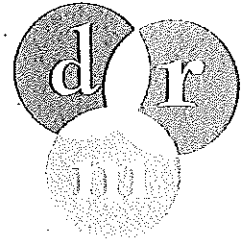


dixon, raven & marsdens

s o l i c i t o r s



South Ribble Borough Council
Civic Centre
West Paddock
LEYLAND
Lancs
PR25 1DH

**FAO Mrs N Barrett – Licensing Enforcement
Officer**

Please ask for: Mr Dixon

email:
pad@drmsolicitors.co.uk

Our ref: PAD JJ 14304
Duncan

Your ref:

16 March 2009

36 Union Street
Southport
PR9 0QE

T: 08449 670588
T: 01704 354500
F: 08449 670589

www.drmsolicitors.co.uk

DX 20103 Southport

Also in Leyland

Dear Sirs

**Lancashire & Yorkshire Hotel 249 Station Road Bamber Bridge Preston
Premises Licence – PREMA0140
Our Client – Mr Stanley Ian Duncan**

We are instructed on behalf of the above named in connection with an Application for Review of the Premises Licence served upon him on 13 February 2009 which was issued by Police Sergeant 1506 Anthony John Bushell pursuant to Section 51 of the Licensing Act 2003.

Please note that our Client does intend to make representations in response to the Application and we are arranging to obtain a Statement from him in respect thereof. This will be served prior to expiry of the statutory period which according to our calculations expires on Friday 20 March 2009.

We will ensure that copies of his Statement are served upon Police Sergeant Bushell as well.

Please note our interest and ensure that any further correspondence concerning this Application is forwarded to us as well as to our Client direct.

Yours faithfully

dixon raven & marsdens

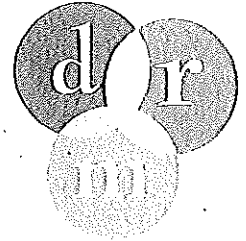
Partners:
Christopher J Raven
Peter A Dixon

Associate Solicitor:
Rachael M Stirling



dixon, raven & marsdens

s o l i c i t o r s



Mrs Nicola Ruth Barrett
Licensing Enforcement Officer
South Ribble Borough Council
Civic Centre
West Paddock
LEYLAND
Lancs
PR25 1DH

Please ask for: Mr Dixon

email:
pad@drmsolicitors.co.uk

Our ref: PAD JJ 14304
Duncan

Your ref:

16 March 2009

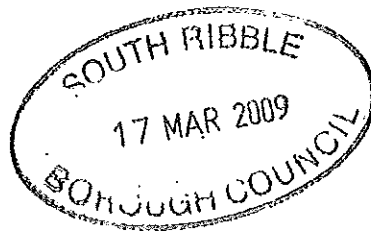
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JANE@drms

Dear Mrs Barrett

Lancashire & Yorkshire Hotel 249 Station Road Bamber Bridge Preston
Premises Licence – PREMA0140
Our Client – Mr Stanley Ian Duncan

Partners:
Christopher J Raven
Peter A Dixon

Associate Solicitor:
Rachael M Stirling

We enclose herewith for your information a copy of a letter which we have forwarded to Police Sergeant 1506 Anthony John Bushell of Lancashire Constabulary.

Whilst we will be serving a Statement containing our Client's Representations in response to the Application within the statutory period, we put you on Notice that it would be our intention should the need so arise to serve an additional Statement signed by our Client once he has had an opportunity of commenting upon the documents referred to in the Statement of PC Gelson copies of which we have requested disclosure of.

We now turn to the Statement which you signed on 17 February 2009. We require disclosure of the following:

- 1 Copy of your Notes of the telephone complaint which you received from a local resident on 30 June 2008.
- 2 Copies of your Notes of the two complaints received from residents on 4 July 2008.
- 3 Copy of your Note or copy telephone log in respect of the telephone call which you received from a complainant on 28 July 2008 and 29 July 2008 and 30 July 2008.

17 MAR 2009

16/03/09

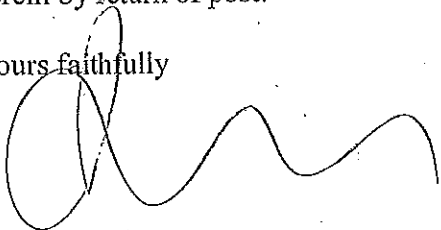
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- 4 Copies of your Notes of all the telephone logs for the complaints received on 25 August 2008.
- 5 Copy of the Minutes of the "Residents Meeting" held at Bamber Bridge Police Station on 22 December 2008.
- 6 Copies of your Notes of or the telephone log for the telephone call received by you on 7 January 2009.
- 7 Copy of Notes of your attendance upon the "resident" who you spoke to on 8 January 2009.
- 8 Copies of the Notes of your meeting with our Client on 2 February 2009.
- 9 Please also provide us with copies of the Application Form for a Designated Premises Supervisor submitted by our Client on or after 2 February 2009 and a copy of any Certificate issued by the Local Authority in response thereto.

We assume that you already have this information in your possession as it is referred to in your Statement. Please therefore forward copies of the documents requested herein by return of post.

Yours faithfully

A handwritten signature in black ink, consisting of a large, stylized initial 'D' followed by a series of wavy lines.

dixon raven & marsdens

Police Sergeant 1506 Anthony John Bushell
Lancashire Constabulary
Southern Division Licensing Unit
Chorley Police Station
St Thomas's Road
CHORLEY
PR7 1DR

Please ask for: Mr Dixon

email:
pad@drmsolicitors.co.uk

Our ref: PAD JJ 14304
Duncan

Your ref:

16 March 2009

Dear Sir

Lancashire & Yorkshire Hotel 249 Station Road Bamber Bridge Preston
Premises Licence – PREMA0140
Our Client – Mr Stanley Ian Duncan

We act on behalf of Mr Stanley Ian Duncan in connection with the above mentioned matter. Please note our interest. We enclose herewith a copy of a letter which we have forwarded to Mrs Barrett at South Ribble Borough Council.

Please note that we require from you by way of disclosure the following documents referred to in the Statement of David George Gelson Police Constable 886 of Lancashire Constabulary namely:

- 1 Copy of the Incident Log Reference No 288SQ/251107 referred to in Paragraph 9 of PC Gelson's Statement.
- 2 Copy of Incident Log Reference No 248SQ/241207 and Crime Report CM0704131.
- 3 Copy of Incident Log Reference No 249SQ/241207 and Crime Report CM0704130.
referred to in Paragraph of the Statement of PC Gelson.
- 4 Copy of Incident Log Reference No 330SQ/050408 referred to in Paragraph 11 of the Statement of PC Gelson.
- 5 Copy of Incident Log Reference No LC20081108/2035, 2038 and 2044 referred to in Paragraph 12 of the Statement of PC Gelson.

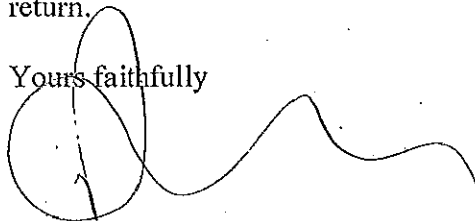
- 6 Copy of Incident Log Reference No LC20081122/008 referred to in Paragraph 13 of the Statement of PC Gelson.
- 7 Copy of Incident Log Reference No LC20081223/1637 and Crime Report No CM0803756 referred to in Paragraph 14 of the Statement of PC Gelson.
- 8 Copy of Incident Log Reference No LC20081227/0236 and Crime Report No CM0803784 referred to in Paragraph 15 of the Statement of PC Gelson.
- 9 Copy of Incident Log Reference No LC20090111/1353 and 1355 and Crime Report No CM0900108 referred to in Paragraph 16 of the Statement of PC Gelson and a copy of the email referred to therein forwarded by PC Gelson to the "Interviewing Officer".
- 10 Copy of the Pocket Book Entry of PC David George Gelson in respect of the incident referred to in Paragraph 17 of his Statement.
- 11 Copy of any documentary evidence obtained or relied upon by PC David George Gelson in respect of the statement made by him in Paragraph 18 of his Statement in respect of the allegation that our Client "contacted his resident DJ that afternoon and arranged entertainment at his premises for that evening". We assume that PC Gelson interviewed the DJ concerned. If that is the case please let us have a copy of his Statement or any other Statement obtained in support of this allegation.
- 12 Copy of Incident Log Reference No LC20090128/1558 referred to in Paragraph 19 of the Statement of PC Gelson together with a copy of any Pocket Book Entry made by PC Gelson in respect of his "contact" with our Client at 9.26pm on 28 January 2009.
- 13 Copies of Incident Log Reference Nos LC20090128/1609 and 1611 and a copy of the "main running log" for the funeral referred to in Paragraph 20 of the Statement of PC Gelson being reference no LC20090128/0626.
- 14 Copy of the "CCTV" footage obtained by PC Gelson from the Lancs and Yorkshire Public House referred to in Paragraph 21 of his Statement.
- 15 Copy of the Pocket Book Entry of PC Gelson in respect of his attendance upon our Client also referred to in Paragraph 21 of his Statement.
- 16 Copy of the Incident Log Reference No LC20090130/1990 referred to in Paragraph 22 of the Statement of PC Gelson.
- 17 Copy of the Minutes of the "Pub Watch Meeting", the Incident Log Reference No LC20090131/0909 and copy Crime Report Reference CM0900317 all referred to in Paragraph 23 of the Statement of PC Gelson.

- 18 Copy of the Incident Log (no reference provided) referred to in Paragraph 24 of the Statement of PC Gelson and a copy of the CCTV recording.
- 19 Copy of the Incident Log Reference No LC20090201/0208 and the Intelligence Report referred to in Paragraph 25 of the Statement of PC Gelson.
- 20 Documentary evidence of the alleged "police intelligence" from October 2008 referred to in Paragraph 26 of the Statement of PC Gelson.
- 21 Copy of the Minutes of the Pub Watch Meeting of 2 February 2009 referred to in Paragraph 27 of the Statement of PC Gelson. We also require a copy of the Pocket Book Entry of PC 359 Howarth in respect of his attendance upon the "Pub Watch Member" referred to in Paragraph 27 of the Statement of PC Gelson.

Finally we require copies of all of the Minutes of all Pub Watch Meetings between 12 March 2007 and 2 February 2009.

The information which is requested in this letter is necessary to enable us to obtain instructions from our Client in connection with the allegations referred to in the Statement of PC Gelson so that we can assess the evidence which you rely upon in support of your Application for a Review given that you are asking for a full revocation of the Premises Licence, advise our Client upon the content of the same and prepare Representations in response thereto for consideration by the responsible Authority when they meet to consider the Application which you have submitted. We assume that you already have this information in your possession given that it is referred to in the Statement of PC Gelson the contents of which you rely upon in support of your Application and we would ask that the information is provided by return.

Yours faithfully

A handwritten signature in black ink, consisting of a large, stylized initial 'D' followed by a series of loops and a long horizontal stroke extending to the right.

dixon raven & marsdens