

## John Bull – Application for a Premises Licence

I make this representation, as the **Responsible Authority for Public Nuisance**. It is made to aid the committee in making a decision on the knowledge that other representations have been made. It is not made to support or object to the application but to provide clarity for the committee members.

### **Background**

Gosschalks have made an application on behalf of the prospective Premises Licence holders, for a Premises Licence that is very similar to one that lapsed in November 2022. The only change being the extension of Live Music from 2330 to 2400.

I have reviewed our database with regard to past noise complaints, and historically there are a number of complaints but none since 2014.

Exemptions within the Licensing Act 2003 mean that any Live or Recorded Music before 11pm can take place irrespective of any time limitations or conditions. This is not the case after 11pm and adequate conditions are offered to manage the potential for nuisance. [Conditions and restrictions to Live and Recorded Music before 11pm can only be added after a Review.]

The Licensing Statement of Principles, Appendix 2 on page 42 of the Policy says.

*9. There will be an assumption however, that licensed premises in residential areas, or where there is close proximity to residential properties or hospitality services, will only be allowed to undertake licensable activities until 11pm, unless detailed consideration and mitigation measures have been proposed to address those concerns. A simple application with no supporting material can be expected to be refused, where relevant Representations have been received.*

### **Conclusions**

It is quite clear that the premises has the potential to cause nuisance both due to the historic information and it being in a residential area, however with careful management this can potentially be mitigated.

If committee were minded to restrict music times or require some additional safeguards, then the following changes or condition could be added for reassurance purposes.

To restrict Live Music to 1130pm in line with the previously held Premises Licence.

Or/and

‘A Noise Management Plan is written and agreed with the officer responsible for Public Nuisance with the Community Safety department at the Local Authority before Live or Recorded Music is played after 11pm.’



**Steve Cox**

**Environmental Health Manager**