

APPENDIX C – Current Annex 2 conditions to be removed

ANNEX 2 - CONDITIONS CONSISTENT WITH THE OPERATING SCHEDULE

General - all four licensing objectives

The maximum occupancy figures for inside the premises must be 80 in agreement with the licensing authority and Devon Fire and Rescue based on fire safety issues, available floor space and the sanitary accommodation available.

An appropriate method for checking the number of people entering and leaving the premises to ensure that steps are taken so that, once the maximum occupancy is reached, no further persons are admitted. The method employed must be seating for 50 people and standing room only at the servery. Method by physical head count.

The prevention of crime and disorder

Customers carrying open or sealed bottles or gasses must not be admitted to the premises at any time.

Customers must not be permitted to take open containers of alcoholic or soft drinks from the premises and all bottles and glasses must be removed from public areas as soon as they are finished with or empty.

Drinks promotions - irresponsible drinks promotions are not permitted.

Customers to be able to purchase alcoholic drinks in the following minimum measures without the premises upselling Spirits - gin, rum, whisky and vodka in 25ml or 35ml or multiples thereof. Beer and cider one-third pint, half a pint or multiples of half a pint. Wine 125mm or 175ml or multiples thereof.

An anti-drug policy agreed by the police and local authority must be in force and a secure facility to store controlled drugs to be available.

A detailed "customer code of conduct" poster to be displayed warning customers that if they act in an inappropriate manner they could be barred from all licensed premises in the vicinity.

The premises must be a member of pubwatch and a representative must attend pubwatch meetings and participate in all initiatives.

A policy must be in force for the management of large groups, i.e. hen and stag parties. The group must be required to nominate a responsible person to liaise with staff.

A secure area for customer's personal belongings must be made available.

An incident book and record details of all instances of public disorder must be maintained. A CCTV system must be operated within the licensed area and the recordings must be made available upon request.

Public safety

The fire safety measures with which the premises are provided must be maintained in good working order, their adequacy to be determined on a regular basis, by the carrying out of fire risk assessment, as required by, and in accordance with the fire precautions (workplace) regulations. A safe occupancy level, influenced by numbers of persons present, their disposition and the activities taking place, must be maintained.

Fire safety -

-All exit doors must be easily openable without the use of a key, card, code or similar means and must be available for egress while the public are on the premises.

-Means of escape must be maintained unobstructed, immediately available and clearly identifiable. -Exit doors must be regularly checked to ensure they function satisfactorily.

Records of these checks must be kept and produced on request. -Any removable security fastenings must be removed whenever the premises are open to the public or staff. -

Hangings, curtains and temporary decorations must be maintained in a flame retardant condition -Upholstered seating must be fire retardant and compliant with current fire safety regulations. -Curtains, hangings and temporary decorations must not obstruct exits, fire

safety signs or fire-fighting equipment. -Access must be provided for emergency vehicles and this access must be kept clear and free from obstruction. -An evacuation policy must be in place that is to the satisfaction of the fire authority. All staff members to be trained in the evacuation policy

Free drinking water must be available at all times.

Disabled people - when disabled people are present, adequate arrangements must exist to enable their safe evacuation in the event of an emergency.

Sanitary accommodation - the sanitary accommodation to consist of: female wc's 1; wash h//b 1; disabled wc's 0; male wc's 1; urinals 1 (7foot long); whb's 1.

The air management system within the premises to be used during entertainment, as there must be insufficient ventilation when all windows and doors are closed, to prevent noise break out.

There must be adequate first aid arrangements at all times. The arrangements for first aid provision must include a first aid box an adequate and appropriate supply of first aid equipment and materials to be available for the use of patrons. Suitable protective equipment must be provided to deal with hypodermic needles, blood spillages and other body fluids. Procedures must be in place to ensure that body fluids are dealt with in a safe manner to avoid the risk of communicable disease.

Gangways, exit routes and steps must be maintained in good order with non-slippery and even surfaces, edges of steps and stairways to be conspicuously marked.

Where glazing forms part of windows, walls or partitions below waist height it must be constructed of safety materials. Where glazing forms part of a door or side panel at below shoulder height it must be constructed of safety materials.

A means of addressing patrons during operating hours, which can be heard above entertainment, or a means of interrupting the entertainment to make important safety announcements must be available.

Noise - the patrons // audience must not be exposed to an event leq 107db(a) and the peak sound pressure level should not exceed 140 db. where the event leq is likely to exceed 96 db(a)

The prevention of public nuisance

Noise or vibration must not emanate from the premises such as to cause persons in the neighbourhood to be unreasonably disturbed.

All external doors and windows must be kept shut, other than for access and egress, in all rooms when events involving amplified music or speech or other entertainment likely to give rise to noise is taking place.

Sufficient ventilation to be provided so that doors and windows can be kept closed. Suitable signage at all relevant exits requesting that patrons make as little noise as possible when leaving the premises shall be displayed.

Patrons must be asked not to stand around talking in the street outside the premises or any car park; and asked to leave the vicinity quickly and quietly.

An announcement must be made prior to closing requesting patrons' co-operation in leaving the premises and vicinity as quietly and quickly as possible.

The entrances are provided with lobbies with automatic door-closers. The lobbies are to be in use throughout the time of entertainment.

A specific taxi operator must be nominated for staff and customers use. The company's telephone number must be advertised to customers. The operator, and all drivers, must be aware that they should arrive and depart as quietly as possible, must not sound vehicle horns as a signal of their arrival or leave engines idling unnecessarily. In addition, staff must leave as quietly as possible, particularly at night and early in the morning.

Staff must check prior to entertainment, and periodically during the entertainment, that all windows and doors are shut.

A senior member of staff (manager) must assess the impact of any noisy activities on neighbouring residential premises at the start of the activity//entertainment and periodically throughout the activity// entertainment.

The volume of amplified sound used in connection with the entertainment shall at all times be under the control of the management.

Noise from plant and machinery

Provision of mechanical ventilation and air conditioning systems must not allow noise breakout from the premises or cause a nuisance by its operation. Where plant and machinery has the potential to cause a noise problem it must be positioned in such a way that the building structure provides as much screening as possible for nearby noise-sensitive properties. Alternatively, or additionally, control measures such as acoustic enclosures, acoustic louvers, silencers, or additional acoustic screening should be considered.

Regular maintenance must be carried out on all plant and machinery to ensure that noise disturbance from such sources is kept to a minimum.

Regard must be had to BS 4142 rating industrial noise affecting mixed residential and industrial areas and the institute of acoustic good practice guide on the control of noise from pubs and clubs.

Delivery//collection//storage activities-

The delivery of goods is restricted to the following times between 9 am and 5 pm.

The handling of beer kegs, bottles and other similar items must not take place in the late evening, at night and during the early morning, when the noise generated could cause a nuisance particularly outside buildings.

Bottle skips and bins containing cans or bottles must not be emptied outside after closing but must be dealt with the next day during normal office hours.

The movement of bins and rubbish outside the premises must be kept to a minimum//prohibited after 5pm.

Use of gardens, play areas and outside areas -

The use of gardens and external play areas must not commence before the start of normal trading hours and must cease at dusk.

No music or speech must be relayed by external speakers.

Control of light pollution -

The use of lighting in gardens and external areas must cease at dusk except for health and safety or security reasons.

Flashing or bright lights must only be placed in positions that do not cause a nuisance to neighbours.

The protection of children from harm

A proof of age policy agreed by the police and local authority must be enforced.