

# APPENDIX F

**From:** Alex Wicks \_\_\_\_\_  
**Sent:** Wednesday, November 1, 2023 5:20 PM  
**To:** Licensing Section <[licensingsection@tendringdc.gov.uk](mailto:licensingsection@tendringdc.gov.uk)>; Rebecca Duff-Cole <[rduff-cole@tendringdc.gov.uk](mailto:rduff-cole@tendringdc.gov.uk)>; Steven BENNETT 42081907 <[Steven.BENNETT@essex.police.uk](mailto:Steven.BENNETT@essex.police.uk)>  
**Subject:** Wicks Bar Review of Premises Licence

Good afternoon,

I have been in contact with acoustic design professionals to come up with a design to prevent noise escaping the building, and helping me come up with a perfect noise management plan going forward to prevent any further complaints or nuisance to the local residents. We are willing to get started on any construction work needed to soundproof the building (including a noise limiter) once we have got the go ahead from you, depending on the outcome of the premises licence review. We are taking this licence review very seriously and would love to work with you and the local residents to keep everyone happy. If you have any questions about the noise management plan please contact me on xxxxxxxxxx. We have also taken further steps towards drug use in the toilets by sticking down plastic mesh on the flat surfaces and hourly toilet check after 10pm by door supervisors.

Kind regards,  
Alex Wicks

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**From:** garrycalver@xxxxxxx

**Sent:** Tuesday, October 17, 2023 10:51 AM

**To:** Licensing Section <licensingsection@tendringdc.gov.uk>

**Cc:** cllr.dchable@harwichtowncouncil.org.uk

**Subject:** RE: Review of Premises Licence Application - Enterprise Harwich Bar Ltd (Wicks's Bar), 1 Midland House, High Street, Harwich, Essex

Dear Emma

This bar is located on the very edge of my Dovercourt Bay ward and, during the time it has been operating, I have received numerous complaints from residents living within my ward. These complaints have ranged from accumulated rubbish at the rear of the premises through to noise and serious anti social behaviour issues.

From the complaints I have received and information gained from colleagues, I believe that this premise is having a major negative impact on Dovercourt Town Centre and the adjacent residential areas to the point where it should not be allowed to continue to operate.

Yours sincerely

Garry Calver  
Councillor, Dovercourt Bay Ward

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**From:** Cllr. Ivan Henderson <[cllr.ihenderson@tendringdc.gov.uk](mailto:cllr.ihenderson@tendringdc.gov.uk)>  
**Sent:** Monday, October 23, 2023 7:41 AM  
**To:** Licensing Section <[licensingsection@tendringdc.gov.uk](mailto:licensingsection@tendringdc.gov.uk)>  
**Cc:** Michael Cook <[mcook@tendringdc.gov.uk](mailto:mcook@tendringdc.gov.uk)>  
**Subject:** RE: Review of Premises Licence Application - Enterprise Harwich Bar Ltd (Wicks's Bar), 1 Midland House, High Street, Harwich, Essex

Dear Emma,

Firstly, I would like to state how relieved I am as the Ward Councillor that this review is now taking place, I know for a number of residents this couldn't have come soon enough.

I have been contacted on almost a weekly basis by residents complaining about the unacceptable level of disturbance by (Wick's Bar) Midland House.

The complaints have included, unbearable noise levels from loud music, anti social behaviour, which has resulted in police being in attendance to deal with customers leaving the premises.

Some of the complaints have referred to fighting, drug taking, broken glass, and continual abuse to all licensing conditioned attached to these premises.

It is with all the above in mind and how my residents lives have been affected by the ongoing disturbances from this bar, I am requesting to attend and speak at the pending review hearing.

Can you please respond acknowledging receipt of this statement and request.

With best wishes

Ivan

**Representation 1 - redacted**

**From:** [REDACTED]  
**Sent:** Wednesday, October 25, 2023 1:14 PM  
**To:** Licensing Section <[licensingsection@tendingdc.gov.uk](mailto:licensingsection@tendingdc.gov.uk)>  
**Subject:** Re: Wicks, Harwich

Good afternoon

Please find attached my representation against Wicks's bar. I would like all previous complaints to TDC included in my representation including photos I sent of Wicks's bar running out of their licensed hours.

I would also like my personal details to be redacted as I do not wish these to be made public.

If you require any further information please do let me know.

Kind regards

[REDACTED]



25<sup>th</sup> October 2023



Please find details of all the complaints that I have made to both Environmental and Licensing departments in regards to Wicks's Bar, High Street, Dovercourt, CO12 3PS. I would like this information plus along with any other complaints and photos that I have sent as my representation against Wicks's bar.

05.05.23 19.45-01.45-loud music and customer noise

06.05.23 20.30-01.45-loud music and customer noise

07.05.23 20.00-01.45-loud music and customer noise

27.05.23 20.00-01.30-loud music and customer noise.

02.06.23 & 03.06.23 20.00-01.30 music was again played at such a volume that it could clearly be heard in my home with all the windows shut. The manager had said earlier in the week on a Facebook post that customers would be moved inside the premises at 12pm and the front doors would be closed to minimise the noise however despite me messaging him twice on the evening of 02.06.23 at 23.27 & 00.26 nothing was done.

09.06.23-10.06.23 music was clearly audible until 23.30hours and then the volume was increased significantly

17.06.23 20.30-01.30 music clearly audible then volume increased at 23.15 hours making getting to sleep impossible until they finally closed and the customers finally left the area.

23.06.23 20.15-01.30 extremely loud music making getting to sleep impossible- had to close all windows tight and use earplugs to sleep.

27.06.23 23.50-12.30 extremely loud music which woke me up

30.06.23 19.30-01.30 clearly audible music in our home making getting to sleep impossible

01.07.23 20.00-01.30 loud music & noise from customers on smoking area and pavement

07.07.23 23.00-01.30 loud music which had volume increased at 23.30 until closing, customers outside very loud

08.07.23 19.00-01.30 music audible until 00.00 then volume increased significantly

10.07.23 extremely loud music from 20.00-01.00hrs. The bar was open until 3am-there were 2 fights at the premises which spilled outside which resulted in the police attending twice.

28.07.23 bar remained open until at least 02.30, police called to attend a huge fight at premises. Customers hung around until around 3am

29.07.23 music was on until at least 01.30 when they do not have a late music license.

05.08.23 customers extremely loud outside premises until 02.00.

11.08.23 music from 20.00-21.30 at a high volume, turned down then off at 02.00. Customers outside until 02.40 running across the road, moving road cones & turning off temporary traffic lights, staff left the premises and did nothing to move them along.

12.08.23 20.00-23.00 extremely loud music which could be heard inside my home

09.09.23 I called Careline to report the music as it was so loud-officers from environmental attended.

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30.09.23 called Careline as music from a charity event had been played exceedingly loud from 13.30- I reported it around 17.30 when I'd had enough of the constant bass.

I cannot downplay the impact this place has had on my own and my family's quality of life- we are exhausted from lack of sleep at weekends, we are unable to relax in our home or garden due to the noise from Wicks's. There is constant worry that our cars will be damaged or that customers will take it upon themselves to urinate in our garden or on our fences- this has been witnessed. We are snappy with each other as we are so stressed with the situation. I absolutely dread weekends as I know there will be noise, often fighting and police attending. My daughter has had to call the police when a fight broke up and watch in disbelief as staff and police did nothing. When you have to get up at 5am every weekday morning for work weekends at home should be something to look forward to however I start dreading them from Thursday onwards as I know it will be anything but relaxing in the evenings. The whole time Wicks's has been open has been nothing short of a nightmare, messages to the manager are ignored- he suggests going to see him face to face however it is such an intimidating place that I couldn't face doing it. At one point over the summer we even discussed selling our home of over 20 years just to get away from the noise. It's not fair, local residents should be able to enjoy their homes without worrying what is happening across the road.

**From:** [REDACTED]  
**Sent:** Friday, June 2, 2023 11:45 PM  
**To:** Licensing Section <[licensingsection@tendringdc.gov.uk](mailto:licensingsection@tendringdc.gov.uk)>  
**Subject:** Re: 23/00291/PREMTR

Good evening

Thank you for your email and the information on who to contact re the persistent noise from this business. A complaint is being sent on Monday after trying to resolve it with the owner/manager. I am emailing however for clarification on the conditions of the alcohol license. I have read through them and was wondering if drinks promotions that are offered goes against the following:

(1) Schedule 1(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) Schedule 1(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

I have attached some screenshots of the various offers the bar has had since they reopened- free shots with a drink, money off offers amongst others.

I am also concerned that the license was given with the understanding that it was being run as a restaurant/bar however it is run as bar/nightclub. No food is sold onsite in fact they are getting an outside caterer in tomorrow evening, I have also attached a screenshot of the Facebook post advertising this.

If someone could have a look into this I would appreciate it as the situation with this bar is starting to affect mine and my family's sleep and quality of life at the weekends.

Kind regards

[REDACTED]

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18:47 4G

Search

Posts About Videos More

Watch AZ ALKMAAR V WEST HAM live at Wicks's bar tonight! £1 OFF ALL DRINKS!!!



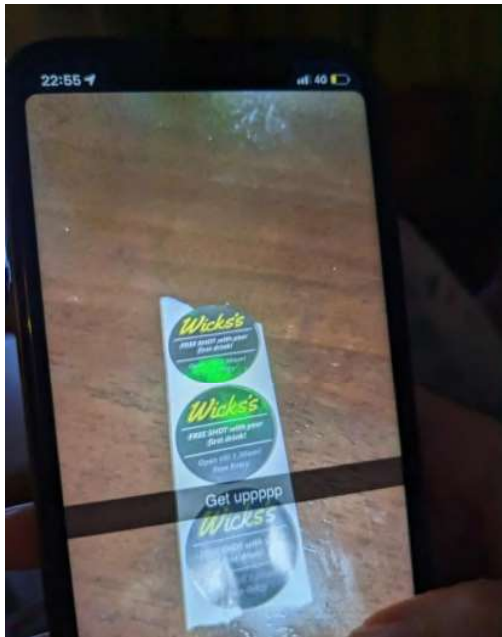
**Wicks's Bar**  
Wine bar

See Menu

2 5 shares

Like Comment Share

**Wicks's Bar**  
11 May at 13:38



16:20 4G

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**Wicks's Bar's posts**

**Wicks's Bar** Yesterday at 18:46 · 🌐

Grab a freshly made stone baked pizza on Saturday for you and your family from 5pm. Great tasting wood fired pizza's at brilliant prices made with love from Pizza Amore. They will be serving next to Wicks's bar from 5pm. Don't miss out, eat in or takeaway!

*From 5pm till late!*



Opens in Messenger SEND MESSAGE

👍❤️ 25 36 shares

18:47 4G

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👍 Like Comment Share

**Wicks's Bar** 9 May at 18:34 · 🌐

**£1 off every pint! During the football game tonight.**


**Real Madrid v Manchester City**

👍❤️ 3 2 shares

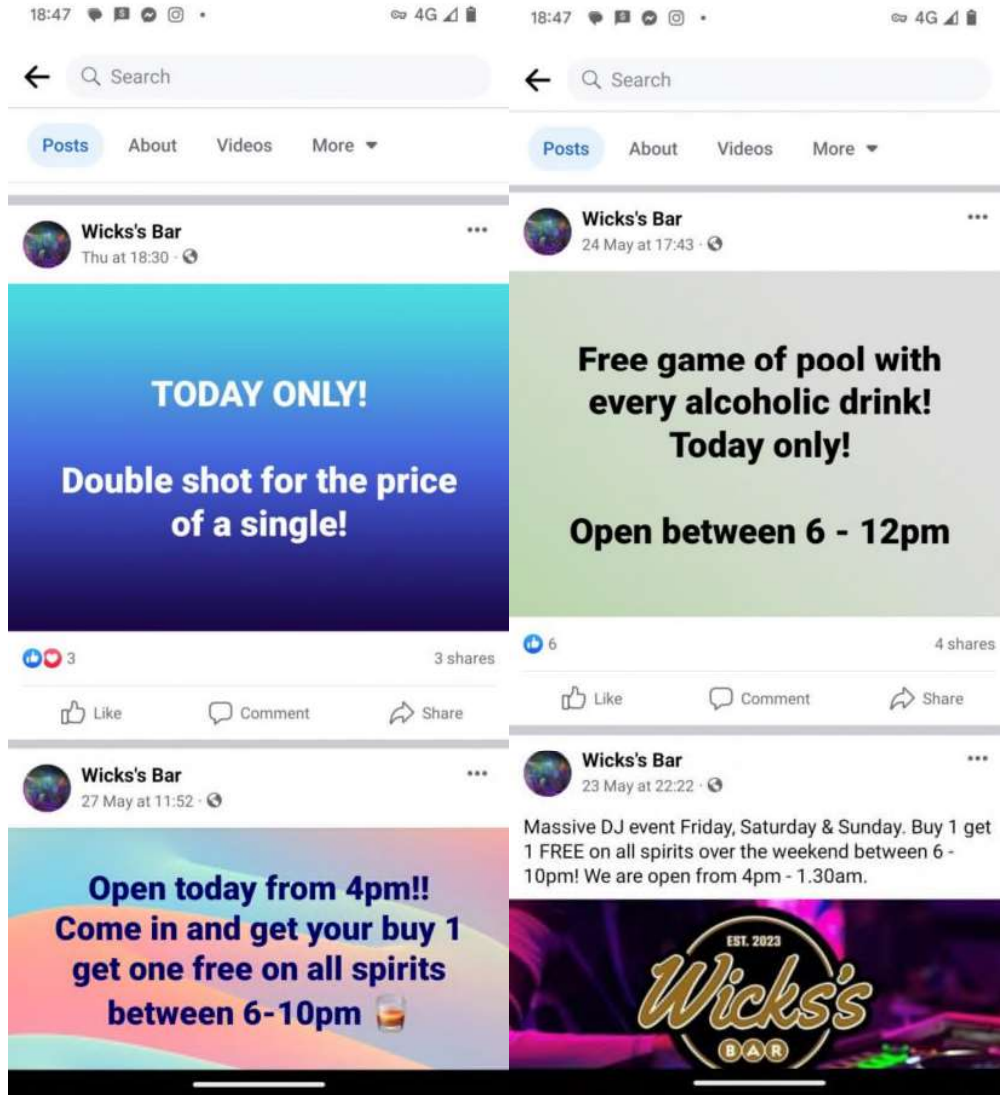
👍 Like Comment Share

**Wicks's Bar** 9 May at 13:12 · 🌐

Real Madrid v Manchester City - Semi Final. Watch tonight at Wicks's Bar. Game starts at 8pm.



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The image displays two screenshots of a Facebook page for 'Wicks's Bar'.  
**Left Screenshot (18:47):** Shows a post from Wicks's Bar dated 20 May at 12:41. The post features a colorful gradient background with the text: "Saturday Night! Buy 1 Get 1 FREE between 6pm - 10pm!". Below the post, it shows 7 likes, 1 comment, and 12 shares. The interaction bar includes Like, Comment, and Share buttons.  
**Right Screenshot (18:48):** Shows a post from Wicks's Bar dated 4 May at 19:08. The text reads: "UNDER NEW MANAGEMENT, Opening tomorrow at 6pm - 1.30am! Drinks, Pool Table, Darts, DJ and dance floor!". Below the text are two images: the top one shows the exterior of the bar with a sign that says "Wicks's Restaurant", and the bottom one shows the interior bar area with a pool table. Below the images, it shows 71 likes, 14 comments, and 49 shares. The interaction bar includes Like, Comment, and Share buttons, along with a "See Menu" button.







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**From:** [REDACTED]  
**Sent:** Thursday, June 8, 2023 5:39 PM  
**To:** Licensing Section <[licensingsection@tendringdc.gov.uk](mailto:licensingsection@tendringdc.gov.uk)>  
**Subject:** Re: 23/00291/PREMTR

Dear Chloe Blackwell

Many thanks for your email and answering my queries.

I have put a complaint to Environmental Services about the level of noise coming from the property at weekends, the music starts any time between 7pm and 8pm and continues until 1.30 the next morning on a Friday and Saturday night. I was not aware that I could Environmental Services about noise occurring before 11pm so I will bear that in mind going forward.

In regards to noise after 11pm the business tends to turn the music up as they get busier at that time. I have approached the owner/manager who said the music would be turned down at 11pm but the reality is that the volume increases until they close at 1.30am.

I have attached a couple of videos of the noise so that you can have an idea of how loud it is. These were taken outside my house around 11.20pm on Friday 2nd June, the sound is not great for some reason but with the volume turned up you can clearly hear the music from my house which is about 100 metres away. In fact this was before they increased the volume and it was much louder after that.

This has been the same story since they opened at the beginning of May and one weekend it was so loud that the music could be heard clearly from the other end of Cliff Road.

I am not against businesses being open and playing music but I don't think it is acceptable that I should have to close all windows tight and still be able to hear the noise- it is impossible to get to sleep until the premises are closed, often later as customers hang around the corner for some time. On top of that we can hear the music over the television all evening making it impossible to relax after a long week at work. I absolutely dread the weekends now as I know that there will be music playing on a Friday and Saturday night. It is a completely stressful situation.

I will be keeping a noise diary over the coming weeks and if I am able to will record the noise level.

I really hope your investigation into this business results in something being done about the unacceptable noise that nearby residents have to put with weekly.

Kind regards

[REDACTED]

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**From:** [REDACTED]  
**Sent:** Monday, July 10, 2023 7:20 PM  
**To:** Licensing Section <[licensingsection@tendringdc.gov.uk](mailto:licensingsection@tendringdc.gov.uk)>; Environmental Services <[env.services@tendringdc.gov.uk](mailto:env.services@tendringdc.gov.uk)>  
**Subject:** Wicks's Bar, Midland House, Dovercourt

Further to my emails of early June I have been keeping a noise diary of the above named business and would like to lodge another complaint.

There has been no improvement to the noise levels and as it is getting busier the noise is louder than before with a high number of people standing directly outside the premises and on the pavement contributing to the noise. Added to that there are a constant stream of cars arriving and leaving at all times up until 2am.

Weekends are unbearable as I know that my evenings will be disturbed from 7pm onwards until they close and the last customers eventually leave the area.

Can something please be done about this as numerous messages to the owner/manager results in them maybe turning the music down a fraction then turning it up even louder after 11pm when other pubs are closing.

There is a very high number of residential properties immediately close by, all of whom are affected by this weekly. We should be able to relax in our homes without having to listen to constant noise and music or worrying about if our property is going to be damaged or used as toilets by people leaving the premises.

9/10 June 7.30pm -11.30pm music audible from premises 11.30pm volume increased until 1.30am, windows closed tight and could still hear it. Main doors to premises left open until premises closed at 1.30am

16/17 June 8pm- 11.15pm music clearly audible in our home. 11.15pm until close at 1.30 music significantly louder even through closed windows

27 June 11.50pm- 12.30 extremely loud music

23/24 June extremely loud music all evening until 1.30am.

30 June loud music from 7.30pm to 1.30am

1 July music and noise from customers standing outside the premises and in the street from 8pm to 1.30am

7 July loud music and extremely loud noise from customers standing not only on the outside of the premises but on the pavement impeding people walking past. Music until was considerably louder from 11.30pm until close at 1.30.

8 July music started around 7pm and although not ridiculously loud was definitely audible in my house. The volume was turned up to a very high volume around midnight until close just after 1.30.

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Customers standing outside the premises for most of the evening creating a high volume of noise also.

Regards



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**From:** [REDACTED]  
**Sent:** Monday, July 17, 2023 6:54 PM  
**To:** Licensing Section <[licensingsection@tendringdc.gov.uk](mailto:licensingsection@tendringdc.gov.uk)>  
**Subject:** Wicks's Bar, High Street, Dovercourt, Essex,CO12 3PS

Good evening

Further to my email of 11th July 2023 I would like to lodge yet another complaint about the above named premises.

On Friday 15 July extremely loud music was played at the premises from 7.30pm to 1.30am. On top of this the customers were outside the premises shouting, arguing and there was a fight. Customers are running across a busy main road obstructing passing cars, sitting on the bench on the opposite side of the road to the bar drinking, shouting and swearing until the early hours. Local taxis wouldn't even drive up the main road past the premises as there was too much trouble happening.

On Saturday 16 July loud music was played from 10.20pm until well into the small hours - I finally got to sleep at 1.25am however my husband who had been out of town reported that there was music being played and customers still in the bar at 3.15am.

I find it astounding that a bar that doesn't have a license to play music after 11pm is doing what they want because neither your department or local police are doing anything about it. Why bother having these laws and licenses in place if landlords can do what they want when they want knowing there will be no consequences.

I feel it shows a complete lack of respect from you towards local residents who have complained time and time again to you for you not do anything about the situation which has been going on for months. We should not have to put with such antisocial issues week in week out- I cannot get to sleep at the weekends because of all the noise, I cannot relax in my own home because of the noise and it is having an adverse affect on my home life ,my ability to work and my mental health.

I am begging you to do something to make this situation more bearable, a slap on the wrist isn't going to work - the owners just don't care how it is affecting local residents.

[REDACTED]

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**From:** [REDACTED]

**Sent:** Monday, August 14, 2023 11:58 AM

**To:** Licensing Section <[licensingsection@tendringdc.gov.uk](mailto:licensingsection@tendringdc.gov.uk)>; Rebecca Duff-Cole <[rduff-cole@tendringdc.gov.uk](mailto:rduff-cole@tendringdc.gov.uk)>; [ivancllr.ihenderson@harwichtowncouncil.org.uk](mailto:ivancllr.ihenderson@harwichtowncouncil.org.uk)

**Subject:** Re: Wicks's Bar, High Street, Dovercourt, Essex,CO12 3PS

Good morning

I am writing to again lodge a formal complaint about the above names premises. I was under the impression that a noise abatement order has been served on the premises however it seems that they are now choosing to ignore this and are back to playing music at unacceptable levels. The volume is being turned down at 11pm but there is still music being played in the premises until they eventually decide to close.

On a number of occasions they have remained open to customers long after they should have closed - I have attached photos from a couple of weeks ago showing customers quite clearly inside at around 2.30am.

Police have been called to premises a number of times but have done nothing to deal with the trouble choosing to instead sit in their car and watch everything unfold - when I spoke to the officers they told me they were aware of the issues and it's being dealt with but there is very little evidence of this happening.

I appreciate that there are procedures for dealing with noise and licensing issues but this has been going on since the beginning of May so residents have had 4 months of their weekends being ruined by the customers of this venue and the owners attitude is that there is nothing he can do.

Having spoken to a number of landlords of pubs in town they cannot believe that Wicks's are getting away with so much.

Please find a diary of the last few weeks below and photos attached.

12 August- extremely loud music from 8pm to 11pm- this could be heard from inside my home even above the TV and with all windows closed tight. Music was played inside the premises until 1.30am albeit at a lower volume but still without a late license in place. Customers were extremely loud in the outside area, screaming and shouting until 2am. Broken glass on the High Street and Mill Lane from the premises was seen Sunday and Monday morning.

11 August- music was played from around 8pm until 9.30pm at a high volume and was then turned down until it was eventually turned off at 2am. Customers were extremely loud outside, shouting and arguing. They were seen turning off the temporary traffic lights and moving road cones. Running across the road and moving a bench loudly that is in situ across from Wicks's. The noise carried on until 2.40am. Staff did nothing to move customers away from the premises when they left.

5 August- music was played from 8pm until they closed at 1.30am although not at a high volume I believe it is not part of their license to have any kind of entertainment after 11pm. Customers extremely loud outside the premises until 2am when they eventually left.

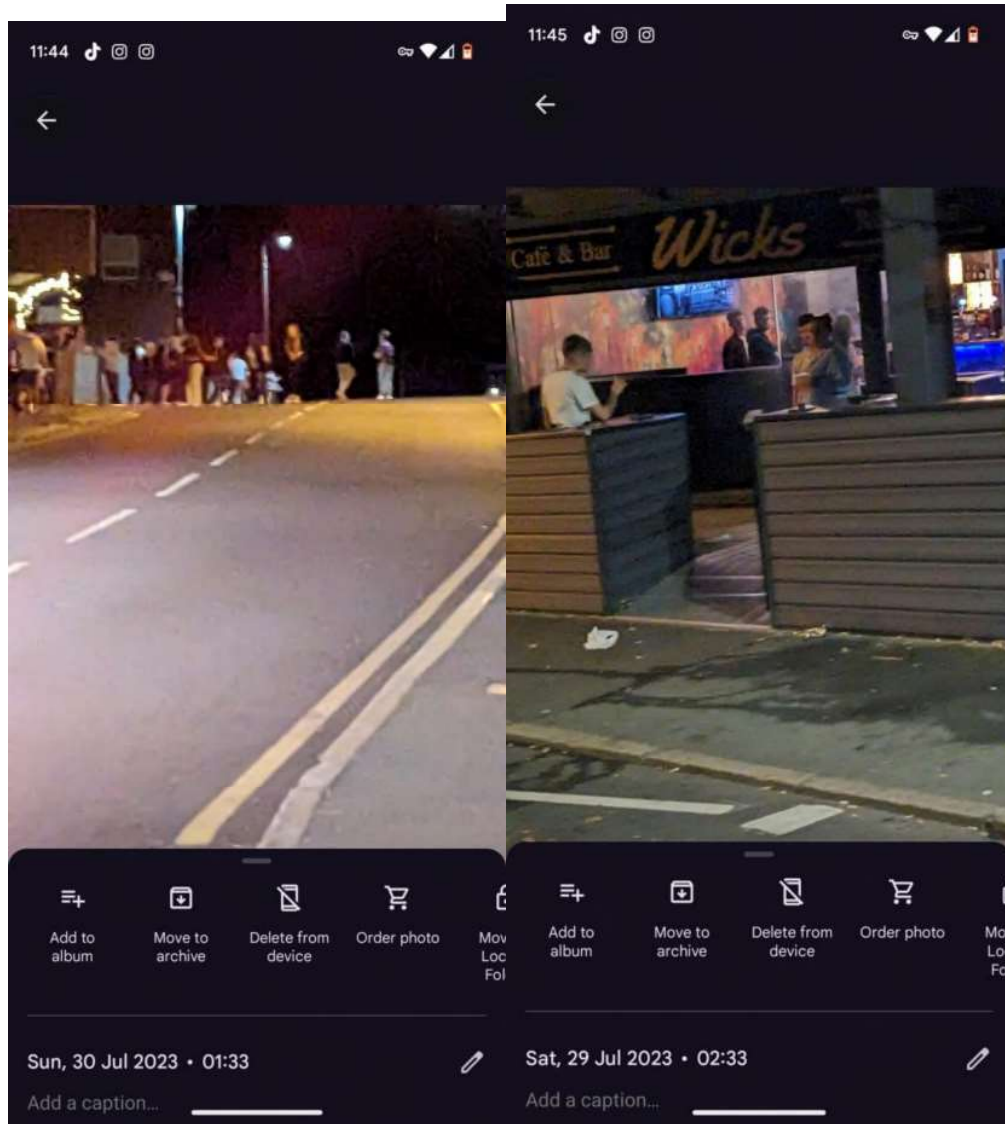
29 July - music on all evening until at least 1.30am although not at a high volume. Customers were still at the premises after 1.30 also standing in the outside area, on the pavement and spilling onto the main road- photos attached.

28 July- bar stayed open until at least 2.30am-photos attached. There was a big fight from the premises, 999 call made and police attended although only sat in their car at the end of Hill Road and didn't do anything to break up the fight or speak to anyone.

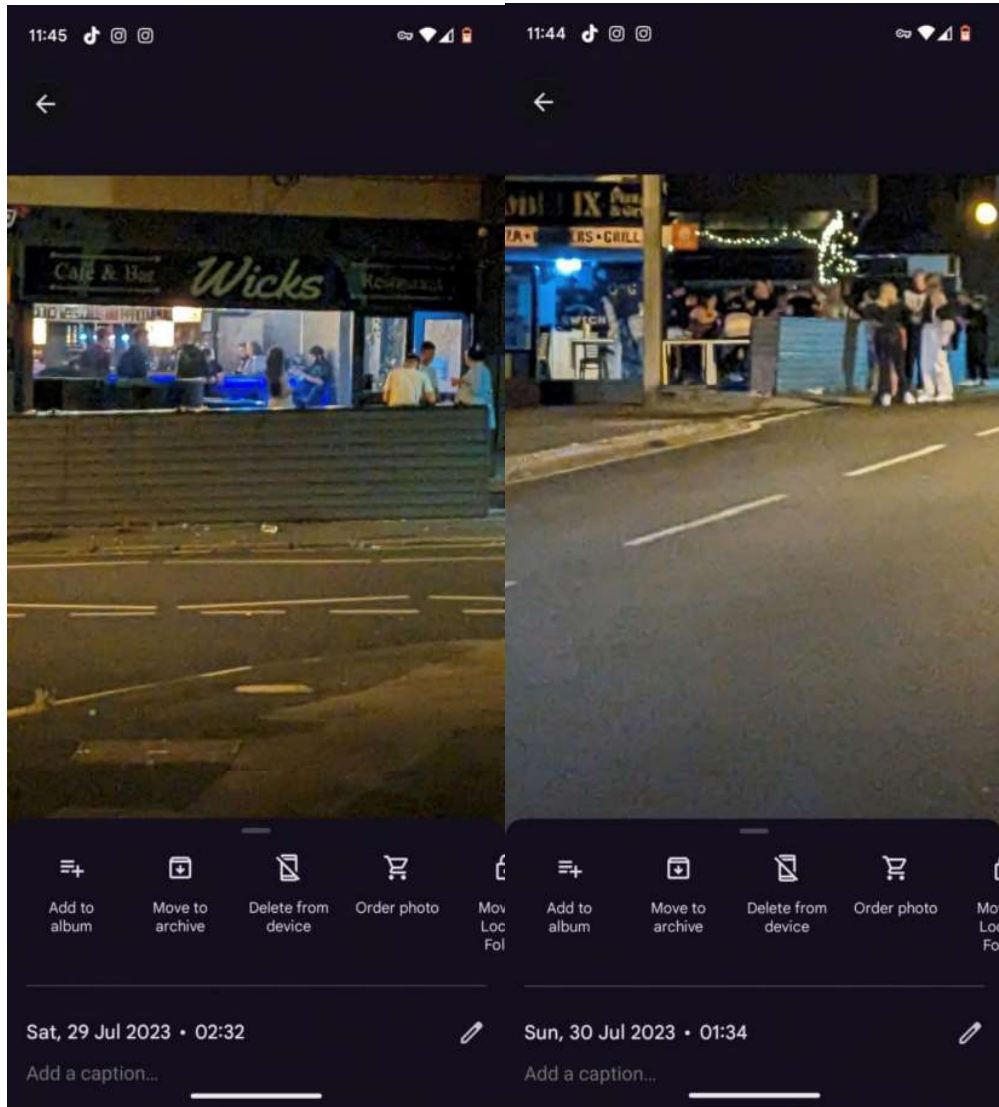
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I am asking, no begging that something more is done with this place - my family couldn't get to sleep until around 3am Friday night as the customers were so rowdy and disruptive - it's not fair to local residents to have to deal with this week in week out.

Regards [REDACTED]



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## Representation 2 - redacted

**From:** [REDACTED]  
**Sent:** Wednesday, October 25, 2023 8:12 PM  
**To:** Licensing Section <[licensingsection@tendringdc.gov.uk](mailto:licensingsection@tendringdc.gov.uk)>  
**Subject:** Re: Wicks, Harwich

Dear Ms Blackwell

Please accept this submission as my representation to support the Application for the Review of Wicks, Enterprise Harwich Bar Ltd, CO12 3PS - in that the prevention of public nuisance has not been satisfied and the impact of this nuisance continues to be unacceptable to me as a local resident.

I would kindly ask at this stage that TDC uphold full data protection and that my personal details - name address mobile - are redacted from my submission for reasons previously discussed.

To date, the Licensee in my opinion has consistently demonstrated the inability to give due consideration to neighbouring residents or operate in the legal and professional manner conducive to a venue selling alcohol resulting in a detrimental effect on quality of life of local residents and a disproportionate use of local police time. I would kindly ask that all of my previous diarised complaints sent to TDC environmental & licensing teams are included as my evidence.

The specifics of my complaint relate to:

**1. The continued anti-social behaviour** created by the venue - outside on the deck area and behind in the car park area - that spills into the residential road both during opening hours and at closing time when customers are frequently involved in arguments, screaming, shouting, hanging around, cars pulling up and screeching away, observed but anecdotal drug use/ selling, vomit and broken glass, customers urinating in gardens. This has often resulted with local police presence. This consistent drain on local police service is apparent to us as residents. This regularly occurs on Friday & Saturday any time from 0100 to after 0300 - there have also been incidents outside of these hours. Residents have a fundamental right to an adequate standard of living allowing rest and relaxation. This disruption of sleep is intolerable and unrelenting. If the Licensee has been given guidance and taken measures to address this, they have been lacking and ineffective without any positive impact. Where is the refusal/ incident register? Who is on the banned list?

**2. The Noise Nuisance.** The Licensee in my opinion ignored licence criteria for many months from opening in May 2023 by allowing loud music & bass to be played after 2300 up until the early hours of the morning, mostly Friday & Saturday but also on occasion midweek nights. Music and bass are so loud that it is clearly audible from inside my home over approx 80 metres away . During the summer all windows and doors had to be closed and despite this, the music and bass remained audible inside even with the TV on. This prevented me from relaxing in my garden, inviting friends and family to social gatherings at my home, and stopped me sleeping in my



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bedroom - having to sleep in a back room where the music & bass - whilst still audible - was a little less so. This is a regular and ongoing problem and causes disturbance to sleep. I have submitted regular diarised comments of such activity also to be used in this representation. The Licensee recently held a DJ event and curtains had been hung to reduce sound. I can tell you that no reduction to sound was achieved. Would the Licensee tolerate such an intrusion on his family & children's home lives? I understand that members of the Environmental Team have witnessed these disruptions themselves.

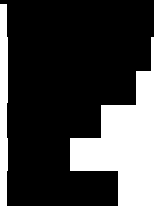

Please see attached document containing previous diarised incidents of concern. Let me know if you have any issues opening.

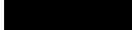
I look forward to hearing from you and please do confirm receipt of my representation.

Kind regards

██████████

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  13 <sup>th</sup> June 2023	Environmental Protection Team Tendring District Council 88-90 Pier Avenue Clacton-On-Sea Essex CO15 1TN  Telephone: 01255 686779 Email: rduff-cole@tendringdc.gov.uk  Our Ref: 
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Dear ,

**ENVIRONMENTAL PROTECTION ACT 1990**

**RE: ALLEGED NOISE NUISANCE EMANATING FROM LOUD MUSIC AT WICKS'S BAR, MIDLANDS HOUSE, HIGH STREET, HARWICH, ESSEX, CO12 3PS**

With reference to your complaint concerning the above, I can confirm that the Council's Licensing Team and Environmental Protection team are investigating this complaint. The Manager of Wicks's Bar has been informed of the complaint.

We will ensure that reasonable steps are being taken to mitigate and manage the noise from the bar. A certain amount of noise from a commercial premises is to be expected however, excessive and/or unreasonable noise can be a problem to nearby residents, especially if it continues throughout the early hours of the morning and night.

In order to assist us with our investigations, we are enclosing a Witness Report Form for your completion. The form must be completed within the following 14-28 days from the date of this letter and must include information on the date, time and impact of the alleged nuisance. Guidance on completion is shown below –

DATE	TIME NUISANCE STARTED	TIME NUISANCE STOPPED	DESCRIPTION OF NUISANCE	REMARKS – i.e. inconvenience caused
Sat 24 <sup>th</sup> June	10am	4pm	Loud music, or, DIY, or, dogs barking	Unable to sit in garden, or, woke me up, or, unable to sleep

The information provided will assist us in determining the full extent of the nuisance and to ensure that suitable monitoring can be arranged if necessary.

Should the enclosed form not be returned by the day expiry date, we will assume the complaint has been resolved and we will close the file.

If you have any queries concerning this, please do not hesitate to contact us on the above contact number or email address.

Yours sincerely,



Rebecca Duff-Cole, Technical Officer

REF: 

TENDRING DISTRICT COUNCIL

WITNESS REPORT FORM

Use this form to support your claim of Statutory Nuisance

Type of Nuisance        NOISE

Your Name:            [REDACTED]

Your Address:        [REDACTED]

Tel No:                [REDACTED]

WHO IS CAUSING THE NUISANCE? ...WICKS'S BAR.....

NAME OR TRADING NAME .....WICKS'S BAR.....

ADDRESS ...WICKS'S BAR, MIDLANDS HOUSE, HIGH STREET, HARWICH, ESSEX, CO12 3PS  
 ..... Tel .....

HAVE YOU COMPLAINED TO THE PERSON CAUSING THE NUISANCE?  
 NO

IF YES THEN PLEASE STATE WHEN .....

WHAT DID THEY SAY?

I observed negative online comments towards those commenting on social media and , as a woman, feel intimidated to approach the manager  
 .....

IF LEGAL ACTION WERE TO PROVE NECESSARY WILL YOU ACT AS A WITNESS IN COURT IN SUPPORT OF YOUR CLAIM?

YES

**This form will help the Council decide if a Statutory Nuisance exists and may well form the central document of any action which this Council decides to take. It is therefore very important that the records which you make are clear and specific. In the remarks section please state how the nuisance affected you at that time, like "could not sleep" or "could not hear the television". Please use one box for each event and return to the address at the bottom of Page 2 when completed.**

**If this form is not returned by 11<sup>th</sup> July 2023 the case will be closed**

# APPENDIX F

DATE	TIME NUISANCE STARTED	TIME NUISANCE STOPPED	DESCRIPTION OF NUISANCE	REMARKS – i.e. inconvenience caused (see over)
5/5/2023	1800	0130	Loud music and base from venue (Social media advert for House & Techno DJ event)	Audible in the garden - did not want to sit outside Audible from inside my house (windows closed) - over the TV Unable to sleep in bedroom - had to moved to room at back of house; still audible but a little less; disturbed sleep throughout the night until early hours
6/5/2023	1800	0130	Ditto above for this Bank holiday weekend	Ditto above for this Bank holiday weekend
7/5/2023	1800	0130	Ditto above for this Bank holiday weekend	Ditto above for this Bank holiday weekend
10/5/2023	2130 approx 2218	2210 2224	Loud music and base - audible from inside my house OVER the sound of football match on TV	Unable to relax in house - as music suddenly on then off repeatedly
12/5/2023	2040	0115	Lower base and music to begin with then increased	Lower but still audible in front room over TV (2200) went to bed and had to sleep in the back room. Woken approx 0115 lots of shouting and screaming in road outside venue
13/5/2023	1800 began 2019 louder 2126 much louder	Uncertain as went to bed at approx 2300	Bass and music Now louder (over Salford city football match on TV)	Unable to relax in the privacy of my own home due to noise nuisance. Sleep affected - lay in bed listening to music & base. Broken sleep
19/5/2023	1800 - ongoing all evening	Early hours am	Home from working week to listen to loud music & base from venue Slept in back bedroom	As a [REDACTED] I am concerned the inability to relax or get good quality sleep at the moment is going to significantly impact my ability to undertake my work duties
20/5/2023	2129	0130	Loud music and base	Again - audible over TV; unable to sit in the garden. Went to bed. Disturbed broken sleep
25/5/2023	2155	2250 then ongoing but intermittent	Loud music and base	Feeling very very stressed and anxious - nearly one month of disrupted sleep
27/05/2023	1930	Went to bed at 2300 - audible until early hours	Loud music and base	ongoing but intermittent Until early hours - unable to relax. Lack of sleep aggravates migraine

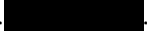
# APPENDIX F

28/5/2023	1945	Approx 0130	Loud music and base	Ongoing all evening - cannot sit in garden; audible over TV; cannot sleep in bedroom - retreat to room at back of house. Canceled plans for garden BBQ as unable to enjoy with loud music & base Woken several times through night - still loud music & base
02/06/2023	1931 Then at 2119 much much louder	2143 Went to bed unable to comment when music off	Loud music and base	Slept in back room unable to sleep in bed room - volume up and down all evening
03/06/2023	2008	unsure	Loud music & base - audible over grand prix on TV	Continued all evening; slept in back room; woken through the night still audible
09/06/2023	1930	0100 approx	1930 - audible in garden but not indoors 2046 much louder bass & music - audible in house over TV	Audible in the bedroom - but not quite as loud as before; again disturbed sleep on and off. Loud music & base on and off through night & early hours. Customers screaming n shouting outside venue on deck area
10/6/2023	Approx 2035	2300	Loud music and base - audible inside house BUT quieter than previously	Disturbed rest & relaxation in home; woken early hours screaming & shouting as customers outside of venue
15/06/2023	2047	Lasted approx 30 mins	Loud music and base	Disturbed rest - anxiety - will this continue all night again? I get up at 0530 for work
16/06/2023	1900	2300	Loud music and base	Disturbed relaxing evening garden time. Came inside. Remains audible over TV
17/06/2023	2108 2208 volume increased	0015 then I fell asleep	Loud music and base	Audible over TV Shouting customers outside on deck area
20/06/2023	2150	2230 when I went to bed	Loud music and base	AGAIN over TV - still audible 2230 when I went to bed. Alarm set for 0530 workday
21/6	1850 on Then 2023 much louder	Not sure	Loud music and base	Exhausted at work - migraine due to stress at home and continued disturbed sleep
23/6/2023	1945 on Then 2047 much louder over TV	Cont until early hours	Loud music and base	Disturbed sleep Cannot sleep in bedroom Cannot watch TV

# APPENDIX F

	(Glastonbury! )			Woken again in early hours - large disturbance outside bar/ deck area & street with customers of bar
24/6/2023	2142	unsure	Loud music and base	I was so tired I fell asleep earlyish (listening to music & base) unable to comment on what time the music stopped
			****please note that I went away on holiday on Tuesday 27/6/2023 and am still away and therefore unable to comment on activity since ****	

I declare that the information provided on this form is true to the best of my knowledge and that it is a factual record of the occurrences of the alleged nuisances during the period stated.

Signed .....  .....

Date ...05/07/2023...

Return this form to:

Environmental Protection Team  
Tendring District Council  
88-90 Pier Avenue  
Clacton-On-Sea  
Essex CO15 1TN

# APPENDIX F

**From:** [REDACTED]  
**Sent:** Tuesday, May 30, 2023 4:40 PM  
**To:** Licensing Section <[licensingsection@tendringdc.gov.uk](mailto:licensingsection@tendringdc.gov.uk)>  
**Subject:** License Enquiry: WICKSS

Dear Kim

Further to our conversation earlier pls find below a record of occasions when loud "garage n house n techno" music with significant bass, has been played at WICKS'S, Main Rd, Dovercourt

This significantly impacts my quality of life as it is heard above the sound of my TV with all windows closed in my front room. Furthermore it affects my sleep as it continues to be audible from my bedroom. I have to move and sleep in a room at the back of my house where it is only slightly less audible. I am a [REDACTED] working at [REDACTED] - and music off at 0130 when I get up at 0500 is a big problem.

I should add that I, at this point, would like to maintain my privacy and confidentiality and for you to honour this request. Anecdotally, I have witnessed harassment of individuals on social media who have commented on the anti social nature of this venue in its current form. As a woman, I feel particularly vulnerable and as that my personal details remain private and are not declared.

Below as requested;

Fri 5th May Sat 6th Sun 7th  
Approx [1800...0130](#)  
Loud music n base  
Audible throughout out my house  
Had to sleep in spare room at back of house...could still hear base

Wed 10th May  
Approx [2130...](#)  
Off at [2210](#)  
On again 22:18  
Off 22:24

Loud music n base  
Audible in my front room with a football match playing on TV

Friday 12/5/2023  
[2040](#)  
Low base - audible in front room over television  
[2200](#) went to bed. Bass audible n music in bed until [0115](#)...then lots of shouting in street

Sat 13/5  
[1800](#) bass started  
[2019](#) louder hear over Salford football match  
[2126](#) now louder again heavy bass  
Slept in back bedroom - still audible but a little less so. Noise is street early hours - people leaving

# APPENDIX F

Fri 19/5

[1800](#) home from work. Sitting in front room. Bass n music audible with all windows closed  
Ongoing all evening

Sat 20/5

[2129](#) music base audible over TV  
Went to bed. Woken . Could hear base . End 0130 approx

Thurs 25/5

Bass [2155](#) until [2250](#) then intermittent  
Had to sleep in back bedroom

Fri 26/5

Bass n music [2036](#) over tv  
Went to bed in back room

Sat 27/5

Bass n music started approx [1930](#)  
Audible over TV  
All evening  
Bed at 2300 - same level. Slept in back bedroom - remains audible

Sun 28/5

[1945](#) bass audible over tv  
All evening  
Slept in back bedroom - little quieter. Woken several times through night. Still audible

I look forward to hearing from you

Yours sincerely





# APPENDIX F

**From:** [REDACTED]  
**Sent:** Monday, June 19, 2023 6:52 AM  
**To:** Licensing Section <[licensingsection@tendringdc.gov.uk](mailto:licensingsection@tendringdc.gov.uk)>  
**Subject:** Re: License Enquiry: WICKSS

Dear Chloe

Thank you for your email

Pls see detail of ongoing concerns regarding WICKS Bar and there apparant disregard of license criteria

You will note that the number of incidents has reduced  
You will not yet that the volume of music n bass has been reduced a little

However, this Venue and it's management remain of concern as:

The music and bass REMAINS audible inside my home above the round of the television  
This significantly impacts our quality of life with disturbed sleep. This affects our relaxing time in our home and garden.

This venue is very clearly extending music and DJ past the hours of 2300  
This significantly impacts our quality of life with disturbed sleep. I am concerned that this is gradually affecting my ability to undertake my work duties as a [REDACTED] Again, the late night music is affecting negatively our time in our home and garden.

There appears little effort by the Licensee to manage their customers. The seated area outside remains in full use while venue open with customers drinking shouting screaming and arguing up until n on occasion after 0130hrs

The Licensee appears to encourage and attract customers to drink "in excess" with advertised incentives for cheap alcohol and free games (pool)

Fri 9/6

[1930](#) music n bass - heard outside but not indoors  
[2046](#) volume n bass increase. Audible above TV in house all windows n doors closed  
Went to bed  
Audible in bedroom but not as loud as previous nights  
Disturbed sleep on and off  
Wake to sound of music n base in bedroom all windows closed until gone [0100](#)hrs  
Also screaming n shouting of people leaving around [0130](#)

Sat 10/6

Football match  
Music n bass much quieter  
Ended After [2300](#)  
Woken to screaming n shouting in street early hours

Thurs 15th

[2047](#) loud music n bass on for approx 30 mins then again 2140 for 10 mins approx

# APPENDIX F

Friday 16th

1900 approx bass n loud music playing - disturbed relaxing evening garden time. Came in. Remains audible above TV

Stopped at 2300 \*\*\*\*

Sat 17th

[2108](#) bass. N music above tv again

[2208](#) music much louder. Audible over television

After [2300](#) until approx 0015

Screaming shouting customers on deck area of outside bar

Woken 0115hrs screaming people n cars at venue

Please can you reassure me and my neighbours that this will not be allowed to continue and outline how this matter is being dealt with

Kind Regards



# APPENDIX F

**From:** [REDACTED]  
**Sent:** Monday, June 26, 2023 7:13 PM  
**To:** Licensing Section <[licensingsection@tendringdc.gov.uk](mailto:licensingsection@tendringdc.gov.uk)>  
**Subject:** Re: License Enquiry: WICKSS

Dear Chloe  
Thank you for your detailed update  
I have reported the noise nuisance to environmental but have not had a reply from my email  
19/6/23  
Are you able to provide a named individual for my communication pls?

[REDACTED]

**From:** [REDACTED]  
**Sent:** Wednesday, June 28, 2023 10:02 AM  
**To:** Licensing Section <[licensingsection@tendringdc.gov.uk](mailto:licensingsection@tendringdc.gov.uk)>  
**Subject:** Re: License Enquiry: WICKSS

Dear Chloe

Thank you for your email

Pls see detail of activity as requested:

Fri 23/6

[1945](#) music on loud

[2047](#) music now louder n base heard indoors over TV over Glastonbury ● ☹

Continued until early hours

Woken by large distance outside bar - fight amongst patrons. Quite scary.

Sat 24/6

[2142](#) as above loud music n bass. I was so tired I fell asleep early - (listening to the music ..)

However because of this I am unable to comment on what time the music stopped

It is very disappointing that the management of this bar are, it would appear, continuing to ignore recommendations made regarding adherence to the detail of their license and also environmental noise regulations

Please be aware that I am now away for two weeks and will not be able to record any further activity at this point

I am looking forward to some much needed rest and uninterrupted sleep

I do so hope that progress is made during this time

Yours sincerely

[REDACTED]

# APPENDIX F

**From:** [REDACTED]  
**Sent:** Thursday, July 20, 2023 2:50 PM  
**To:** Licensing Section <[licensingsection@tendringdc.gov.uk](mailto:licensingsection@tendringdc.gov.uk)>  
**Subject:** Re: License Enquiry: WICKSS

Dear Chloe

Please can you update me regarding the monitoring of this business in regards to the detail of their license.

You will be aware that they continue to play music until the early hours of the morning - and well after 2300 - which I understood was a breach of their license conditions

I look forward to hearing from you

[REDACTED]

**From:** [REDACTED]  
**Sent:** Saturday, August 5, 2023 1:46 PM  
**To:** Licensing Section <[licensingsection@tendringdc.gov.uk](mailto:licensingsection@tendringdc.gov.uk)>  
**Subject:** Re: License Enquiry: WICKSS

Dear Licensing

Please see the chain of emails

Following significant noise disturbance and anti social behaviour last night from WICKS bar I have reported this today to Essex Police

The music was on but not as loud like previously but the shouting swearing arguing screaming from the customers was intolerable

Having worked five long shift s this wk to be woken continually through the night again has left me feeling very ill with migraine today - yet again

I hope tonight will be better but who knows and this uncertainty is creating significant anxiety

You asked me to keep you informed

[REDACTED]

# APPENDIX F

**From:** [REDACTED]  
**Sent:** Saturday, August 12, 2023 8:24 AM  
**To:** Ivan Henderson [\[REDACTED\]](#)  
**Cc:** [cldr.jhenderson@harwichtowncouncil.org.uk](mailto:cldr.jhenderson@harwichtowncouncil.org.uk); Richard Heginbottom  
<[rheginbottom@tendringdc.gov.uk](mailto:rheginbottom@tendringdc.gov.uk)>; Licensing Section <[licensingsection@tendringdc.gov.uk](mailto:licensingsection@tendringdc.gov.uk)>;  
Environmental Services <[env.services@tendringdc.gov.uk](mailto:env.services@tendringdc.gov.uk)>;  
[cldr.dmcleod@harwichtowncouncil.org.uk](mailto:cldr.dmcleod@harwichtowncouncil.org.uk); [cldr.pmorrisson@harwichtowncouncil.org.uk](mailto:cldr.pmorrisson@harwichtowncouncil.org.uk);  
[cldr.gcalver@harwichtowncouncil.org.uk](mailto:cldr.gcalver@harwichtowncouncil.org.uk); Rebecca Duff-Cole <[rduff-cole@tendringdc.gov.uk](mailto:rduff-cole@tendringdc.gov.uk)>  
**Subject:** WICKS BAR Dovercourt

Good Morning Ivan

Following on from our chat and from events at Wicks last night 11/08/2023 (I am actually away and I have heard about it)

When we spoke you mentioned that you spend your time giving voice to the voiceless in your role and that is honourable

I think it would be useful if you were able to elevate this by organising n helping residents give collective feedback about their experiences of WICKS - as we have discussed, some bother some don't have the tools or language

You might organise some kind of petition or survey of surrounding residents? Or something similar This would help people articulate their concerns

I look forward to hearing from you Ivan. This remains a very long way from resolved doesn't it



# APPENDIX F

**From:** [REDACTED]  
**Sent:** Wednesday, August 30, 2023 7:43 PM  
**To:** Licensing Section <[licensingsection@tendringdc.gov.uk](mailto:licensingsection@tendringdc.gov.uk)>  
**Subject:** Re: License Enquiry: WICKSS

Dear Chloe  
I hope you are well  
I was on holiday from 10/8 until 24/8/2023

Pls see detail of the ongoing activity at WICKs bar upon my return:

Friday 25th

[1940](#)

Watching TV, music from bar audible above TV in my home. Definitely bar as lights in window flashing in sequence from music

[2052](#) audible from front bedroom doors n windows closed

On n off sporadically ● through evening

Woken early hours shouting screaming - customers from Wicks

Sat 26th Aug

[1959](#)

Music on bass audible over movie on my TV in front room  
Still audible when I went to my bedroom  
Lay in bed again listening to music n base - windows closed  
Audible until 2300

Sunday 27th

Bar open  
No music

This business continues to ignore advice and guidance from the Council and remains loud and impacts my quality of life significantly

Plse can you advise what stage your investigation is at? We have all injured 4 months of this

[REDACTED]

[REDACTED]

**From:** [REDACTED]  
**Sent:** Monday, September 25, 2023 10:50 AM  
**To:** Licensing Section <[licensingsection@tendingdc.gov.uk](mailto:licensingsection@tendingdc.gov.uk)>  
**Subject:** WICKS BAR DOVERCOURT

FAO

Following on from current unresolved concerns can you pls advise how this venue is now able to advertise trading until 0200?

I look forward to your earliest response. Pls feel free to contact me by telephone

Kind regards

[REDACTED]

**From:** [REDACTED]  
**Sent:** Friday, September 29, 2023 1:07 PM  
**To:** Licensing Section <[licensingsection@tendingdc.gov.uk](mailto:licensingsection@tendingdc.gov.uk)>  
**Subject:** Re: WICKS BAR DOVERCOURT

Dear Chloe  
Thank you for your email  
Pl see attached recently advertised on social media

[REDACTED]



## Representation 3 - redacted

**From:** [REDACTED]  
**Sent:** Tuesday, October 31, 2023 4:24 PM  
**To:** Licensing Section <licensingsection@tendringdc.gov.uk>  
**Subject:** Wicks's Bar, Harwich

Good Afternoon,

I would like the attached complaint to be included in representation against Wicks's bar.

I would add that the attached complaint is just a snap shot of issues that have been continually ongoing every weekend. The anxiety and stress that has been placed on my family and I during the time the premises has been in business has been immense. I no longer want to stay in my own home during the weekends because of the distribution and lack of sleep caused.

I would like my personal details to be redacted as I do not wish these to made public.

Please let me know if you require any further information.

Regards

[REDACTED]



# APPENDIX F

Dear Sir/Madam,

I am writing to complain about the continued licensing infringements by the above business who since opening have had little regard to their licensing agreement or the local neighbourhood.

I have kept the following diary over the last two weekends which give an indication of the ongoing issues residents have to put up with.

## **Friday 07/07/23**

Loud music and extremely loud noise from customers standing not only on the outside of the premises but on the pavement impeding people walking past. Music until was considerably louder from 23:30 until close at 01:30 08/07.

## **Saturday 08/07/23**

Music started around 19:00 and audible in my house. The volume was turned up to a very high volume around 24:00 until just after 01:30 09/07. Customers standing outside the premises for most of the evening creating a high volume of noise also. People were inside drinking until 04:00 09/07.

## **Monday 10/07/23**

Extremely loud music started at 19:30 and continued until 01:30 11/07. During this time 3 fights occurred on the patio of the premises and constant shouting and screaming. Police arrive on site at 01:30 11/07 and shut the place down, 15 minutes after the police leave the bar is open again and the fights continue. Police return to site and are still present at 03:40 Tuesday 11/07.

## **Friday 14/07/23**

Extremely loud music was played at the premises from 19:00 until 01:30 15/07. Customers were outside the premises shouting, arguing and fighting. Local taxis refused to drive via the High Street due to the disturbance and broken glass in the road.

## **Saturday 15/07/23**

Loud music was being played from 22:20 until 01:30 16/07. People drinking inside the premises and music being played until past 03:30 16/07. Please see attached photo and video evidence which I recorded between 03:13 and 03:22 16/07. Although I'm sure as the business sits directly opposite the main CCTV cameras for the High Street you are able to obtain your evidence to verify all of the above.

I find it hard to believe a business granted a licence to operate as a restaurant is allowed to blatantly run as a nightclub with no regard to the impact it has on the local residents.

CC: [environmental.services@tendringdc.gov.uk](mailto:environmental.services@tendringdc.gov.uk)

CC: [cllr.jhenderson@tendringdc.gov.uk](mailto:cllr.jhenderson@tendringdc.gov.uk) Chairman of the Licensing & Registration Committee and the Miscellaneous Licensing Sub-Committee

Regards



# APPENDIX F



Info

image0

16 July 2023

3 13



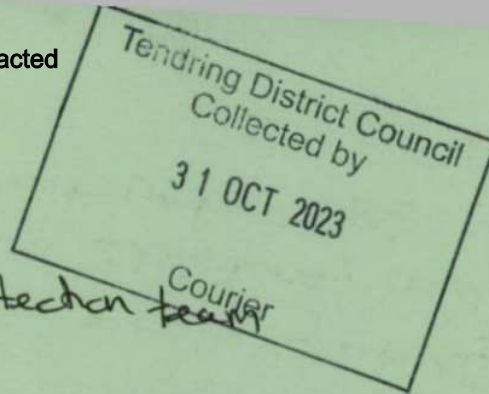
Info

image3

16 July 2023

3 12

Representation 4 - redacted



T.D.C

Environmental Protection team

28.10.2023

Re Wick's Bar, 1 Midland House, Horwich.

Dear Sirs, I wish to make the following observations regarding Wick's Bar, personally the music does not disturb me, but the patrons do when they stand outside drinking, smoking, shouting, swearing, screaming and sometimes fighting. There are a number of cars often waiting in Hull Road and the occupants appear to be making "transactions" of some description with some of the patrons whom are running in and out of the Bar. This often goes on till 2am on Friday + Saturday nights. There is also the noise of glasses and bottles being smashed, and the amount of mess outside of the Bar (on both sides and in the road) is dreadful.

The Bar staff and Door staff are obviously not doing their job by allowing those that are already intoxicated in very late at night after they have been drinking elsewhere, and I also know for a fact that under 18's are being served

P.T.O.

Representation 4 - redacted

this I know as a relatives son whom is only  
just 17 along with friends, some of who are only  
16 yrs old are regularly served Alcohol in Wick's

I would ask you to please not publish my name  
and address as I live alone in close proximity  
to Wick's and am wary of any retribution.

Yours faithfully

A solid black rectangular redaction box covering the signature area of the letter.



**From:** Jonathan Smith <J.Smith@popall.co.uk>

**Sent:** Tuesday, October 31, 2023 2:39 PM

**To:** Licensing Section <licensingsection@tendringdc.gov.uk>; emma.king@tendringdc.gov.uk

**Subject:** Wicks Bar, 1 Midland House, High Street, Harwich, CO12 3PS - letter of representation

**Importance:** High

Dear Licensing and Emma,

I am attaching a representation in respect of Wicks Bar, and I would be grateful if you would acknowledge safe receipt of the representation and confirm that it will be treated as a relevant representation in respect of this review.

Yours sincerely

***Jonathan***

JonathanSmith | Partner

**Poppleston Allen**

E:J.Smith@popall.co.uk | T:0115 9487 404 | M:07768 845 695 | W:www.popall.co.uk

Nottingham Office: 37 Stoney Street, The Lace Market, Nottingham, NG1 1LS

**Cybercrime notification:** Our bank account details will NOT change during the course of a transaction. Please speak to us before transferring any money. We will not take responsibility if you transfer money to an incorrect bank account. If you receive an email from Poppleston Allen requesting your bank details or purporting to amend our bank details, please contact us, or your solicitor, as appropriate, by telephone immediately to clarify.

31 October 2023

Ref: 017690/00001

Doc Ref: 254494

The Licensing Team  
Tendring District Council  
Town Hall  
Station Road  
Clacton on Sea  
Essex  
CO15 1SE

[licensingsection@tendringdc.gov.uk](mailto:licensingsection@tendringdc.gov.uk); [emma.king@tendringdc.gov.uk](mailto:emma.king@tendringdc.gov.uk)

Dear Licensing and Emma,

**Review of Premises Licence - Wicks Bar, 1 Midland House, Harwich – Letter of Representation**

We act on behalf of the landlord of Wicks Bar, 1 Midland House, Hight Street, Harwich, CO12 3PS, Flying Trade Group PLC.

We are making this representation on behalf of our client on the licensing objective of the prevention of public nuisance, in respect of the review of the Premises Licence which has been brought by the Environmental Protection Team at Tendring District Council and is dated 4th October 2023.

Flying Trade Group PLC and its associated companies own and operate 20 licensed premises in and around the South East of England, including 13 hotels under the name Surya Hotel.

Enterprise Harwich Bar Limited operate these premises as the tenant of our client, and Enterprise Harwich Bar Limited is currently the Premises Licence Holder.

We have been made aware of the review application brought by the Environmental Protection Team, and we are concerned about the apparent lack of response from the Designated Premises Supervisor, Mr Wicks. We are aware, having had conversations with Rebecca Duff-Cole, that the review was brought on the basis of the level of music noise from the premises, and our client, as the landlord, is concerned about any potential noise breakout from the premises.

Accordingly, we are instructed to make this representation on the basis of any public nuisance that may be being caused to local businesses and residents, and to assure the Committee that as the landlord we will be working with Rebecca Duff-Cole and her team towards implementing a noise management plan and, if appropriate, arranging for a noise limiter to be installed at the premises. We are awaiting to receive a copy of the representations which have been made by interested

List of partners and associates available on request

Address: 37 Stoney Street, The Lace Market, Nottingham NG1 1LS | T: 0115 953 8500 | F: 0115 953 8501 | W: popall.co.uk

Authorised and Regulated by the Solicitors Regulation Authority (SRA no. 78244)

✓

parties, and any potential representations which may be made by Responsible Authorities, and reserve the right to raise any other issues once we have sight of these. In particular our client is considering the position of the tenant and its ongoing occupation of these premises, and also the position and continuing role of Mr Wicks as the Designated Premises Supervisor.

We understand from conversations with Rebecca Duff-Cole that she is not looking to close these premises down and, indeed, we believe that any suggestion of a revocation of the Premises Licence would be disproportionate in the circumstances when the issues of noise breakout could be dealt with by way of conditions and a noise management plan.

Whilst not being responsible for the direct operation of these premises, we will continue to liaise with the Environmental Protection Team and upon sight of any other representations from Responsible Authorities with those Responsible Authorities, and we will provide any further comments in due course.

Could you please acknowledge safe receipt of this representation and also provide us with copies of all representations submitted in respect of this review to date.

Yours sincerely



Jonathan Smith  
Poppleston Allen  
01159487404  
[j.smith@popall.co.uk](mailto:j.smith@popall.co.uk)