

MEMO: Environmental Protection Team

To Regen Licensing **Date** 09 October 2009
Copies File
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Subject **Licensing Act 2003-Banana's Bar, 374 Walworth Road, London SE17**
2NF Ref: 401925

The applicant's proposals if granted will allow for the premises to operate with both live and recorded music based entertainment on Monday-Sunday until 03.00 Monday-Thursday and 04.30 Friday-Sunday.

Environmental Protection Team are concerned that regulated entertainment is likely to give rise to nuisance and / or that patrons on the premises may give rise to undue disturbance because:

- The premises does not appear to be adequately sound contained for this purpose due to: Equipment fixed to party wall, Party wall with adjoining residential premises.
- There is inadequate extract ventilation / air cooling to prevent door/windows being opened in summer months.
- The sound system is not equipped with sound limitation device.
- admission of new customers/ re-entry of patrons after Midnight until the terminal hour is likely to rise to public nuisance.
- Dispersal of customers during the hours 01.00 hours until terminal may give rise to public nuisance.
- importing of additional sound making equipment onto the premises would compromise the established sound limitation.
- Removal and loading of equipment from the premises between terminal hour until 0800 day following, may give rise to nuisance.
- The use of smoking area by more than 10 patrons and /or by smokers taking drinks outside may give rise public nuisance.
- The premises is in a saturation area where this type of premises and public nuisance have been identified as issues of concern, the applicant has not specifically / satisfactorily addressed this.

The applicants have not specified adequate measures to prevent public nuisance in their operating schedule.

These deficiencies could be addressed either by changes to the operating schedule or by conditions applied to the license should it be granted.

The Environmental Protection Team make representations until these matters have been adequately addressed and confirmed in writing.

Debbie Lawless
Enforcement Officer
Environmental Protection Team