

Mr L W Haynes
Olde Black Bear
High Street
Tewkesbury
GL20 5BJ

E-Mail: licensing@tewkesbury.gov.uk
Our Ref: 22/02043/LIQVAR
Date: 15 August 2023

Dear Mr Haynes,

LICENSING ACT 2003; WRITTEN WARNING
PREMISES: OLDE BLACK BEAR, HIGH STREET, TEWKESBURY GL20 5BJ

I write to inform you that the Licensing Team has received further complaints from residents regarding your premises. The complaints relate to the volume of playing of music and the use of the designated smoking area.

Please be reminded of the conditions attached to the premises licence (this is not a full list but the ones relating to the complaints received):

12. Additional patrols will take place by members of staff, internally and externally, to limit any noise pollution when entertainment is being offered within the premises.
16. The outside drinking area will not be used by customers consuming food and/or drink after 23:00.
17. The gardens of the public house, except of the Designated Smoking Area identified on the site plan, to be closed at 23:00 with no food or alcohol being consumed outside after this time.
18. That use of external areas after 23:00 shall be restricted to the Designated Smoking Area as identified on the site plan.
19. Access to the Designated Smoking Area shall be monitored to ensure no food or drink is taken into the area after 23:00.
20. The Designated Smoking Area shall be regularly patrolled during opening hours to monitor noise levels from patrons.
31. On any evening when the premises are open for entertainment/music, other than low level background music, beyond 23:00 hours, all windows and doors shall remain closed, other than when persons are actually entering or leaving the premises, in order to reduce noise escape.
32. The designated premises supervisor will ensure the effective overall management of live or recorded entertainment, such as by monitoring noise levels outside the premises to ensure that noise from such activities is effectively inaudible inside neighbouring premises after 23:00 hours.

It is my duty to advise you that carrying on licensable activities otherwise than in accordance with an authorisation (in breach of a condition) is an offence under Section 136 of the Licensing Act 2003, for which the licence holder can be prosecuted. The maximum penalty on conviction of such an offence is 6 months imprisonment and/or an unlimited fine. You may also face a review of your premises licence.

Taking into account further complaints that have been received following our previous discussions and correspondence, a **written warning** has now been issued. This is in accordance with the Corporate and Environmental Health Enforcement Policies which can be found on our website <https://www.tewkesbury.gov.uk/strategies-and-policies>

I also have a duty to advise you that the premises may be subject to monitoring to establish breaches of licence conditions and/or nuisance.

Should you wish to discuss this matter further please contact me on the above email address.

Yours Sincerely,

A black rectangular redaction box covering the signature of Michelle Bignell.

Michelle Bignell
Licensing Team Leader

cc. Mr Luke Haynes, DPS and licence holder by email
Gloucestershire Police Licensing by email
Environmental Health, Tewkesbury Borough Council by email