

Memorandum

To: Licensing	From :	Community Safety
c.c	Contact :	Mr Gareth Fudge
c.c.	Ext :	01803 208010
c.c	My Ref :	1ZV SRU No: 160381/GDF
For the attention of: Licensing Steve Cox	Your Ref :	
	Date :	17 March 2011

Subject: Premises– Licensing Act 2003

**Premises Name & Address: Hooks Bar & Grill, , 43 Torwood Street, Torquay, Devon,
TQ1 1DY**

- a) I have no comments to make on the above application
- b) The application does not meet the following licensing objectives:
- i) Prevention of crime and disorder
 - ii) Protection of children from harm
 - iii) Public safety
 - iv) Prevention of public nuisance

The above premises has residential accommodation opposite it, I am concerned that the playing of live music and the playing of amplified music may disturb local residents. I would therefore recommend that the following conditions be attached to the licence to prevent public nuisance:-

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

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

"The volume of amplified sound used in connection with the entertainment provided shall at all times be under the control of the Licensee/Management and the controlling mechanism shall be operated from a part of the Premises not accessible to the public"

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

The placing of refuse, such as bottles, into receptacles outside the premises takes place at times that will prevent disturbance to nearby properties.

Deliveries of kegs, bottles, food or other materials necessary for the operation of the business will be carried out at such a time or in such a manner as to prevent nuisance and disturbance to nearby residents.

Doors and windows will be kept shut during entertainment. To reduce noise break out. A management scheme will be in place to ensure this situation remains. *(This may have negative effects on levels of ventilation and temperature.)*

Patrons will be asked not to stand around talking in the street outside the premises or any car park; and asked to leave the vicinity quickly and quietly

An announcement will be made prior to closing requesting patrons' cooperation in leaving the premises and vicinity as quietly and quickly as possible.

Staff will check prior to entertainment, and periodically during the entertainment, that all windows and doors are shut.

An announcement will be made prior to closing requesting patrons' cooperation in leaving the premises and vicinity as quietly and quickly as possible.

A senior member of staff (manager) will assess the impact of any noisy activities on neighbouring residential premises at the start of the activity/ entertainment and periodically throughout the activity/entertainment to ensure levels of noise have not increased.

Mr Gareth Fudge
Senior Environmental Health Officer