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Cambridge City Council

LICENSING SUB-COMMITTEE

To: Councillors Hart, Meftah and Rosenstiel

Date: Monday, 12 November 2012

Time: 10.00 am

Venue: Committee Room 1 & 2 - Guildhall

Contact: Toni Birkin Direct Dial: 01223 457086

AGENDA

1 APPOINTMENT OF A CHAIR

- 2 DECLARATIONS OF INTEREST
- 3 MEETING PROCEDURE
- 4 APPLICATION FOR A VARIATION TO A PREMISES LICENCE FOR THE MED, PERNE ROAD, CAMBRIDGE, CB1 3RX (Pages 1 44)

Information for the Public

Location

The meeting is in the Guildhall on the Market Square (CB2 3QJ).

Between 9 a.m. and 5 p.m. the building is accessible via Peas Hill, Guildhall Street and the Market Square entrances.

After 5 p.m. access is via the Peas Hill entrance.

All the meeting rooms (Committee Room 1, Committee 2 and the Council Chamber) are on the first floor, and are accessible via lifts or stairs.

Public Participation

Some meetings may have parts, which will be closed to the public, but the reasons for excluding the press and public will be given.

To speak at a Licensing hearing, you <u>must</u> have made a representation during the consultation period on the relevant application and registered your intention to speak with Democratic Services prior to the hearing.

The Licensing department can be contacted on 01223 457000 or licensing@cambridge.gov.uk.

For general advice about speaking at committees please contact Democratic Services on 01223 457013 or democratic.services@cambridge.gov.uk.

Filming, recording and photography

The Council is committed to being open and transparent in the way it conducts its decision-making. Recording is permitted at council meetings, which are open to the public. The Council understands that some members of the public attending its meetings may not wish to be recorded. The Chair of the meeting will facilitate by ensuring that any such request not to be recorded is

respected by those doing the recording.

Full details of the City Council's protocol on audio/visual recording and photography at meetings can be accessed via:

www.cambridge.gov.uk/democracy/ecSDDisplay.as px?NAME=SD1057&ID=1057&RPID=33371389&sc h=doc&cat=13203&path=13020%2c13203.

Fire Alarm

In the event of the fire alarm sounding please follow the instructions of Cambridge City Council staff.

Facilities disabled people

for Level access to the Guildhall is via Peas Hill.

A loop system is available in Committee Room 1, Committee Room 2 and the Council Chamber.

Accessible toilets are available on the ground and first floor.

Meeting papers are available in large print and other formats on request prior to the meeting.

For further assistance please contact Democratic Services on 01223 457013 or democratic.services@cambridge.gov.uk.

Queries reports

on If you have a question or query regarding a committee report please contact the officer listed at the end of relevant report or Democratic Services on 01223 457013 or democratic.services@cambridge.gov.uk.

General Information

Information regarding committees, councilors and the democratic process is available at www.cambridge.gov.uk/democracy.

Licensing Act 2003 - Licensing Sub-Committee: Hearings Procedure

Preliminary Matters

- 1. **The Chair** will commence the hearing by introducing him/herself, the other two members of the Sub-Committee and the officers present.
- 2. **The Chair** will ask the applicant(s)/the responsible authorities/the interested parties present, and their representatives (if applicable), to introduce themselves and identify their interest in the proceedings.

Failure of a party to attend the hearing

- 3. If a party has informed the licensing authority that he/she does not intend to attend or be represented at a hearing, the hearing may proceed in his/her absence.
- 4. If a party who has not so indicated fails to attend or be represented at a hearing, the Sub-Committee may
 - (a) where it considers it to be necessary in the public interest, adjourn the hearing to a specified date, or
 - (b) hold the hearing in the party's absence.
- 5. Where the Sub-Committee holds the hearing in the absence of a party, the Sub-Committee will consider at the hearing the application, representations or notice made by that party.
- 6. **The Chair** will explain the procedure to be followed at the hearing and will confirm whether the Sub-Committee must reach its decision at the end of the hearing or within 5 workings days of the hearing, depending on the application being heard.
- 7. The Clerk to the Sub-Committee will indicate whether any party has requested permission for any other person(s) (other than his/her representative) to appear at the hearing to assist the Sub-Committee in relation to the application, representations or notice of the party making the request. The Sub-Committee will decide whether to grant permission to allow any other person(s) to appear at the hearing on behalf of the party; such permission will not be unreasonably withheld.
- 8. The Clerk to the Sub-Committee will ask whether any party is seeking to introduce any document(s) or other information not previously disclosed to all the other parties to the hearing and the licensing authority. If all the other parties consent, the previously undisclosed document(s) or other information can be produced by a party in support of their application, representations or notice (as applicable).
- 9. The hearing will take the form of a discussion led by the Chair of the Sub-Committee. Cross-examination will not be permitted unless the Sub-Committee considers that cross-examination is required to consider the representations, application or notice as the case may require.
- 10. The Sub-Committee will consider any requests to permit cross-examination on

- a case-by-case basis. When permission is given to one party, it will also normally be extended to all other parties.
- **11.**The Sub-Committee will decide the equal maximum period of time that each party will have to present their case.

The Hearing

- 12. The Licensing Officer will present the report to the Sub-Committee.
- 13. Members may ask any relevant questions of the Licensing Officer.
- 14. The applicant, or the party who has initiated the hearing, will present their case first.
- 15. The party shall be entitled to:
 - (a) give further information in support of their application, representations or notice (as applicable) in response to a specific request by the licensing authority prior to the hearing;
 - (b) question any other party (if permission has been given by the Sub-Committee);
 - (c) address the Sub-Committee.
- 16.If the Police are a party to the hearing, they will present their case. The Police have the rights listed in paragraph 15 (a) (c) above.
- 17. If any other "responsible authority" are a party to the hearing, they will present their case in turn after the Police and have the rights listed in paragraph 15 (a) (c) above.
- 18. Any other interested parties will then present their case in turn and have the rights listed in paragraph 15 (a) (c) above.
- 19. Members of the Sub-Committee may ask questions of the/each party or any other person permitted to appear at the hearing in support of the party.
- 20. **The Chair** will invite the applicant, or the party who has initiated the hearing, and any parties making representations, to briefly summarise their points if they wish.
- 21. **The Chair** will ask the applicant, or the party who has initiated the hearing, and all parties making representations, that they are satisfied that they have said all they wish to.

The Decision

- 22.In considering any representations or notice made by a party, the Sub-Committee may take into account documentary or other information produced by a party in support of their application, representations or notice (as applicable) either before the hearing or, with the consent of all the other parties, at the hearing.
- 23.In reaching its decision, the Sub-Committee will disregard any information given by a party, or any person who has been permitted to appear at the hearing, which is not relevant to
 - (a) the application, representations or notice (as applicable) or in the case of another person, the application, representations or notice of the party

- requesting their appearance, and
- (b) the promotion of the licensing objectives or, in relation to a hearing to consider a notice given by the Police, the crime prevention objective.
- 24. The Sub-Committee may consider its decision in private and may move into private session where it considers that the public interest in so doing outweighs the public interest in that part of the hearing taking place in public. If the Sub-Committee do move into private session then all the parties and their representatives, any other person permitted to appear at the hearing, officers, the public and the press will be asked to leave the room whilst the decision is made.

The Chair will tell those present at the meeting the decision taken by the Sub-Committee and the reasons for the decision.

Agenda Item 4

Agenda Item

CAMBRIDGE CITY COUNCIL

REPORT OF: Jas Lally

Head of Refuse and Environment

TO: Licensing Sub-Committee 12/11/2012

WARDS: Coleridge

CONSIDERATION OF AN APPLICATION TO VARY A PREMISES LICENCE: The Med, Perne Road, Cambridge, CB1 3RX

1 INTRODUCTION

- 1.1 An application under section 34 of the Licensing Act 2003 to vary the Premises Licence issued in respect of The Med, Perne Road, Cambridge, CB1 3RX has been received from Paul Turpin. The application is attached to the report as Appendix A and the existing Premises Licence is attached to the report as Appendix B. The application was served on Cambridge City Council (the Licensing Authority) on 29th August 2012. A copy of the application was also served on each responsible authority.
- 1.2 The applicant has applied to vary the premises licence as follows:

Live Music and Recorded Music (Indoors)

Thurs-Fri	18:00 to 00:30
Sat	12:00 to 00:30
Sun	12:00 to 23:00

Provision of Late Night Refreshment

Thurs-Sat	23:00 to 01:00
Sun	23:00 to 00:00

Supply of Alcohol

Thurs-Sat 11:00 to 01:00

Opening Hours

 Mon-Wed
 08:00 to 23:00

 Thurs-Sat
 08:00 to 01:00

 Sun
 10:00 to 00:00

- 1.3 The applicant has indicated in section P of the application form (Appendix A) that the following additional steps will be taken to promote the four licensing objectives should the application be granted:
 - 1. All staff are to be trained on alcohol awareness.
 - 2. Anyone who appears to be drunk shall be refused service.
 - 3. Any trouble is reported to the duty manager who in turn will take any necessary steps to minimise public disorder.
 - 4. A challenge 25 policy shall be in use.
 - 5. The Premises are active members of Cambac and any persons on the list are refused entry.
 - Regular toilet checks are made to ensure there are no drugs or controlled substances being used. Anyone found to be taking such substances are ejected from premises and reported to the Police and Cambac.
 - 7. SIA licensed door staff are employed on evenings where music is provided.
 - 8. After discussions with Environmental Protection staff we have agreed an acceptable sound level for recorded music, which will be controlled by a formula sound limiter.
 - 9. No one under the age of 16 is allowed in the venue unsupervised. No one under the age of 16 is allowed in the venue after 21:00 supervised or not.
- 1.4 In accordance with the regulations of the Act, the application was advertised on the premises and in the Cambridge Evening News to invite representations from responsible authorities and other persons. The last date for submitting representations was 18th October 2012.
- 1.5 One representation from Other Persons have been received and are attached to the report as Appendix C.
- 1.6 No representations were received from the Responsible Authorities Cambridgeshire Constabulary, Cambridgeshire Fire & Rescue Service, the Environmental Health Manager, Planning, Trading

Standards, Child Protection and the Public Health Director. However the Environmental Health Manager has agreed four conditions with the applicant (See Appendix A).

1.7 The application is yet to be determined.

2. RECOMMENDATIONS

2.1 That Members' determine the application on its individual merits having reference to the statutory licensing objectives and Cambridge City Council's Statement of Licensing Policy.

3. BACKGROUND

- 3.1 The existing Licence is attached to the report as Appendix B. It was issued on 12th September 2005 to Sean McDonagh under grandfather rights from the former licensing regime and has not been varied in any respect since then. The licence was transferred to Paul Turpin on 24th September 2009 and the premises became The Med in December 2010.
- 3.2 The Premises Licence currently authorises the following licensable activities:

Live Music and Recorded Music

Fri – Sat 20:00 to 23:00 Sun 12:00 to 15:00

Late Night Refreshment

Fri – Sun 23:00 to 00:00

Supply of Alcohol (for consumption on and off the premises)

Mon – Thurs 11:00 to 23:00 Fri – Sun 11:00 to 00:00

Opening Hours

Mon – Thurs 09:00 to 23:30 Fri – Sun 09:00 to 00:30

3.3 In carrying out its licensing functions, the Licensing Authority must have regard to its Statement of Licensing Policy and additionally the statutory guidance issued under Section 182 of the Licensing Act 2003. The relevant sections from the Council's Statement of Licensing Policy are:

- Objectives, section 2
- Fundamental principles, section 4
- Cumulative impact, section 5
- Licensing Hours, section 6
- Licence Conditions, section 8

4. CONSULTATIONS

- 4.1 The Licensing Act 2003 requires applications made under section 34 of the Act to be served on the responsible authorities and also advertised on the premises and in a local newspaper circulating within the vicinity of the premises. During the consultation period, responsible authorities and other persons (any individual, body or business entitled to make representations to licensing authorities), may make a representation in respect of the application.
- 4.2 Statutory consultation has therefore taken place with responsible authorities and other persons in accordance with the procedures set out in the Licensing Act 2003 and associated regulations made under the Act.

5. OPTIONS

- 5.1 Whilst having reference to the information provided by the applicant and the other persons and also Cambridge City Council's Statement of Licensing Policy, the Sub-Committee's decision must be made with a view to promoting one or more of the four licensing objectives, namely:
 - (a) the prevention of crime and disorder;
 - (b) public safety;
 - (c) the prevention of public nuisance; and
 - (d) the protection of children from harm.
- 5.2 Members should take such steps that they consider are appropriate for the promotion of the licensing objectives. The Sub-Committee may resolve:
 - (a) to modify the conditions of the Licence (i.e. alter, omit or add any new condition); and/or
 - (b) to reject the whole or part of the application.

6. CONCLUSIONS

6.1 The Licensing Authority has a duty under the Licensing Act 2003 to promote the Licensing Objectives. Each objective has equal importance. In carrying out its licensing functions, the Licensing Authority must also have regard to its Statement of Licensing Policy, and the Statutory Guidance under the Licensing Act 2003 and it is bound by the Human Rights Act 1998. The Council must also fulfil its obligations under Section 17 of the Crime and Disorder Act 1998 to do all that it reasonably can to prevent crime and disorder in Cambridge.

7. IMPLICATIONS

a) Financial Implications

Cambridge City Council (the Licensing Authority) has a statutory duty to determine applications made under the Licensing Act 2003. The application fees associated with such applications are set by Central Government and are intended to cover the cost of administering the licensing regime.

There are no specific financial implications associated with this report.

(b) Staffing Implications

There are no staffing implications associated with this report.

(c) Equal Opportunities Implications

No equality impact assessment has been conducted, as the only consideration in reaching a decision is whether the granting of the application will undermine the statutory licensing objectives.

(d) Environmental Implications

Any environmental implications that need to be considered must specifically relate to the promotion of the statutory licensing objectives and will be contained in the representations made by the responsible authorities or other persons.

(e) Community Safety

Cambridge Constabulary, Cambridgeshire Fire & Rescue Service, Cambridge City Council's Environmental Health Team, Cambridge City Council's Planning Service, Cambridgeshire County Council's Child Protection & Review Unit, Cambridgeshire County Council's Trading Standards Department and the Public Health Director were

consulted as part of the application process and could have made representation if it was considered that the granting of the application would undermine one or more of the statutory licensing objectives.

Those making representations would have raised any relevant community safety implications.

8. BACKGROUND PAPERS: The following are the background papers that were used in the preparation of this report:

Licensing Act 2003

<u>The Licensing Act 2003 (Premises licences and club premises certificates) Regulations 2005</u>

Guidance issued under section 182 of the Licensing Act 2003

The Council's Statement of Licensing Policy

To inspect these documents either view the above hyperlinks or contact Luke Catchpole on extension 7818

The author and contact officer for queries on the report is Luke Catchpole on extension 7818.

Report file:

Date originated: 31 October 2012 Date of last revision: 31 October 2012



Application to vary a premises licence under the Licensing Act 2003

PLEASE READ THE FOLLOWING INSTRUCTIONS FIRST

Before completing this form please read the guidance notes at the end of the form. If you are completing this form by hand please write legibly in block capitals. In all cases ensure that your answers are inside the boxes and written in black ink. Use additional sheets if necessary.

You may wish to keep a copy of the completed form for your records.

(Insert name(s) of applications the premises licence the Licensing Act 2003 for Premises licence number	cant) holder, apply to the premises de	escribed in Par	t 1 below	der section	34 of
Fremises licence number	PRECAN	1 0001	70		
Part 1 – Premises Details			*		
Postal address of premises The MED Perne Road Combridge	or, if none, ord	nance survey	map reference	or descrip	tion
Post town CAMBR	IDGE		Post code	CB13	₽¥
Telephone number at premis	es (if any)				
Non-domestic rateable value	of premises £				
Part 2 – Applicant details					
Daytime contact telephone number					
E-mail address (optional)					
Current postal address if different from premises address	As A	Bove			
Post Town			Postcode		

	Part 3 - Variation
	Do you want the proposed variation to have effect as soon as possible?
	If not do you want the variation to take effect from Day Month Year
	Please describe briefly the nature of
	Please describe briefly the nature of the proposed variation (Please see guidance note 1)
	The frofosed Voriation is to Extend our Live Recorded music hours to Allow us friday, Saturday until 00:30 hours and 23:00 hours on a sunday To Extend our supply of Alchol from thursday, friday, Saturday.
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li a ti	f your proposed variation would mean that 5,000 or more people re expected to attend the premises at any one time, please state

Part 4 Operating Schedule

Please complete those parts of the Operating Schedule below which would be subject to change if this application to vary is successful.

Pr	ovision of regulated entertainment	Please t	ick yes
a)	plays (if ticking yes, fill in box A)		
b)	films (if ticking yes, fill in box B)		П
c)	indoor sporting events (if ticking yes, fill in box C)		П
d)	boxing or wrestling entertainment (if ticking yes, fill in box D)		
e)	live music (if ticking yes, fill in box E)		
f)	recorded music (if ticking yes, fill in box F)		
g)	performances of dance (if ticking yes, fill in box G)	967	
h)	anything of a similar description to that falling within (e), (f) or (g) (if ticking yes, fill in box H)		
Pro	vision of entertainment facilities:		
i)	making music (if ticking yes, fill in box I)		П
j)	dancing (if ticking yes, fill in box J)		
k)	entertainment of a similar description to that falling within (i) or (j) (if ticking yes, fill in box K)		
Pro	vision of late night refreshment (if ticking yes, fill in box L)		
	by retail of alcohol (if ticking yes, fill in box M)		W.
In a	Il cases complete boxes N, O and P		نت

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	ice note 6		(product 1522 gallatinos 110.00 Z)	Outdoors	
Day	Start	Finish		Both	
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Wed	-		State any seasonal variations for performing guidance note 4)	g plays (please	read
Thur					M
Fri			Non standard timings. Where you intend to for the performance of plays at different tim the column on the left, please list (please rea	es to those list	ed in
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	Start	Finish		Both		П
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Wed			State any seasonal variations for the exhibition read guidance note 4)	of films (p	lea	se
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Fri			Non standard timings. Where you intend to use for the exhibition of films at different times to the column on the left, places list (also			
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	17.02	73'.00			

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for da Stand timing	Provision of facilities for dancing Standard days and timings (please read guidance note 6)		Will the facilities for dancing be indoors or outdoors or both - please tick (see guidance note 2)	Indoors	
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Stand	Late night refreshment Standard days and timings (please read guidance note 6)		Will the provision of late night refreshment take place indoors or outdoors or both – please tick (please read guidance note 2)	
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Wed	11:00	73:00	State any seasonal variations for the	
			State any seasonal variations for the provision of late nice refreshment (please read guidance note 4)	<u>ght</u>
Thur	11:00	01:00	NeNE	
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M

Supply of alcohol Standard days and timings (please read guidance note 6) Day Start Finish		nd	Will the supply of alcohol be for consumption (Please tick box) (please read	On the premises	
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		Finish		Both	
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Thur	11:00	01100	column on the left, please list (please read of		
			column on the left, please list (please read of		

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Please highlight any adult entertainment or services, activities, other entertainment or matters ancillary to the use of the premises that may give rise to concern in respect of children (please read guidance note 8)

No ADUIT Entertainment

Hours premises are open to the public Standard days and timings (please read guidance note 6)		ublic and read	State any seasonal variations (please read guidance note 4)
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Tue	08:00	23:00	
Wed	08:00	300	
Thur	08:00	01:00	Non standard timings. Where you intend the premises to be open to the public at different times from those listed in the column on the left, please list (please read guidance note 5)
Fri	08:00	01:00	
Sat	08:00	01:00	As EXISTING
Sun	10.'00	00,00	

Please identify those conditions currently imposed on the licence which you believe could be removed as a consequence of the proposed variation you are seeking

NONE

Late any seasonal variations (please read guidance sta 4) olumn on the left, please list (please read guidance resuperposition of the parental

I have enclosed the premises licence I have enclosed the relevant part of the premises. If you have not ticked one of these have to be a continued on the continued on	
If you have not ticked one of these boxes please fi part of it, below	Il in reasons for not including the licence, or
Reasons why I have failed to enclose the premises	s licence or relevant part of premises licence

P Describe any additional steps you intend to take to promote the four licensing objectives as a result of the proposed variation:

a) General - all four licensing objectives (b,c,d,e) (please read guidance note 9)

The Venue is committed to froviding a Relaxed, Comfortable Mature environment for the local Community to Socialize in to Achille these our staff our trained on alcohol awareness. Anyone who accepts to be drunk is recised service Any sign of transic is Reported to the daty manager was inturn will take any necessary stips to minamize public disorder. We also oferate a Challege 25 Policy.

b) The prevention of crime and disorder

The venue are active members of Cambrie, any Person on this list is refused entry to the fremisis. Regular toilet Circus are made to ensure there are no itrugs or conticited substances are as substances are Esected from the building and Reported to the Police + Cambric. Six Licenced Door Staff are Employed on evenings where music is provided.

c) Public safety

there is a clesion water first Alder on south at all times.

Risk Assesments are done Annally to identify any Public Sufter issues.

Fine Alarm system is serviced Annally.

d) The prevention of public nuisance

to Provent Public Nuisance we have had require meetings with officers from environmental health at which we have come to agreenent at which we agreed an acceptable sound level for recorded Music Which will be Controlled by a formula Sound Sound Limit Which has been Set with two officers from E. H.O Prosent. I have attached a copy of their letter to this Application.

e) The protection of children from harm

NO ONE under the age of 16 13 Allowed IN the Venue Unsupervised no One under the age of 16 15 Allowed in the venue after 21.00 Supervised or Not.

I have made or enclosed payment of the fee I have sent copies of this application and the plan to responsible authorities and others where applicable I understand that I must now advertise my application I have enclosed the premises licence or relevant part of it or explanation I understand that if I do not comply with the above requirements my application will be rejected IT IS AN OFFENCE, LIABLE ON CONVICTION TO A FINE UP TO LEVEL 5 ON THE STANDARD SCALE, UNDER SECTION 158 OF THE LICENSING ACT 2003 TO MAKE A FALSE STATEMENT IN OR IN CONNECTION WITH THIS APPLICATION Part 5 – Signatures (please read guidance note 10) Signature of applicant (the current premises licence holder) or applicant's solicitor or other duly authorised agent (please read guidance note 11). If signing on behalf of the applicant please state in what capacity. Signature Date Where the premises licence is jointly held signature of 2nd applicant (the current premises licence holder) or 2nd applicant's solicitor or other authorised agent (please read guidance note 12). If signing on behalf of the applicant please state in what capacity. Signature Date Capacity Contact name (where not previously given) and address for correspondence associated with this application (please read guidance note 13) Post town Post town Felephone number (if any)					Ple	ease tick y
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LICENSING ACT 2003 ENVIRONMENTAL PROTECTION REPRESENTATION FORM

To:

The Licensing Officer

From:

Environmental Health Service Manager

Premises:

The Med, Perne Road

Reference:

WK/201257018

PREMISES LICENCE VARIATION APPLICATION

Comment:

Environmental Health has no representation to make.

However, I recommend that the following conditions be attached, which have been agreed with the applicant in the attached email.

- I. A Formula Sound Noise Limiter will be installed in the left hand corner of the bar.
- II. The Noise Limiter will be set to 'trip' if the sound pressure level exceeds 85 dB(A) for more than 5 seconds.
- III. Black acoustically lined full-length curtains will be installed the full length of the conservatory area and will be drawn closed when live or amplified music or amplified voices are played between 22:00 and 08:00 hours.
- IV. The sound pressure level will not exceed L_{Aeq (5min)} 55 dB when measured 1 metre from the south facing fire exit facing the neighboring property on Perne Road.

Signed .

..... Date 16 October 2012

Daniel So Dayles

Chartered Environmental Health Practitioner

From:

William Hodge

To:

<daniel.bayles@cambridge.gov.uk>

Date:

16/10/2012 13:07

Subject:

RE: WK/201257018 - The Med Licence Variation Application

Hi Daniel,

Following our conversation on the phone today i am writing to confirm that we agree to the conditions to be placed on our licence should we be granted the proposed variation.

Should you have any other concerns do not hesitate to contact me.

Regards,

Will Hodge

General ManagerThe MedPerne Road CambridgeCB1 3RX0

Date: Tue, 16 Oct 2012 13:00:44 +0100 From: Daniel.Bayles@cambridge.gov.uk

Subject: Fwd: WK/201257018 - The Med Licence Variation Application

A Formula Sound Noise Limiter will be installed in the left hand corner of the bar.

The Noise Limiter will be set to 'trip' if 11

the sound pressure level exceeds 85 dB(A) for more than 5 seconds.

Black acoustically lined full-length curtains will be installed the full length of the conservatory area and will be drawn closed when live or amplified music or amplified voices are played between 22:00 and 08:00 hours.

The sound pressure level will not exceed LAeq (5min) IV. 55 dB when measured 1 metre from the south facing fire exit facing the neighbouring property on Perne Road.

Daniel S J Bayles

Chartered Environmental Health Practitioner

(Licensing & Enforcement)

Cambridge City Council

Tel (01223) 457895 Fax (01223) 457909 Minicom (01223) 457050

Out of Hours Noise Service 457457

Please consider the environment - do you really need to print this e-mail?

The information in this email may be confidential and legally privileged.

You are advised to scan attachments for viruses before opening them.

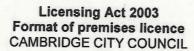
Please read our disclaimer at http://www.cambridge.gov.uk/maildisc.html

-- Forwarded Message Attachment--Date: Mon, 15 Oct 2012 14:32:45 +0100 From: Daniel.Bayles@cambridge.gov.uk To:

CC: Luke.Catchpole@cambridge.gov.uk

Subject: WK/201257018 - The Med Licence Variation Application

Part A





	200	
Premises	licence	number

PRECAM 000170

Part 1 - Premises details

Postal address of premises, The Med Perne Road	or if none, ordnance survey map reference or description	Ī
Post town Cambridge	Post code CB1 3RX	
Telephone number 01223 246482		

Where the licence is time limited the dates

Licensable activities authorised by the licence
Films, Indoor Sports Event, Live Music, Recorded Music, Perform Dance, Prov of Fac for Making Music, Prov of Fac for Dance, Late Night Refreshment, Supply of Alcohol

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Seasonal Variations	Patricks Day; St Georges Day; Easter Friday,	
14	Saturday, Sunday and Monday; Saturdays, Sundays	
	and Mondays of May, Spring, and August Bank	
	Holidays; and Halloween: 11:00 to 00:00.	
	The pre-booked sporting events would be notified to	
	the Police and council 10 days prior to the events.	
	Other - major/relevant sporting events e.g. Olympics,	
	Rugby and Football Championship matches, earlier	
	start times to enable customers to view events.	
	On Christmas Day, 12:00 to 15:00 and 19:00 to 22:30.	
	On New Year's Eve, except on a Sunday, 10:00 to	
*	23:00.	
	On New Year's Eve on a Sunday, 12:00 to 22:30.	

On New Year's Eve on a Sunday, 12:00 to 22:30.

On New Year's Eve from the end of permitted hours on New Year's Eve to the start of permitted hours on the following day.

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Fri	09:00	00:30				
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Where the licence authorises supplies of alcohol whether these are on and/ or off supplies On and off the premises

Part 2

Name, (registered) address, telephone number and email (where relevant) of holder of premises licence

Mr Paul Turpin

The Med

Perne Road

Cambridge

CB1 3RX

01223 246482

Registered number of holders, for example company number, charity number (where applicable)

Name, address and telephone number of designated premises supervisor where the premises licence authorises the supply of alcohol

Mr Paul Turpin 2 Davy Road

Cambridge **CB1 3QW**

Personal licence number and issuing authority of personal licence held by designated premises supervisor where the premises licence authorises for the supply of alcohol

Cambridge City Council



Annex 1 - Mandatory conditions

- 1. 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, or
- (b) at a time when the designated premises supervisor does not hold a personal licence or his personal licence is suspended.
- 2. Every supply of alcohol under the premises licence must be made or authorised by a person who holds a personal licence.
- 3. The admission of children under the age of 18 to film exhibitions permitted under the terms of this licence shall be restricted in accordance with any recommendations made:
- (a) By the British Board of Film Classification (BBFC), where the film has been classified by that board, or
- (b) By the Licensing Authority where no classification certificate has been granted by the BBFC, or, where the licensing authority has notified the licence holder that section 20 (3) (b) of the Licensing Act 2003 applies to the film.

From 6th April 2010:

- 4. (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-
- (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.
- 5. 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).

6. The responsible person shall ensure that free tap water is provided on request to customers where it is reasonably available.

From 1st October 2010:

- 7. (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.
- 8. 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: 1/2 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.

Annex 2 - Conditions consistent with the operating schedule

- 1. On Ghristmas Day and New Year's Eve alcohol shall not be sold, supplied, consumed in or taken from the premises except during permitted hours. In this condition, permitted hours means:
- a. On Christmas Day, 12:00 to 15:00 and 19:00 to 22:30.
- b. On New Year's Eve, except on a Sunday, 10:00 to 23:00.
- c. On New Year's Eve on a Sunday, 12:00 to 22:30.
- d. On New Year's Eve from the end of permitted hours on New Year's Eve to the start of permitted hours on the following day (or, if there are no permitted hours on the following day, midnight on 31st December).

The above restrictions do not prohibit:

- (a) during the first twenty minutes after the above hours the consumption of the alcohol on the premises;
- (b) during the first twenty minutes after the above hours, the taking of the alcohol from the premises unless the alcohol is supplied or taken in an open vessel;
- (c) during the first thirty minutes after the above 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;
- (d) consumption of the alcohol on the premises or the taking of sale or supply of alcohol to any person residing in the licensed premises;
- (e) the ordering of alcohol to be consumed off the premises, or the despatch by the vendor of the alcohol so ordered;
- (f) the sale of alcohol to a trader or club for the purposes of the trade or club;
- (g) 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;
- (h) the taking of alcohol from the premises by a person residing there; or
- (i) 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

- (j) 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 liquor 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.
- 2. Standard conditions for Cinema Licence as attached will be observed.

The licensee shall comply with such provisions of the Cinematograph (Safety) Regulations 1955 as restrict the use of the premises.

3. This licence is granted on the condition that any other restrictions contained within the enactments specified under the Licensing Act 2003 (Schedule 8 (6)) are adhered to, except relating to \$168 of the Licensing Act 1964.

The prevention of crime and disorder

- 4. The person nominated as the designated premises supervisor will join and actively support the Cambridge Pub and Club watch, whilst it is in existence and support its aims and objectives as given in its charter. This includes support of its agreed banning policy and attending meetings, personally or by sending an authorised representative of the venue.
- 5. Lighting must be provided outside the premises (and in the premises' private car park) during the hours of darkness when any licensable activity takes place on the premises.

Public Safety

The prevention of public nuisance

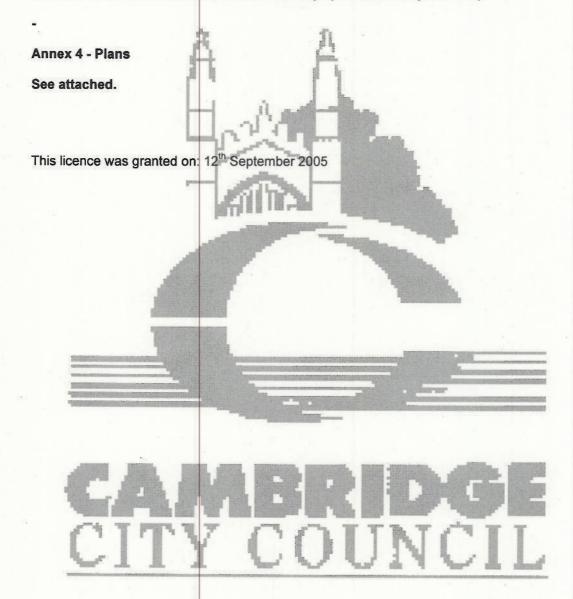
- 6. Regulated entertainment in the form of live and recorded music may only be held between 20.00 hours and 23.00 hours on Fridays, Saturdays and between 12.00 hours and 15.00hours on Sundays. All other times recorded music to be background only. 7. Live music to be held no more than once per week.
- 8. Regulated entertainment in the form of live or recorded music will not be played in the conservatory area.
- 9. When regulated entertainment is held, external doors and external windows to be kept shut at all times during performances, except the front door (that allow general ingress and egress) which shall be kept closed so far as reasonably practicable during
- 10. All Vent Axia fans to be sound insulated to the satisfaction of the Head of **Environmental Services.**
- 11. The volume of all recorded music to be controlled by means of a noise limiter set to achieve the following noise levels measured within the premises: 1.5 metres immediately in front of the conservatory doors to the rear (facing Lichfield Road) and side of the premises (facing 45 Perne Road) - LAeq (1 min) = 75 dB.
- 12. An appropriate sound level meter to be provided and used to monitor the noise levels during regulated entertainment to ensure that agreed levels are complied with.
- 13. Prominent, clear and legible notices shall be displayed at the exit, requesting patrons departing to respect the needs of local residents and to leave the premises and the area quietly.
- 14. No waste with the exception of ash trays will be moved, removed or placed in outside areas between 2300 hrs and 0700 hrs.

The protection of children from harm

- 15. All children must be accompanied by an adult.
- 16. On occasions when the venue is open primarily for the sale and consumption of alcohol the DPS or relevant person will actively operate a "Challenge 21" Policy". This

will include a voluntary agreement to only accept identity cards with a "Pass" accreditation, passports or photoID driving licences, or any future identification card as approved by central government, as bona-fide recognised forms of identification.

Annex 3 - Conditions attached after a hearing by the licensing authority



Part B

Licensing Act 2003 Premises licence summary



Premises licence number	PRECAM 000170	
Premises details		
Postal address of premises, or if none, ordnand The Med Perne Road	e survey map reference or description	

Post town Post code Cambridge CB1 3RX Telephone number 01223 246482

Where the licence is time limited the dates N/A

Licensable activities authorised by the licence
Films, Indoor Sports Event, Live Music, Recorded Music, Perform Dance, Prov of Fac
for Making Music, Prov of Fac for Dance, Late Night Refreshment, Supply of Alcohol,

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Non Std Timings & Seasonal Variations	Christmas Eve; Boxing Day; Valentines Day; St Patricks Day; St Georges Day; Easter Friday, Saturday, Sunday and Monday; Saturdays, Sundays and Mondays of May, Spring, and August Bank Holidays; and Halloween: 11:00 to 00:00. The pre-booked sporting events would be notified to the Police and council 10 days prior to the events. Other - major/relevant sporting events e.g. Olympics, Rugby and Football Championship matches, earlier start times to enable customers to view events. On Christmas Day, 12:00 to 15:00 and 19:00 to 22:30. On New Year's Eve, except on a Sunday, 10:00 to 23:00. On New Year's Eve on a Sunday, 12:00 to 22:30. On New Year's Eve from the end of permitted hours on New Year's Eve to the start of permitted hours on the following day.

The opening hours of the p Day	Times	 		Service Company	
Sun	09:00	00:30		TO A	
Mon	09:00	23:30		Sant.	San I
Tue	09:00	23:30	10	7-	
Wed	09:00	23:30			
Thurs	09:00	23:30			
Fri	09:00	00:30			
Sat	09:00	00:30			
Seasonal Variations	Saturda and Mo Holiday The pre the Poli Other - Rugby a start tim On Chri plus 20 On New 23:00. On New On New on New	s Day; St Geory, Sunday and and Hallow chooked sport ce and counci major/relevant and Football Coes to enable costmas Day, 12 minutes, see A Year's Eve, extends Eve for Year's Eve for Year's Eve to evening day.	Monday; Sa Spring, and Spring, and Sen: 09:00 to ing events w I 10 days pri sporting ev hampionship sustomers to 00 to 15:00 Annex 2. Iccept on a Si a Sunday, 1 om the end o	aturdays August 00:30. could be or to the ents e.g. matche view ev and 19:0 unday, 1 2:00 to 2 f permitt	notified to events. Olympics, es, earlier. ents. 0 to 22:30 -

Where the licence authorises supplies of alcohol whether these are on and/ or off supplies On and off the premises

Name, (registered) address of holder Mr Paul Turpin	of premises licence
The Med	
Perne Road	
Cambridge	
CB1 3RX	

Registered number of holder, for example company number, charity number (where applicable)

Name of designated premises supervisor where the premises licence authorises for the supply of alcohol **Mr Paul Turpin**

State whether access to the premises by children is restricted or prohibited

This licence was granted on 12th September 2005

