

Item 8 – K Club Application

Additional Document submitted by CGCA

The CGCA has met with the applicant and had correspondence with their representative regarding the application. We are presenting the points made to the Licensing Panel for their consideration when hearing this application,

Last Entry

When we met with the applicant (before the change in the terminal hour of the application) he stated that he would be content with a last entry condition at midnight because of the length of time groups tend to stay at the premises and has also stated that the vast majority of customers area pre-booked. The amended proposal has offered no walk-ins after midnight but new pre-booked groups can still enter. Because most groups are pre-booked this will have a minimal impact on the Licensing Objective of the prevention of public nuisance. It will instead mean the premises will be fuller at the terminal hour of 03:00 and so will give rise to a higher level of noise as customers disperse and hence give rise to public nuisance. Our view is that setting last entry (ie last booking) at midnight would support the Public Nuisance Licensing Objective without unduly hampering the operation of the premises.

Noise

In terms of noise escape our concern is noise from customers in the lounge area, where there is a bar. The removal of the second door means that whenever the door is open any sound within the ground floor bar area will escape into the street. This change was made without any application for planning permission. The escape of noise from within the premises, whether music noise or noise from customers, is still a significant concern. We continue to believe that the addition of the example condition related to noise is appropriate to support the Licensing Objectives.

No noise generated on the premises, or by its associated plant or equipment, shall emanate from the premises nor vibration be transmitted through the structure of the premises which gives rise to a nuisance.

We ask that the Licensing Panel impose this condition on the Licence.

Dispersal

The applicant has proposed some measures related to notification of customers regarding drop off and pick up locations. We ask that the Licensing Panel incorporate these in a dispersal policy condition worded as follows:

The premises will implement a dispersal policy that will be made available to the police and officers of the council on request. It will include at least the following requirements

- a) The premises will use its best endeavours to ensure that customers leaving on foot do so going East along Parker Street towards Kingsway

- b) The premises will inform guests upon booking to use Kingsway, rather than Parker Street, for pick-up/drop-off.
- c) Guests waiting for pickup will be required to wait for transportation inside the venue rather than on the street.
- d) Premises will display clear pick-up/drop-off guidelines and a notice at the entrance to remind all guests to be considerate when leaving.

The policy will be reviewed regularly and whenever the premises is made aware of an issue arising from the dispersal of customers

The CGCA's view is that whilst these changes and conditions are not sufficient to ensure that the application will support the Licensing Objectives they will reduce the impact that the operation of the premises in this way will have on residents in the vicinity.