

Please reply to: Mr Gareth Fudge

Community Safety

Roebuck House

Abbey Road

Devon

TQ2 5EJ

My ref: NOU No: 001447

Your ref:

Telephone: 01803 208010

Fax: 01803 208854

E-mail: licensing@torbay.gov.uk

Website: www.torbay.gov.uk

Date: 1 December 2011

Dear Ms Butcher

**Re: Section 80 Environmental Protection Act 1990
Statutory Noise Nuisance arising from the playing of Amplified music at Seamus O'Donnels
28 Victoria Parade Torquay**

I refer to my letter of the 28th of April I have received further complaint that you are continuing to play music at a level that is causing disturbance to your neighbours. I have visited your neighbors and have confirmed the existence of a statutory noise nuisance. As such I am under an obligation to serve an abatement notice requiring abatement of the nuisance. However, I am offering you an opportunity to resolve this matter informally.

You must take action immediately to reduce the volume of music disturbing your neighbours. Should complaints continue, I shall have no alternative but to serve an abatement notice. It is an offence to breach an abatement notice and upon conviction, a person operating a business may be fined a maximum of £20,000. It is therefore in your interest to ensure that this matter is resolved as a matter of urgency.

The nuisance is being caused by bass breakout into the neighbouring properties through your walls rather than through your windows or through open doors or windows. Therefore the quickest solution to the problem is to reduce the volume of the noise to a much lower level.

If you wish to discuss methods of preventing further nuisance, I can be contacted on the telephone number above.

Should you need to contact us please quote the reference number above.

Yours sincerely

Mr Gareth Fudge
Senior Environmental Health Officer
Licensing and Public Protection

Please note that, apart from personal details subject to the Data Protection Act, information contained in this letter may be divulged to members of the public under the Freedom of Information Act 2000.

Cc: Admiral Taverns (780) Limited – 150 Aldersgate Street London EC1A 4EJ

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If you require this in a different format or language, please contact me.