

Hi Mathew,

I just thought that for new applicants and/or for premises which were never used for licensed activities and wish to operate regulated entertainment; provision of hot foods; install plant and machinery; etc, and are near sensitive receivers, it would help the applicants to know what is expected of them before they apply. Or should the below be added to the application guidance instead of the policy document?

I have this long suggestion which is often great at preventing problems from happening at later dates. Please feel free to streamline it if necessary:

Prevention of Public Nuisance

“If Regulated Entertainment is to be operated:

All doors and windows will remain closed during the operation of regulated entertainment or in any event after ‘22:00’. The entrance door will preferably be fitted with a self-closing device and staff required to ensure that it is not propped open. A member of staff shall be responsible to ensure that doors are opened for as brief a period as possible. Where necessary adequate and suitable mechanical ventilation should be provided to public areas.

Entry to the premises will be restricted to a particular entrance(s) whilst the premises is being used for regulated entertainment.

For new premises (under construction/renovation/change of use) where regulated entertainment is to be operated, the provision of lobbied doors will be advisable, to prevent noise breakouts. Entrance/exit from the premises whilst regulated entertainment is ongoing shall be via lobbied doors to minimise noise breakout. This requirement may not apply to existing premises which do not currently have lobbied doors.

It is recommended that regulated entertainment shall conclude 30 minutes before the premises is due to close to prevent excessive noise breakout as the premises empties.

Structure borne noise

All speakers are mounted on anti-vibration mountings to prevent vibration transmission of sound energy to adjoining properties.

Sound limits

The licensee shall ensure that no music played in the licensed premises is audible at or within the site boundary of any residential property.

All regulated entertainment amplified activity will utilise the in-house amplification system, the maximum output of which is controlled by the duty manager.

The level of amplified regulated entertainment shall be controlled by means of limiting device set at a level which upon request may be agreed with the licensing authority, or utilise an in-house amplification system, the maximum output of which is controlled by the duty manager.

Outside Areas

No music will be played in, or for the benefit of patrons in external areas of the premises.

No form of loudspeaker or sound amplification equipment is to be sited on or near the exterior premises or in or near any foyer, doorway, window or opening to the premises.

Where noise sensitive receivers are within proximity to the premises wishing to apply for a licence, signs shall be displayed in the external areas/on the frontage requesting patrons to recognise the residential nature of the area and conduct their behaviour accordingly.

If Beer Gardens are part of the application, the bar garden will be closed at '22:00' with only a certain number of persons permitted to utilise the beer garden/frontage. The person exposed to residences will be restricted to suitable number persons after '22:00'.

Only patrons seated at tables will be permitted in the beer garden.

The beer garden/frontage will be closed, and patrons requested to come inside the main structure of the premises at '22:00' hours.

Plant and machinery

The applicant to source quieter models or plant and machinery if the application is for an establishment of new licensed activities which require installation of plant and machinery. All plant and machinery shall be correctly maintained and regularly serviced to ensure that it is operating efficiently and with minimal disturbance to neighbours.

Patrons entering/exiting premises.

Where people queue to enter the premises a licensed door supervisor shall supervise and ensure the potential patrons behave in an acceptable manner

Signs should be displayed requesting patrons to respect the neighbours and behave in a courteous manner.

Prevention of Nuisance from Odour

All ventilation and extraction systems shall be installed in accordance British Standards and shall be adequately maintained and regularly serviced to ensure that it is operating efficiently and with minimal disturbance to neighbours arising from noise and/or odour.

Prevention of nuisance from light

The use of explosives, pyrotechnics and fireworks will be restricted to 12:00pm and 22.00 and located away from nearby residential premises.

Illuminated external signage shall be switched off when the premises is closed.

Security lights will be positioned to minimise light intrusion to nearby residential premises.

Full details of concerns raised above need to be supplied to Environmental Health for our perusal. This would enable us to examine the application and make comments as to whether the proposed operations can cause noise nuisance/public nuisance.

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The level of amplified regulated entertainment shall be controlled by means of limiting device set at a level which upon request may be agreed with the licensing authority.

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No music will be played in, or for the benefit of patrons in external areas of the premises.

No form of loudspeaker or sound amplification equipment is to be sited on or near the exterior premises or in or near any foyer, doorway, window or opening to the premises.

Signs shall be displayed in the external areas/on the frontage requesting patrons to recognise the residential nature of the area and conduct their behaviour accordingly. The management must reserve the right to ask patrons to move inside the premises or leave if it is felt that they could be disturbing neighbours.

Deliveries and collections.

Deliveries and collections associated with the premises will be arranged between the hours 08:00 and 18:30 to minimise the disturbance caused to the neighbours.

Glasses will be collected or emptied at the beginning of the day rather than at closing time (Emptying/Collection between 07:00 – 22:00) when neighbours in proximity might be unduly disturbed.

Empty bottles and non-degradable refuse will remain in the premises at the end of trading hours and taken out to the refuse point at the start of the working day rather than at the end of trading when neighbours might be unduly disturbed”.

Please feel free to contact me if you need further information.

Lamin Tamba

Environmental Health

Newcastle-under-Lyme Borough Council