

Memorandum

To: licensing	From :	Community Safety
c.c	Contact :	Mr Gareth Fudge
c.c.	Ext :	01803 208025
c.c	My Ref :	1ZV SRU No: 184339/GDF
For the attention of: Licensing Steve Cox	Your Ref :	
	Date :	5 December 2012

Subject: Premises– Licensing Act 2003
Premises Name & Address: Zanzibar, , 11-13 Abbey Road,
Torquay, Devon, TQ2 5NF

- 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

This application is for a bar on Abbey Road in Torquay, it is situated in the cumulative impact area. The premises wishes to operate until midnight. Previously, the premises held a licence which operated until 23:00.

Opposite the premises is a sheltered housing complex for elderly people. Many of the flats have living accommodation overlooking Abbey Road. Furthermore the premises has residential accommodation on either side and above it.

In the past complaints have been received about noise from patrons outside Zanzibar from residents in the sheltered accommodation opposite. The complaints relate to noise from patrons entering and leaving the premises and smoking outside.

I am concerned that given the vicinity of the residential accommodation and the operating hours of this premises that residents will suffer unreasonable disturbance arising from the activities above.

Furthermore, I am also concerned that patrons outside the premises may cause passersby out into the road leading them to being at risk.

I remind the committee that there is a rebuttable presumption against any new licences in the cumulative impact area unless the applicant can demonstrate that the licensing objectives of Prevention of Crime and Disorder and the prevention of Public Music.

The applicant has not addressed any of these issues in his application and I am concerned that noise from both entering and leaving the bar and from smokers smoking and talking outside will lead to public nuisance.

In order to ensure that residents do not suffer public nuisance I would recommend that the following conditions are attached to the licence.

Staff shall ask patrons to respect their neighbours and leave quietly after 22:00

A member of staff shall supervise the external area after 23:00 ensuring that :-

patrons do not use their mobile phones outside the premises

No more than three patrons are to be allowed outside at any given time.

Smokers must not be allowed to linger outside the premises.

Customers exhibiting noisy behaviour will be either asked to return inside or leave the area

Mr Gareth Fudge

Senior Environmental Health Officer