

# Memorandum

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<b>To:</b> Licensing	<b>From :</b> Community Safety
<b>c.c</b>	<b>Contact :</b> Mr Gareth Fudge
<b>c.c.</b>	<b>Ext :</b> 01803 208025
<b>c.c</b>	<b>My Ref :</b> 1ZV SRU No: 186767/GDF
<b>For the attention of: Licensing Steve Cox</b>	<b>Your Ref :</b>
	<b>Date :</b> 19 February 2013

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**Subject: Premises– Licensing Act 2003**

**Premises Name & Address: Pasty 'n' More, , 11 Victoria Parade,  
Torquay, Devon, TQ1 2BB**

- 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 proposed application sits within the Cumulative Impact area and is flanked by residential accommodation on either side. I remind the committee that there is a rebuttable presumption for refusal for any application in this area where there is potential for the prevention of crime and the prevention of public nuisance objectives to be compromised.

The proposed application is for a take away food outlet to operate on a 24hour basis. This would inevitably encourage a range of customers and I am concerned that the premises would encourage late night revellers to the area to get food at the end of their night out, as the premises has very little internal seating, it is anticipated that the customers would simply hang round outside causing disruption through their behaviour. They would be unable to leave the area via taxi's as the drivers will not let them into the taxi whilst eating.

As many of their customers will have been drinking there is clearly potential for disruption caused by drunkenness, shouting and screaming, fighting and general noise to affect residential accommodation nearby. This is known to occur at other late night takeaway venues within the cumulative impact area.

The premises is flanked by residential accommodation at first floor level and is situated fairly near to the residential site of Queens Quay. Complaints have been received in respect of noise from customers of other late night takeaway premises in the vicinity.

The application proposes no measures to prevent customers hanging round outside the premises, no measures to prevent any noise associated with customers outside the premises consuming their pasties or any measures to deal with any litter created.

I therefore wish to object to the above application on the grounds that it is in the cumulative impact area and is likely to undermine the objective of the prevention of public nuisance.

**Mr Gareth Fudge**  
Senior Environmental Health Officer