



Spirit Group Limited  
107 Station Street  
Burton On Trent  
Staffordshire  
DE14 1SZ

My Ref: THISW\PREM-525

Your Ref:

07 February 2006

Dear Sir/Madam

**LICENSING ACT 2003 - Premises Licence**  
**Vine Inn Romsey Road Ower Southampton SO51 6ZJ**  
**Licence No: 525**

I am pleased to enclose a Premises Licence in respect of the application for the above premises. Please check the details on the licence carefully. The Licensing Authority is prepared to correct clerical errors for up to 28 days after the licence has been issued. Beyond that time, any change must be made on the appropriate application form. This does not affect your statutory rights of appeal.

It is a requirement of the Act that this licence, or a certified copy, is held securely at the premises and, at the request of an authorised person, to produce the licence (or a certified copy) for examination. Please ensure that you are able to comply.

Also enclosed is a Summary of the Premises Licence which must be displayed (or a certified copy) in a prominent position at the premises.

Failure to comply with either or both of these requirements is an offence which, on summary conviction, carries a penalty of a fine not exceeding level 2 on the standard scale.

Should you wish to make changes to the licence in the future this must be done by way of an appropriate application. The necessary forms are available on the Council website [www.newforest.gov.uk](http://www.newforest.gov.uk).

Yours sincerely,

*Tony Hetherington*

Tony Hetherington  
Licensing Officer

c.c Chief of Police

Tel: 023 8028 5505  
Fax: 023 8028 5596  
Email: [tony.hetherington@nfdc.gov.uk](mailto:tony.hetherington@nfdc.gov.uk)



Disability Helpline  
01425 656096

Minicom/Text: 023 8028 5416

Appletree Court, Lyndhurst,  
Hampshire SO43 7PA

Switchboard: 023 8028 5000  
DX 123010 Lyndhurst 2  
[www.newforest.gov.uk](http://www.newforest.gov.uk)

Licensing Act 2003

# Premises Licence

Issued under Section 125 of the above Act

<b>Premises Licence Number</b>	<b>525</b>
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## Part 1 - Premises Details

Postal address of premises, or if none, ordnance survey map reference or description	
Vine Inn	<b>Map Ref (E):</b>
Romsey Road	<b>Map Ref (N):</b>
Ower	<b>UPRN:</b>
Southampton	
Hampshire	
SO51 6ZJ	
<b>Telephone Number: 023 80 814333 (premises)</b>	

<b>Where the licence is time limited the dates</b>
This licence is <b>NOT</b> time limited

Licensable activities authorised by the licence
E) Performance of Live Music
F) Recorded Music
G) Performance of Dance
H) Entertainment of a Similar Description to that falling within (e), (f) or (g)
J) Provision of Facilities for Dancing
L) Late Night Refreshment
M) Supply of Alcohol

## The times the licence authorises the carrying out of licensable activities

E) Live Music		Performance of live music may take place:		Y
		Indoors		
		Outdoors		
		Both		
Day	Start	Finish	Further details:	
Mon	07:00	01:00	Live entertainment of all descriptions.	
Tue	07:00	01:00	<b>Seasonal variations:</b>	
Wed	07:00	01:00	On St David's Day, St Patrick's Day, St George's Day and St Andrew's Day, the finish time will be extended by one hour, with seven days notice and agreement with the police	
Thur	07:00	01:00	<b>Non standard timings:</b>	
Fri	07:00	01:00	For statutory Bank Holiday weekend periods (Friday, Saturday, Sunday and Monday) and for the Thursday before Good Friday and for Christmas Eve, the finish time will be extended by one hour	
Sat	07:00	01:00	beyond these times. On occasions of local, national or international significance or for charitable events, limited to twelve per year, the	
Sun	07:00	01:00	finish time will be extended by one hour, with fourteen days notice and agreement with the police.	



Disability Helpline

01423 656096

Tactile Text: 023 8028 5416

F) Recorded Music			Playing of recorded music may take place:	Indoors	Y
				Outdoors	
				Both	
Day	Start	Finish	Further details:		
Mon	07:00	01:00	The playing of all descriptions of amplified recorded music. Variation applies to hours of operation only.		
Tue	07:00	01:00	<b>Seasonal variations:</b>		
Wed	07:00	01:00	On St David's Day, St Patrick's Day, St George's Day and St Andrew's Day, the finish time will be extended by one hour, with seven days notice and agreement with the police.		
Thur	07:00	01:00	<b>Non standard timings:</b>		
Fri	07:00	01:00	For statutory Bank Holiday weekend periods (Friday, Saturday, Sunday and Monday) and for the Thursday before Good Friday and for Christmas Eve, the finish time will be extended by one hour		
Sat	07:00	01:00	beyond these times. On occasions of local, national or international significance or for charitable events, limited to twelve per year, the finish time will be extended by one hour, with fourteen days notice		
Sun	07:00	01:00	and agreement with the police.		

H) Anything of a similar description to that falling within (e), (f) or (g)			Type of entertainment you will be providing: Live entertainment and karaoke		
Day	Start	Finish	This entertainment may take place:	Indoors	Y
Mon	07:00	01:00		Outdoors	
				Both	
Tues	07:00	01:00	<b>Further details:</b>		
Wed	07:00	01:00	<b>Seasonal variations:</b>		
Thurs	07:00	01:00	On St David's Day, St Patrick's Day, St George's Day and St Andrew's Day, the finish time will be extended by one hour, with seven days notice and agreement with the police.		
Fri	07:00	01:00	<b>Non standard timings:</b>		
Sat	07:00	01:00	For statutory Bank Holiday weekend periods (Friday, Saturday, Sunday and Monday) and for the Thursday before Good Friday and for Christmas Eve, the finish time will be extended by one hour		
Sun	07:00	01:00	beyond these times. On occasions of local, national or international significance or for charitable events, limited to twelve per year, the finish time will be extended by one hour, with fourteen days notice and agreement with the police.		

J) Facilities for Dancing			Performance of dance may take place :	Indoors	Y
				Outdoors	
				Both	
Day	Start	Finish	Further details:		
Mon	07:00	01:00	Facilities for all descriptions of dancing as previously permitted by the entertainment licence at the premises		
Tue	07:00	01:00	<b>Seasonal variations:</b>		
Wed	07:00	01:00	On St David's Day, St Patrick's Day, St George's Day and St Andrew's Day, the finish time will be extended by one hour, with seven days notice and agreement with the police.		
Thur	07:00	01:00	<b>Non standard timings:</b>		
Fri	07:00	01:00	For statutory Bank Holiday weekend periods (Friday, Saturday, Sunday and Monday) and for the Thursday before Good Friday and for Christmas Eve, the finish time will be extended by one hour		
Sat	07:00	01:00	beyond these times. On occasions of local, national or international significance or for charitable events, limited to twelve per year, the finish time will be extended by one hour, with fourteen days notice		
Sun	07:00	01:00	and agreement with the police.		

L) Late Night Refreshment					
Day	Start	Finish	Late Night Refreshment may take place:	Indoors	Y
Mon	23:00	02:00		Outdoors	
				Both	
Tue	23:00	02:00	<b>Further details:</b>		
Wed	23:00	02:00	<b>Seasonal variations:</b>		
Thur	23:00	02:00	On St David's Day, St Patrick's Day, St George's Day and St Andrew's Day, the finish time will be extended by one hour, with seven days notice and agreement with the police.		
Fri	23:00	02:00	<b>Non-standard timings:</b>		
Sat	23:00	02:00	For statutory Bank Holiday weekend periods (Friday, Saturday, Sunday and Monday) and for the Thursday before Good Friday and for Christmas Eve, the finish time will be extended by one hour beyond these times. On occasions of local, national or international significance or for charitable events, limited to twelve per year, the finish time will be extended by one hour, with seven days notice and agreement with the police.		
Sun	23:00	02:00			

M) Supply of Alcohol			
Day	Start	Finish	Seasonal variations:
Mon	07:00	01:00	On St David's Day, St Patrick's Day, St George's Day and St Andrew's Day, the finish time will be extended by one hour, with seven days notice and agreement with the police.
Tue	07:00	01:00	
Wed	07:00	01:00	<b>Non standard timings:</b>
Thur	07:00	01:00	
Fri	07:00	01:00	For statutory Bank Holiday weekend periods (Friday, Saturday, Sunday and Monday) and for the Thursday before Good Friday and for Christmas Eve, the finish time will be extended by one hour beyond these times. On occasions of local, national or international significance or for charitable events, limited to twelve per year, the finish time will be extended by one hour, with fourteen days notice and agreement with the police.
Sat	07:00	01:00	
Sun	07:00	01:00	

### The opening hours of the premises

O) Opening Hours			
Day	Start	Finish	Seasonal variations:
Mon	06:00	02:00	On St David's Day, St Patrick's Day, St George's Day and St Andrew's Day, the finish time will be extended by one hour, with seven days notice and agreement with the police.
Tue	06:00	02:00	
Wed	06:00	02:00	<b>Non standard timings:</b>
Thur	06:00	02:00	
Fri	06:00	02:00	For statutory Bank Holiday weekend periods (Friday, Saturday, Sunday and Monday) and for the Thursday before Good Friday and for Christmas Eve, the finish time will be extended by one hour beyond these times. On occasions of local, national or international significance or for charitable events, limited to twelve per year, the finish time will be extended by one hour, with fourteen days notice and agreement with the police.
Sat	06:00	02:00	
Sun	06:00	02:00	
			Notwithstanding these usual opening times, the premises, in accordance with the converted right, may choose to open to the public at any time for non-licensable activities/purposes.

Where the licence authorises supplies of alcohol whether these are on and/ or off supplies  
Alcohol is supplied for consumption both ON and OFF the premises

## Part 2

Name, (registered) address, telephone number and email (where relevant) of holder of premises licence

Spirit Group Limited  
107 Station Street  
Burton On Trent  
Staffordshire  
DE14 1SZ

Telephone: 01283 545320

Email:

Registered number of holder, for example company number, charity number (where applicable)

05266811

Name, address and telephone number of designated premises supervisor where the premises licence authorises the supply of alcohol

Sean Liam O'Gorman  
Vine Inn  
Romsey Road  
Ower  
Southampton  
Hampshire  
SO51 6ZJ

Telephone: 02380 814333 day/eve

Email: vineinn@thespiritgroup.com

Personal licence number and issuing authority of personal licence held by designated premises supervisor where the premises licence authorises for the supply of alcohol

Personal licence number: 849

Issuing authority: New Forest District Council

This licence is granted by New Forest District Council, as licensing authority pursuant to the Licensing Act 2003 and regulations made thereunder.

Date licence issued: 07/02/2006

Date first licence came into force: 24/11/2005

*M Powell*

---

CCTV & Licensing Manager  
(Authorised Officer)

## Annex 1 - Mandatory Conditions

Where licence authorises supply of alcohol:

- (1) No supply of alcohol may be made under the premises licence:
  - (a) at a time when 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 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.

## Annex 2 - Conditions consistent with the Operating Schedule

**Q) Proposals by the applicant in order to promote the four licensing objectives:**

**a) General – all four licensing objectives (b,c,d,e)**

The application included an extended period between the cessation of the supply of alcohol and the closure of the premises to give the option to allow for a more gradual dispersal of customers. The style and operation of the pub will not differ significantly during the extended hours. Where this is appropriate, non-alcoholic refreshment will be available in the extended period.

The premises will respect Spirit Group's Approach to Responsible Drinking. The Spirit Group's policies change at regular intervals to reflect current trends and it would be inappropriate to standardise them on a permanent basis.

**b) The prevention of crime and disorder**

The Spirit Group are introducing Security Industry Authority (SIA) approved door supervisors across their estate, in line with the Government approved implementation plan.

A zero tolerance towards illegal drugs will be enforced at all times.

If a disc jockey is used on any night then he/she will ask customers to leave quietly.

If a CCTV system is installed at this site, it will continue to operate during the additional hours of trading and notices will be displayed.

All instances of crime and disorder will be reported to the police and will be kept in an incident log book.

**c) Public Safety**

Public safety is integral to the way that the Spirit Group runs its business and is reviewed regularly through their health and safety policy. This policy is fully briefed and trained to all management and staff and the Spirit Group will continue to train their staff to the standards required by relevant legislation.

Free drinking water will be available at all times.

**d) The prevention of public nuisance**

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.

If appropriate, notices will be displayed asking customers to respect neighbours when leaving the premises.

Where already used text/radio pagers will continue to be used for the additional hours of trading and will be monitored by a responsible member of staff.

Soft drinks and non-alcoholic refreshment will be available if it is decided to use the option to stay open for an extended period between the cessation of the supply of alcohol and the closure of the premises (see above under General).

**e) The protection of children from harm**

When children are allowed upon the premises, any entertainment offered within the premises will be suitable for young persons.

Children will be required to be supervised by the accompanying adult at all times.

A no smoking area will be provided.

Soft drinks and non-alcoholic drinks will be available.

A recognised Proof of Age Policy will be enforced.

**Schedule of Conditions attached to a Part A Premises Licence  
Embedded Restrictions transferred from the Licensing Act 1964**

**ON LICENCE**

**S.59, 60, 63, 67A, 68, 70, 74, 76 Licensing Act 1964**

**The licensee may also provide and permit:**

- a) Entertainment by way of music and singing but only by the reproduction of recorded sound (this does not permit the use of Karaoke, Disc Jockeys, Comperes etc.)
- b) The consumption of late night refreshment for a period of 30 minutes after the permitted hours.

**Permitted Hours**

Alcohol shall not be sold, supplied, consumed in or taken from the premises except during permitted hours. In this condition permitted hours means those as shown in Part 1 of this Licence:

- a) On weekdays, other than Christmas Day, Good Friday or New Year's Eve, 10am to 11pm
- b) On Sundays, other than Christmas Day or New Year's Eve, 12 noon to 10.30pm
- c) On Good Friday, 12 noon to 10.30pm
- d) On Christmas Day, 12 noon to 3pm and 7pm to 10.30pm
- e) On New Year's Eve, except on a Sunday, 10am to 11pm
- f) On New Year's Eve on a Sunday, 12 noon to 10.30pm
- g) On New Year's Eve from the end of permitted hours on New Year's Eve to the start of permitted hours on the following day (or, if there are no permitted hours on the following day, midnight on 31<sup>st</sup> December).

**Restrictions**

The above restrictions do not prohibit:

- d) Consumption of the alcohol on the premises or the taking of sale or supply of alcohol to any person residing in the licensed premises;
- e) The ordering of alcohol to be consumed off the premises, or the despatch by the vendor of the alcohol so ordered;
- f) The sale of alcohol to a trader or club for the purposes of the trade or club;
- g) The sale or supply of alcohol to any canteen or mess, being a canteen in which the sale or supply of alcohol is carried out under the authority of the Secretary of State or an authorised mess of members of Her Majesty's naval, military or air forces;
- h) The taking of alcohol from the premises by a person residing there; or
- i) The supply of alcohol for consumption on the premises to any private friends of a person residing there who are bona fide entertained by him at his own expense, or the consumption of alcohol by persons so supplied; or
- j) The supply of alcohol for consumption on the premises to persons employed there for the purposes of the business carried on by the holder of the licence, or the consumption of alcohol so supplied, if the liquor is supplied at the expense of their employer or of the person carrying on or in charge of the business on the premises.

## **CONDITIONS TRANSFERRED FROM PREVIOUS LOCAL AUTHORITY ISSUED LICENCES**

The following standard conditions for Public Entertainment, Theatre, Cinema and/or Indoor Sports Licences are attached as detailed in (1) below:

- (1) Standard Terms Conditions and Restrictions upon which Public Entertainment/Sports Entertainment/Cinema and Theatre Licences are Granted, Renewed, Varied or Transferred (Regulation 9)

### **S.12 CHILDREN AND YOUNG PERSONS ACT 1933**

Where the number of children attending the entertainment exceeds 100 the licensee shall ensure that the provisions of Section 12 of the Children and Young Persons Act 1933 are complied with.

#### **Additional Conditions**

##### **132. NOISE CONTROL**

- 132.1 Music noise, including vocals, emanating from the premises shall be inaudible at the boundaries marked red on the attached plan after 11pm.

##### **Note**

**With regard to inaudibility within noise sensitive premises, control can be exercised by limiting the music noise so that it is just audible outside the noise sensitive premises. When this is achieved it can be assumed that the music noise is not audible inside the noise sensitive premises.**

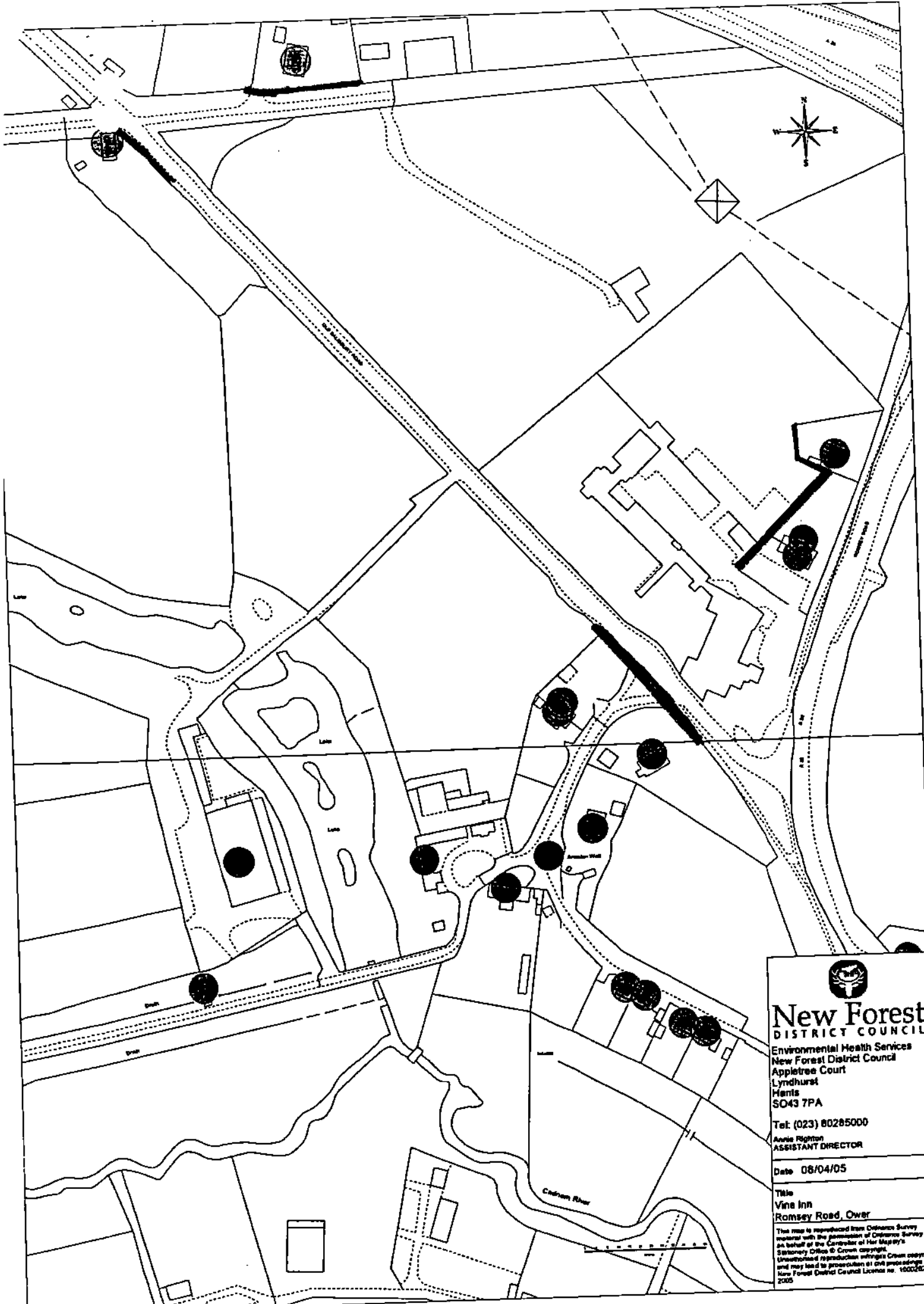
**Annex 3 - Conditions attached after a hearing by the licensing authority**

N/A

**Annex 4 - Plans**

**This licence permits the licensable activities stated at the premises addressed above in accordance with the plan(s) attached (to follow).**





Environmental Health Services  
New Forest District Council  
Appletree Court  
Lyndhurst  
Hants  
SO43 7PA

Tel: (023) 80285000  
Annie Pughon  
ASSISTANT DIRECTOR

Date 08/04/05

Title  
Vine Inn  
Romsey Road, Ower

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\* CONDITIONS \*

**Mat Robinson**

---

**From:** Helen.Randall@thespiritgroup.com  
**Sent:** 01 July 2005 16:42  
**To:** Mat Robinson  
**Subject:** Vine Inn - P1235

Mat

Following our earlier phone call re: Vine Inn.

I can confirm that Spirit Group Ltd want to keep the existing Public Entertainment Licence Conditions for the Premise Licence Application for the Vine Inn - P1235.

Regards  
Helen Randall  
Licensing Assistant

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LOCAL GOVERNMENT (MISCELLANEOUS PROVISIONS) 1982  
(AS AMENDED)  
ANNUAL INDOOR PUBLIC ENTERTAINMENT LICENCE  
NUMBER 10

The New Forest District Council of Appletree Court, Lyndhurst, Hampshire as the Licensing Authority under Section 1 of the Act DO HEREBY VARY the annual licence, as detailed below, until the same shall be sooner revoked, subject to the terms and conditions set out in the regulations made by the Council, as amended or supplemented by the special conditions set out in the schedule hereto:

Name of person to whom the licence is granted: Mr M Bonser  
To keep and use the premises situate and known as: Vine Inn  
Romsey Road  
Ower  
Romsey  
Hampshire

Period for which the licence is granted: Starting: 05 May 2005  
Expiring: 31 March 2006

SCHEDULE

1. Permitted Hours

For the permitted hours there shall be substituted the following:-

Days	From (Hrs)	To (Hrs)	Period
Monday to Saturday	1700	0100	January to December
Sunday	1700	1230	January to December

Certified a true and complete copy of the original  
24 AUG 2005  
NFDC Licensing Services

Bevan Brittan  
We certify this to be a true copy of the original  
Signed *[Signature]*  
Dated 22 August 2005

**2. Numbers Admitted:**

To include performers, presenters, employees and customers

The number of persons admitted at any entertainment shall not exceed:

Area or Room	Maximum Numbers	
	Seated	Dancing
Function Room	150	200
Meeting Room	30	50

**Total Capacity** **250**

**3. Additional Conditions:**

These conditions are in addition to the Standard Conditions and are contained in the attached Schedule:

132

Date issued: 5 May 2005

AR

**A Righton**  
**Assistant Director (Environmental Health)**

(L:\Letters\PubEnt\Licences\In\00: Ann\Licadcon vey)

**Bevan Brittan** **b**

We certify this to be a true copy of the original

Signed

Dated

22 June 2005

LOCAL GOVERNMENT (MISCELLANEOUS PROVISIONS) 1982  
(AS AMENDED)  
ANNUAL INDOOR PUBLIC ENTERTAINMENT LICENCE

ADDITIONAL CONDITIONS

LICENCE NO: 10

Period for which the licence is granted      Starting:      05 May 2005  
Ending:      31 March 2006

132. NOISE CONTROL

132.1 Music noise, including vocals, emanating from the premises shall be inaudible at the boundaries marked red on the attached plan after 11pm.

Note

With regard to inaudibility within noise sensitive premises, control can be exercised by limiting the music noise so that it is just audible outside the noise sensitive premises. When this is achieved it can be assumed that the music noise is not audible inside the noise sensitive premises.

Bevan Brittan 

We certify this to be a true copy of the original

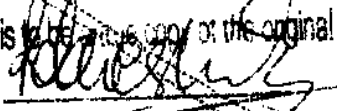
Signed 

Dated 22 June 2005

Bevan Brittan 


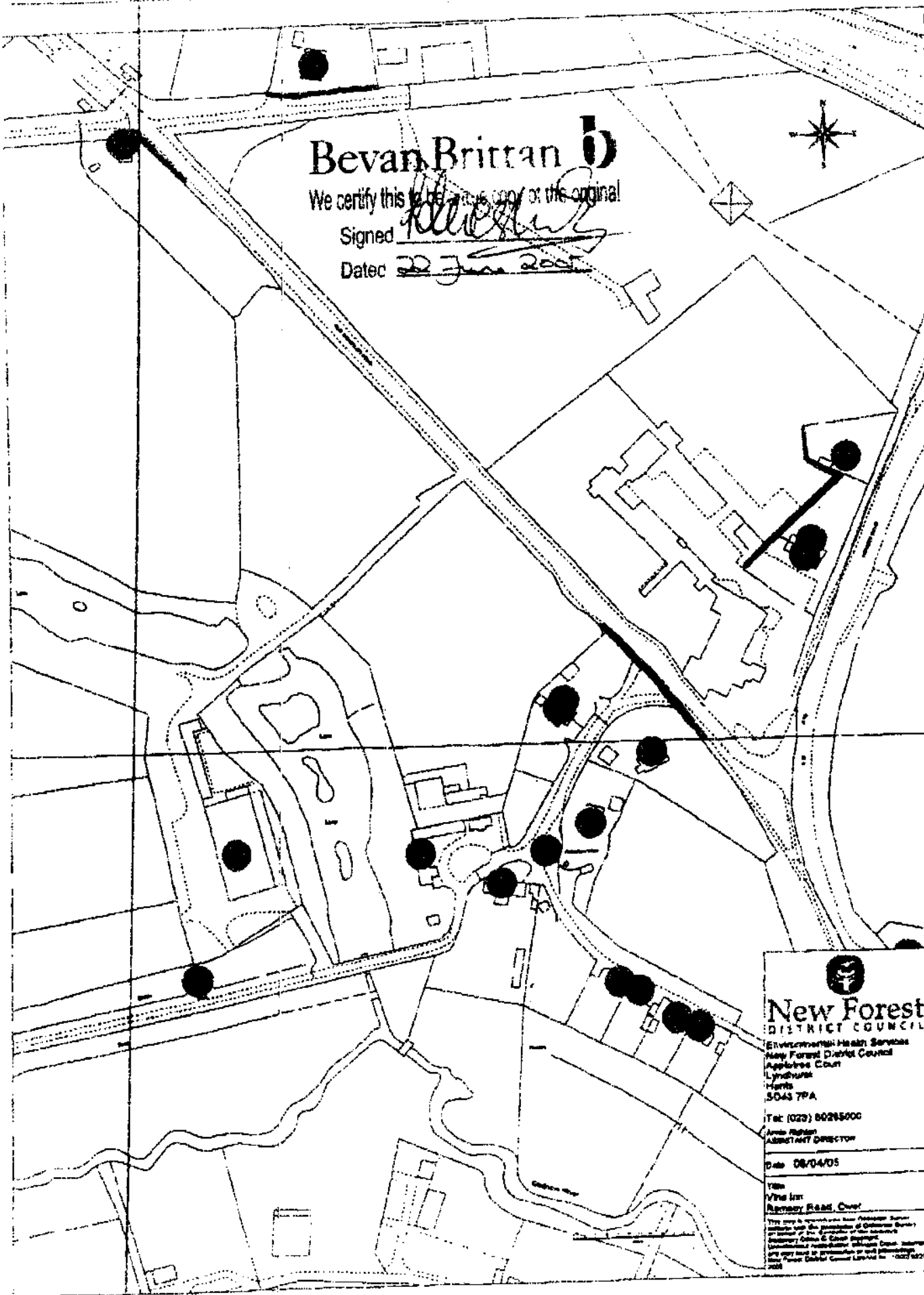
We certify this to be a true copy of the original

Signed



Dated

22 June 2005



**New Forest**  
DISTRICT COUNCIL

Environmental Health Services  
New Forest District Council  
Appleton Court  
Lyndhurst  
Hants  
SO43 7PA

Tel: (023) 80265000  
Area Officer  
ASSISTANT DIRECTOR

Date 08/04/05

File  
V/The list  
Ryegate Road, Cher

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## **Tony Hetherington**

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**From:** Mat Robinson  
**Sent:** 10 February 2006 15:25  
**To:** 'vine.inn.1235@thespiritgroup.com'  
**Cc:** Tony Hetherington  
**Subject:** FAO: The Manager, Mr O'Gorman.

### **Alleged Noise Nuisance from the Function Room at the Vine Inn, Romsey Road, Ower.**

Further to our discussions before Christmas, we are continuing to receive noise complaints with regards functions being held in the function room. The complaints relate to noise from amplified music and amplified voices. The latest disturbance was from the function held on the evening of the 4th February (between 8pm and Midnight).

Should a statutory nuisance be witnessed then a further notice will be served under the Environmental Protection Act. I would urge you to take steps to reduce the noise levels from activities in the function room to a level that do not cause a nuisance to your neighbours. In addition, I would strongly advise you to revisit the conditions of your licence to ensure that you are complying with the conditions relating to noise.

I have copied this e-mail to the Licensing Officer for information.

Should you wish to discuss this matter further please contact me.

Mat Robinson  
Senior Environmental Health Officer  
Environmental Protection

New Forest District Council, Appletree Court, Lyndhurst, Hampshire, SO43 7PA.  
Tel: (023) 8028 5167, Fax: (023) 8028 5127, Minicom: (023) 8028 5416  
e-mail: [mat.robinson@nfdc.gov.uk](mailto:mat.robinson@nfdc.gov.uk), website: [www.nfdc.gov.uk](http://www.nfdc.gov.uk)



**Environmental Health Services**  
Assistant Director: Annie Righton

Licensing Manager  
Spirit Group Limited  
107 Station Street  
Burton On Trent  
Staffordshire  
DE14 1SZ

My Ref: TH/TH/Prem - 424  
Your Ref:

Dear Sir,

**The Vine Inn, Ower, Hampshire**

During the run up to the Christmas period noise complaints were received from people living in the vicinity of the premises. These were investigated by officers from the Council Noise Pollution Service and a Noise Abatement Notice issued. Complaints of excessive noise from the premises continue to be made, the latest disturbances following a function held on 4 February 2006, between 8 pm and midnight.

The Senior Environmental Health Officer has written to your local manager, who, incidentally, is the nominated Designated Premises Supervisor, urging him to take appropriate steps to reduce the noise levels to a level which do not cause a nuisance to the neighbours. He has also been informed of the action which will be taken under the Environmental Protection Act should a statutory nuisance be witnessed.

I would also draw to your attention that there are conditions attached to the Premises Licence which specifically prohibit the premises causing a noise nuisance and that any noise emanating from the premises after 23.00 hrs shall be inaudible at the boundary of noise sensitive premises, as described on the noise map attached to the licence.

In view of the foregoing I would strongly suggest that as a matter of urgency you conduct a full review of the management of the licensable activities carried out at the and take such steps as you consider will ensure that local people are not unduly disturbed by those activities and that the licence conditions are adhered to at all times.

Yours sincerely,

*Tony Hetherington*

Tony Hetherington  
Licensing Officer

Tel: 023 8028 5505  
Fax: 023 8028 5596  
Email: [tony.hetherington@nfdc.gov.uk](mailto:tony.hetherington@nfdc.gov.uk)  
c.c. Mr M Robinson, Senior EHO New Forest District Council

Appletree Court, Lyndhurst,  
Hampshire SO43 7PA

Switchboard: 023 8028 5000  
DX 123010 Lyndhurst 2  
[www.newforest.gov.uk](http://www.newforest.gov.uk)



Disability Helpline  
01425 656096  
Minicom/Text: 023 8028 5416



**Diane Sim**

---

**From:** Tony Hetherington  
**Sent:** 27 February 2006 12:07  
**To:** Licensing e-mail address  
**Subject:** RE: The Vine Inn, Romey Road Ower

Hi Vicky,

Further to our conversation earlier this morning I've included a link to the official DCMS Guidance on Reviews. I've also spoken to Mat and he will be contacting you in the near future with a view to continuing his noise investigations.

[http://www.culture.gov.uk/alcohol\\_and\\_entertainment/advice\\_and\\_guidance/residents.htm](http://www.culture.gov.uk/alcohol_and_entertainment/advice_and_guidance/residents.htm)

Kind regards,

Tony Hetherington

Licensing Officer  
Tel: 023 8028 5449  
Fax: 023 8028 5596

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

**From:** Vicky Day [mailto:vicky.day@virgin.net]  
**Sent:** 27 February 2006 10:08  
**To:** Licensing e-mail address  
**Subject:** The Vine Inn, Romey Road Ower

I wish to confirm that the Vine Inn, Romsey Road, Ower are continually breaching their condition of licence when they hold functions in their function room.

Mat Robinson has a log of noise from the function room during December and I have send 3 further emails to him regarding noise 5th, 12th and 26th February.

I would appreciate it if you could forward me details of the Licence Review as discussed.

Many thanks for your help

Vicky Day

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**Tony Hetherington**

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**From:** Vicky Day [vicky.day@virgin.net]  
**Sent:** 11 March 2006 11:17  
**To:** Mat Robinson; Edward Vandyck  
**Cc:** Tony Hetherington  
**Subject:** The Vine 10 march 2006

This is to notify you that The Vine has had another function in the function room last night. The pa system and music started at about 22.10. It could be heard from our lounge and some bedrooms until 01.00. When the actual tracks could not be heard, you could still hear the thumping of the base beat.

I would be grateful if you would log this as another complaint.

Thank you

Regards

Vicky Day

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*The Beeches  
Wigley Lane  
Romsey Road  
Wigley  
Ower  
Hampshire  
SO51 6AF*

*023 80 814409  
Fax 023 80 811849  
Mobile 07970 215 629*

*Email vicky.day@virgin.net*

The Licensing Department  
License Reviews  
New Forest District Council  
Appletree Court  
Lyndhurst  
Hampshire  
SO43 7PA

Dear Sirs

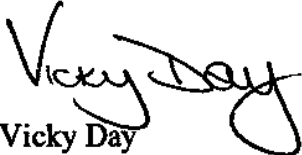
The Vine, Romsey Road, Ower

I enclose a completed application for a License Review under the Licensing Act 2003.

Despite enforcement action earlier in the year and remedial works carried out at the premises to prevent the nuisance, we are still being kept awake by the music from the function room.

I would be obliged if you could acknowledge safe receipt.

Yours faithfully,

  
Vicky Day



**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 Vicky Day

*(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**

<b>Postal address of premises or, if none, ordnance survey map reference or description</b> The Vine Inn Romsey Road	
<b>Post town</b> Ower	<b>Post code (if known)</b> SO51 6AF

<b>Name of premises licence holder or club holding club premises certificate (if known)</b>
---

<b>Number of premises licence or club premises certificate (if known)</b>
---

**Part 2 - Applicant details**

I am

**Please tick yes**

- 1) an interested party (please complete (A) or (B) below)
- a) a person living in the vicinity of the premises
  - b) a body representing persons living in the vicinity of the premises
  - c) a person involved in business in the vicinity of the premises
  - d) a body representing persons involved in business in the vicinity of the premises
- 2) a responsible authority (please complete (C) below)

3) a member of the club to which this application relates (please complete (A)  below)

**(A) DETAILS OF INDIVIDUAL APPLICANT** (fill in as applicable)

Please tick

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

**Surname**

Day

**First names**

Vicky

I am 18 years old or over

Please tick yes



**Current postal address if different from premises address**

The Beeches  
Romsey Road

**Post town**

Ower

**Post Code**

SO51 6AF

**Daytime contact telephone number**

07970 215 629

**E-mail address (optional)**

vicky.day@virgin.net

**(B) DETAILS OF OTHER APPLICANT**

**Name and address**

**Telephone number (if any)**

**E-mail address (optional)**

**(C) DETAILS OF RESPONSIBLE AUTHORITY APPLICANT**

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

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

Please tick one or more boxes

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

**Please state the ground(s) for review (please read guidance note 1)**

The Vine hold regular music events in the function room.

These events cause nuisance to the neighbouring properties.

Music and the sound of the DJ speaking can be heard from inside neighbouring properties.

The music disturbance continues until 1am.

After 1am there is disturbance from the car park area where vehicles are leaving the premises.

The Vine are regularly in breach of their License.

**Please provide as much information as possible to support the application**  
(please read guidance note 2)

Below is a list of dates since February 2006 when music from the Vine has disturbed local residents.

5/2/06 21.15 - 01.00

12/2/06 22.00 - 01.00

26/2/06 22.25 - 01.00

5/3/06 22.30 - 01.00

10/3/06 23.10 - 01.00

7/4/06 22.30 - 01.00 - This was witnessed by Environmental Health Officers from New Forest District Council.

The disturbance is either by the actual music track being played which can be heard within my property or the bass beat from the tracks. It is also possible to hear the DJ speaking, sometimes his actual words can be heard and other times it is just muffled speech.

At the end of the functions, we are disturbed by the customers leaving the car park this us usually around 01.10 - 01.20 hrs.

There have been many other functions that have been subject of complaint to both Environmental Health and the Police.

Both The Vine and The Sprit Group are well aware of the problems the functions cause.

Numerous attempts have been made by myself and other owners of neighbouring properties to The Vine and The Spirit Group in an attempt to resolve the problem. These attempts have been unsuccessful.

I have the full support of all the neighbouring properties that are affected. They are prepared to provide statements or attend the Board if necessary.

This review application was prepared and held as I was contacted by John Haswell from Spirit Group. He assured me that there were works that could be completed to rectify the situation.

I have been in regular contact with John Haswell as the noise nuisance still persisted.

Since the works there have been times when we are aware that there is a function as we can still hear it, but it has not been audible over our TV.

However on Friday 9<sup>th</sup> September the noise was heard in every room in our house. It continued until 1am.

It is clear that despite the works and assurances from The Vine and Spirit Group the situation will not resolve until the functions are stopped altogether.

**Please tick yes**

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

If yes please state the date of that application

Day Month Year

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

Although I have not made any applications for review before, I have made representations and been in regular contact with the Environmental Services Dept at New Forest District Council regarding the noise. I have also spoken to the Licensing Department and the local Police Inspector responsible for Licensing at Totton Police Station.



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 3)

**Signature of applicant or applicant's solicitor or other duly authorised agent** (See guidance note 4). If signing on behalf of the applicant please state in what capacity.

Signature

Vicky Day

Date

11th September 2006

Capacity

**Contact name (where not previously given) and postal address for correspondence associated with this application** (please read guidance note 5)

**Post town**

**Post Code**

**Telephone number (if any)**

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

**Notes for Guidance**

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

OUR REF 30REG3/AG/054004/006008  
YOUR REF TH/DS/App1047

One Redcliff Street  
Bristol BS1 6TP  
+44 (0)117 917 7777  
7815 Bristol  
www.TLTsolicitors.com

The Licensing Department  
New Forest District Council  
Appletree Court  
Lyndhurst  
HAMPSHIRE  
SO43 7PA

DIRECT TEL 0117 917 7849      DATE 21 September 2006  
DIRECT FAX 0117 917 7566      EMAIL agriffin@tltsolicitors.com

Dear Sirs

**Our Client: Spirit Group Limited**  
**The Vine Inn Romsey Road Ower Nr Romsey Hampshire SO51 6ZJ**  
**Application for Review of Premises Licence**

We act on behalf of The Spirit Group, the Premises Licence holder for the above premises.

We confirm that we are instructed in respect of this matter and would be grateful if all copies of all future correspondence could be sent to us directly.

Please treat this letter as a representation on behalf of the Premises Licence holder to the above Application. We are not currently in a position to comment specifically about the representation as our Client, whilst the Premises Licence holder, has not had sight of any additional representations that may be received from the Responsible Authorities or Interested Parties.

The Premises Licence holder will be attending the future hearing and will be legally represented.

However, we will be happy to start a dialogue with the Applicant for Review and when we are in a position to comment further we shall copy that across.

For the short term we trust this is satisfactory.

Yours faithfully



**TLT LLP**



**L Diane Sim**

---

**From:** Martyn Powell  
**Sent:** 05 October 2006 11:26  
**To:** Tony Hetherington; Diane Sim  
**Subject:** FW: The Vine Inn Romsey Road Ower Nr Romney

T.

It would appear that mediation has failed – looks like a hearing

M.

***Martyn Powell***

Licensing & CCTV Manager  
Community Services  
New Forest District Council  
Appletree Court  
Lyndhurst  
Hampshire  
SO43 7PA

Tel : 02380 285214  
Fax: 02380 285596  
E mail: martyn.powell@nfdc.gov.uk

---

**From:** Martyn Powell  
**Sent:** 05 October 2006 11:25  
**To:** 'Vicky Day'  
**Subject:** RE: The Vine Inn Romsey Road Ower Nr Romney

Thanks Vicky – comments noted

Martyn

***Martyn Powell***

Licensing & CCTV Manager  
Community Services  
New Forest District Council  
Appletree Court  
Lyndhurst  
Hampshire  
SO43 7PA

Tel : 02380 285214  
Fax: 02380 285596  
E mail: martyn.powell@nfdc.gov.uk

---

**From:** Vicky Day [mailto:vicky.day@virgin.net]  
**Sent:** 05 October 2006 11:17  
**To:** Martyn Powell  
**Subject:** RE: The Vine Inn Romsey Road Ower Nr Romney

Hi Martyn

Thanks for your speedy response.

05/10/2006

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I met with the Manager, John Haswell from the Spirit Group and Gary and Verity from Environmental Health. Sound levels were set so that the music was barely audible before 11 and inaudible after 11pm.

We spent an hour or so doing it with other neighbours present.

The Vine held a function on the following Saturday and at 11.20pm I had to ring the Vine to have the music turned down.

It appears that they are not able to manage the noise and therefore I feel I have no alternative but to go to a full hearing.

I have tried to mediate and we appear to reach amicable solutions but the Vine appear incapable of delivering.

Regards

Vicky

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

**From:** Martyn Powell [mailto:Martyn.Powell@NFDC.gov.uk]

**Sent:** 05 October 2006 10:06

**To:** vicky.day@virgin.net

**Cc:** Tony Hetherington; Diane Sim

**Subject:** RE: The Vine Inn Romsey Road Ower Nr Romney

Hi Vicky,

The procedures allow for 'mediation' between parties – it would appear that the solicitors acting for the Vine Inn are looking to find common ground.

If you wish to meet with them to discuss an amicable solution then it is allowed in legislation which if successful can avoid the need for a review hearing. It would probably be advisable to discuss a solution – if you are not happy with what is offered the hearing can still go ahead. If you do not try mediation it could be alleged that an 'olive branch' was offered but not accepted.

The decision to meet with the solicitors is yours alone – if you do decide to meet we are quite happy to chair the meeting and act as mediator but it would need to be done sooner rather than later

I am annual leave for the week beginning 9<sup>th</sup> October but Tony Hetherington is the NFDC Licensing Officer who is fully aware of the situation and can act as mediator.

Hope this helps

Kind regards

Martyn

*Martyn Powell*

Licensing & CCTV Manager  
Community Services  
New Forest District Council  
Appletree Court  
Lyndhurst  
Hampshire  
SO43 7PA

Tel : 02380 285214

Fax: 02380 285596

E mail: martyn.powell@nfdc.gov.uk

**Tony Hetherington**

---

**From:** Martyn Powell  
**Sent:** 05 October 2006 14:31  
**To:** Tony Hetherington  
**Subject:** FW: The Vine Inn Romsey Road Ower Nr Romney

T.

More for info

M.

*Martyn Powell*

Licensing & CCTV Manager  
Community Services  
New Forest District Council  
Appletree Court  
Lyndhurst  
Hampshire  
SO43 7PA

Tel : 02380 285214  
Fax: 02380 285596  
E mail: martyn.powell@nfdc.gov.uk

---

**From:** Vicky Day [mailto:vicky.day@virgin.net]  
**Sent:** 05 October 2006 14:25  
**To:** 'Claire Stetzel'  
**Cc:** Mat Robinson; Martyn Powell  
**Subject:** RE: The Vine Inn Romsey Road Ower Nr Romney

Thank you for your email.

I have been promised visits by the Area Manager several times over the past 5 years and they have never appeared.

I have had numerous telephone conversations and met with John Haswell on site twice and set volume levels that we have both been happy with.

On the last occasion we were accompanied by environmental health officers from New Forest District Council and neighbours from Wigley. Levels were set last Wednesday evening.

Barely audible prior to 11 pm and inaudible after 11.

At 11.20 the following Saturday the music could still be heard. I telephoned the Vine and asked for the music to be turned down the inaudible level which they did.

In view of all this the review will continue and run it's course to hearing.

Vicky Day

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

**From:** Claire Stetzel [mailto:CStetzel@TLTSolicitors.com]  
**Sent:** 04 October 2006 15:28  
**To:** vicky.day@virgin.net  
**Cc:** Matthew Phipps  
**Subject:** The Vine Inn Romsey Road Ower Nr Romney

Dear Vicky

05/10/2006

29

Please kindly see the attached correspondence.

Many thanks.

Claire Stetzel  
Secretary to Matthew Phipps and Rachel Emanuel

Direct Dial: 0117 917 7945  
Direct Fax: 0117 917 7566  
[www.tltsolicitors.com](http://www.tltsolicitors.com)

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# Appendix A

From:	Mat Robinson – Senior Environmental Health Officer
Ref:	DS\PREM\REVIEW\09-2006\1047\Vine Inn
Date:	14 Sep 2006
Application Type:	Premises - Review of Licence
Premise Details: (If Relevant)	Vine Inn Romsey Road Ower Southampton Hampshire SO51 6ZJ
Applicant Details:	Mrs V Day The Beeches Romsey Road Ower Nr Romsey SO51 6AF

## LICENSING ACT 2003

### REVIEW CONSULTATION

I should be pleased if you will assess the application and, if after due consideration, you wish to make representation you must advise the Council of the details of that representation by no later than **10/10/2006**.

#### Response:

A noise abatement notice was served on the Vine Inn under the Environmental Protection Act 1990 on the 24<sup>th</sup> April 2006. The notice required them to abate the music noise coming from the function room. It should be noted that the level of music noise observed by us to serve an abatement notice was in excess of the music noise levels required to comply with the current license conditions. This abatement notice is still in force.

Following this notice, works have been undertaken by the Vine Inn to reduce the noise impact. This has included structural works as well as fitting a noise limiter.

The level of the new noise limiter has been set, in consultation with this authority. The noise level set is intended to minimise disturbance to residents up to 2300. After 2300 the premises have to manually reduce the noise levels to comply with their current license conditions.

Since the level of the noise limiter has been set, there have been two events. Following the first event we received a complaint about the music noise levels from the Vine Inn after 2300. We undertook monitoring from the second event on the 6<sup>th</sup> October. The noise at the second event, for the time that we monitored was acceptable prior to and after 2300. However, we did receive a complaint about the music noise level after 2315, which was after we had left the site.

In light of the continuing concerns with regards to the music noise levels after 2300 we would like the committee to consider the following two sets of conditions:

1. Prior to 2300, music noise emanating from the premises whilst audible, is so low that distinct tunes, lyrics, musical instruments and any base beat cannot be recognised at the boundary of all noise sensitive premises\*.
2. Any amplified, live or recorded music (other than that played as background music) and any facilities provided for making amplified music shall be controlled through tamper proof noise limiting equipment which must be approved by the Environmental Health Officer of New Forest District Council (EHO) and set at a level to be approved by the EHO and maintained at such a level .
3. No amplified music and speech shall be played at the premises at any higher level than that approved by the EHO.
4. That no regulated entertainment shall be permitted after 2300.

*NB. The reason for these conditions is that we are satisfied that the premises can currently comply with this condition up to 2300 but still have concerns with the music noise levels after 2300.*

Or

If regulated entertainment is to be permitted after 2300 then:

1. At all times when regulated entertainment is permitted music noise emanating from the premises prior to 2300, whilst audible, is so low that distinct tunes, lyrics, musical instruments and any base beat cannot be recognised at the boundary of all noise sensitive premises\*.
2. After 2300 music noise shall be inaudible at the boundary of all noise sensitive premises\*.
3. That any amplified, live or recorded music (other than that played as background music) and any facilities provided for making amplified music shall be controlled through tamper proof noise limiting equipment which must be approved by the Environmental Health Officer of New Forest District Council (EHO) and set at a level to be approved by the EHO and maintained at such a level .
4. No amplified music and speech shall be played at the premises at any higher level than that approved by the EHO.
5. The (re)setting of the noise limiter, shall be undertaken **before** any regulated entertainment is permitted after 2300.

*N.B The imposition of the latter set of conditions would mean that the Local Authority would set one level for the sound limiter to operate at before and after 2300. We would have to revisit the premises to reset this level, something that we are happy to do. In addition this level could be reset by us in the event that further insulation works etc. are completed.*

\*(Noise sensitive premises includes premises use for residential purposes, hospitals or similar institutions, educational establishments (when in use), or places of worship (during recognised times and days of worship) or any premises used for any other purpose likely to be affected by the music noise.)