

APPENDIX B5 A4

APP2 Schedule 1 PART B (i)

Noise/antisocial behaviour diary for REDACTED (continued).

JANUARY 2024

Thursday 11/01/24. 9pm - low drumbeat audible in rear sitting room. Significantly louder in kitchen and hall. Opened front door - clearly from PH and intrusive. Live loud music 30 metres away - how comply with BHCC policy?

This continued until after I took our dog out at around 10pm. Noise audible from BSE between junctions with UMS and LMS. At 10.10pm walked up to PH. Doors closed though drug dealer **REDACTED** shouting outside. More noise audible from crowd inside when closer to pub.

Sunday 15/01/24. Watching tv in ground floor rear sitting room. Front door and internal door closed. At 8.30 pm drumbeat clearly audible above tv. Went into kitchen at the front of the house where the noise was considerably louder. Opened front door to check and went outside. As anticipated, source of noise was the Paris House. The words of the song being sung were clearly audible from our front door. Noise from singer, guitar and drums. One man appeared outside the pub at 8.33pm. (It was a cold, damp night so very few people were about). The man called out loudly to either someone inside the pub or to someone outside the pub on Western Road who could not be seen from where I (**REDACTED**) was standing. Videoclip taken. Noise level from the pub ridiculously loud and the only source of sustained noise heard.

(Weather either very wet or very cold and sometimes both throughout most of January and February. PH always quieter at this time of the year and more so this year).

Friday 27/01/24 In top floor bedroom trying to work - from 5pm onwards there has been the noise of flute playing from PH plus singing and occasional applause. BHCC policy is noise should not be heard outside licensed premises and there is also reference to entertainment noise being inaudible in any residence. This is not a bad example but bad enough to be distracting me from what I am trying to do. Does PH even know of terms of BHCC SOLP or have any concern for residents. At 5.25pm regular drumbeats heard - gave up trying to work.

There have been 2 or 3 other nights this month when the pub hadn't been busy - no doubt due to it being very cold, very wet or both - but the noise from the pub has been audible inside our home behind closed doors and double glazed windows.

FEBRUARY 2024

Friday 09/02/24. Had been asleep in rear bedroom but awoke at 2350 and went downstairs. The noise from music and drums was audible inside our house in both the kitchen and downstairs toilet. The kitchen is at the front of the house and the toilet window faces on to **REDACTED**.

Monday 12/02/24. CH returned home walking east on Western Road at 4pm. Clearly there was music being played in the PH but as I got nearer I saw that the two front doors were closed and the noise outside was at a lower level than usual. My initial reaction was that at least someone had made an attempt to keep the noise down. There were two or three men standing near to the front doors who I thought were listening to what was going on inside. One had a pint glass with what looked like beer in his hand and another had one in each hand.

As I got a few metres before turning right to go home down BSE I noticed that some of the men were looking down that road. When I turned the corner I saw what they had been looking at which was an **REDACTED** man urinating up against the wall of our house just a few metres in to **REDACTED** ie between the corner of our house and the downstairs toilet window. It was daylight and at that time children and young mothers are often going down BSE. As I approached him I called out to him and asked him what he was doing- why was he urinating against the wall of our house? He said he had no choice and just had to go to the toilet.

I asked him why couldn't he have gone somewhere else but he said he had been desperate. I told him it wasn't very nice to see that and that it was an offence to urinate in a public place. He told me he wasn't urinating in public - which he obviously was !!

As the conversation continued a couple of the men outside the pub called down to him asking what was going on. I asked him a number of times if he had come from the Paris House but he refused to answer me and after a few minutes finished urinating and walked back up BSE to join his friends outside the PH. I then went into our house and saw him no more.

I have not seen this man before to the best of my knowledge but would recognise him again. He was of **REDACTED** build, around **REDACTED** feet tall and wearing a **REDACTED** style top with **REDACTED**. He was wearing **REDACTED** coloured trousers (possibly **REDACTED**) and I believe he was also wearing **REDACTED** coloured shoes. I think they were trainers but cannot be sure.

Men urinating in public in this area is an unpleasant consequence of having the Paris House nearby. Whilst I do not see what goes on in the early hours of the morning, the only time we have seen men urinating in the street is when the Paris House is open. Our understanding of the pub's layout from visits in the past is that the toilets are at the opposite end of the pub to the entrance doors and possibly down a flight of stairs. When the pub is full it must be difficult for customers to reach the toilets and hence why some choose to urinate outside the premises regardless of anyone else's feelings.

Saturday 17/02/24. 4.08pm CH watching tv in rear sitting room. All doors and windows closed. Began to hear regular beat of music over tv. Went to front of house and into kitchen where noise louder. Opened front door and went outside to check. Clearly from Paris House. Videoclip taken .

Took dog for a walk. Route was down BSE, Waterloo Street, right on to Brunswick Terrace, right on to Lansdowne Place, right on to Brunswick Street West, east on to Western Road and back down BSE to home. No noise at all from licensed premises passed on this walk - Old Market, Bottoms Rest, Southern Belle, Bow Street Runner or Freemasons. Stark contrast to PH.

As I approached PH on Western Road I could hear the music once more. It seemed like the music was just starting up again and when I returned home it could be heard clearly in the kitchen with the front door and all windows closed.

This music was still being played at 5.10pm. A regular drumbeat could be heard in our rear sitting room. Occasional checks made by opening the front door and going outside. There were very few people outside the pub and it was mostly the music which was creating the nuisance because of the volume at which it was being played. The noise was louder in our kitchen but continued to be audible in our rear sitting room and above the volume of the tv. This was distracting, annoying and a disturbance. A short time after 5.10pm the music stopped - or at least I could not hear it any more which was a big relief !

Thursday 22/02/24 CH returning home on foot from Brunswick Square, having been out since 7pm. On walking along Western Road the noise from PH was audible but not particularly loud. Both entrance doors were closed. As I turned the corner into BSE, at least one of the doors opened and two people came out. As they did so the noise from inside the pub increased significantly and I would describe it as very loud. I checked my watch which said the time was 9.50pm. When the doors closed the noise level reduced but it was still audible in our kitchen when I went in to our house.

Saturday 24/02/24 CH and VH returning home by car at 9.30pm. As the weather was cold and wet CH stopped the car outside our house to allow VH to enter. We were delayed for a short time 'whilst we found our door key. When first turning into BSE from Upper Market Street the car's headlights showed us a man urinating against the wall of **REDACTED** offices which occupy the south western corner of the junction of BSE with Western Road ie on the opposite corner to the Paris House and on the same side of Western Road. Our car was stationary for at least three minutes and, having found our door key and handed it to my wife, I kept a close watch on this man who was no more than twenty five metres away whilst ensuring my wife went safely in to our home. She saw this man too.

After she had gone inside I stayed in the driving seat of our car watching him for a short time and then drove very slowly up the road. As I did so I saw him fastening his trousers and adjusting his clothing. He seemed under the influence of drink from the way he was moving. As I passed by him I turned to look at him in the face and would recognise him again. Because of traffic on Western Road I could not turn right on to that road immediately. I saw this man cross BSE immediately behind my vehicle in my rear view mirror and watched him then go into the Paris House. From what I could see as he opened the door it seemed very busy with a large number of people visible in what is a small area.

I then drove my car around nearby streets to look for a parking spot and eventually found one some distance away. Upon my return home at just before 10pm the noise from the PH was louder and could be heard in our kitchen despite our doors and windows being closed.

This type of nuisance becomes more prevalent when the weather is better and more people gather outside as well as inside the pub. Because of the location of the toilets it is more difficult to get to them with the numbers inside so men urinate where they choose outside.

Tuesday 27/02/24 Leaving house with daughter and family at 2100. On going in to our kitchen could hear music from PH and confirmed it was from there when we were outside. Noise clearly audible and continued as we stayed outside to watch our family leave. Not a particularly noisy night from PH but struck again with why the management think it is alright to play music (live) so loud it can be heard inside our home and by those using the street. Wet night - again - so very few people outside.

Thursday 29/02/24 Watching tv in rear sitting room with all doors and windows closed. Another cold and wet night. At about 8.30pm began to notice regular beat of music over tv volume. As usual went to check. Noticeably louder in kitchen and downstairs toilet and louder still outside the house. Again the source was the PH. Same comments as before apply. No consideration at all for residents. It was another cold wet night with blustery winds yet the noise was not only audible

inside our house and in the rear of our house this time but it became a little louder until around 10pm when it stopped. Not the noisiest it has been by a long way but a disturbance nevertheless and a distraction from what we were doing which we resent. It spoiled our evening. Once more because of the weather there were only a few people outside and ,having checked four times between 830pm and just after 1000, no one seemed to have stayed outside for any length of time.

MARCH 2024

Saturday 02/03/24 Returning home at 4.15pm along Western Road from Brunswick Square. Noise audible on approach to PH and BSE and it was from PH. Doors and windows closed at PH yet noise still audible outside. SOLP states that "noise emanating from within licensed premises should not normally be audible outside." (Para. 6.1.2).

This was not particularly loud but we could still hear it when we reached our home roughly 30 metres away. Does no one involved in PH management know what the SOLP says? If they do, why do they think this is reasonable? Noise mostly from music being played with some occasional crowd noise.

At 5.42pm CH went into the kitchen of our home and could clearly hear a loud and regular drumbeat from the PH. Tried to ignore it but noise from pub audible at various times throughout the night in rear sitting room and kitchen until around 9.30pm.

During the week commencing **4 March 2024** there was a noticeable and significant decrease in the noise generated from the Paris House. This was perhaps in part due to bad weather which meant that fewer people congregated outside but the clear impression was that steps were being taken in response to the review application to keep the noise down. On some occasions in the next few weeks the outside lights were also turned off for periods between 8 - 10pm.

Monday 18/03/24 CH left home at 2.10pm and walked up BSE to Western Road. Live music was playing in the PH. This was audible on the opposite side of BSE but not outside our house. Clear they can keep the noise down and play music inside. Front doors closed.

Returned home 35 minutes later along Western Road from the west. Music a little louder now and audible on Western Road and down to the junction of **REDACTED** and BSE but not audible inside our home.

Tuesday 19/03/24 930pm Noise disturbance inside our house at front and rear from music from PH. Went out of our front door and saw a number of young men outside PH singing along to the music and shouting . On return at 945pm this was still continuing . It was audible as a low and constant noise inside our kitchen with a steady beat of the music. Walked up to the pub to have a closer look and make sure this noise was coming from there. It was. There was no other continuous noise in the vicinity - as usual .

Thursday 21/03/24 Left home at 910 and returned 925pm. Low noise from PH audible outside. On return up BSE the noise was louder and from the junction of BSE with LMS. CH walked into UMS from BSE and found the noise was clearly audible from just outside the Old Market and all the way up UMS. Crossed WR and walked past PH on the far side of that road . The noise was coming from loud drumming and what sounded like a guitar riff and was audible all the way down to the zebra crossing on WR close to Brunswick Square. At 929pm it was audible in our kitchen.

Saturday 30/03/24 1015 - 1025pm - regular beat of music from PH audible outside our house and outside the Old Market. Returning up BSE could be heard from junction with UMS. Just audible in our kitchen at 1032pm.

Sunday 31/03/24 815 pm noise from music at PH audible at our front door and still audible outside the entrance to the Old Market, at the corner of UMS and into the Old Market Gardens. On

return up BSE audible from just south of the junction with UMS. Stood outside our house to listen for a short time. Obvious the music was coming from the PH. Music audible in our kitchen with a low regular drum beat. At 8:32pm it became quieter.

APRIL 2024

Monday 01/04/24 Fine and sunny day. Left home 2:35pm and walked up BSE, across WR and into CR. Not a noise nuisance inside our house but noise of music from the pub audible outside our front door and louder as I reached WR. Pub doors closed. On CR noise audible until at least the end of **REDACTED** - approximately 50 metres away from PH.

On return at 3:25pm up BSE from seafront. Music quieter now but still audible at junction with UMS. On this occasion this was not a noise nuisance inside our house as it was not audible there but it does not comply with the SOLP re noise not normally emanating from licensed premises.

Monday 08/04/24 3:55pm Noise from PH audible outside our front door - brass instrument sounding like a trumpet or trombone. Doors closed as walked by pub on opposite side of BSE. On return at just after 4:15pm right hand pub door open. Pub pretty full and noise from customers and low music audible. Again not audible inside our house but not in keeping with SOLP.

Thursday 11/04/24 8:10pm men outside the PH talking loudly and getting louder. Stood outside our front door for 30 seconds and watched them.

As I returned home at 9:35pm music and crowd noise audible from junction of BSE with UMS. Noise from people outside increasing - loud and unruly. Audible in our kitchen and all rooms on first floor, including our bedroom. This was still going on when I turned off my bedside light at 10:40pm. Would have been impossible to sleep in second floor bedroom.

Saturday 13/04/24 1:25am - both CH and VH woken up by loud noise of talking and shouting from people. Went to front shower room window which we opened and looked out. BSE very quiet and the only sound was from 8-10 people - mostly men but at least one woman's voice audible. They were right outside the PH and very close to the front doors. Looked like they were speaking to someone close to or in the doorway itself. The conversation was loud with occasional shouts and laughter. We watched for a short while and this continued. Woken up, sleep disturbed and took around thirty minutes to get back to sleep.

4:02pm in second floor bedroom at front of house. All doors and windows closed. Noise inside from brass instrument playing in PH. Sufficiently distracting for CH to walk up to PH to have a closer look. Sounded like a trumpet which was then played a number of times.

6:35pm People outside PH listening to music which was audible through closed PH doors. Clearly audible ie instruments on WR well past the Real Patisserie and to a lesser extent in Brunswick Place at the top of Brunswick Square.

At 9:30pm clear noise of music and people audible from PH outside our front door and as far down BSE as junction with UMS. On return up BSE noise getting louder and first audible at junction with LMS. Louder outside our house. Just a low noise in our kitchen.

Sunday 14/04/24 7:40pm noise of live music from PH audible in our rear sitting room above tv volume (set at 13). Noisier towards front of our house. An undercurrent of distraction to an evening's viewing!

Thursday 18/04/24 9.40pm aware of sound of music in rear sitting room. Audible in kitchen and hall. Opened front door when it was significantly louder. Trumpet, brass and regular drumbeat .From PH.

Went out at 9.45pm. Music still audible from PH outside entrance to Old Market in UMS and just as noisy as in BSE. Still audible in Old Market gardens almost to Waterloo Street. Surprised by how noisy it was at bottom of UMS. I would have thought it would be reduced by buildings between me and PH but it seemed like the sound was travelling along WR ,round the top of UMS and to where I was standing.

Tuesday 23/04/2024 8.43pm Noise of music from PH is just audible in our kitchen but also quite loud outside front door.?? Compliance with SOLP?

Saturday 27/04/2024 10.40pm- noise from PH. Loud and regular drumming in kitchen. Would be a problem if trying to sleep at front of house .Went outside to have a look. Obviously coming from PH.

11.15pm - watching tv in rear room and noise of people talking/shouting loudly audible above tv. Noisier in kitchen. Opened front door and went out to look. Two men ,one with a dark beard and sideboards wearing a dark blue top, talking loudly within feet of PH doors. Watched them for a short time - was one a doorman?? Ridiculous - no need to talk or shout at that volume .Getting louder and hearing beat of music.

At 11.44pm went up to second floor bedroom and looked out of window. Loud talking from two or three men outside the pub and strong drum beat audible through closed windows. Went down to first floor and opened front window .Noise still continuing. Only activity visible is men by PH. ,some are either going in to pub or out of sight on Western Road and then returning. Not considering residents at all .

Sunday 28/04/2024 From 7.30pm onwards music from PH audible in our rear sitting room above the sound of the tv. Regular beat heard.

At 7.40pm noise of live music audible. As I walked up to Western Road the noise got louder and was clearly audible outside the PH. SOLP - noise audible clearly outside the premises even with both doors shut. On return home a few minutes later noise inside house greater .

This noise continued until around 9.30pm when it stopped .Noted continuing steady beat of music above tv specifically at 8.30, 8.40 and 8.45pm .Disturbing and annoying. Anyone trying to sleep at the front of our house would have been unable to .I went up to that bedroom and confirmed the noise there was significantly worse .

Monday 29/04/2024 9.30pm local drug dealer **REDACTED** using one of PH benches on BSE.

Tuesday 30/04/2024 9.20pm drove past PH slowly on BSE with windows down .Few people at outside tables on corner of WR and BSE. Both doors closed but music from inside (sounded like live music) clearly audible outside - one of the young men at an outside table was tapping his fingers on the table in time to it. **REDACTED** alone on bench furthest away from entrance doors.

Returned on foot about twenty minutes later along WR. **REDACTED** still alone on same bench but his bag visible near his feet and partly under the bench itself.