

Licensing Act 2003
Premises Licence

944

LOCAL AUTHORITY



Licensing Section
 Torbay Council
 Roebuck House
 Abbey Road
 TORQUAY
 DEVON
 TQ2 5EJ



Part 1 - Premises Details

POSTAL ADDRESS OF PREMISES, OR IF NONE, ORDNANCE SURVEY MAP REFERENCE OR DESCRIPTION

Lighthouse & Fusion

26 Esplanade Road, Paignton, Devon, TQ4 6BG.

Telephone 01803 665621

WHERE THE LICENCE IS TIME LIMITED THE DATES

Not applicable

LICENSABLE ACTIVITIES AUTHORISED BY THE LICENCE

- a performance of a play
- an exhibition of a film
- an indoor sporting event
- a performance of live music
- any playing of recorded music
- a performance of dance
- entertainment facilities for making music
- entertainment facilities for dancing
- entertainment of a similar description to that falling within entertainment facilities for making music or dancing
- provision of late night refreshment

THE TIMES THE LICENCE AUTHORISES THE CARRYING OUT OF LICENSABLE ACTIVITIES

Activity (and Area if applicable)	Description	Time From	Time To
A. Performance of a play (Indoors)	Sunday to Thursday	9:00am	11:30pm
	Friday to Saturday	9:00am	12:30am
B. Exhibition of films (Indoors)	Sunday to Thursday	9:00am	11:30pm
	Friday to Saturday	9:00am	12:30am
C. Indoor sporting event	Sunday to Thursday	9:00am	11:30pm
	Friday to Saturday	9:00am	12:30am
E. Performance of live music (Indoors & Outdoors)	Monday to Sunday	9:00am	Midnight
F. Playing of recorded music (Indoors)	Sunday to Thursday	9:00am	11:30pm
	Friday to Saturday	9:00am	12:30am
G. Performance of dance (Indoors)	Sunday to Thursday	9:00am	11:30pm
	Friday to Saturday	9:00am	12:30am



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THE TIMES THE LICENCE AUTHORISES THE CARRYING OUT OF LICENSABLE ACTIVITIES continued ...

Activity (and Area if applicable)	Description	Time From	Time To
I. Provision of facilities for making music (Indoors)	Sunday to Thursday	9:00am	11:30pm
	Friday to Saturday	9:00am	12:30am
J. Provision of facilities for dancing (Indoors)	Sunday to Thursday	9:00am	11:30pm
	Friday to Saturday	9:00am	12:30am
K. Provision of facilities for entertainment of a similar description to that falling within I or J (Indoors)	Sunday to Thursday	9:00am	11:30pm
	Friday to Saturday	9:00am	12:30am
L. Late night refreshment (Indoors)	Sunday to Thursday	11:00pm	Midnight
	Friday to Saturday	11:00pm	12:30am

THE OPENING HOURS OF THE PREMISES

Description	Time From	Time To
Sunday to Thursday	9:00am	Midnight
Friday to Saturday	9:00am	12:30am

WHERE THE LICENCE AUTHORISES SUPPLIES OF ALCOHOL WHETHER THESE ARE ON AND / OR OFF SUPPLIES

Part 2

NAME, (REGISTERED) ADDRESS, TELEPHONE NUMBER AND EMAIL (WHERE RELEVANT) OF HOLDER OF PREMISES LICENCE

Devon Music Collective devonmusic@btinternet.com	124 Maidenway Road, Paignton, Devon, TQ3 2PZ. Telephone 0777 2964284
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REGISTERED NUMBER OF HOLDER, FOR EXAMPLE COMPANY NUMBER, CHARITY NUMBER (WHERE APPLICABLE)

Devon Music Collective	06878570
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F. K. Hughes

Fran Hughes
 Executive Head of Community Safety
 2 June 2010



ANNEXES

ANNEXE 1

MANDATORY CONDITION: EXHIBITION OF FILMS

- 1) Where the film classification body is specified in the licence, admission of children must be restricted in accordance with any recommendation made by that body.
- 2) Where -
 - (a) the film classification body is not specified in the licence, or
 - (b) the relevant licensing authority has notified the holder of the licence that this condition applies to the film in question,

admission of children must be restricted in accordance with any recommendation made by that licensing authority.

In the case of the aforementioned conditions

“children” means persons aged under 18; and

“film classification body” means the person or persons designated as the authority under section 4 of the Video Recordings Act 1984 (authority to determine suitability of video works for classification).

ANNEXE 2

CONDITIONS CONSISTENT WITH THE OPERATING SCHEDULE

The Prevention of Crime and Disorder

1. If young people between the ages of 14 and 18 are present at such as an event as at No 2 above one of the SIA door staff shall be female.
2. No alcohol shall be allowed on to the premises. Random searches shall be conducted when a performance event is being undertaken by appropriately qualified SIA door supervisors.
3. Similar checks shall be undertaken with regard to drugs.
4. Any person found to have alcohol shall be refused entry and/or removed from the premises and be subject to a future barring period.
5. Any person found to have drugs shall have their details taken, shall be refused entry or removed from the premises, be subject to a permanent bar and reported to the police.

Public Safety

1. Maximum occupancies shall be imposed with regard to relevant areas. Capacities shall be monitored at performance events by virtue of a clicker machine and such capacities shall be recorded and available for inspection upon reasonable request.

Ground Floor - Sunday to Thursday: 400 persons, Friday and Saturday: 600 persons.

First Floor - Sunday to Thursday: 350 persons, Friday and Saturday: 450 persons.
2. Regular checks shall be made with regard to decibel levels so as to ensure that noise levels within the premises do not exceed HSE recommendations. Free earplugs shall be available to staff volunteers and members of the public as requested.
3. When performances are undertaken, entrances, exits and gangways shall be clearly indicated and maintained to afford the public ready and ample means of escape.
4. All exit doors shall be kept unlocked and available for exit during the time that the public are on the premises providing that any person leaving during a performance/exhibition may be directed to certain exits at the discretion of the



ANNEXES continued ...

management.

5. Where entertainment involving a close seated audience is provided, seats must be allocated by row and seat number.
6. In the event of unusual performances involving use of naked flames, prior consent of the licensing authority and the fire authority shall be obtained.
7. Pyrotechnics shall not be used in the building at any time.
8. If lasers are to be used within any performance or activity, the prior consent of the licensing authority and fire authority shall be obtained.
9. An incident book shall be kept on site and maintained recording each incident, its time and date, the parties involved and which, if any, of the emergency services were caused to attend.

The Prevention of Public Nuisance

1. Noise or vibration shall not emanate from the premises such as to cause persons in the neighbourhood to be unreasonably disturbed. Noise shall not be audible within any noise sensitive premises with windows open for normal ventilation after 11pm. The criteria applied, from boundary to nearest residential property are:

Before 11pm - noise emanating from the premises shall not be clearly distinguishable above other noise.

After 11pm - noise emanating from the premises shall not be clearly distinguishable above background levels of noise.
2. A senior member of staff shall assess the impact of noisy activities on neighbouring properties at the start of the activity/entertainment and periodically throughout the activity to ensure levels of noise have not increased.
3. The placing of refuse into receptacles outside the premises must take place at times that will prevent disturbances to neighbouring properties.
4. Checks shall be made by staff/volunteers on the surrounding area to prevent inappropriate behaviour and persons shall be requested not to stand at the front of the premises once it is closed but to leave the area quickly and quietly.
5. Appropriate and prominent and legible notices shall be displayed at all exits requesting the public to respect the needs of local residents.
6. No speech or music shall be relayed by external amplified speakers.

The Protection of Children from Harm

1. All staff/volunteers shall be CRB enhanced checked and recorded, such checks shall be available for inspection upon reasonable request.
2. A Child Protection Policy and Safeguarding Children from Harm Policy is in place and shall be issued to all staff and volunteers.
3. A female SIA licensed member of staff shall be present on the door for any events where young people under 18 years of age are present.
4. A ratio of 1 SIA door staff to 100 attendees shall be present at any events where such numbers are expected.

Ground Floor

1. The downstairs cafe area shall be accessible to all children, however, children under the age of 14 shall be supervised by a responsible adult within this area unless they are there for purposes purely of an educational activity, at which time the CRB checked staff and volunteers will be present.

First Floor

1. When operating as a music venue for performance, access shall be restricted to persons aged 14 years or over after 7pm.
2. During periods of time when the first floor area is used for educational purposes, access shall be available to all



ANNEXES continued ...

- children but subject to the same supervision as identified in 4. above.
3. A membership scheme shall be established whereby those 14 and over but under 18 shall be required to provide proof of age and emergency contact details for a responsible adult. Membership card shall be issued providing access to upstairs entertainment events. All consents issued shall be recorded and entry shall be restricted to those persons producing the ID card.
 4. In respect of visitors, temporary passes shall be provided to those aged 14 to 18 but this shall be based on production of a valid proof of age document.
 5. Clear policies shall be issued to staff regarding the admission of adults into the premises during performance events, particularly with a view to scrutinising adults who may be under the influence of alcohol, drugs or whom are considered inappropriate to be in contact with persons under the age of 18.
 6. Staff and stewards shall conduct regular checks and monitor behaviour of adults in the performance spaces when the venue is open to the public. Appropriate action in line with CPP and SCFH policies shall be taken to remove any apparent risk including removal of patrons and police intervention where appropriate.
 7. Toilet checks shall be conducted on a regular basis by appropriate staff and stewards.
 8. Should any film be shown in the course of an activity or by way of close seated viewing, proof of age scheme identification shall be required as appropriate in view of the certification issued in respect of the film in question.
 9. During the wind down period and at closure, staff shall endeavour to ensure the sensible dispersal of young people from the building and monitor the behaviour.
 10. A taxi phone shall be made available within the premises.

ANNEXE 3

CONDITIONS ATTACHED AFTER A HEARING BY THE LICENSING AUTHORITY

General

1. Afternoon to early evening (7pm) acoustic music shall be performed on the front outside terrace only between 1st May to 30th September only.

The Prevention of Crime and Disorder

1. On nights when an event is being undertaken, which is open to members of the public, there shall be no admission after one hour before specified closing time.
2. SIA licensed door staff shall be employed for any events at a ratio of 1 SIA door staff member to 100 attendees.
3. Any persons exercising security function shall be licensed by the Security Industry Authority; such person shall be employed at the premises by the holder of the Premises Licence.

Public Safety

1. During performances, when the premises is used by a close seated audience, all seats shall be securely fitted to the floor. In any part of the premises not so regularly used, chairs, if provided, shall be securely fastened together in lengths of not less than 4 and no more than 12 whenever more than 250 persons are accommodated. There shall be space of not less than 300 mm between the back of one seat and the front of the one behind. In such cases, provision shall be made to the end seats in each row which flank the gangways to be securely fastened to the floor.



ANNEXES continued ...

2. When performances are being undertaken, all curtains and drapes within the premises shall be flame resistant to the satisfaction of the fire authority and the licensing authority. The premises licence holder shall provide documentary evidence of the nature and date of fire proofing treatment and such documentation to be available on reasonable request.

The Prevention of Public Nuisance

1. All doors and windows shall be kept shut during regulated entertainment to reduce noise break out. A management scheme shall be in place to ensure this occurs.
2. During regulated entertainment the door lobbies shall be effectively used throughout the time of the entertainment to prevent noise breakout.

The Protection of Children from Harm

1. Child Protection Officers will be appointed and all staff and volunteers shall be their name and contact details and the steps to be undertaken to record any incidents.
2. Safety leaflets shall be available and promoted within the premises to encourage young people to go home safely.
3. A collection point for parents collecting children shall be established at the side of the building off the main road and staffed appropriate offering assistance to young persons who are not collected should that situation arise.

ANNEXE 4

PLANS

Copy attached to Licence.



LOCAL AUTHORITY



Licensing Section
 Torbay Council
 Roebuck House
 Abbey Road
 TORQUAY
 DEVON
 TQ2 5EJ

Premises Details

POSTAL ADDRESS OF PREMISES, OR IF NONE, ORDNANCE SURVEY MAP REFERENCE OR DESCRIPTION

Lighthouse & Fusion

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Telephone 01803 665621

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WHERE THE LICENCE AUTHORISES SUPPLIES OF ALCOHOL WHETHER THESE ARE ON AND / OR OFF SUPPLIES

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NAME, (REGISTERED) ADDRESS OF HOLDER OF PREMISES LICENCE

Devon Music Collective	124 Maidenway Road, Paignton, Devon, TQ3 2PZ.
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REGISTERED NUMBER OF HOLDER, FOR EXAMPLE COMPANY NUMBER, CHARITY NUMBER (WHERE APPLICABLE)

Devon Music Collective	06878570
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STATE WHETHER ACCESS TO THE PREMISES BY CHILDREN IS RESTRICTED OR PROHIBITED

Access is restricted only under the terms of the Licensing Act 2003.
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F. K. Hughes

Fran Hughes
Executive Head of Community Safety
2 June 2010

