

Conditions Relating to the Prevention of Public Nuisance

It should be noted that provisions of the Environmental Protection Act 1990 provide some protection to the general public from the effects of noise nuisance. In addition, the provisions in Part 8 of the Licensing Act 2003 enable a senior police officer to close down instantly, for up to 24 hours, licensed premises and premises carrying on temporary permitted activities that are causing nuisance resulting from noise emanating from the premises.

General

When completing your operating schedule, you will be required to describe the steps you intend to take in order to promote the four licensing objectives. When responsible authorities are considering such applications and when licensing authorities are considering applications following the receipt of any relevant representations from a responsible authority or interested party, the following options should be considered as measures which, if necessary, would promote the Prevention of Public Nuisance.

The following measures are designed to offer guidance. Any individual preparing an operating schedule is at liberty to volunteer any measure, such as those described below, as a step he or she intends to take to promote the licensing objectives. When incorporated into the licence or certificate as a condition, they become enforceable under the law and a breach of such a condition could give rise to prosecution.

The attached list is not exhaustive and you may use other conditions which you can use to meet the licensing objectives. Should you wish to incorporate any of the following conditions into your operating schedule, you can do so by ticking the appropriate tick boxes and sign the declaration at the end of the form.

Hours

Please tick each box describing the measures to be undertaken:

Tick ✓

- The playing of amplified recorded music or voices after a certain time shall be prohibited so as to minimise noise nuisance (please provide details of the times and days in the box at the end of this form where the playing of amplified recorded music or voices will be prohibited)
- Regulated entertainment shall not be permitted in the garden areas of the premises after a certain time so as to minimise noise nuisance (please provide details of the times and days in the box at the end of this form where regulated entertainment shall not be permitted in the garden areas of the premises)

Noise and Vibration

Please tick each box describing the measures to be undertaken:

- To prevent noise or vibration emanating from the premises, doors and windows at the premises shall be kept closed during regulated entertainment
- To prevent noise or vibration emanating from the premises, noise limiters on amplification equipment shall be used at the premises

Form D

- Prominent, clear and legible notices shall be displayed at all exits requesting the public to respect the needs of local residents and to leave the premises and the area quietly
- Double doors or a lobby will be used to prevent noise escaping at the entrances
- Regular surveys of the perimeter of the premises will be carried out whilst any public entertainment is taking place to ensure noise levels are not at a level which would cause disturbance to nearby residents – carried out by an independent person unaffected by noise levels within the premises
- The use of explosives, pyrotechnics and fireworks of a similar nature which could cause disturbance in surrounding areas shall be restricted

If box ticked, please specify times of restriction _____

- The placing of refuse – such as bottles – into receptacles outside the premises takes place at times that will minimise the disturbance to nearby properties

If box ticked, please specify times _____

Noxious Smells

Please tick each box describing the measures to be undertaken:

- Noxious smells from licensed premises shall not cause a nuisance to nearby properties
- The premises shall be properly ventilated incorporating attenuation measures to prevent the release of noise from the licensed premises

IF YOU HAVE TICKED ANY OF THE BOXES ABOVE, PLEASE CONTINUE OVER THE PAGE AND SIGN THE DECLARATION

Any other information:

Please provide details of any further proposed measures designed to enhance the prevention of public nuisance at the said licensed premises.

DECLARATION

I _____
(Full Name)
of _____
(Premises Address)

WISH TO HAVE THE ABOVE CONDITIONS WHICH I HAVE CHOSEN BY TICKING THE RELEVANT BOXES INCORPORATED INTO THE OPERATING SCHEDULE FOR THE PREMISES DETAILED ABOVE IN ORDER TO MEET THE PUBLIC NUISANCE LICENSING OBJECTIVE.

Signed: _____

Dated: _____