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Bob Coomber
Interim Chief Executive

Plymouth City Council
Civic Centre
Plymouth PL1 2AA

www.plymouth.gov.uk/democracy

Date 17 August 2012

Please ask for: Katey Johns / Amelia Boulter, Democratic Support Officer
T: 01752 304570/307815 E: katey.johns@plymouth.gov.uk / amelia.boulter@plymouth.gov.uk

LICENSING SUB COMMITTEE

'TO FOLLOW' SUPPLEMENT

Date: Tuesday 21 August 2012

Time: 10 am

Venue: Council House, Plymouth (next to the Civic Centre)

Members:

Councillors Rennie, Gordon and Ken Foster.

Fourth Member:

Councillor Kate Taylor

PLEASE FIND ATTACHED ADDITIONAL INFORMATION FOR CONSIDERATION UNDER AGENDA ITEM NO. 5. PLEASE BE REMINDED THAT THIS INFORMATION IS PRIVATE AND CONFIDENTIAL.

PLEASE ALSO FIND ADDITIONAL INFORMATION FOR CONSIDERATION UNDER AGENDA ITEM. 6. This application needs to be heard on the 21 August so that it meets the statutory time limits set out in the Licensing Act 2003 (Hearings) Regulations 2005 - Regulation 5, Schedule 1.

Bob Coomber
Interim Chief Executive

LICENSING SUB COMMITTEE

- 5. GRANT OF PREMISES LICENCE - ANGELS, 38 - 40 UNION STREET, PLYMOUTH, PLI 3EY (EI) (Pages 1 - 10)**

The Director of Place will submit a report on the grant of a premises licence.

- 6. TEMPORARY EVENT NOTICE - ODD BAR , 36 DRAKE CIRCUS, PLYMOUTH (Pages 11 - 28)**

The Director of Place will submit a report on the grant of a temporary event notice.

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PLYMOUTH CITY COUNCIL

Subject: Temporary Event Notice
Committee: Licensing Sub Committee (Miscellaneous)
Date: 21 August 2012
Cabinet Member: Councillor Brian Vincent
CUT Member: Director of Place
Author: Linda Perez – Licensing Officer
Contact: Tel: 01752 307983
e-mail: licensing@plymouth.gov.uk
Ref: ERS/LIC/TEN
Key Decision: No
Part: I

Executive Summary:

Nine notifications have been received from Mr Luke Paul Empson in respect of the Odd Bar, 36 Drake Circus, Plymouth for nine Temporary Event Notices under Section 100 of the Licensing Act 2003.

Corporate Plan 2012 – 2015:

This report links to the delivery of the City and Council priorities. In particular:
I. Delivering Growth

**Implications for Medium Term Financial Plan and Resource Implications:
Including finance, human, IT and land**

Not applicable

**Other Implications: e.g. Community Safety, Health and Safety, Risk
Management and Equality, Diversity and Community Cohesion:**

Members should be aware that Section 17 of the Crime and Disorder Act 1998 puts a statutory duty on every Local Authority to exercise its various functions with due regard to the need to do all that it reasonably can do to prevent crime and disorder in its area.

Recommendations & Reasons for recommended action:

That Members consider this report.

Alternative options considered and reasons for recommended action:

None.

Background papers:

Application.

Licensing Act 2003.

Guidance issued under Section 182 Licensing Act 2003.

Council's Licensing Policy.

Sign off:

Fin		Leg	AG/ 1541 6/16. 8.12	HR		Corp Prop		IT		Strat Proc	
Originating SMT Member											

1.0 INTRODUCTION

- 1.1 On the 10 August 2012 Mr Luke Paul Empson gave nine temporary event notices under Section 100 of the Licensing Act 2003 to the Licensing Authority. A copy of these notices were served on Devon and Cornwall Police and Environmental Health department
- 1.2 These notifications are in respect of nine events to take place at the Odd Bar, 36 Drake Circus, Plymouth, a bar with an outside beer garden.
- 1.3 Nature of the events:
The nature of these nine events is for a Student Social
The times are as follows:
1. Saturday 22 September through to Sunday 23 September 00.00 to 06.00
 2. Saturday 29 September through to Sunday 30 September 00.00 to 06.00
 3. Saturday 6 October through to Sunday 7 October 00.00 to 06.00
 4. Saturday 13 October through to Sunday 14 October 00.00 to 06.00
 5. Saturday 20 October through to Sunday 21 October 00.00 to 06.00
 6. Saturday 27 October through to Sunday 28 October 00.00 to 06.00
 7. Thursday 1 November 00.00 to 06.00
 8. Saturday 3 November through to Sunday 4 November 00.00 to 06.00
 9. Saturday 10 November to Sunday 11 November 00.00 to 06.00
- 1.4 The licensable activities intended within the notice are:
The sale by retail of alcohol on the premises only
Regulated entertainment
- 1.5 Mr Empson has volunteered measures on his initial application and following consultation with EHO and Police has agreed further measures. (Appendix A)
- 1.6 Devon and Cornwall Police have given notice to the Licensing Authority that they are satisfied that allowing the premises to be used in accordance with the notice would undermine the crime prevention objective. They have also served notice on Mr Luke Paul Empson (Appendix B)
- 1.7 Environmental Health have given notice to the Licensing Authority that they are satisfied that allowing the premises to be used in accordance with the notice would undermine the prevention of public nuisance. They have also served notice on Mr Luke Paul Empson. (Appendix C)
- 1.8 After consultation with the Police and Environmental Health Officers, Mr Empson has agreed to carry over all conditions attached to the premise licence of Odd to this notification. (Appendix D) (Appendix E)
- 1.9 Any person over 18 years of age may give a Temporary Event Notice in respect of permitted temporary activities, intended to take place other than under a licence. This may include:
- * The sale by retail of alcohol
 - * The supply of alcohol by or on behalf of a club to, or to the order of, a member of the club
 - * The provision of regulated entertainment

* The provision of late night refreshment

- 1.10 A temporary event notice must be given to the Licensing Authority the Police and Environmental Health department not less than 10 working days before the event takes place.
- 1.11 Only the Police and Environmental Health department are able to make objections in respect of a Temporary Event Notice on the basis of any of the four licensing objectives.

2.0 CONSIDERATIONS

- 2.1 The Committee is obliged to determine this application with a view to promoting the licensing objectives.
- 2.2 The Committee may decide to allow licensable activities to go ahead as stated in the notice. If the notice is in connection with licensable activities at licensed premises the committee may also impose one or more of the existing conditions on the notice insofar as such conditions are not inconsistent with the event if it considers that this is appropriate for the promotion of the licensing objectives.
- 2.3 If the committee decides to impose conditions it must give notice to the premises user which includes a statement of conditions, alternatively it can decide that the event would undermine the licensing objectives and should not take place therefore issuing a counter notice.
- 2.4 In making its decision the Committee is also obliged to have regard to the guidance issued under section 182 of the Licensing Act 2003 and the Council's own Licensing Policy and the representations (including supporting information) presented by all the parties.

R. Carton
Manager of Public Protection Service

For completion by the licensing authority

10. Acknowledgement (Please read note 18)	
I acknowledge receipt of this temporary event notice.	
Signature	On behalf of the licensing authority
Date	
Name of Officer signing	

EXTRA
INFORMATION FOR POLICE

- WE WILL BE EMPLOYING 2 DOOR SUPERVISORS FOR THE DURATION OF THE EVENT PERIOD - 1 OF WHICH WILL STAY IN THE BEER GARDEN AT ALL TIMES.
- WE WILL ONLY BE SERVING ALCOHOL IN POLYCARBONATE GLASSES FOR PEOPLE USING THE OUTSIDE AREA OF THE BAR
- THE DOOR SUPERVISOR IN THE OUTSIDE AREA WILL BE CHECKING FOR POLYCARBONATE GLASSES AND KEEPING NOISE LEVELS TO A MINIMUM

Building safer communities together



DEVON & CORNWALL
CONSTABULARY

Our ref: 54480/ten/odd

Your ref:

The Licensing Officer
Plymouth City Council
Licensing Office
Civic Centre
Plymouth
PL1 2EW



Licensing Office
Charles Cross Police Station
Hampton Street
Plymouth PL4 8HG

Telephone: 01752 720464

10 August 2012

Dear Sir/Madam

Re: Applications for Temporary Event Notices, Odd Bar 36 Drake Circus, North Hill, Plymouth PL4 8AB

Objection Notice

On Thursday 9th August 2012, applications for Temporary Event Notices (TENS) for the above mentioned premises were received by the Police .

The TENS relate to the retail sale of alcohol from midnight to 0600hrs on the following dates, Sunday 23 September 2012, Sunday 30 September 2012, Sunday 7 October 2012, Sunday 14 October 2012, Sunday 21 October 2012, Sunday 28 October 2012, Thursday 1 November 2012, Sunday 4 November 2012 and Sunday 11 November 2012 for the purposes of a Student Social on each occasion.

The application gives extra information for Police that will allow drinks in the garden area after midnight which conflicts with the conditions on the premises licence.

The police object to all the above applications for all the dates on the basis they will undermine the licensing objectives of 1) the prevention of crime and disorder and 2) the prevention of public nuisance.

The Police would seek to allow the events to go ahead if all the conditions on the premises licence relating to the above objectives in Annex 2 from '*conditions agreed with Devon & Cornwall Police on 5th October 2011 in respect to an application to vary a premise licence granted on 27th October 2011*' and '*conditions agreed with the Environmental Health Authority on 14th October 2011 in respect to an application to*

Fred.Prout@devonandcornwall.pnn.police.uk

www.devon-cornwall.police.uk



CUSTOMER SERVICE EXCELLENCE

SF 615

vary a premises licence granted on 27th October 2011' were imposed on the TEN's.

Yours Sincerely

A handwritten signature in black ink, appearing to read 'F. T. Prout'. The signature is written in a cursive style with a large initial 'F' and a distinct 'T'.

Mr F T Prout
Licensing Officer

MEMO

Public Protection Service

**Licensing Act 2003****Environmental Health Representation****From:** Unit Manager, Public Protection Service**To:** Head of Licensing Section**FAO:** Peter Clemens**Date:** 14th August 2012**Schedule Ref:** WT/ODD/02**Investigating Officer:** Will Tomkins**Extension Number:** 4740**Application Details****Premises:** Odd Bar**Name of Applicant:** Luke Paul Empson**Address:** 36 Drake Circus**Type of Application:** Sale by Retail of Alcohol (On the premises) and The Provision of Regulated Entertainment**Date of Inspection:** N/A**Representation**

This department would like to make the following representation regarding Temporary Events Notices submitted by Luke Paul Empson for the following dates:

- 22nd - 23rd September 2012
- 29th - 30th September 2012
- 6th - 7th October 2012
- 13th - 14th October 2012
- 20th - 21st October 2012
- 27th - 28th October 2012
- 1st November 2012
- 3rd - 4th November 2012
- 10th - 11th November 2012

I consider the application to undermine the following licensing objectives:
The Prevention of Public Nuisance
The likely effect of granting the Temporary Events Notices as applied will undermine the licensing objectives because:
The Prevention of Public Nuisance The operation of the Temporary Event Notice as applied is likely to give rise to significant noise from patrons using the outside area until 06:00 hours in the morning, where there is the potential for a maximum of 100 persons to be using the outside area at any given time. Such noise disturbance may be from shouting, swearing or loud conversation. The premises is situated in the immediate vicinity to residential dwellings, where such occupants are likely to be disturbed by such noise particularly during the hours of 02:00 to 06:00 hours. The operation of the Temporary Event Notice as applied is likely to give rise to significant noise from regulated entertainment between the hours of 02:00 and 06:00. The premises is situated in the immediate vicinity to residential dwellings, where such occupants are likely to be disturbed by such noise particularly during the hours of 02:00 to 06:00 hours.
Recommendations
I therefore recommend that the stated applications for Temporary Event Notices are refused because: The noise from a maximum of 100 persons using the outside area up until 06:00 hours has the potential to cause significant noise disturbance to nearby residential premises. This is likely to negate the existing licensing conditions that are in place at Odd Bar for the Prevention of Public Nuisance. There is the potential for noise from the regulated entertainment between the hours of 02:00 and 06:00. This is likely to negate the existing licensing conditions that are in place at Odd Bar for the Prevention of Public Nuisance.

Licensing Act 2003

Premises Licence**PA0122****Local Authority****Environmental Services**

Department of Community Services
 Licensing Unit
 Civic Centre
 Plymouth. PL1 2AA
 Tel: 01752 307983 Fax: 01752 226314
 Email: Licensing@plymouth.gov.uk

Part 1 - Premises Details

POSTAL ADDRESS OF PREMISES, OR IF NONE, ORDNANCE SURVEY MAP REFERENCE OR DESCRIPTION**Odd**

34/36 Drake Circus, Plymouth, Devon, PL4 8AB.

Telephone 01752 226696

WHERE THE LICENCE IS TIME LIMITED THE DATES

Not applicable

LICENSABLE ACTIVITIES AUTHORISED BY THE LICENCE

- a performance of live music
- any playing of recorded music
- provision of late night refreshment
- the sale by retail of alcohol

THE TIMES THE LICENCE AUTHORISES THE CARRYING OUT OF LICENSABLE ACTIVITIES

Activity (and Area if applicable)	Description	Time From	Time To
E. Performance of live music (Indoors)	Monday to Sunday Live music contained within the premises - Unamplified	10:00	00:00
F. Playing of recorded music (Indoors & Outdoors)	Monday to Sunday Amplified Back ground music playing in all areas until 01:00hrs when it will be contained inside only.	10:00	02:00
L. Late night refreshment (Indoors)	Monday to Sunday	23:00	02:00
M. The sale by retail of alcohol for consumption ON the premises only	Monday to Sunday Non Standard Timings: From the end of permitted hours on New Year's Eve to the start of permitted hours on the following day.	10:00	02:00

THE OPENING HOURS OF THE PREMISES

Description	Time From	Time To
Monday to Sunday Non Standard Timings: From the end of permitted hours on New Year's Eve to the start of permitted hours on the following day.	10:00	02:00

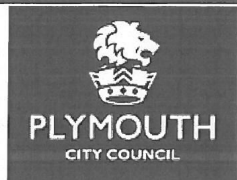


Licensing Act 2003

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WHERE THE LICENCE AUTHORISES SUPPLIES OF ALCOHOL WHETHER THESE ARE ON AND / OR OFF SUPPLIES

- M. The sale by retail of alcohol for consumption ON the premises only

Part 2

NAME, (REGISTERED) ADDRESS, TELEPHONE NUMBER AND EMAIL (WHERE RELEVANT) OF HOLDER OF PREMISES LICENCE

L & R Cafe Ltd

REGISTERED NUMBER OF HOLDER, FOR EXAMPLE COMPANY NUMBER, CHARITY NUMBER (WHERE APPLICABLE)

L & R Cafe Ltd

NAME, ADDRESS AND TELEPHONE NUMBER OF DESIGNATED PREMISES SUPERVISOR WHERE THE PREMISES LICENCE AUTHORISES THE SUPPLY OF ALCOHOL

Luke Paul EMPSON

PERSONAL LICENCE NUMBER AND ISSUING AUTHORITY OF PERSONAL LICENCE HELD BY DESIGNATED PREMISES SUPERVISOR WHERE THE PREMISES LICENCE AUTHORISES FOR THE SUPPLY OF ALCOHOL

Licence No. PL12324

Issued by Plymouth

ANNEXES

ANNEX 1 - MANDATORY CONDITIONS

1. The first condition is that no supply of alcohol may be made under the premises licence: -
 - (a) At a time when there is no designated premises supervisor in respect of the premises licence, or
 - (b) At a time when the designated premises supervisor does not hold a personal licence or his personal licence is suspended.

2. The second condition is that every supply of alcohol under the premises licence must be made or authorised by a person who holds a personal licence.

- 3.(1) The responsible person shall take all reasonable steps to ensure that staff on relevant premises do not carry out, arrange or participate in any irresponsible promotions in relation to the premises.
 (2) In this paragraph, an irresponsible promotion means any one or more of the following activities, or substantially similar activities, carried on for the purpose of encouraging the sale or supply of alcohol for consumption on the premises in a manner which carries a significant risk of leading or contributing to crime and disorder, prejudice to public safety, public nuisance, or harm to children-
 (a) games or other activities which require or encourage, or are designed to require or encourage, individuals to-



Licensing Act 2003

Premises Licence**PA0122****Local Authority****Environmental Services**

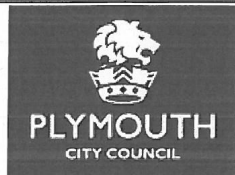
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ANNEXES continued ...

- (i) drink a quantity of alcohol within a time limit (other than to drink alcohol sold or supplied on the premises before the cessation of the period in which the responsible person is authorised to sell or supply alcohol), or
 (ii) drink as much alcohol as possible (whether within a time limit or otherwise);
- (b) provision of unlimited or unspecified quantities of alcohol free or for a fixed or discounted fee to the public or to a group defined by a particular characteristic (other than any promotion or discount available to an individual in respect of alcohol for consumption at a table meal, as defined in section 159 of the Act);
- (c) provision of free or discounted alcohol or any other thing as a prize to encourage or reward the purchase and consumption of alcohol over a period of 24 hours or less;
- (d) provision of free or discounted alcohol in relation to the viewing on the premises of a sporting event, where that provision is dependent on-
- (i) the outcome of a race, competition or other event or process, or
 (ii) the likelihood of anything occurring or not occurring;
- (e) selling or supplying alcohol in association with promotional posters or flyers on, or in the vicinity of, the premises which can reasonably be considered to condone, encourage or glamorise anti-social behaviour or to refer to the effects of drunkenness in any favourable manner.
4. The responsible person shall ensure that no alcohol is dispensed directly by one person into the mouth of another (other than where that other person is unable to drink without assistance by reason of a disability).
5. The responsible person shall ensure that free tap water is provided on request to customers where it is reasonably available.
- 6.(1) The premises licence holder or club premises certificate holder shall ensure that an age verification policy applies to the premises in relation to the sale or supply of alcohol.
- (2) The policy must require individuals who appear to the responsible person to be under 18 years of age (or such older age as may be specified in the policy) to produce on request, before being served alcohol, identification bearing their photograph, date of birth and a holographic mark.
7. The responsible person shall ensure that-
- (a) where any of the following alcoholic drinks is sold or supplied for consumption on the premises (other than alcoholic drinks sold or supplied having been made up in advance ready for sale or supply in a securely closed container) it is available to customers in the following measures-
- (i) beer or cider: ½ pint;
 (ii) gin, rum, vodka or whisky: 25 ml or 35 ml; and
 (iii) still wine in a glass: 125 ml; and
- (b) customers are made aware of the availability of these measures.



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ANNEXES continued ...

Door supervision

(1) Where a premises licence includes a condition that at specified times one or more individuals must be at the premises to carry out a security activity, the licence must include a condition that each such individual must be licensed by the Security Industry Authority.

(2) But nothing in subsection (1) requires such a condition to be imposed-

(a) in respect of premises within paragraph 8(3)(a) of Schedule 2 to the Private Security Industry Act 2001 (c.12) (premises with premises licences authorising plays or films), or

(b) in respect of premises in relation to-

(i) any occasion mentioned in paragraph 8(3)(b) or (c) of that Schedule (premises being used exclusively by club with club premises certificate, under a temporary event notice authorising plays or films or under a gaming licence), or

(ii) any occasion within paragraph 8(3)(d) of that Schedule (occasions prescribed by regulations under that Act).

(3) For the purposes of this section-

(a) "security activity" means an activity to which paragraph 2(1)(a) of that Schedule applies, and

(b) paragraph 8(5) of that Schedule (interpretation of references to an occasion) applies as it applies in relation to paragraph 8 of that Schedule

ANNEX 2 - CONDITIONS CONSISTENT WITH THE OPERATING SCHEDULE**A Supply of alcohol**

Any existing conditions attached to existing justices licence

1. Suitable beverages other than intoxicating liquor (including drinking water) shall be equally available for consumption with or otherwise as ancillary to meals served in the premises

The authorised hours for the sale of alcohol do not prohibit:

1. during the first twenty minutes after the end of authorised hours the consumption of the alcohol on the premises;
2. during the first twenty minutes after the end of authorised hours, the taking of the alcohol from the premises unless the alcohol is supplied or taken in an open vessel;
3. during the first thirty minutes after the end of authorised hours the consumption of the alcohol on the premises by persons taking meals there if the alcohol was supplied for consumption as ancillary to the meals;



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ANNEXES continued ...

4. consumption of the alcohol on the premises or the taking of sale or supply of alcohol to any person residing in the licensed premises;
5. the ordering of alcohol to be consumed off the premises, or the despatch by the vendor of the alcohol so ordered;
6. the sale of alcohol to a trader or club for the purposes of the trade or club;
7. the sale or supply of alcohol to any canteen or mess, being a canteen in which the sale or supply of alcohol is carried out under the authority of the Secretary of State or an authorised mess of members of Her Majesty's naval, military or air forces;
8. the taking of alcohol from the premises by a person residing there; or
9. the supply of alcohol for consumption on the premises to any private friends of a person residing there who are bona fide entertained by him at his own expense, or the consumption of alcohol by persons so supplied; or
10. the supply of alcohol for consumption on the premises to persons employed there for the purposes of the business carried on by the holder of the licence, or the consumption of alcohol so supplied, if the liquor is supplied at the expense of their employer or of the person carrying on or in charge of the business on the premises.

Conditions agreed with Devon & Cornwall Police on 5th October 2011 in respect to an application to vary a premise licence granted on 27th October 2011

Prevention of Crime and Disorder

1. The Premises Licence Holder will ensure that a CCTV system which is fully compliant with the guidance contained in the Information Commissioner's Office (ICO) guidance document regarding installation of CCTV.
2. The CCTV will cover all areas of the premises to which the public have access including the outside decked area
3. Images will be retained for a minimum of 31 days
4. The system will be capable of downloading images to a recognizable viewable format.
5. At all times the premises are open for business a member of staff will be present who is capable of operating the system and downloading images at the request of police or a member of a responsible authority.
6. The CCTV system will be capable of obtaining clear facial recognition images and a clear head and shoulders image of every person entering or leaving the premises
7. A register will be kept detailing all requests by Police for CCTV images. This will include time and date of request, time, date and location of incident, time and date of hand on to



Licensing Act 2003

Premises Licence

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ANNEXES continued ...

Police.

8. 2 Door Supervisors will be employed on a Friday and Saturday night from 2300hrs until close of business
9. 1 door supervisor will be employed Sunday to Thursday Inclusive from Midnight until close of business
10. All drinks will be served in Polycarbonate receptacles to customers using the outside area after 9pm.
11. A maximum of 30 people at any one time will be allowed to use the garden area after 2330hrs.
12. After 23.30hrs no drinks are to be taken outside to the outside rear area and no consumption of drinks to occur after midnight
13. After 23.30hrs on a Friday and Saturday Night and Midnight on all other nights a door supervisor is to be permanently placed in the rear area to monitor the capacity
14. After 23.30hrs noise levels are to be monitored and controlled to minimise any potential impact on local residents
15. A sign is to be placed in the outside rear area specifying that no drinks are to be taken into this area after 23.30hrs
16. No open bottles or other vessels to be permitted to be taken from the premises.

Protection of Children From Harm

1. No person under the age of 18years shall be admitted to the premises.
2. Any person who looks or appears to be under the age of 21 shall be asked to provide identification that they are over the age of 18. The following are the only forms of identification acceptable:
 - [UK photo driving licence]
 - [Passport]
 - [PASS accredited cards]
3. All staff employed at the premises shall be trained in the requirements of the Challenge 21 policies The identification & recognition of drunks and the correct procedure to be followed when refusing service.
4. The Licence Holder or nominated person shall ensure that bar staff, supervisors and managers are trained in the legality and procedure of alcohol sales, prior to undertaking the sale of alcohol. Training shall be signed and documented and training records be made available to a member of any responsible authority on request.
5. The Licence Holder shall ensure a sales refusal register is maintained to include details of all alcohol sales refused and the reason for refusal. The refusals register should be made



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ANNEXES continued ...

available to any responsible authority on request

6. The training will be repeated at least every 4 months for all staff and will be recorded in documentary form that will be available for inspection at the time of request by a member of any responsible authority. The records will be retained for at least 12 months

Conditions agreed with the Environmental Health Authority on 14th October 2011 in respect to an application to vary a premises licence granted on 27th October 2011

Public Nuisance

Outside Area

- 1 The outside licensable area must be cleared of patrons by 23.30hrs, other than for use as a designated smoking area.
- 2 No drinks will be permitted to be taken to the outside rear area after 23.30hrs and no consumption of drinks to occur in the outside area after midnight.
3. Management will control levels of noise in the outside area and advise customers of the need to respect local residents where appropriate. Any patrons continuing to cause any disturbance or disorder will be asked to leave the premises.
- 4 Any recorded music in the outside area will cease by 23.00hours.

General

- 5 Doors and windows will be kept shut during indoor entertainment.
- 6 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.
- 7 Management will control the sound levels of the music/entertainment.
- 8 Before 11pm
To prevent entertainment being intrusive, noise emanating from the premises will not be clearly audible 1 metre from the façade of the nearest residential property.
- 9 Between 11pm and 12 midnight
To prevent entertainment being intrusive, noise emanating from the premises will not be clearly distinguishable above other noise 1 metre from the façade of the nearest residential property.
- 10 Between 12 Midnight and 2am
Total sound containment within the premises,
- 11 The delivery of goods is restricted to taking place between 08.00hrs and 18.00hrs.
- 12 Bottle skips and bins containing cans or bottles will not be emptied outside after 11pm but

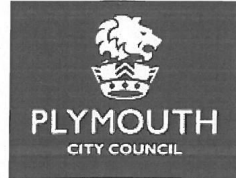


Licensing Act 2003

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ANNEXES continued ...

will be dealt with the next day during normal working hours.

The will be no adult entertainment held at this premise.

ANNEX 3 - CONDITIONS ATTACHED AFTER A HEARING BY THE LICENSING AUTHORITY

None.

ANNEX 4 - PLANS

As Attached

Assistant Head of Environmental Regulation Services



Perez, Linda (DEVELOPMENT & REGENERATION)

From: Clemens, Peter (DEVELOPMENT)
Sent: 14 August 2012 09:46
To: Perez, Linda (DEVELOPMENT & REGENERATION)
Subject: FW: Objection to TEN's for Odd Bar NOT PROTECTIVELY MARKED

From: Odd Cafe Bar [mailto:]
Sent: Friday, August 10, 2012 9:41 PM
To: Fred.PROUT
Cc: Licensing (DEVELOPMENT)
Subject: Re: Objection to TEN's for Odd Bar NOT PROTECTIVELY MARKED

Dear Sir/Madam,

We are in receipt of the police objection to our TENs applications and are happy to comply with their request that they be based on our current licence meaning the outside area will be for smoking only and not drinking after midnight.

Regards

Luke Empson

On Fri, Aug 10, 2012 at 11:31 AM, < > wrote:

Dear sir/madam

Please find attached letter of objection with reference to the TEN's as set out.

A hard signed copy has been sent by post and a copy to the applicant.

Kindest regards

Fred Prout

Mr. F T Prout
Licensing Officer
Devon & Cornwall Constabulary
Licensing Office
Charles Cross Police Station
Hampton Street
Plymouth
PL4 8HG

email: _____
Tel: 01752
Fax: 01752

From 1st November 2011 Licensing teams will be working within a new structure, please note our new contact details: Licensing Department (West), Launceston Police Station, Moorland Road, Launceston, Cornwall. PL15 7HY
email: licensingwest@devonandcornwall.pnn.police.uk
tel: 01566 771309
fax: 01566 771388

14/08/2012