any smokers standing outside of premises? Yes No
- 3. Any excessive litter / debris outside of premises? Yes No

Protection of Children:

- 1. Any underage offences detected on the premises? Yes No
- 2. What proof of age policy is operated in the premises? Over 25
- 3. How is this publicised? Posters
- 4. Do staff appear trained in proof of age? Yes No

Any other information:

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Force Licensing Team > Licensing Items - 2013 > Bolton Hotel Brixham

Item Type	L10
Prem Name	Bolton Hotel Brixham
Date Rec'd	21/07/2013
Date Due	
Event Start Date	20/07/2013 23:35
Event End Date	
Submitting Officer	HOBBS Mark 74556
Applicant Surname	
Applicant First Name	
Prem Street	New Road
Prem District	
Prem Town	Brixham
Prem County	Devon
Prem Postcode	
Premises risk rating	High
Hub Location	EAST - Exeter
Logic outcome	Fail
Licensing Office	Torbay
Allocated To	Pete COSBY
Item Report Summary	
Comments	<p> EDGECOMBE Kim 50017 (11/02/2014 13:43): changed premise name to match others on system.</p> <p> COSBY Peter 55186 (22/07/2013 12:38): New security company in place at Bolton. Between the DPS and security, Ellinane risk trying to stop drug abuse on premises. This was supported by Officers who issued Section 27 the individual.</p> <p>Drug place in til and headed to Officers. Good policy in place to help sort the drug misuse on premises.</p> <p>NFA by LO</p> <p> EDGECOMBE Kim 50017 (22/07/2013 11:20):</p>
Visit tasked	NO
Status	COMPLETE
LA Time Taken	4

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SMART Julie 50403

From: Guy, Mandy <mandy.guy@torbay.gcsx.gov.uk>
Sent: 20 December 2013 15:35
To: COSBY Peter 55186; CAYLESS Steven 16376; Licensing East
Subject: RESTRICTED: Complaint about Bolton Hotel
Attachments: Bolton.pdf

Importance: High

Please find attached a copy of a complaint about the Bolton in Brixham. Although it is anonymous it sounds like it is something that needs to be looked into by the police. Pete and myself did visit briefly on the 12th December for Pete to discuss the TEN that is mentioned in the letter, and the DPS did have concerns about drugs, especially in the rear smoking area.

I would be interested if someone can get back to me about what has been done so I can update our records.

Kind regards

Mandy

Mandy Guy
Senior Licensing Officer
Licensing and Public Protection Team
c/o Town Hall
Castle Circus
TQ1 3DR

Tel: 01803 208124
Fax: 01803 208854

Email: mandy.guy@torbay.gov.uk

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(59)

DEC 2013

To whom it may concern,

I am sorry that I have not been able to put my name to this letter but I could not risk the chance that somebody found out I reported the public house in question, the last time I complained to the pub I got told to "do one" and that they knew where I lived to come and sort me out should I still have something to say!

The Bolton Hotel, New Road, Brixham is run by a lady Called Shan Brown, she I understand works for a company that takes on problem pubs that cannot be sold or leased, well this pub is truly one. Ms brown , I can understand wants to earn money but at the expense of public safety this is totally unacceptable.

I have a son and a daughter that used to always go in the Bolton but have recently stopped doing so because of the amount of drugs that are openly being sold and taken, my son particularly was always being asked did he want any pills or coke then when declining having to suffer an array of abuse about being a good little boy! There is security at the pub at the weekends but they show no interest and tend to spend most of the evening stood on the front door surely such a big pub should have more than two security staff? This pub has had a fair share of incidents over the years, including a tragic death, various serious assaults , a glassing of the landlord, burglaries and recently a stabbing of one of its live in tenants recently a friend of mine witnessed a certain [REDACTED] going behind the bar to put the kettle on, he then put sugar in the kettle and was going to throw this over a customer in the pub , luckily for everyone concerned , he was stopped and told to leave, my friend then was told [REDACTED] was barred but then was back in the pub drinking the very next day ! whatever next, no control at all, this is a pub run by its customers and not nice ones either.

The Bolton I have heard from my daughter is open later this coming weekend, how can a pub that is not run properly be let to have music till the early hours of the morning and no noise control, doors left open, windows open, totally no respect for neighbours at all, why are they allowed to do this? Ms Brown also runs the Watermans Arms in Brixham and trying to take over The Sprat and Mackerel , brixham , how can this work , who's going to be controlling what goes on , If it is within your resources maybe it would be a good idea for you to go in there in plain clothes and see what goes on there so we don't have to be worried sick should are sons and daughters frequent this premises.

Yours faithfully

A very worried mother and neighbour
cc Devon and Cornwall police
Licensing department

[Faint, illegible text, likely bleed-through from the reverse side of the page]

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Force Licensing Team > Licensing Items - 2013 > Bolton Hotel Brixham

Item Type	Correspondence
Prem Name	Bolton Hotel Brixham
Date Rec'd	19/12/2013
Date Due	19/12/2013
Event Start Date	
Event End Date	
Submitting Officer	
Applicant Surname	
Applicant First Name	
Prem Street	New Road
Prem District	
Prem Town	Brixham
Prem County	Devon
Prem Postcode	
Premises risk rating	High
Hub Location	EAST - Exeter
Logic Outcome	Fail
Licensing Office	Torbay
Allocated To	Pete COSBY
Item Report Summary	Rec'd 19/12/13 external post anonymous undated letter as attached from concerned mother and neighbour of her concerns of the running of the premises.
Comments	<p> COSBY Peter 55186 (24/01/2014 14:08): Matter dealt with by Sgt Cayless and reported back to Partnership group meeting 8/1. Premises being monitored by local Officers and further concerns to be reported back to Licensing via L10's</p> <p>Therefore under national decision model task can be closed</p> <p> DART Robin 54544 (20/12/2013 16:34): Rec'd 20.12.13 email as attached from Mandy Guy of Torbay DC. with Anon letter from Concerned mother and neighbour. Same letter as we had received.</p> <p> COSBY Peter 55186 (20/12/2013 10:54): Copy forwarded to Sgt Cayless For information. The Bolton is highlighted as high risk during Xmas/New Year period. TENS being run under Licence conditions. LO requested Detailed L10 if any L10's are submitted.</p> <p>LO to discuss with FB Sgt Cayless in the New Year</p>



Alcohol / Licensing Information Form

File No.:	Computer URN:	Minute No.:
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To be completed for any alcohol related incident or for information on any licensed premises. When attending an incident please use the reverse of this form to record as much detail as operationally possible. This form to be submitted to the Licensing Unit as soon as possible. **Nominal and / or intelligence MUST be submitted via Source and Covert Intelligence System (CIS).**

- Licensing objective:**
- The prevention of crime and disorder;
 - Public safety;
 - The prevention of public nuisance; and
 - The protection of children from harm.

Report type: <input checked="" type="checkbox"/> Visit <input type="checkbox"/> Incident <input type="checkbox"/> Other	Date: 8/1/14 Time: 1345
OIS Ref.:	Crime No.:
Name of premises (where applicable): BOLTON HOTEL	
Address: BOLTON STREET BRIXHAM	

Brief summary / action taken:

Designated Premises Supervisor (DPS) on the premises? Yes No

Name of DPS (or person in charge if no DPS): SHAN

Helpful Unhelpful Obstructive **Other:**

Polite and helpful and appeared pro Police

Submitted by: Name: KARL COPIK	Force No.: 30544
Signed: K.COPIK	Date: 8/1/14 Time: 1345

Officers present at inspection:

NONE

Licensed Premises Visit Checklist

Any information from these checks to be included in 'Brief summary' overleaf.

Administration:

- 1. Premises Licence (summary displayed)? Yes No
(It should be displayed in the public area)
- 2. Premises Licence (complete) produced to officers? Yes No
(A constable can request to see full licence)

Crime and Disorder:

- 1. Any violence inside / outside premises? Yes No
- 2. Any public order inside / outside premises? Yes No
- 3. Any evidence of drugs found inside / outside premises? Yes No
- 4. Any drinks promotions in operation at time of visit? Yes No
- 5. Any evidence of excessive drunkenness? Yes No

Public Safety:

- 1. CCTV on premises? Yes No Working at time of visit? Yes No
 Incident captured? Yes No Staff able to download? Yes No
 Image quality? Good Poor Other:
- 2. Door staff on duty? Yes No If Yes, number: N/A WEDNESDAY LUNCHTIME
 SIA licensed? Yes No Licence displayed? Yes No
- 3. Do the premises look overcrowded? Yes No
- 4. Method of checking the customer numbers: DOOR STAFF HAVE CLICKER SYSTEM
- 5. Radio system in use? Yes No
- 6. Tables / glasses kept tidy? Yes No
- 7. Any smoking inside premises? Yes No

Public Nuisance:

- 1. Any noise or nuisance outside of premises? Yes No
- 2. Any smokers standing outside of premises? Yes No
- 3. Any excessive litter / debris outside of premises? Yes No

Protection of Children:

- 1. Any underage offences detected on the premises? Yes No
- 2. What proof of age policy is operated in the premises? DRIVING LICENCE
- 3. How is this publicised? POSTER WITH NO BUYING ALCOHOL FOR UNDER 18 ON DISPLAY
- 4. Do staff appear trained in proof of age? Yes No

Any other information:

REQUEST POSTERS RE SALE NO SALE OF ALCOHOL TO UNDER 18'S

CAN IT BE NOTED PLEASE I VISITED THE MALE TOILETS AND USED A COCAINE SWAB ON THE TOP OF URINALS, THE URINALS WERE WET WITH CONDENSATION HOWEVER THE SWABS DID TURN BLUE WHICH MEANS A POSITIVE RESULT FOR EVIDENCE OF COCAINE. SHAN WAS TOLD THIS AND WASN'T SURPRISED, SHE STATED SHE BELIEVES UNKNOWN CUSTOMERS DO TRY AND SNIFF THE COCAINE OFF OF COINS AS SHE FINDS 1P AND 2P' COINS IN THE BOTTOM OF THE TOILET, I EXPLAINED I WOULD BE VISITING ALL LICENSED PREMISES MORE OFTEN AS I AM THE NEW PCSO FOR BRIXHAM AND SHE WAS VERY PRO THIS BELIEVING IT WOULD SEND OUT A MESSAGE TO THE COMMUNITY

KARL COPIK 30544

File No.:		Computer URN:		Minute No.:	
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To be completed for any incident or for information on any licensed premises. This form to be submitted to the Licensing Unit as soon as possible. **Nominal and / or intelligence MUST be submitted via Source and Covert Intelligence System (CIS).**

- Licensing objective:**
- The prevention of crime and disorder;
 - Public safety;
 - The prevention of public nuisance; and
 - The protection of children from harm.

Name of premises: THE BOLTON	
Address: 1 BURTON STREET BRIXHAM	
Report type: <input type="checkbox"/> Visit <input checked="" type="checkbox"/> Incident <input type="checkbox"/> Other	Date: 13/11/2014 Time: 2300
OIS Ref.: 10 14/11/2014	Crime No.: CR/123157/14
Brief summary / action taken (if not recorded elsewhere):	
MALE OFFENDER KNOWN TO MALE AGGRIEVED FROM THE AREA BOTH OF THE PARTIES WERE PERCEIVED TO BE IN DRINK. WHILST IN THE PUB A VERBAL ALTERCATION ENSUED OVER AN UNKNOWN ISSUE DURING WHICH OFFENDER STRUCK AGGRIEVED TO THE FACE CAUSING HIM TO LOOSE CONSCIOUSNESS AND HE HAS SUSTAINED A BLACK EYE. STAFF ADMINISTERED FIRST AID AND CALLED AMBULANCE BUT THE VICTIM REFUSED TO HAVE ANY MEDICAL TREATMENT.	
Submitted by: Name: LAING	Force No.: 16955
Signed: PC 6955 LAING	Date: 18/12/2014 Time: 1600
Action taken by Licensing Unit:	
Licensing officer:	
Forwarded to Daily Tasking:	

Licensed Premises Visit Checklist

Any information from these checks to be included in 'Brief summary' overleaf.

Officers present at inspection:

6955

Administration:

- 1. Designated Premises Supervisor (DPS) on the premises? Yes No
 Name of DPS (or person in charge if no DPS):
 Helpful Unhelpful Obstructive Other:
- 2. Premises Licence (summary displayed)? Yes No
 (It should be displayed in the public area)
- 3. Premises Licence (complete) produced to officers? Yes No
 (A constable can request to see full licence)

Crime and Disorder:

- 1. Any violence inside / outside premises? Yes No
- 2. Any public order inside / outside premises? Yes No
- 3. Any evidence of drugs found inside / outside premises? Yes No
- 4. Any drinks promotions in operation at time of visit? Yes No
- 5. Any evidence of excessive drunkenness? Yes No

Public Safety:

- 1. CCTV on premises? Yes No Working at time of visit? Yes No
 Incident captured? Yes No Staff able to download? Yes No
 Image quality? Good Poor Other:
- 2. Door staff on duty? Yes No If Yes, number:
 SIA licensed? Yes No Licence displayed? Yes No
- 3. Do the premises look overcrowded? Yes No
- 4. Method of checking the customer numbers:
- 5. Radio system in use? Yes No
- 6. Tables / glasses kept tidy? Yes No
- 7. Any smoking inside premises? Yes No

Public Nuisance:

- 1. Any noise or nuisance outside of premises? Yes No
- 2. Any smokers standing outside of premises? Yes No
- 3. Any excessive litter / debris outside of premises? Yes No

Protection of Children:

- 1. Any underage offences detected on the premises? Yes No
- 2. What proof of age policy is operated in the premises?
- 3. How is this publicised?
- 4. Do staff appear trained in proof of age? Yes No

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SMART Julie 50403

From: SEAMAN Abigail 30652
Sent: 05 December 2014 17:31
To: Licensing East
Cc: WARD Jane 13745
Subject: FW: The Bolton Hotel, Brixham - serving until 3am RESTRICTED

Categories: Yellow Category

Linda,

Also to make you aware an officer has now tried several times to have CCTV downloaded for two separate incidents from the above premises and despite the staff promising this would be done, when an officer attended today to collect it they were told that no staff there knew how to use the system and 'if the police wanted the cctv they would have to come in and get it themselves'. This has now resulted in this cctv being lost. I know that a visit was carried out last week in company with my Sergeant but it seems that we continue to have issues with this Licensee.

Many thanks

PCSO 30652 Abi Seaman
Brixham

From: SEAMAN Abigail 30652
Sent: 27 November 2014 14:20
To: Licensing East
Subject: RE: The Bolton Pub, Brixham - serving until 3am RESTRICTED

Sorry, yes, I think it is down as the Bolton hotel. Many thanks for any help you can give me

Regards

PCSO 30652 Abi Seaman
Brixham

From: WOODLEY Linda 56742 **On Behalf Of** Licensing East
Sent: 27 November 2014 14:10
To: SEAMAN Abigail 30652
Subject: RE: The Bolton Pub, Brixham - serving until 3am RESTRICTED

Do you mean the Bolton Hotel in New Road as I can not find a Bolton Pub on our system.

Linda

*56742 Woodley
Licensing Clerk
HQ Middlemoor
Ext. 23398*

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From: SEAMAN Abigail 30652
Sent: 27 November 2014 13:06
To: Licensing East
Subject: The Bolton Pub, Brixham - serving until 3am RESTRICTED

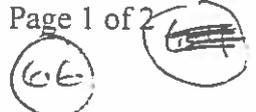
Dear Licensing,

Just to make you aware I have received information today whilst dealing with a crime that on Fri and Sat nights the Bolton pub is now staying open and serving alcohol until 3am. This was confirmed as I have been dealing with a case of criminal damage by a group of youths at 3.30am, one of whom stated the fact she was very drunk as the reason why she was involved, and when I asked where she had been for the evening she confirmed she had come out of the Bolton at 3am.

Do you know the authorised opening times for the Bolton to be serving alcohol to patrons?

Many thanks

PCSO 30652 Abi Seaman
Brixham



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SMART Julie 50403 ▾



Force Licensing Team > Licensing Items - 2014 > Bolton Hotel Brixham

Item Type	L10
Prem Name	Bolton Hotel Brixham
Date Rec'd	19/12/2014
Date Due	
Event Start Date	13/11/2014 23:00
Event End Date	
Submitting Officer	LAING Jonathan 16955
Applicant Surname	
Applicant First Name	
Proposed DPS Surname	
Proposed DP's First Name	
Prem Street	1 Burton Street
Prem District	
Prem Town	Brixham
Prem County	Devon
Prem Postcode	
Premises risk rating	Premises/Persons of Interest
Hub Location	EAST - Exeter
Logic outcome	Fail
Licensing Office	Torbay
Allocated To	Peter COSBY
Item Report Summary	ASSAULT - 2 males in drink, known to each other had verbal altercation and 1 male hit male to face causing him to lose consciousness. 10 14/11/2014 and CR/123157/14 refer.
Comments	<p> COSBY Peter 55186 (07/01/2015 11:27):</p> <p> COSBY Peter 55186 (07/01/2015 11:25):</p> <p>Matter dealt on original L10 submitted. Discussed at partnership group meeting and meeting with DPS by Sgt Cayless and myself. This resulted in a warning letter being sent out due to the escalated violence on the premises. Copy of letter attached</p> <p>This matter has also been discussed with Punch Tavern area manager, Kate Swarbrick. I mentioned that apart from visit on Friday 19/12 staff were unco-operative but not obstructive, there is no adverse reports on the premises.</p> <p>Kate will speak to DPS shan brown regarding our discussion.</p> <p>Item closed</p>

(67)



Our ref: Lic/Dev/PC

Your ref:

Ms S BROWN,
Designated Premises Supervisor
The Bolton Hotel
New Road A3022
Brixham
TQ5 8LT

Licensing Department (East)
Devon and Cornwall Police HQ
Middlemoor
Exeter, Devon EX2 7HQ

10th Dec 2014

Telephone: 01392 452225

Dear Ms Brown,

I am writing to you in your capacity as Designated Supervisor of the above named premises. This is following our meeting on Monday 1st December 2014 concerning reports of two violent incidents occurring on the premises. These occurred on the 8th November at 0030 hours and 14th November at 0011 hours 2014, and the police have concerns in relation to these incidents in respect of the supervision given over the premises. Both of these incidents clearly undermined the Prevention of crime and disorder objective under the Licensing Act 2003.

We also discussed the possibility of after hours sales on the premises on the 21st/22nd November 2014 but although the till showed it being closed at 0100hours, Saturday 22nd November. This I will remind you is clearly an offence of section 136, unauthorised licensable activity and the penalty upon summary conviction for this offence is a term of imprisonment of up to 6 months or a fine not exceeding £20,000 or both.

The police would strongly suggest that you give consideration to supporting the licensing objectives, and on this occasion you have been given the opportunity to rectify the expressed concerns that have been identified in relation to the premises. Should, however incidents of this nature continue to occur then this may result in further action being taken in relation to the Premises Licence.

Letters have also been sent to the Punch Taverns, Jubilee House, Second Ave, Burton upon Trent, Staffordshire DE14 2WF – Licence Holders for their information and Torbay Licensing Authority for their records.

If you have any queries please do not hesitate to contact me on 0759 5011601 or leave a message for me via the Licensing Hub, Middlemoor on 01392 452225.

Yours faithfully

Mr P Cosby
Licensing Officer
Devon BCU
Devon and Cornwall Constabulary





Alcohol / Licensing Information Form

File No.:	Computer URN:	Minute No.:
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To be completed for any alcohol related incident or for information on any licensed premises. When attending an incident please use the reverse of this form to record as much detail as operationally possible. This form to be submitted to the Licensing Unit as soon as possible. **Nominal and / or intelligence MUST be submitted via Source and Covert Intelligence System (CIS).**

- Licensing objective:**
- The prevention of crime and disorder;
 - Public safety;
 - The prevention of public nuisance; and
 - The protection of children from harm.

Report type: <input checked="" type="checkbox"/> Visit <input type="checkbox"/> Incident <input type="checkbox"/> Other	Date: 19/12/14 Time: 2000
OIS Ref.:	Crime No.:
Name of premises (where applicable): The Bolton Hotel	
Address: New Road, Brixham	
Brief summary / action taken:	
Designated Premises Supervisor (DPS) on the premises? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	
Name of DPS (or person in charge if no DPS):	
<input type="checkbox"/> Helpful <input checked="" type="checkbox"/> Unhelpful <input type="checkbox"/> Obstructive Other:	
Routine Visit to check on how "Black Eye Friday" was going. Only 6 persons in premises, Bar staff was pretty unhelpful and unco-operative but not obstructive.	
Submitted by: Name: PS Cayless	
Signed: Steve Cayless	
Date: 19/12/14	Force No.: 16376
	Time: 23:00
Officers present at inspection:	
PCSO 30544 Copik	

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Licensed Premises Visit Checklist

Any information from these checks to be included in 'Brief summary' overleaf.

Administration:

- 1. Premises Licence (summary displayed)? Yes No
(It should be displayed in the public area)
- 2. Premises Licence (complete) produced to officers? Yes No
(A constable can request to see full licence)

Crime and Disorder:

- 1. Any violence inside / outside premises? Yes No
- 2. Any public order inside / outside premises? Yes No
- 3. Any evidence of drugs found inside / outside premises? Yes No
- 4. Any drinks promotions in operation at time of visit? Yes No
- 5. Any evidence of excessive drunkenness? Yes No

Public Safety:

- 1. CCTV on premises? Yes No Working at time of visit? Yes No
 Incident captured? Yes No Staff able to download? Yes No
 Image quality? Good Poor Other:
- 2. Door staff on duty? Yes No If Yes, number: Licence displayed? Yes No
 SIA licensed? Yes No
- 3. Do the premises look overcrowded? Yes No
- 4. Method of checking the customer numbers:
- 5. Radio system in use? Yes No
- 6. Tables / glasses kept tidy? Yes No
- 7. Any smoking inside premises? Yes No

Public Nuisance:

- 1. Any noise or nuisance outside of premises? Yes No
- 2. Any smokers standing outside of premises? Yes No
- 3. Any excessive litter / debris outside of premises? Yes No

Protection of Children:

- 1. Any underage offences detected on the premises? Yes No
- 2. What proof of age policy is operated in the premises?
- 3. How is this publicised?
- 4. Do staff appear trained in proof of age? Yes No

Any other information:

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Force Licensing Team > Licensing Items - 2014 > Bolton Hotel Brixham

Item Type	L10
Prem Name	Bolton Hotel Brixham
Date Rec'd	19/12/2014
Date Due	
Event Start Date	19/12/2014 20:00
Event End Date	
Submitting Officer	CAYLESS Steven 16376
Applicant Surname	
Applicant First Name	
Proposed DPS Surname	
Proposed DPS First Name	
Prem Street	New Road
Prem District	
Prem Town	Brixham
Prem County	Devon
Prem Postcode	
Premises risk rating	Premises/Persons of Interest
Hub Location	EAST - Exeter
Logic outcome	Fail
Licensing Office	Torbay
Allocated To	Pete COSBY
Item Report Summary	VISIT AIO -only 6 persons in premise, bar staff unhelpful and unco-operative but not obstructive.
Comments	<p> COSBY Peter 55186 (12/01/2015 13:32):</p> <p> COSBY Peter 55186 (07/01/2015 12:26): spoke to Punch Taverns, Kate Swarbrick who is aware of the contents of the L10. LO will speak to DPS Shan Brown regarding contents.</p> <p>No other specific licensing issues. Task closed</p> <p> COSBY Peter 55186 (22/12/2014 09:35):</p> <p> COSBY Peter 55186 (22/12/2014 09:32): Lo aware of contents of L10 - DPS to be contacted due to recent concerns of escalated violence on premises.</p> <p> EDGECOMBE Kim 50017 (22/12/2014 07:57):</p>
Visit tasked	NO
LA Time Taken	5
LO Time Taken	15



Alcohol / Licensing Information Form

File No.:	Computer URN:	Minute No.:
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To be completed for any alcohol related incident or for information on any licensed premises. When attending an incident please use the reverse of this form to record as much detail as operationally possible. This form to be submitted to the Licensing Unit as soon as possible. **Nominal and / or intelligence MUST be submitted via Source and Covert Intelligence System (CIS).**

- Licensing objective:**
- The prevention of crime and disorder;
 - Public safety;
 - The prevention of public nuisance; and
 - The protection of children from harm.

Report type: <input checked="" type="checkbox"/> Visit <input type="checkbox"/> Incident <input type="checkbox"/> Other	Date: 21/2/15 Time: 1130
OIS Ref.:	Crime No.:
Name of premises (where applicable): BOLTON HOTEL	
Address: BOLTON STREET BRIXHAM	

Brief summary / action taken:

Designated Premises Supervisor (DPS) on the premises? Yes No

Name of DPS (or person in charge if no DPS): SHAN BROWN

Helpful Unhelpful Obstructive Other:

DPS WAS NOT PRESENT AND STATED IT WAS HER DAY OFF AND THAT IT WAS NOT CONVIENANT TO VIEW CCTV STATING THIS IS THE THIRD TIME NOW I AM ALLOWED A DAY OFF SHE STATED HER DAUGHTER WAS UPSTAIRS BUT COULD NOT COME DOWN AS SHE HAD NOBODY TO LOOK AFTER HER CHILDREN

Submitted by: Name: KARL COPIK	Force No.: 30544
Signed:	Date: 21/2/15 Time: 1153

Officers present at inspection:

30084 LISA VEITCH

Licensed Premises Visit Checklist

Any information from these checks to be included in 'Brief summary' overleaf.

Administration:

- 1. Premises Licence (summary displayed)? Yes No
(It should be displayed in the public area)
- 2. Premises Licence (complete) produced to officers? Yes No
(A constable can request to see full licence)

Crime and Disorder:

- 1. Any violence inside / outside premises? Yes No
- 2. Any public order inside / outside premises? Yes No
- 3. Any evidence of drugs found inside / outside premises? Yes No
- 4. Any drinks promotions in operation at time of visit? Yes No
- 5. Any evidence of excessive drunkenness? Yes No

Public Safety:

- 1. CCTV on premises? Yes No Working at time of visit? Yes No
 Incident captured? Yes No Staff able to download? Yes No
 Image quality? Good Poor Other:
- 2. Door staff on duty? Yes No If Yes, number:
 SIA licensed? Yes No Licence displayed? Yes No
- 3. Do the premises look overcrowded? Yes No
- 4. Method of checking the customer numbers:
- 5. Radio system in use? Yes No
- 6. Tables / glasses kept tidy? Yes No
- 7. Any smoking inside premises? Yes No

Public Nuisance:

- 1. Any noise or nuisance outside of premises? Yes No
- 2. Any smokers standing outside of premises? Yes No
- 3. Any excessive litter / debris outside of premises? Yes No

Protection of Children:

- 1. Any underage offences detected on the premises? Yes No
- 2. What proof of age policy is operated in the premises?
- 3. How is this publicised?
- 4. Do staff appear trained in proof of age? Yes No

Any other information:

Attended premises in order to view cctv due to a series of burglaries which have occurred in Brixham intelligence received re possible offender has sold a mobile phone to a male outside of the bolton hotel on arriving at the pub all doors to the premises were open and the pub was open. The pub's floor was firstly noted as it was dirty and had drink stuck to it, all glasses had been cleared away but the floor was very dirty. A male called [redacted] with a scottish accent was about to clean the floor stating the cleaner had failed to turn up. [redacted] went upstairs and came down a short time later stating he had just managed to rouse somebody. A male then appeared urn 575724 [redacted] who is residing upstairs lodging and is not related to any member of the management and on hearing the pub phone ringing answered it "BOLTON HOTEL"

The call was for myself and it was the DPS shan brown who stated "whats this all about" she was advised we wanted to view the cctv whereby she replied "no this is inconvenient i am in torquay this is my day off this is the third time now" she was advised it was due to investigating a series of serious crime but repeated "no its inconvenient, asked why her daughter could not come down and assist she stated her daughter (who has just been woken up) had nobody to look after her children.

No Dps present, pub dirty, landladys daughter who is DPS of Sprat and mackeral was upstairs asleep,
[REDACTED] appears to be a barman



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Force Licensing Team > Licensing Items - 2015 > Bolton

Item Type Other
 Prem Name Bolton
 Date Rec'd 03/07/2015
 Date Due 03/07/2015
 Event Start Date 03/03/2015 00:00
 Event End Date
 Submitting Officer
 Applicant Surname
 Applicant First Name
 Proposed DPS Surname
 Proposed DPS First Name
 Prem Street Bolton Hotel New Road
 Prem District
 Prem Town Brixham
 Prem County Devon
 Prem Postcode
 Premises risk rating Medium
 Hub Location EAST - Exeter
 Logic outcome Fail
 Licensing Office Torbay

Allocated To Pete COSBY

Item Report Summary Information received [REDACTED]
 His concerns are that the CCTV is not working and misuse of drugs on premises.

Comments Full visit jointly with Sgt Cayless and Craig from torbay Lic.

CCTV is working but suggestion was made to extend a couple of cameras. Discussion regarding drugs misuse and he will remain vigilant regarding this matter. Anti-drug posters left for display.

Other lic issues discussed with no no concern.

FUA required

Visit tasked NO

LA Time Taken 7

LO Time Taken 75

Item Briefed

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Sites

SMART Julie 50403 ▾



Force Licensing Team > Licensing Items - 2015 > Bolton

Item Type Other
 Prem Name Bolton
 Date Rec'd 29/12/2015
 Date Due 29/12/2015
 Event Start Date
 Event End Date
 Submitting Officer
 Applicant Surname close
 Applicant First Name Steve
 Proposed DPS Surname
 Proposed DPS First Name
 Prem Street New Street
 Prem District Brixham
 Prem Town Brixham
 Prem County Devon
 Prem Postcode
 Premises risk rating Medium
 Hub Location EAST - Exeter
 Logic outcome Fail
 Licensing Office Torbay

Allocated To Pete COSBY

Item Report Summary Email received from [REDACTED] to say that private ticket party being held but not employing security.

Comments Visit and spoke to Mr Close DPS. All was well apart from person causing criminal damage to door. He was restrained by security on opposite side of road. Resulting in damage being paid for.
 Regarding email concerning NYE and private MOP ticketed party being held but no security being employed on the night. see attached email.
 Mr Close Reminded to ensure that licence is adhered to including having security on every occasion that the premises sells alcohol after midnight and then closes after 00:30, SIA door staff shall be employed from 10pm until closing. He assured me that door staff will be on duty at the premises on NYE.



Alcohol / Licensing Information Form

File No.:	Computer URN:	Minute No.:
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To be completed for any alcohol related incident or for information on any licensed premises. When attending an incident please use the reverse of this form to record as much detail as operationally possible. This form to be submitted to the Licensing Unit as soon as possible. **Nominal and / or intelligence MUST be submitted via Source and Covert Intelligence System (CIS).**

- Licensing objective:**
- The prevention of crime and disorder;
 - Public safety;
 - The prevention of public nuisance; and
 - The protection of children from harm.

Report type: <input type="checkbox"/> Visit <input type="checkbox"/> Incident <input checked="" type="checkbox"/> Other	Date: 14/5/16 Time: 1230
OIS Ref.:	Crime No.:
Name of premises (where applicable): Bolton hotel	
Address: bolton street Brixham	
Brief summary / action taken:	
Designated Premises Supervisor (DPS) on the premises? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	
Name of DPS (or person in charge if no DPS): Person in charge emma walsh	
<input type="checkbox"/> Helpful <input type="checkbox"/> Unhelpful <input type="checkbox"/> Obstructive Other:	
Attended address to ask to view cctv as intel received that [REDACTED] was in the pub drinking and he has conditions not to enter licensed premises, spoke with [REDACTED] who stated Dps was not present and was at bookers picking up stuff for the pub, asked if the lady knew how to work the cctv whereby she replied No havent a clue never been shown it	
Submitted by: Name: karl copik	Force No.: 30544
Signed: K.copik	Date: 14/5/16 Time: 1412
Officers present at inspection:	

Licensed Premises Visit Checklist

Any information from these checks to be included in 'Brief summary' overleaf.

Administration:

- 1. Premises Licence (summary displayed)? Yes No
(It should be displayed in the public area)
- 2. Premises Licence (complete) produced to officers? Yes No
(A constable can request to see full licence)

Crime and Disorder:

- 1. Any violence inside / outside premises? Yes No
- 2. Any public order inside / outside premises? Yes No
- 3. Any evidence of drugs found inside / outside premises? Yes No
- 4. Any drinks promotions in operation at time of visit? Yes No
- 5. Any evidence of excessive drunkenness? Yes No

Public Safety:

- 1. CCTV on premises? Yes No
Incident captured? Yes No
Image quality? Good Poor Other:
- Working at time of visit? Yes No
Staff able to download? Yes No
- 2. Door staff on duty? Yes No If Yes, number:
SIA licensed? Yes No
Licence displayed? Yes No
- 3. Do the premises look overcrowded? Yes No
- 4. Method of checking the customer numbers:
- 5. Radio system in use? Yes No
- 6. Tables / glasses kept tidy? Yes No
- 7. Any smoking inside premises? Yes No

Public Nuisance:

- 1. Any noise or nuisance outside of premises? Yes No
- 2. Any smokers standing outside of premises? Yes No
- 3. Any excessive litter / debris outside of premises? Yes No

Protection of Children:

- 1. Any underage offences detected on the premises? Yes No
- 2. What proof of age policy is operated in the premises?
- 3. How is this publicised?
- 4. Do staff appear trained in proof of age? Yes No

Any other information:

Entered premises and was greeted by an unknown female customer who said "hello can we help you what the fuck do you want"



Alcohol / Licensing Information Form

File No.:	Computer URN:	Minute No.:
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- Licensing objective:**
- The prevention of crime and disorder;
 - Public safety;
 - The prevention of public nuisance; and
 - The protection of children from harm.

Report type: <input type="checkbox"/> Visit <input checked="" type="checkbox"/> Incident <input type="checkbox"/> Other	Date: 10/07/16 Time: 2350
OIS Ref.:	Crime No.:
Name of premises (where applicable): Bolton Hotel, Brixham	
Address: Bolton Street, Brixham	
Brief summary / action taken:	
Designated Premises Supervisor (DPS) on the premises? <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	
Name of DPS (or person in charge if no DPS):	
<input checked="" type="checkbox"/> Helpful <input type="checkbox"/> Unhelpful <input type="checkbox"/> Obstructive Other:	
Disorder at the entrance.	
A female was outside trying to get in, when another female came out and a fight ensued.	
There was other females standing outside the premises smoking.	
DPS and doorstaff intervened with Police to separate females.	
Other persons came out of location and had to be sent back inside.	
This resulted in broken glass on the pavement area	
Submitted by: Name: Cayless	Force No.: 16376
Signed: PS 6376 Cayless	Date: 10/07/16 Time:
Officers present at inspection:	
PS 6376 Cayless	
PC 6400 Thomas	
PC 2814 Freeborn	
PC 6676 Thomas	

Licensed Premises Visit Checklist

Any information from these checks to be included in 'Brief summary' overleaf.

Administration:

1. Premises Licence (summary displayed)? Yes No
(It should be displayed in the public area)

2. Premises Licence (complete) produced to officers? Yes No
(A constable can request to see full licence)

Crime and Disorder:

1. Any violence inside / outside premises? Yes No

2. Any public order inside / outside premises? Yes No

3. Any evidence of drugs found inside / outside premises? Yes No

4. Any drinks promotions in operation at time of visit? Yes No

5. Any evidence of excessive drunkenness? Yes No

Public Safety:

1. CCTV on premises? Yes No Working at time of visit? Yes No
 Incident captured? Yes No Staff able to download? Yes No
 Image quality? Good Poor Other:

2. Door staff on duty? Yes No If Yes, number: Licence displayed? Yes No
 SIA licensed? Yes No

3. Do the premises look overcrowded? Yes No

4. Method of checking the customer numbers:

5. Radio system in use? Yes No

6. Tables / glasses kept tidy? Yes No

7. Any smoking inside premises? Yes No

Public Nuisance:

1. Any noise or nuisance outside of premises? Yes No

2. Any smokers standing outside of premises? Yes No

3. Any excessive litter / debris outside of premises? Yes No

Protection of Children:

1. Any underage offences detected on the premises? Yes No

2. What proof of age policy is operated in the premises?

3. How is this publicised?

4. Do staff appear trained in proof of age? Yes No

Any other information:



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Alcohol / Licensing Information Form

File No.:	Computer URN:	Minute No.:
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To be completed for any alcohol related incident or for information on any licensed premises. When attending an incident please use the reverse of this form to record as much detail as operationally possible. This form to be submitted to the Licensing Unit as soon as possible. **Nominal and / or intelligence MUST be submitted via Source and Covert Intelligence System (CIS).**

- Licensing objective:**
- The prevention of crime and disorder;
 - Public safety;
 - The prevention of public nuisance; and
 - The protection of children from harm.

Report type: <input type="checkbox"/> Visit <input checked="" type="checkbox"/> Incident <input type="checkbox"/> Other	Date: 01.10.16 Time: 00.15
OIS Ref.: 0032 of 01.10.16	Crime No.:
Name of premises (where applicable): Bolton Hotel Outside	
Address: New Road, Brixham TQ5 8LT	
Brief summary / action taken:	
Designated Premises Supervisor (DPS) on the premises? <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	
Name of DPS (or person in charge if no DPS): XXXXXXXXXX Door Staff SIA number XXXXXXXXXX	
<input checked="" type="checkbox"/> Helpful <input type="checkbox"/> Unhelpful <input type="checkbox"/> Obstructive Other:	
Staff assisted and were helpful.	
Submitted by: Name: Ria Davis	
Signed: Ria Davis	
Date: 01.10.16	Force No.: 75386
Time: 00.56	
Officers present at inspection:	
75386,	

Licensed Premises Visit Checklist

Any information from these checks to be included in 'Brief summary' overleaf.

Administration:

- 1. Premises Licence (summary displayed)? Yes No
(It should be displayed in the public area)
- 2. Premises Licence (complete) produced to officers? Yes No
(A constable can request to see full licence)

Crime and Disorder:

- 1. Any violence inside / outside premises? Yes No
- 2. Any public order inside / outside premises? Yes No
- 3. Any evidence of drugs found inside / outside premises? Yes No
- 4. Any drinks promotions in operation at time of visit? Yes No
- 5. Any evidence of excessive drunkenness? Yes No

Public Safety:

- 1. CCTV on premises? Yes No
Incident captured? Yes No
Image quality? Good Poor Other:
Working at time of visit? Yes No
Staff able to download? Yes No
- 2. Door staff on duty? Yes No If Yes, number: 2
SIA licensed? Yes No
Licence displayed? Yes No
- 3. Do the premises look overcrowded? Yes No
- 4. Method of checking the customer numbers:
- 5. Radio system in use? Yes No
- 6. Tables / glasses kept tidy? Yes No
- 7. Any smoking inside premises? Yes No

Public Nuisance:

- 1. Any noise or nuisance outside of premises? Yes No
- 2. Any smokers standing outside of premises? Yes No
- 3. Any excessive litter / debris outside of premises? Yes No

Protection of Children:

- 1. Any underage offences detected on the premises? Yes No
- 2. What proof of age policy is operated in the premises?
- 3. How is this publicised?
- 4. Do staff appear trained in proof of age? Yes No

Any other information:

Patron ejected from the Bolton by door staff out of the back door. He then proceeded to walk around to the front door of the premises and try to gain entry. He said to a staff member, ~~██████████~~ 'I'm going to put the window through' He then threw a shell ashtray at the door which hit the window. No damage. Spoke to door staff who were happy for him to leave the area.

Person asked to move out of area and initially agreed but later ~~██████████~~ called called back as was trying to access premises again. Another unit and ambulance called as he has put his foot through the door.



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Alcohol / Licensing Information Form

File No.:	Computer URN:	Minute No.:
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To be completed for any alcohol related incident or for information on any licensed premises. When attending an incident please use the reverse of this form to record as much detail as operationally possible. This form to be submitted to the Licensing Unit as soon as possible. **Nominal and / or intelligence MUST be submitted via Source and Covert Intelligence System (CIS).**

- Licensing objective:**
- The prevention of crime and disorder;
 - Public safety;
 - The prevention of public nuisance; and
 - The protection of children from harm.

Report type: <input type="checkbox"/> Visit <input checked="" type="checkbox"/> Incident <input type="checkbox"/> Other	Date: 12/11/16 Time: 22350
OIS Ref.: 939	Crime No.:
Name of premises (where applicable): THE BOLTON HOTEL,	
Address: NEW ROAD, BRIXHAM	
Brief summary / action taken:	
Designated Premises Supervisor (DPS) on the premises? <input type="checkbox"/> Yes <input type="checkbox"/> No	
Name of DPS (or person in charge if no DPS):	
<input checked="" type="checkbox"/> Helpful <input type="checkbox"/> Unhelpful <input type="checkbox"/> Obstructive Other:	
DISPUTE BETWEEN A CUSTOMER AND STAFF OVER NON PAYEMNT FOR A BOTTLE OF WINE LEAD TO CUSTOMED BEING EJECTED. HE CALLED THE POLICE STATING THAT HE WAS ASSAULTED BY STAFF.	
Submitted by: Name: DAVE THOMAS	Force No.: 6400
Signed:	Date: 13112016 Time: 1100
Officers present at inspection:	
6400 6676 6204	

Licensed Premises Visit Checklist

Any information from these checks to be included in 'Brief summary' overleaf.

Administration:	
1. Premises Licence (summary displayed)? (It should be displayed in the public area)	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No
2. Premises Licence (complete) produced to officers? (A constable can request to see full licence)	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No
Crime and Disorder:	
1. Any violence inside / outside premises?	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No
2. Any public order inside / outside premises?	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No
3. Any evidence of drugs found inside / outside premises?	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No
4. Any drinks promotions in operation at time of visit?	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No
5. Any evidence of excessive drunkenness?	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No
Public Safety:	
1. CCTV on premises? <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	Working at time of visit? <input type="checkbox"/> Yes <input type="checkbox"/> No
Incident captured? <input type="checkbox"/> Yes <input type="checkbox"/> No	Staff able to download? <input type="checkbox"/> Yes <input type="checkbox"/> No
Image quality? <input type="checkbox"/> Good <input type="checkbox"/> Poor <input type="checkbox"/> Other:	
2. Door staff on duty? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No If Yes, number:	
SIA licensed? <input type="checkbox"/> Yes <input type="checkbox"/> No	Licence displayed? <input type="checkbox"/> Yes <input type="checkbox"/> No
3. Do the premises look overcrowded? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	
4. Method of checking the customer numbers:	
5. Radio system in use? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	
6. Tables / glasses kept tidy? <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	
7. Any smoking inside premises? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	
Public Nuisance:	
1. Any noise or nuisance outside of premises?	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No
2. Any smokers standing outside of premises?	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No
3. Any excessive litter / debris outside of premises?	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No
Protection of Children:	
1. Any underage offences detected on the premises?	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No
2. What proof of age policy is operated in the premises?	
3. How is this publicised?	
4. Do staff appear trained in proof of age?	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No
Any other information:	



Alcohol / Licensing Information Form

File No.:	Computer URN:	Minute No.:
-----------	---------------	-------------

To be completed for any alcohol related incident or for information on any licensed premises. When attending an incident please use the reverse of this form to record as much detail as operationally possible. This form to be submitted to the Licensing Unit as soon as possible. **Nominal and / or intelligence MUST be submitted via Source and Covert Intelligence System (CIS).**

- Licensing objective:**
- The prevention of crime and disorder;
 - Public safety;
 - The prevention of public nuisance; and
 - The protection of children from harm.

Report type: <input type="checkbox"/> Visit <input checked="" type="checkbox"/> Incident <input type="checkbox"/> Other	Date: 26/11/2016 Time: 0115
OIS Ref.: 22 26/11/16	Crime No.:
Name of premises (where applicable): The Bolton Hotel	
Address: The Bolton Hotel, New Rd, Brixham,	
Brief summary / action taken:	
Designated Premises Supervisor (DPS) on the premises? <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	
Name of DPS (or person in charge if no DPS): Steve Close	
<input checked="" type="checkbox"/> Helpful <input type="checkbox"/> Unhelpful <input type="checkbox"/> Obstructive Other:	
Submitted by: Name: ARSCOTT	
Signed: E.Arscott	
Date: 26/11/2016	Force No.: 15253
Time: 0115	
Officers present at inspection:	
15253, 486	

Licensed Premises Visit Checklist

Any information from these checks to be included in 'Brief summary' overleaf.

Administration:

1. Premises Licence (summary displayed)? Yes No
(It should be displayed in the public area)

2. Premises Licence (complete) produced to officers? Yes No
(A constable can request to see full licence)

Crime and Disorder:

1. Any violence inside / outside premises? Yes No

2. Any public order inside / outside premises? Yes No

3. Any evidence of drugs found inside / outside premises? Yes No

4. Any drinks promotions in operation at time of visit? Yes No

5. Any evidence of excessive drunkenness? Yes No

Public Safety:

1. CCTV on premises? Yes No Working at time of visit? Yes No
 Incident captured? Yes No Staff able to download? Yes No
 Image quality? Good Poor Other: Average

2. Door staff on duty? Yes No If Yes, number: 2
 SIA licensed? Yes No Licence displayed? Yes No

3. Do the premises look overcrowded? Yes No

4. Method of checking the customer numbers: Not required on such a quiet night

5. Radio system in use? Yes No

6. Tables / glasses kept tidy? Yes No

7. Any smoking inside premises? Yes No

Public Nuisance:

1. Any noise or nuisance outside of premises? Yes No

2. Any smokers standing outside of premises? Yes No

3. Any excessive litter / debris outside of premises? Yes No

Protection of Children:

1. Any underage offences detected on the premises? Yes No

2. What proof of age policy is operated in the premises? Challenge 25

3. How is this publicised?

4. Do staff appear trained in proof of age? Yes No

Any other information:

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SharePoint

Newsfeed OneDrive

Sites

SMART Julie 50403 ▾



Force Licensing Team > Licensing Items - 2016 > Bolton Hotel Brixham

Item Type	L10
Prem Name	Bolton Hotel Brixham
Date Rec'd	02/12/2016
Date Due	
Event Start Date	26/11/2016 01:15
Event End Date	
Submitting Officer	■ ARSCOTT Ethan 15253
Applicant Surname	
Applicant First Name	
Proposed DPS Surname	
Proposed DPS First Name	
Prem Street	New Road
Prem District	
Prem Town	Brixham
Prem County	Devon
Prem Postcode	
Premises risk rating	Premises/Persons of Interest
Hub Location	EAST - Exeter
Logic outcome	Fail
Licensing Office	Torbay
Allocated To	Pete COSBY

Item Report Summary L10 as attached refers - OIS Ref Log 22 -26.11.16.

Comments LO in possession of log details and visit conducted on Fri 2 Dec. Details of log discussed with DPS.

He stated that there were 6 Builders from construction taken place on northboundary Road, Brixham. They had been in Bolton a couple of times for drinks during the week but not known prior to this.

They had been drinking in the Bolton during the evening in the Bolton in and around the pool table area of the premises. Two male starte to argue around 0030 hrs which led to one hitting another. The door staff quickly reacted and immediately lawfully ejected the males and the remaining males also followed them outside pub.

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Mr close in meantime called police for assistance in event of escalation or further situation in the local area. When Officers arrived they had split up and move of in seperate ways.

Group are now banned from premises and manager of building site turned up to apologise for the ASB on premises and embarrassed for the way they acted but was told that ban was not lifted.

I mentioned that with the potential for later licence variation being considered this could be considered.

Visit tasked NO
 LA Time Taken 3
 LO Time Taken 75
 Item Briefed
 Representation/Objection No
 Hearing No
 Status COMPLETE
 Attachments L10 Bolton Hotel Brixham - OIS Ref Log 22 - 261116 - Officer Ian Arscott.dotx

Content Type: Item
 Created at 02/12/2016 16:41 by DART Robin 54544
 Last modified at 05/12/2016 09:09 by COSBY Peter 55186

Close

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Licensing Team
Torbay Council
C/O Torquay Town Hall
Castle Circus
TORQUAY
TQ1 3DR

Licensing Department East
Devon and Cornwall Constabulary
Force Headquarters
EXETER
EX2 7HQ

Telephone: 01803 218900

19 April 2017

Dear Sir/Madam

The Bolton Hotel, New Road, Brixham, TQ5 8LT

I refer to an application for the Variation of a Premises Licence in respect of the above named premises, submitted by TLT Solicitors on behalf of the applicant, Punch Taverns plc.

For your information, the Bolton Hotel currently has the benefit of Premises Licence Number PL0445 issued by Torbay Council.

The Bolton Hotel is situated at a busy junction within Brixham Town Centre. The surrounding area consists of a mixture of business and residential properties. The premises is currently licensed for the sale of alcohol until midnight on Mondays to Thursdays and 1.00 am on Fridays and Saturdays. The premises must close 30 minutes after the last sale of alcohol. The applicant is seeking within this variation application to extend the sale of alcohol by an additional 30 minutes on Friday and Saturday nights until 1.30 am the following day, with the premises closing 30 minutes thereafter, ie 2.00 am. The premises has a capacity of 170 persons.

The Bolton Hotel is situated a short distance away from Jackz Bar, Parkham Road, Brixham. Jackz Bar is licensed for the sale of alcohol until 2.00 am every day of the week, closing at 3.00 am. At the current time Jackz Bar and the Bolton Hotel are the only premises in Brixham Town Centre with Premises Licences authorising the sale of alcohol after midnight.

The police have examined the application and consider that the applicant has not given sufficient consideration to the Torbay Council Licensing Statement of Principles 2016-2021 and the proposed operating schedule needs further consideration. It is therefore apparent that they have not fully identified additional risks associated with their proposed operation and they do not consider that allowing persons to consume alcohol for an additional 30 minutes within their premises, prior to leaving at 2.00 am, will impact in any way on the Licensing Objectives.

I now outline below a number of matters contained within the current Premises Licence that the police consider are not acceptable for a premises now seeking a licence authorising the sale of alcohol until 1.30 am on Fridays and Saturdays:

1. Condition 4 of the application under the prevention of crime and disorder, Section M (b) relating to customer behaviour and training of staff. What training will be provided to staff so that they understand the requirements of both the Premises Licence and the broad provisions of the Licensing Act 2003? Again, will they be required to hold the BIIAB Level 1 Award in Responsible Alcohol Retailing?
2. Condition 5 under the heading the Protection of Children from Harm on page 9 of the application, refers to staff training in relation to age related sales. Will all staff involved in the sale of alcohol be required to hold the BIIAB Level 1 Award in Responsible Alcohol Retailing as indicated within the Licensing Statement of Principles (page 17)? What training records does the premises management hold in relation to staff training?
3. Neither the application or the Premises Licence give any information in relation to smokers. What is the premises policy in relation to smokers? Where will they be located and how will they be managed?

However, during the consultation period some negotiating took place in relation to the above items 1 & 2 but was inconclusive of any decision, see attached emails for details.

In respect of the current management of the premises, Mr Stephen Close has been the Designated Premises Supervisor of the Bolton Hotel since June 2015 and since that time the police have been satisfied with Mr Close's management of the premises.

For your information, the Premises Licence Holder, Punch Taverns plc, do not have a role in the day to day management of the premises. In fact Punch Taverns plc have appointed a holding company known as Pub Solutions to manage this premises, and it

appears to be Pub Solutions who are responsible for selecting managers for the premises. Pub Solutions also have no involvement in the day to day management of the premises but in the past a representative of this company has been present at meetings to discuss police concerns or particular incidents.

Since 2007 there have been 8 variations of DPS at the Bolton Hotel and it does not appear that Punch Taverns plc and/or Pub Solutions can find a suitable DPS who is committed to spending a long period of time at the premises. It is the opinion of the police that some of the previous DPS's at this premises have not been suitable to manage the premises and the police have had many meetings at the premises in the last 10 years in an effort to improve the management of the premises. Due to this the police have concerns that should this application be granted, Mr Close may leave the premises and we may continue to see a regular change of DPS which will have serious implications on the management of the premises, leading to adverse effects on the Licensing Objectives. I have attached a sheet outlining the numerous changes of DPS at the premises for your information.

If the application is granted it is highly likely to have an impact in relation to anti-social behaviour and noise issues until all persons have left the area, but I would point out that even if door stewards are on duty this is unlikely to prevent incidents and noise issues from occurring unless they are kept on duty until persons have calmly dispersed from the area.

Also attached for your information are copies of Forms L10 received by the Licensing Department since July 2013, together with details of crimes and logs at the Bolton Hotel and in the surrounding roads. Please note that in respect of New Road, Fore Street and Bolton Street, we have been unable to break this information down to the immediate vicinity of the Bolton Hotel. However it is my opinion that these roads are dispersal routes from the town centre and therefore customers leaving the Bolton Hotel will use these routes to go home.

I would refer you to the below paragraph which is contained within page 40 of your Licensing Statement of Principles:

'There will be an assumption however that Licensed Premises in residential areas, or where there is proximity to residential properties, will only be allowed to undertake Licensable Activities until 11pm unless detailed consideration and mitigation measures have been proposed to address those concerns. A simple application with no supporting material can be expected to be refused, where relevant representations have been received.'

Although this premises currently operates until 1.30 am on Friday and Saturday nights, they are now seeking to extend their hours until 2.00 am on these nights, which carries a risk of impacting on the Licensing Objectives the Prevention of Crime and Disorder and the Prevention of Public Nuisance. As the premises are situated in an area consisting of both business and residential properties and the applicant has not given extensive consideration to the increased risk or proposed mitigation measures, the police consider that this paragraph is applicable.

In conclusion, the police object to this application on the grounds that the granting of it is likely to have an impact on the existing levels of crime and disorder and public nuisance both at the premises and in the area and, as the applicant has not fully identified additional measures they propose to implement to ensure that the premises can satisfactorily meet the Licensing Objectives, the police respectfully request that the Licensing Authority refuse this application.

Should you require any further information, please do not hesitate to contact Peter Cosby on 01803 218964.

Yours faithfully



Superintendent M Lawler
Territorial Policing & Partnership Department



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Please reply to: Ms Mandy Guy
Licensing & Public Protection, Community Safety
c/o Town Hall, Castle Circus, Torquay, TQ1 3DR

Ms Rachel Kelly
TLT Solicitors
One Redcliffe Street
Bristol
BS1 6TP

My ref: SRU/237190
Your ref:
Telephone: 01803 208025
Fax: 01803 208854
E-mail:
Website: www.torbay.gov.uk
Date: 16 June 2017

Dear Ms Kelly

Re: Notice under section 36 (1) & (4) Licensing Act 2003 – Application for Variation to a Premises Licence
PL0445 - Bolton Hotel, New Road, Brixham, Devon, TQ5 8LT

I am writing to you with respect to the committee hearing on 18 May 2017 to consider a variation to a premises licence for the Bolton Hotel.

I can confirm that the premises licence was granted as per the application submitted subject to the following committee decision.

Decision:

That the application for a Variation to a Premises Licence in respect of the Bolton Hotel, New Road, Brixham be approved as applied for subject to the following conditions:

- 1) the premises shall have and adhere to a Noise Management Plan. This Plan shall be agreed by Torbay Council's Public Protection Team and shall have particular regard to regulated entertainment, dispersal of patrons and designated smoking areas; and
- 2) all staff involved in the sale of alcohol after midnight shall hold a BIIAB Level 1 Award in responsible alcohol retailing, within 4 months of commencing employment. Existing staff involved in the sale of alcohol after midnight must also hold such an Award within 4 months from the date of this decision. Namely by the 18th September 2017.

Reason for Decision:

Having carefully consider the written and oral representations Members resolved to grant the application as applied for subject to the additional conditions, having been satisfied that such conditions would alleviate the concerns of the Responsible Authorities and uphold the Licensing Objectives.

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In particular, Members were reassured by the representation made by the Public Protection Officer that the Applicant had worked with him to formulate extensive and enforceable conditions in order to uphold the Licensing Objective 'The Prevention of Public Nuisance'. Whilst the Police Representatives also made reference to the improvements in the management of the premises, they opposed the granting of the application, however Members were satisfied that the conditions imposed would alleviate their concerns.

Members determination to impose the condition regarding the BIIAB Level 1 Award was following consideration of Torbay Council's Licensing Statement of Principles, the concerns of the Police Representatives and being of the view that a reputable well run premises should seek to invest in their staff and provide reassurance to Members that the premises will be well run whilst upholding the Licensing Objectives.

Members determination to impose the condition regarding the Noise Management Plan was following consideration of the Licensing Objectives, the fact that there are residential properties in close proximity to the Premises and the concerns raised by the Responsible Authorities.

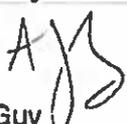
Members considered imposing a condition to supervise and limit the number of patrons using the designated smoking areas, however noted that the Licensing Authority had not received any complaints regarding the designated areas and in the absence of representations from residents in the area, Members deemed a specific condition to be unnecessary and that the Noise Management Plan should have regard to these designated areas to ensure that the Variation granted would not result in new complaints.

In concluding, Members noted that should an issue arise as a result of the granting this application then a review of the licence can be sought.

The new licence has been enclosed. It should be operated in accordance with the application and the Sub-Committee decision above.

I enclose a sheet advising you of your appeal rights, if you are unhappy with the determination made by the Licensing Sub Committee. If you have any queries then please do not hesitate to contact me.

Yours sincerely



Ms Mandy Guy
Senior Licensing Officer
Community Safety

Encl – appeals schedule 7DL (LA023)

c.c. Licensing Department East, Devon & Cornwall Police HQ, Middlemoor, Exeter, Devon,
EX2 7HQ

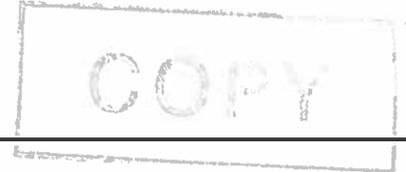
Licensing Act 2003
Premises Licence

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LOCAL AUTHORITY



Torbay Council
Licensing & Public Protection
Town Hall
Castle Circus
Torquay
TQ1 3DR



Part 1 - Premises Details

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

Bolton Hotel

New Road, Brixham, Devon, TQ5 8LT.

Telephone 01803859353

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
- a performance of dance
- the sale by retail of alcohol

THE TIMES THE LICENCE AUTHORISES THE CARRYING OUT OF LICENSABLE ACTIVITIES

Activity (and Area if applicable)	Description	Time From	Time To
E. Performance of live music (Indoors)	Monday to Thursday	10:00am	11:30pm
	Friday to Saturday	10:00am	12:30am
	Sunday	11:00am	11:30pm
	A further additional hour into the morning following every Friday, Saturday, Sunday and Monday for each May Bank Holiday, Spring/Whitsun Bank Holiday and every August Bank Holiday weekend.		
	A further additional hour into the morning following every Thursday, Friday, Saturday, Sunday and Monday for the Easter Bank Holiday weekend.		
F. Playing of recorded music (Indoors)	Monday to Thursday	10:00am	11:30pm
	Friday to Saturday	10:00am	1:30am
	Sunday	11:00am	11:30pm
	A further additional hour into the morning following every Friday, Saturday, Sunday and Monday for each May Bank Holiday, Spring/Whitsun Bank Holiday and every August Bank Holiday weekend.		
	A further additional hour into the morning following every Thursday, Friday, Saturday, Sunday and Monday for the Easter Bank Holiday weekend.		

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

Activity (and Area if applicable)	Description	Time From	Time To
F. Playing of recorded music (Indoors) continued ...			
G. Performance of dance (Indoors)			
	Monday to Thursday	10:00am	11:30pm
	Friday to Saturday	10:00am	12:30am
	Sunday	11:00am	11:30pm
	A further additional hour into the morning following every Friday, Saturday, Sunday and Monday for each May Bank Holiday, Spring/Whitsun Bank Holiday and every August Bank Holiday weekend.		
	A further additional hour into the morning following every Thursday, Friday, Saturday, Sunday and Monday for the Easter Bank Holiday weekend.		
	A further additional hour every Christmas Eve.		
	A further additional hour every Boxing Day.		
	On New Years Eve from the end of permitted hours on New Years Eve to the start of permitted hours on the following day.		
M. The sale by retail of alcohol for consumption ON and OFF the premises			
	Monday to Thursday	10:00am	Midnight
	Friday to Saturday	10:00am	1:30am
	Sunday	11:00am	Midnight
	A further additional hour into the morning following every Friday, Saturday, Sunday and Monday for each May Bank Holiday, Spring/Whitsun Bank Holiday and every August Bank Holiday weekend.		
	A further additional hour into the morning following every Thursday, Friday, Saturday, Sunday and Monday for the Easter Bank Holiday weekend.		
	A further additional hour every Christmas Eve.		
	A further additional hour every Boxing Day.		
	On New Years Eve from the end of permitted hours on New Years Eve to the start of permitted hours on the following day.		

THE OPENING HOURS OF THE PREMISES

Description	Time From	Time To
Monday to Thursday	10:00am	12:30am
Friday to Saturday	10:00am	2:00am
Sunday	11:00am	12:30am
	A further additional hour into the morning following every Friday, Saturday, Sunday and Monday for each May Bank Holiday, Spring/Whitsun Bank Holiday and every August Bank Holiday weekend.	
	A further additional hour into the morning following every Thursday, Friday, Saturday, Sunday and Monday for the Easter Bank Holiday weekend.	
	A further additional hour every Christmas Eve.	
	A further additional hour every Boxing Day.	
	On New Years Eve from the end of permitted hours on New Years Eve to the start of permitted hours on the following day.	

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

- M. The sale by retail 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

Punch Taverns Limited

Jubilee House, Second Avenue, Burton-on-Trent, Staffordshire, DE14 2WF.
Telephone 01283 501600

Licensing Act 2003
Premises Licence

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

Punch Taverns Limited

03752645

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

Graham TURNER

Bolton Hotel, New Road, Brixham, TQ5 8LT.

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

Licence No. 043248

Issued by Redbridge

Steve Cox

Steve Cox
Environmental Health Manager (Commercial)
29 June 2018

ANNEXES

ANNEXE 1

MANDATORY CONDITION: WHERE LICENCE AUTHORISES SUPPLY OF ALCOHOL

- 1) No supply of alcohol may be made under the premises licence:-
 - (a) at a time where there is no designated premises supervisor in respect of the premises licence, or
 - (b) at a time when the designated premises supervisor does not hold a personal licence or his/her personal licence is suspended.
- 2) Every supply of alcohol under the premises licence must be made or authorised by a person who holds a personal licence.
- 3) (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).
- 4) The responsible person must ensure that free potable water is provided on request to customers where it is reasonably available.
- 5) (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.

(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.
- 6) 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

ANNEXES continued ...

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.

Minimum Drinks Pricing

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

(a) "duty" is to be construed in accordance with the Alcoholic Liquor Duties Act 1979

(b) "permitted price" is the price found by applying the formula $P = D + (D \times V)$

Where:-

- (i) P is the permitted price
- (ii) 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
- (iii) 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;

(c) "relevant person" means, in relation to premises in respect of which there is in force a premises licence:-

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

(d) "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

(e) "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 the 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 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.

MANDATORY CONDITION: DOOR SUPERVISION

1) Where one or more individuals are carrying out security activities, each individual must be licensed by the Security Industry Authority.

2) But nothing in the aforementioned conditions requires such a condition to be imposed in respect of a) and b) and (b)(i) and (b)(ii)

(a) in respect of premises within paragraph 8(3)(a) of Schedule 2 to the Private Security Industry Act 2001 (c. 12) (premises with premises licences authorising plays or films), are exempt.

(b) In respect of premises in relation to-

ANNEXES continued ...

- (i) any occasion mentioned in paragraph 8(3)(b) or (c) of that Schedule (premises being used exclusively by club with club premises certificate, under a temporary event notice authorising plays or films or under a gaming licence), or
- (ii) any occasion within paragraph 8(3)(d) of that Schedule (occasions prescribed by regulations under that Act).

3) For the purposes of the aforementioned conditions:-

- (a) "security activity" means an activity to which paragraph 2(1)(a) of that Schedule applies, and
- (b) paragraph 8(5) of that Schedule (interpretation of references to an occasion) applies as it applies in relation to paragraph 8 of that Schedule.

ANNEXE 2

CONDITIONS CONSISTENT WITH THE OPERATING SCHEDULE

General

None

The Prevention of Crime and Disorder

1. All alcohol and soft drinks shall be decanted and served in toughened glass.
2. All interior trading areas shall be visible to staff from behind the bar servery.
3. There shall be a burglar alarm system in place.
4. Door staff shall be managed by the Designated Premises Supervisor/appointed person and to be in the possession of radios whilst on duty at the premises.
5. An incident book shall be kept and all instances of public disorder will be recorded within it.
6. Crime prevention posters shall be displayed on the premises.
7. A banning policy shall be in place.
8. No drunkenness or anti-social behaviour shall be tolerated on the premises.
9. A CCTV system of an evidential standard shall be installed to the satisfaction of the police. The system will cover the bar, lobby, entrance/exit and the outside area. The system shall be in operation at all times the premises are open to the public. All recordings shall be available for a minimum of 14 days. The Designated Premises Supervisor and/or manager will be able to operate the system. Copies of the recordings will be made available to the Licensing Authority and Responsible Authorities upon request and provided within a reasonable time. Should the system be inoperable this will be recorded in the incident book and repaired as soon as is reasonably practicable.
10. The premises shall have a zero tolerance to controlled drugs and have a written drugs policy outlining what action will be taken in respect of individuals found in possession of drugs, the confiscation and storage of any seized items which will be handed to the police at the earliest opportunity. A copy of this policy shall be retained on the premises and shall be made available for inspection by a police officer, a police licensing officer or officers of the local authority on demand. Suitable posters in relation to drug misuse shall be displayed at the premises.
11. On every occasion that the premises remain open for the sale of alcohol after midnight and then closes after 00:30hrs, SIA door supervisors shall be employed on the premises from 22:00hrs until all customers have left the area, at a ratio of 2 stewards for the first 100 persons and one additional steward for each 100 persons thereafter. The premises licence holder / DPS shall also carry out a risk assessment taking the layout of the premises and the proposed activity to be carried out into consideration to determine whether any additional stewards are required.
12. There shall be a display of appropriate posters at the premises and the licensee / DPS shall work closely with the police to promote the licensing objectives.
13. The licensee / staff shall monitor customer behaviour, especially during busy periods and bar staff serving beyond

ANNEXES continued ...

midnight will receive regular training by the DPS in relation to the sale of alcohol.

14. When in use, door supervisors in liaison with the DPS, shall determine which customers are permitted entry to the premises and refuse entry to those not considered to be suitable.
15. When the premise is open beyond midnight a glass collector shall be appointed to clear empty / finished glasses from public areas.
16. Where a Pub Watch scheme exists, the premises shall join and actively participate by providing details of all individuals involved in violence on the premises.
17. On every operational day when door supervision is required, then those SIA door supervisors on front of house duties shall wear high visibility clothing for the entirety of their duty and remain on duty until customers have left the area in a calm fashion.

Public Safety

1. The pub shall promote a licensed taxi service to facilitate its customers making onward journeys.
2. The external areas of the premises should be well lit up.

The Prevention of Public Nuisance

1. There shall be lockable/closed windows.
2. The fabric of the building shall retain sound.
3. A sound limiting device must be installed in the premises.
4. The sound limiter device must be set at a level by a suitably qualified person and in consultation with Torbay Council's Licensing team.
5. If substantiated noise complaints cannot be resolved by use of the sound limiter, then amplified music must cease until such times as sound insulation is installed at the premises.
6. No adjustments to the noise limiting device or any associated public address equipment shall be made without prior consultation with Torbay Council's Licensing team. A minimum of 7 days notice must be given in writing.
7. No independent sound system or similar shall be brought on to the premises and used for amplified entertainment within the premises.
8. All performers must use the noise limiting device and the premises in-house public address system.
9. The noise limiter must not be overridden or interfered with at any time.
10. A sign must be clearly displayed, advising musicians a limiter is in operation at the premises and that they must use it.
11. A written noise management plan must be implemented and kept on site.
12. The noise management plan must be reviewed periodically or when significant changes are made to either the building or entertainment arrangements.
13. Amplified live music until 00:30hrs shall be limited to Friday and Saturday.
14. Amplified live music until 23:30hrs shall be limited to not more than three evenings per week (Sunday - Thursday).

The Protection of Children from Harm

1. The premises shall operate the Challenge 25 policy and any individual who appears to be under the age of 25 shall be asked to produce photographic ID in the form of a passport or driving licence.
2. Any person under the age of 18 must be accompanied by a responsible adult at all times.
3. No persons under the age of 18 shall be allowed on the premises after 21:00hrs.

ANNEXES continued ...

ANNEXE 3

CONDITIONS ATTACHED AFTER A HEARING BY THE LICENSING AUTHORITY

The Prevention of Crime and Disorder

1. On every occasion that the premises extends its hours of operation for sales of alcohol after midnight and closure to the public after 00.30hrs, from 9.00pm of that operational day, all drinks shall be served in toughened or strengthened glasses and no drinks shall be served in glass bottles from which it is intended or likely that a person shall drink.
2. There shall be no entry or new entry to the premises after 00.30 and re-entry after this time shall be subject to a managed supervision system as indicated by the applicant, in particular hand stamping or something similar.

The Prevention of Public Nuisance

1. Noise or vibration shall not emanate from the premises such as to cause persons in the neighbourhood to be unreasonably disturbed. Noise should not be audible within any noise sensitive premises with windows open for normal ventilation especially after 11pm. The criteria applied, from boundary to nearest residential property are;
 - (i) Before 11pm - Noise emanating from the premises shall not be clearly distinguishable above other noise.
 - (ii) After 11pm - Noise emanating from the premises shall not be distinguishable above background levels of noise.
 - (iii) The Local Authority shall reserve the right in cases of tonal noise and where premises are attached to others (i.e. semi's and terraced properties) to make further assessments from within the residential property.
2. Doors and windows shall be kept shut during regulated entertainment to reduce noise breakout. A management scheme shall be in place to ensure this situation remains.
3. The volume of amplified sound used in connection with the entertainment provided shall at all times be under the control of the licensee/management.
4. During amplified music and entertainment the door lobbies shall be effectively used throughout the time of entertainment to prevent noise breakout.
5. The premises shall have and adhere to a Noise Management Plan. This Plan shall be agreed by Torbay Council's Public Protection Team and shall have particular regard to regulated entertainment, dispersal of patrons and designated smoking areas.
6. All staff involved in the sale of alcohol after midnight shall hold a BIIAB Level 1 Award in responsible alcohol retailing, within 4 months of commencing employment. Existing staff involved in the sale of alcohol after midnight must also hold such an Award within 4 months from the date of this decision - namely by the 18th September 2017.

ANNEXE 4

PLANS

Copy attached to Licence.

LOCAL AUTHORITY



Torbay Council
Licensing & Public Protection
Town Hall
Castle Circus
Torquay
TQ1 3DR

Premises Details

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

Bolton Hotel

New Road, Brixham, Devon, TQ5 8LT.

Telephone 01803859353

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
- a performance of dance
- the sale by retail of alcohol

THE TIMES THE LICENCE AUTHORISES THE CARRYING OUT OF LICENSABLE ACTIVITIES

Activity (and Area if applicable)	Description	Time From	Time To
E. Performance of live music (Indoors)	Monday to Thursday	10:00am	11:30pm
	Friday to Saturday	10:00am	12:30am
	Sunday	11:00am	11:30pm
	A further additional hour into the morning following every Friday, Saturday, Sunday and Monday for each May Bank Holiday, Spring/Whitsun Bank Holiday and every August Bank Holiday weekend.		
	A further additional hour into the morning following every Thursday, Friday, Saturday, Sunday and Monday for the Easter Bank Holiday weekend.		
	A further additional hour every Christmas Eve.		
	A further additional hour every Boxing Day.		
	On New Years Eve from the end of permitted hours on New Years Eve to the start of permitted hours on the following day.		
F. Playing of recorded music (Indoors)	Monday to Thursday	10:00am	11:30pm
	Friday to Saturday	10:00am	1:30am
	Sunday	11:00am	11:30pm
	A further additional hour into the morning following every Friday, Saturday, Sunday and Monday for each May Bank Holiday, Spring/Whitsun Bank Holiday and every August Bank Holiday weekend.		
	A further additional hour into the morning following every Thursday, Friday, Saturday, Sunday and Monday for the Easter Bank Holiday weekend.		
	A further additional hour every Christmas Eve.		
	A further additional hour every Boxing Day.		
	On New Years Eve from the end of permitted hours on New Years Eve to the start of permitted hours on the following day.		



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

Activity (and Area if applicable)	Description	Time From	Time To
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F. Playing of recorded music (Indoors) continued ...			
--	--	--	--

G. Performance of dance (Indoors)			
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Monday to Thursday	10:00am	11:30pm
Friday to Saturday	10:00am	12:30am
Sunday	11:00am	11:30pm

A further additional hour into the morning following every Friday, Saturday, Sunday and Monday for each May Bank Holiday, Spring/Whitsun Bank Holiday and every August Bank Holiday weekend.

A further additional hour into the morning following every Thursday, Friday, Saturday, Sunday and Monday for the Easter Bank Holiday weekend.

A further additional hour every Christmas Eve.

A further additional hour every Boxing Day.

On New Years Eve from the end of permitted hours on New Years Eve to the start of permitted hours on the following day.

M. The sale by retail of alcohol for consumption ON and OFF the premises			
--	--	--	--

Monday to Thursday	10:00am	Midnight
Friday to Saturday	10:00am	1:30am
Sunday	11:00am	Midnight

A further additional hour into the morning following every Friday, Saturday, Sunday and Monday for each May Bank Holiday, Spring/Whitsun Bank Holiday and every August Bank Holiday weekend.

A further additional hour into the morning following every Thursday, Friday, Saturday, Sunday and Monday for the Easter Bank Holiday weekend.

A further additional hour every Christmas Eve.

A further additional hour every Boxing Day.

On New Years Eve from the end of permitted hours on New Years Eve to the start of permitted hours on the following day.

THE OPENING HOURS OF THE PREMISES

Description	Time From	Time To
Monday to Thursday	10:00am	12:30am
Friday to Saturday	10:00am	2:00am
Sunday	11:00am	12:30am

A further additional hour into the morning following every Friday, Saturday, Sunday and Monday for each May Bank Holiday, Spring/Whitsun Bank Holiday and every August Bank Holiday weekend.

A further additional hour into the morning following every Thursday, Friday, Saturday, Sunday and Monday for the Easter Bank Holiday weekend.

A further additional hour every Christmas Eve.

A further additional hour every Boxing Day.

On New Years Eve from the end of permitted hours on New Years Eve to the start of permitted hours on the following day.

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

- M. The sale by retail of alcohol for consumption ON and OFF the premises

NAME, (REGISTERED) ADDRESS OF HOLDER OF PREMISES LICENCE

Punch Taverns Limited

Jubilee House, Second Avenue, Burton-on-Trent, Staffordshire, DE14 2WF.

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

Punch Taverns Limited

03752645

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

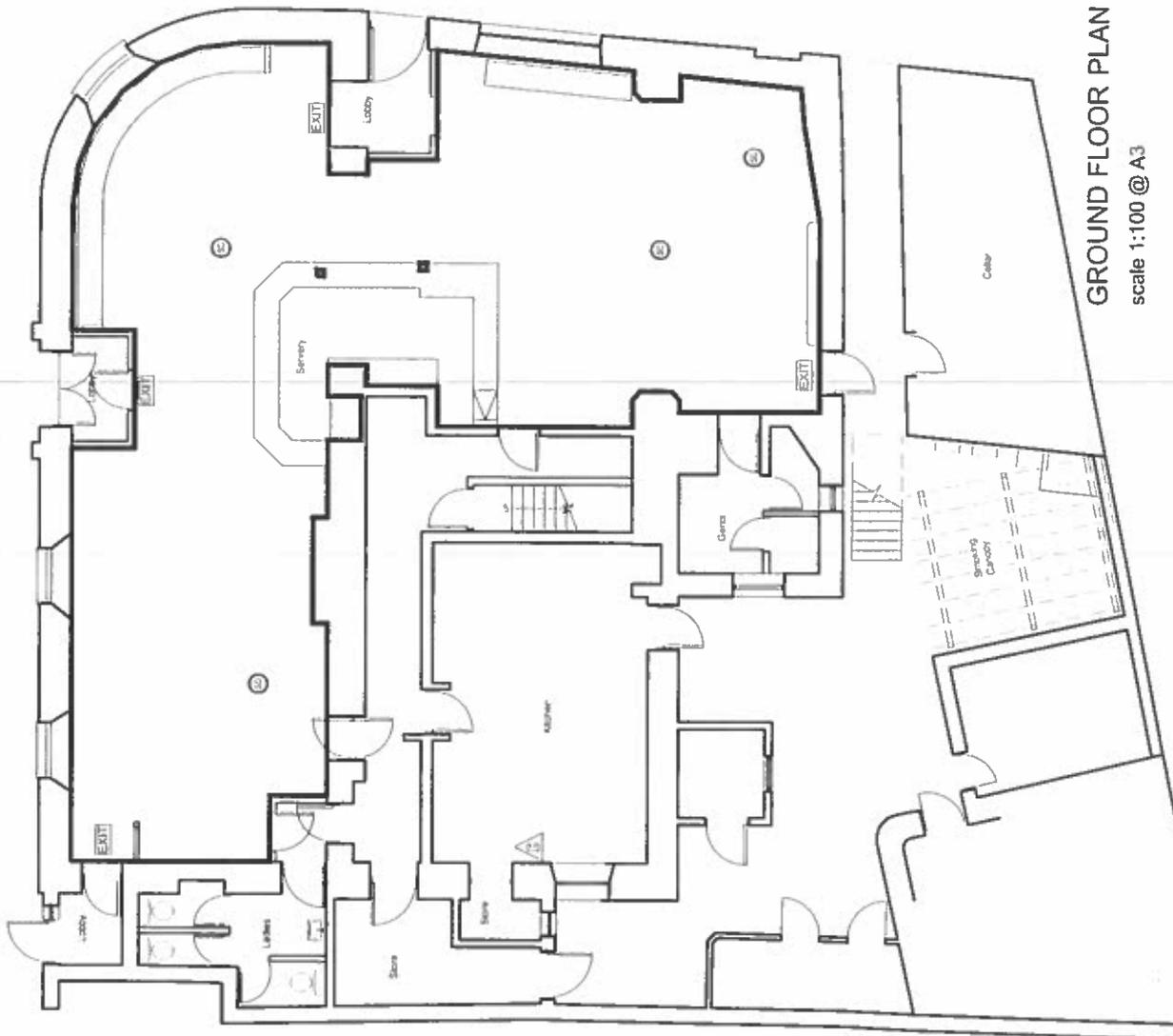
Graham TURNER

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

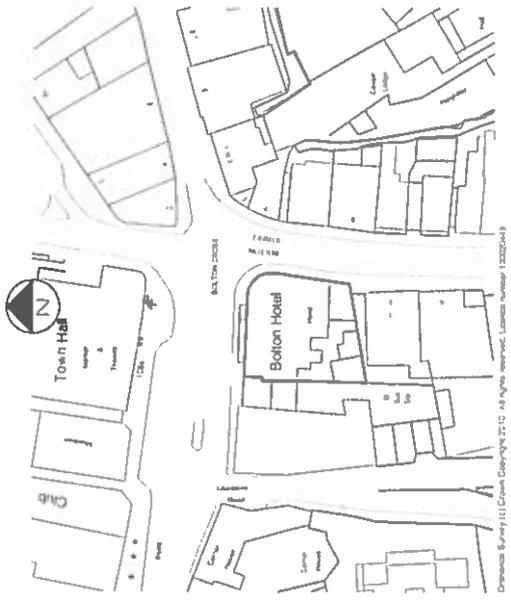
Access is restricted only under the terms of the Licensing Act 2003



Steve Cox
Environmental Health Manager (Commercial)
29 June 2018



GROUND FLOOR PLAN
scale 1:100 @ A3



SITE LOCATION PLAN
scale 1:1000 @ A3

KEY

- All licensable activities
- Site Boundary
- ← MOE
- ⊙ Smoke Detector
- ⊙ Heat Detector
- EXIT Emergency exit light 3 hour maintained with photocell
- EXIT Emergency exit light 3 hour non-maintained
- ⊙ Manual Callpoint
- ⊙ Fire Extinguisher
- ⊙ Fire blanket in container

NOTE:
The current location of fire safety equipment and other safety equipment is shown. This may be subject to variation in the future as necessary and where applicable in liaison with the Fire Officer.
Outdoor areas to be used for the consumption of alcohol.



design management partnership
8 trede street, cardiff, cf 10 5dt
T +44(0)29 2064 4829
F +44(0)29 2064 4831
E mail@designmanagementpartnership.com

REV	DATE	REVISION/NOTES	SCALE	ORIGIN	CHECK	DATE	SCALE	REV
			1:100/1:1000	H-J-1		28.11.10	Updating	08.079
<p>Required drawings to be used in preference to issued plans. All drawings to be checked by the contractor before construction commences and any discrepancies reported to the architect.</p> <p>Changes to be used if discrepancy with the current E.P.O. plans is to the detriment of safety.</p> <p>This drawing is the property of design management partnership. Copyright is reserved by them and no drawing is to be reproduced or used in any way without their prior written consent. All rights reserved. No part of this drawing is to be reproduced or used in any way without the prior written consent of design management partnership.</p>			<p>Licensing Plan</p>		<p>08.079</p>		<p>08.079</p>	
			<p>250</p>		<p>08.079</p>		<p>08.079</p>	

Guy, Mandy

From: [REDACTED]
Sent: 14 January 2019 12:33
To: Licensing
Subject: 052621 Bolton Hotel

Good morning,

Review of premises licence 052621 - Bolton Hotel, New Road, Brixham, TQ5 8LT

Members of the Town Council Planning and Regeneration Committee considered the above licence review and agreed with the comments on the notice, section regarding 'The Grounds for the application for Review':
In 2018 there have been a significant increase in recorded crime and Police logs at this premises. In addition there have been 6 applications to vary the DPS, the last two of which the Police have objected to as the persons nominated have clearly not been suitable or competent to run a licensed premises, and particularly one that authorises the sale of alcohol until 1:30a, on Friday and Saturday nights.

In addition the premises has recently been carrying out licensable activities despite several of the conditions on the licence not being complied with.

The premises licence holders, Punch Taverns Ltd, do not appear to be taking any responsibility for assessing persons they nominate as the DPS or ensuring that their premises is run in compliance with the Licensing Act 2003"

Regards
[REDACTED]
[REDACTED]

Brixham Town Council, First Floor, Town Hall, New Road, Brixham TQ5 8TA
01803 859678

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