

Clerk: Governance Support
Telephone: 01803 207013
E-mail address: governance.support@torbay.gov.uk
Date: Monday, 11 October 2021

Governance Support
Town Hall
Castle Circus
Torquay
TQ1 3DR

Dear Member

LICENSING SUB-COMMITTEE - THURSDAY, 7 OCTOBER 2021

I am now able to enclose, for consideration at the Thursday, 7 October 2021 meeting of the Licensing Sub-Committee, the following reports that were unavailable when the agenda was printed.

Agenda No	Item	Page
8.	Review of a Premises Licence in respect of Jackz Bar, Parkham Road, Brixham, TQ5 9BU	(Pages 2 - 3)

Yours sincerely

Governance Support
Clerk

Agenda Item 8

From: Martin, Karl <Karl.Martin@torbay.gov.uk>
Sent: 07 October 2021 13:54
To: Antrobus, Lisa <Lisa.Antrobus@torbay.gov.uk>
Subject: review conditions jackz

Existing conditions

1.

Noise or vibration shall not emanate from the premises such as to cause persons in the neighbourhood to be unreasonably disturbed. Noise from the premises should not be audible within any dwelling with windows open for normal ventilation especially after 11pm. This shall be assessed from the boundary to the nearest residential properties, on all sides of the licensed premises. The criteria that shall be applied are:

- (i) Before 11pm. - Noise emanating from the premises shall not be clearly distinguishable above other noise.
- (ii) After 11pm - Noise emanating from the premises shall not be distinguishable above background levels of noise.
- (iii) The local authority shall reserve the right in cases of tonal noise and where premises are attached to others, to make further assessments from within the residential property.

2.

Prominent, clear and legible notices shall be displayed at all exits requesting the public to respect the needs of local residents and to leave the premises and the area quietly.

3.

Doors and windows that open towards noise sensitive properties (for example residential) shall be kept shut during entertainment. All other windows and doors to be kept shut after 8pm. A management scheme shall be in place to ensure this situation remains.

4.

Provision of mechanical ventilation and air conditioning system shall not allow noise breakout from the premises or cause a nuisance by its operation.

5.

Secondary glazing shall be installed within 28 days.

Proposed additional conditions

1. The volume of recorded music must not be audible above background levels at 5m or more from the frontage of the building.
2. The PLH must maintain a written noise management plan which must include procedures for but not limited to: -
 - a. Noise management policy
 - b. Arrangements and procedures to ensure the noise limited is used and maintain.
 - c. List of PA equipment used.

- d. Records of complaints from residents or business.
 - e. Relevant staff/SIA noise monitoring log sheets.
 - f. Procedures for ensuring windows and doors are closed during regulated entertainment.
 - g. Employee/SIA staff training records and procedures in relation to noise management.
 - h. Procedures for monitoring and controlling noise from customers using the outside designated smoking area.
 - i. Dispersal policy.
3. A noise limiter shall be installed and used at the premises, with set levels agreed by Torbay Council's Licensing Team.
 4. The noise limiter shall be made tamper proof and any adjustments to sound levels shall only be made in consultation with the responsible authority for public nuisance.
 5. No alterations or modifications to the existing PA and or any structural changes to the premises must take place without written approval from Torbay Council's Licensing Team.
 6. A written noise management plan must contain procedures to ensure the lobby is used in additions to the ensuring windows are kept closed during regulated entertainment.
 7. Patrons shall be asked not to stand around talking in the street outside the premises shall be asked to leave the vicinity quickly and quietly.
 8. On calling last orders and at the end of Regulated Entertainment an announcement shall be made requesting patrons to leave the area as quickly and quietly as possible.
 9. The licensee shall ensure that staff leaving the premises after the premises has closed will conduct themselves in a manner as not to disturb nearby residents.