



Wednesday, 18 September 2013

## LICENSING SUB-COMMITTEE

A meeting of **Licensing Sub-Committee** will be held on

**Thursday, 26 September 2013**

commencing at **9.30 am**

The meeting will be held in the Meadfoot Room, Town Hall, Castle Circus,  
Torquay, TQ1 3DR

### Members of the Committee

Councillor Addis

Councillor Brooksbank

Councillor Stocks

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**Working for a healthy, prosperous and happy Bay**

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For information relating to this meeting or to request a copy in another format or language please contact:

**Kay Heywood, Town Hall, Castle Circus, Torquay, TQ1 3DR**  
**01803 207026**

Email: [governance.support@torbay.gov.uk](mailto:governance.support@torbay.gov.uk)



# LICENSING SUB-COMMITTEE AGENDA

1. **Election of Chairman/woman**  
To elect a Chairman/woman for the meeting.
2. **Apologies**  
To receive apologies for absence, including notifications of any changes to the membership of the Committee.
3. **Minutes** (Pages 1 - 12)  
To confirm as a correct record the Minutes of the meeting of a Sub-Committee held on 1 August 2013, 22 August 2013, 29 August 2013 and 12 September 2013.
4. **Declarations of interests**
  - (a) To receive declarations of non pecuniary interests in respect of items on this agenda  
**For reference:** Having declared their non pecuniary interest members may remain in the meeting and speak and, vote on the matter in question. A completed disclosure of interests form should be returned to the Clerk before the conclusion of the meeting.
  - (b) To receive declarations of disclosable pecuniary interests in respect of items on this agenda  
**For reference:** Where a Member has a disclosable pecuniary interest he/she must leave the meeting during consideration of the item. However, the Member may remain in the meeting to make representations, answer questions or give evidence if the public have a right to do so, but having done so the Member must then immediately leave the meeting, may not vote and must not improperly seek to influence the outcome of the matter. A completed disclosure of interests form should be returned to the Clerk before the conclusion of the meeting.  
  
(**Please Note:** If Members and Officers wish to seek advice on any potential interests they may have, they should contact Governance Support or Legal Services prior to the meeting.)
5. **Urgent items**  
To consider any other items that the Chairman decides are urgent.
6. **Licensing Act 2003 – An application for a Club Premises Certificate for Torre Conservative Club, Ground Floor, Quay House, Lansdowne Lane, Torquay TQ2 5BS** (Pages 13 - 39)  
To consider an application for a Club Premises Certificate in respect of Torre Conservative Club, Ground Floor, Quay House, Lansdowne Lane, Torquay TQ2 5BS.

**7. Exclusion of the Press and Public**

To consider passing a resolution to exclude the press and public from the meeting prior to consideration of the following item on the agenda on the grounds that exempt information (as defined in Part 1 of Schedule 12A of the Local Government Act 1972 (as amended)) is likely to be disclosed.

**8. Suspension of Hackney Carriage Drivers Licence**

(To Follow)

To consider an exempt report on the suspension of a Hackney Carriage Drivers Licence.



## Minutes of the Licensing Sub-Committee

12 September 2013

-: Present :-

Councillors Pentney, Addis and Hytche

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### 21. Election of Chairman/woman

Councillor Addis was elected as Chairman for the meeting.

### 22. Licensing Act 2003 – An application for a Premises Licence in respect of Eat That Frog, 89 Torquay Road, Paignton TQ3 2SE

Members noted that an application for a Premises Licence in respect of Eat That Frog, 89 Torquay Road, Paignton TQ3 2SE had been withdrawn by the Applicant.

### 23. Licensing Act 2003 – An application for a Premises Licence in respect of The Brixham Rendezvous, 35 Fore Street, Brixham TQ5 8AA

Members considered a report for an application for a Premises Licence in respect of The Brixham Rendezvous, 35 Fore Street, Brixham TQ5 8AA.

Written Representations received from:

| Name                               | Details  | Date of Representation |
|------------------------------------|--|------------------------|
| Torbay Safeguarding Children Board | Representation received in respect of the Licensing Objective 'The Protection of Children from Harm.'  | 19 August 2013         |
| Brixham Town Council               | Representation received in respect of the Licensing Objectives 'The Prevention of Crime and Disorder', 'Public Safety', and 'The Prevention of Public Nuisance'. | 5 August 2013          |

Oral Representation received from:

| Name                               | Details  |
|------------------------------------|--|
| The Applicant                      | The Applicant outlined their application, as set out in the report and responded to Members questions.                                 |
| Torbay Safeguarding Children Board | The Business Manager from the Board outlined their Representation, as set out in the report and responded to Members questions.        |
| Brixham Town Council               | A representative from Brixham Town Council outlined their Representation, as set out in the report and responded to Members questions. |

Members noted that there had been no Representations from the Police or Trading Standards.

Decision:

That the application for a Premises Licence in respect of The Brixham Rendezvous, 35 Fore Street, Brixham TQ5 8AA be granted as applied for, subject to the two additional conditions put forward by the Torbay Safeguarding Children Board and as agreed by the applicant.

In addition, no sale of alcohol shall be permitted from the takeaway part of the Premises for consumption off the Premises.

Members noted that the third floor of the Premises shall be removed from the application.

Reason for Decision:

Having carefully considered all the written and oral Representations, Members resolved to grant the License having been satisfied that to do so would not undermine the Licensing Objectives.

In granting the application, Members were also encouraged by the Oral Representation from the Torbay Safeguarding Children's Board's Business Manager in that she felt confident in the Applicant's and that following her meeting with them and as such, she endorsed the application subject to the two additional conditions.

Members noted that there was no Representation from the Police or Torbay Council's Public Safety and that both Responsible Authority's had met with the Applicant's as part of the consultation prior to the application being submitted. This again reassured Member's that granting this Licence would not undermine the Licensing Objectives, namely 'The Prevention of Crime and Disorder' and 'The Prevention of Public Nuisance.'

Members were very concerned to note that despite the Representation made by Brixham Town Council, the Member who appeared before the Licensing Committee on their behalf did by their own admission, admit that he had no evidence to support the Representation made by them.

Members felt that making such a Representation with no evidence was not only a waste of the Licensing Authority's time but that such action was a considerable waste to the tax payer because, as in accordance with the Licensing Act 2003, where a Representation is made, the Authority must hold a hearing to consider it and this is a costly process for the Local Authority.

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Chairman

**Minutes of the Licensing Sub-Committee**

**29 August 2013**

**-: Present :-**

Councillors Addis, Bent and Doggett

**16. Election of Chairman/woman**

Councillor Addis was elected as Chairman for the meeting.

**17. Licensing Act 2003 – An application for a Premises Licence in respect of Eat That Frog, 89 Torquay Road, Paignton TQ3 2SE**

Members considered a report for an application for a Premises Licence in respect of Eat That Frog, 89 Torquay Road, Paignton TQ3 2SE.

Written Representation received from:

| Name                               | Details  | Date of Representation |
|------------------------------------|--|------------------------|
| Torbay Safeguarding Children Board | Representation received in respect of the Licensing Objectives 'The Protection of Children from Harm.' | 30 July 2013           |

Members were advised by the Senior Licensing Officer that the Applicant would not be attending the Committee and had sent an e-mail confirming acceptance of the proposed Conditions by the Torbay Safeguarding Children Board.

- 1) No children under the age of 18 shall be allowed on the premises unless they are attending a private function or working on the premises in the capacity as a trainee; and
- 2) All children under the age of 18 attending private functions must be accompanied by a responsible adult; and
- 3) All trainees on site who are under 18 must be supervised by an adult tutor; and
- 4) A proof of age policy for any customer purchasing alcohol who looks under 25 years of age.

Members had questions that could not be answered by the Senior Licensing Officer.

Decision:

That the application for a Premises Licence in respect of Eat That Frog, 89 Torquay Road, Paignton TQ3 2SE be deferred to enable the Applicant to attend and explain how the Premises will be run complying with the Licensing Objectives.

#### 18. Exclusion of the Press and Public

Prior to consideration of the items in Minutes 19 and 20 the press and public were formally excluded from the meeting on the grounds that the item involved the likely disclosure of exempt information as defined in paragraph 1 of Part 1 of Schedule 12A of the Local Government Act 1972 (as amended).

#### 19. Licensing Act 2003 - An application for a Transfer for a Premises Licence

Members considered a report for an application for a Transfer of a Premises Licence in respect of Clock Tower, 23 Torwood Street, Torquay TQ1 1ED.

Written Representations received from:

| Name       | Details   | Date of Representation |
|------------|---|------------------------|
| The Police | Representation received in respect of the exceptional circumstances of the case that granting the application would undermine the Crime Prevention Objective. | 30 July 2013           |

The Premise is situated in the Cumulative Impact Area.

The Senior Licensing Officer advised Members that the Applicant was unable to attend the Committee and circulated an e-mail from the Applicant giving permission for the Applicant's spouse to deal with any decisions.

Members sought clarification from the Applicant's Legal Representative as to how long the Applicant would be overseas and expressed concern over the non-attendance of the Applicant to respond to the Representation received from the Police to enable them to consider both the Transfer of a Premises Licence and the Variation to a Premises Licence.



Decision:

That the application for a Transfer of a Premises Licence in respect of Clock Tower, 23 Torwood Street, Torquay TQ1 1ED be deferred until 31 October 2013 to enable the Applicant to attend.

**20. Licensing Act 2003 - An application for a Variation to a Premises Licence to specify an individual as the Premises Supervisor**

Members considered a report for an application for a Variation to a Premises Licence to specify an individual as the Premises Supervisor in respect of Clock Tower, 23 Torwood Street, Torquay TQ1 1ED.

Written Representation received from:

| Name       | Details   | Date of Representation |
|------------|---|------------------------|
| The Police | Representation received in respect of the exceptional circumstances of the case that granting the application would undermine the Crime Prevention Objective. | 30 July 2013           |

The Premise is situated in the Cumulative Impact Area.

The Senior Licensing Officer advised Members that the Applicant was unable to attend the Committee and circulated an e-mail from the Applicant giving permission for the Applicant's spouse to deal with any decisions.

Members sought clarification from the Applicant's Legal Representative as to how long the Applicant would be overseas and expressed concern over the non-attendance of the Applicant to respond to the Representation received from the Police to enable them to consider both the Transfer of a Premises Licence and the Variation to a Premises Licence.

Decision:

That the application for a Variation to a Premises Licence to Specify an Individual as the Premises Supervisor in respect of Clock Tower, 23 Torwood Street, Torquay TQ1 1ED be deferred until 31 October 2013 to enable the Applicant to attend.

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Chairman



## Minutes of the Licensing Sub-Committee

22 August 2013

-: Present :-

Councillors Addis, Doggett and Ellery

(Also in attendance: Councillor Thomas (D))

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### 14. Election of Chairman/woman

Councillor Addis was elected as Chairman for the meeting.

### 15. Licensing Act 2003 – An application for a Premises Licence – Bargain Booze, 105 Foxhole Road, Paignton TQ3 3SU

Members considered a report for an application for a Premises Licence in respect of Bargain Booze, 105 Foxhole Road, Paignton TQ3 3SU.

Written Representations received from:

| Name                  | Details  | Date of Representation |
|-----------------------|--|------------------------|
| Member of Parliament  | Representation received in respect of the Licensing Objectives 'The Protection of Children from Harm,' 'The Prevention of Public Nuisance' and 'Public Safety.'      | 30 July 2013           |
| Ward Councillor       | Representation received in respect of Licensing Objectives 'The Prevention of Crime and Disorder' and 'The Prevention of Public Nuisance.'                           | 29 July 2013           |
| Members of the Public | Two Representations received in respect of the Licensing Objectives 'The Protection of Children from Harm,' 'The Prevention of Public Nuisance' and 'Public Safety.' | Various dates          |

Members noted the additional documentation circulated with the Agenda which outlined Bargain Booze the Company, excerpts from the internal and external training and other policies.

Oral Representation received from:

| Name                                     | Details  |
|--|--|
| The Applicant's Legal Representative     | The Applicant's Legal Representative outlined the application, as set out in the submitted documents and responded to Members questions. |
| Member of the Public and Ward Councillor | Interested parties highlighted their concerns in respect of the Application and responded to Members questions.                          |

Members noted there have been no Representations received from any Responsible Authority.

Copies of the Minutes of a Licensing Sub-Committee dated 28 July 2011 in respect of an application for a Premises Licence in respect of PB Stores, 105 Foxhole Road, Paignton TQ3 3SU and a Case Law document were made available to Members as these were referred to in the Oral Representation.

Decision:

That the application for a Premises Licence in respect of Bargain Booze, 105 Foxhole Road, Paignton TQ3 3SU be granted as applied for, subject to the following two additional Conditions;

That the notice as circulated at Committee hearing by the Applicant's Legal Representative be prominently displayed within the store and an A3 size of the notice be displayed in a prominent position in the window of the premises; and

That in 'all due diligence' a refusal log must be kept to record when sales of alcohol are challenged or refused and that this log shall be made available to the Police and the Local Authority, upon request.

Reason for Decision:

Having carefully considered all the Oral and Written Representations, Members gave due consideration of the concerns raised by the Interested Parties in particular respect to the Protection of Children from Harm and Anti Social Behaviour, however they noted the absence of any Representation from Safeguarding Children, Trading Standards and the Police in support of these concerns or of the application itself.

Having heard from the applicants Legal Representative on issues raised by the Interested Parties, Members were reassured that the Conditions imposed on the Premises Licence would alleviate these concerns and that compliance by the Premises Licence Holders and their staff of the manual as circulated at Committee would promote the Licensing Objectives.

Chairman

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**Minutes of the Licensing Sub-Committee**

**1 August 2013**

**-: Present :-**

Councillors Addis, James and Pentney

**9. Election of Chairman/woman**

Councillor Addis was elected as Chairman for the meeting.

**10. Minutes**

The Minutes of the meeting of the Sub-Committee held on 27 June 2013 were confirmed as a correct record and signed by the Chairman.

**11. Allegation of inappropriate conduct towards Civil Enforcement Officers**

Members considered a report and appendices 1 to 12, in respect of an allegation of inappropriate conduct by a Torbay Council Licensed Driver.

Oral Representations received from:

| Name                      | Details  |
|---------------------------|--|
| Senior Licensing Officer  | The Senior Licensing Officer outlined the report and appendices and responded to Members questions.                            |
| Civil Enforcement Officer | The Civil Enforcement Officer outlined the incident that had occurred and responded to Members questions.                      |
| Civil Enforcement Officer | A further Civil Enforcement Officer also gave an account of the incident that he witnessed and responded to Members questions. |
| Respondent                | The Respondent outlined his views of the incident and responded to Members questions.  |
| Respondent's Friend       | The Respondent's Friend outlined what he had witnessed during the incident and responded to Members questions.                 |

Decision:

That Mr Nasim's Torbay Council Hackney Carriage Driver's Licence be suspended for a period of four weeks, on the ground of 'any other reasonable cause', as in accordance with Section 61(1)(b) of the Local Government (Miscellaneous Provisions) Act 1976, and that this suspension shall be with immediate effect, in

accordance with Section 61(2B) of the Local Government (Miscellaneous Provisions) Act 1976, as it appears to Members on hearing the facts of the case that it is appropriate to do so in the interests of public safety.

Reason for Decision:

Having carefully considered all the written and oral Representations, Members resolved to suspend Mr Nasim's Hackney Carriage Driver's Licence for the following reasons:

It was accepted by Mr Nasim and subsequently agreed by Mr Fenlon, who appeared in support of Mr Nasim that Mr Nasim had parked illegally on two separate occasions during the same incident and it was that which led to the Civil Enforcement Officers returning to the location of Mr Nasim's vehicle.

Members found that the Civil Enforcement Officers had acted in accordance with Torbay Council's Parking Enforcement Policy when taking photographs of Mr Nasim's vehicle which was in contravention of the road traffic order. As such, Members dismissed the submission by Mr Nasim that the Civil Enforcement Officers were threatening and harassing him and taking unnecessary pictures for no reason.

Whilst Members had due regard to the written Representations of both Mr Fenlon and Ms Cartwright and the subsequent oral Representation by Mr Fenlon at the hearing, Members noted that neither of these witnesses by their own admission had heard what Mr Nasim said to the Civil Enforcement Officers. Therefore Members unanimously concluded that the evidence given by the Civil Enforcement Officers was a true account of the incident. This conclusion was largely founded on the photographic evidence which supported the allegation that Mr Nasim had behaved inappropriately towards the said Officers. When questioned by Members, Mr Nasim accepted that the photograph which showed his inappropriate hand gesture towards the said Officers was offensive. As such, Members resolved that Mr Nasim's conduct during this incident was offensive, inappropriate and fell well below the standards they expected of a driver licensed by Torbay Council.

Members noted that Torbay Council's (Taxi) & Private Hire Policy, at Appendix G, page 55 states that the vehicle allocation for the GPO roundabout location, in Torquay is for up to 3 vehicles. At the time of the incident, oral evidence showed that there were more than 3 vehicles at this location. Members noted that Mr Nasim had received and signed for his copy of this Policy.

In accordance with Torbay Council's Byelaw, with respect to Hackney Carriage and Private Hire Vehicles, Members noted that in accordance with point 8(b) on page 4, Mr Nasim should have proceeded to another stand which he failed to do so. By moving his vehicle off the rank in to the location he did, Mr Nasim no longer assumed or complied with the correct position offered to Hackney Carriage Drivers and their vehicles. As such, Members resolved that Mr Nasim had acted in breach of Torbay Council's Hackney Carriage (Taxi) & Private Hire Policy, point

8(b) of Torbay Council's Byelaw with respect to Hackney Carriage and Private Hire Vehicles and road traffic order.

Members further noted the appendices of the report before them which evidenced that Mr Nasim had previously received written warnings, one of which was after he had appeared before a Licensing Sub-Committee that resulted in a 7 day suspension of his Hackney Carriage Driver Licence, for parking in contravention of road traffic orders and in breach of Torbay Council's Byelaw with respect to Hackney Carriage and Private Hire Vehicles. Given that Mr Nasim appears today before Members of the same Committee, for the same offence and it is that which has led to the allegation of inappropriate conduct towards the Civil Enforcement Officers, Members resolved that they could no longer be satisfied that the continuation of these contraventions by Mr Nasim that he remained a fit and proper person to hold such a licence.

In considering revocation of Mr Nasim's Hackney Carriage Driver's Licence, Members resolved that on this occasion a longer period of suspension would act as a deterrent to Mr Nasim and hopefully serve as an assurance by him that future conduct will be maintained at a standard expected of a driver licensed by Torbay Council.

In suspending Mr Nasim's Hackney Carriage Drivers Licence with immediate effect, as in accordance with Section 61(2B) of the Local Government (Miscellaneous Provisions) Act 1976, Members resolved that it appeared to them in the interest of public safety to do so, as Mr Nasim's continued disregard for road traffic orders, despite previous written warnings and a suspension, placed other road users and pedestrians at a real risk of injury or even death.

In concluding, Members of the Licensing Sub-Committee recommend that Mr Nasim undertake during his period of suspension an Anger Management Course, familiarise himself with the Road Traffic Orders in Torbay, read again Torbay Council's Hackney & Private Hire Policy, as received and signed for by him, obtain and read a copy of Torbay Council's Byelaw with respect to Hackney Carriage and Private Hire Vehicles and obtain and read a copy of Torbay Council's Parking Enforcement Policy.

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Chairman

# Agenda Item 6



Briefing Report  
No:

Public Agenda Item: **Yes**

Title: Licensing Act 2003 – An application for a Club Premises Certificate for Torre Conservative Club, Ground Floor, Quay House, Lansdowne Lane, Torquay TQ2 5BS

Wards Affected: **Tormohun**

To: **Licensing Sub-Committee**

**26<sup>th</sup> September 2013**

Contact Officer: **Mandy Guy**  
Telephone: **01803 208124**  
E.mail: **Licensing@torbay.gov.uk**

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## 1. Key points and Summary

- 1.1 To consider and determine an application, in respect of the Premises detailed above, for a new Club Premises Certificate.
- 1.2 The application relates to all the Corporate Priorities in the Economic Plan.
- 1.3 The matters raised relate to the Licensing Objectives “The Prevention of Crime and Disorder” and “The Prevention of Public Nuisance”.
- 1.4 The matter must be considered on its merits having received details of the issues arising either at a hearing or by written representation if all parties have agreed that a hearing is not necessary. A decision must be made, having considered the representations, either:-
  - (a) to grant the licence subject to
    - (i) such conditions as are consistent with the submitted operating Schedule modified to such extent as the authority considers necessary for the promotion of the licensing objectives, and
    - (ii) any condition which must under Section 19, 20 or 21 be included in the licence;

(Such conditions may differ in respect of different parts of the premises and/or different activities).
  - (b) to exclude from the scope of the licence any of the licensable activities to which the application relates;
  - (c) to refuse to specify a person in the licence as the premises supervisor;
  - (d) to reject the application.
- 1.5 Reasons for the decision must be given for inclusion in the appropriate Notices



required to be served on the Interested Parties and Responsible Authorities at the determination of the matter.

## **2. Introduction**

- 2.1 An application has been made under Section 71 of the Act for a Club Premises Certificate to permit licensable activities at the premises detailed above. Details of the relevant pages of the application are shown in Appendix 1.

To provide Live Music and Recorded Music indoors from 1100 until 0100 Monday to Saturday and from 1100 until 2330 on Sunday.

The Provision of Facilities for Dancing indoors from 1100 until 0100 Monday to Saturday and from 1100 until 2330 on Sunday.

To supply alcohol on and off the premises from 1100 to 0100 Monday to Saturday and from 1100 until 2330 on Sunday.

To be open to the members and guests from 1100 to 0130 Monday to Saturday and from 1100 until midnight on Sunday.

A copy of the plan is shown as Appendix 2.

A copy of the club rules that apply to this application will be made available in the Governance Support room, in the Town Hall, in Torquay.

- 2.2 The Council as Licensing Authority, is satisfied that the applicant has met the administrative requirements of Section 71(6) but is unable to issue the Certificate as relevant Representations have been received from Interested Parties and a Responsible Authority. The Authority is also satisfied that such representations have been received within the appropriate time scale, have not been subsequently withdrawn and are not vexatious or frivolous.

We have received a Representation from the Police in relation to the Licensing Objective "The Prevention of Crime and Disorder". This is shown in Appendix 3.

We have received four Representations from Interested Parties in relation to the Licensing Objective "Prevention of Public Nuisance". These are shown in Appendix 4.

There have been no other Representations from the other Responsible Authorities or any other Interested Party.

- 2.3 The Authority is required to conduct a hearing by the provisions of Section 72(3) unless all parties agree that this is not necessary.
- 2.4 Appropriate Notices have been issued to all parties, as required by the Licensing Act 2003 (Hearing Regulations) 2005, including, where appropriate, details of the representations and the procedure to be followed at the hearing.
- 2.5 If the application is refused, in whole or in part, a Right of Appeal to the Magistrates' Court is granted by Section 181 of the Act and by Part 2, 10 of Schedule 5, to the applicant.

2.6 If the application is granted, a Right of Appeal to the Magistrates' Court is granted by Section 181 of the Act and, by Part 2, 11 of Schedule 5 to :-

- (a) The holder of the licence against any decision
  - (i) to impose conditions on the licence, or
  - (ii) to take any step to exclude a licensable activity or refuse to specify a person as premises supervisor.
- (b) Any person who made a relevant representations who desires to contend
  - (i) that the licence ought not to have been granted, or
  - (ii) that, on granting the licence, the licensing authority ought to have imposed different or additional conditions, or taken any step to exclude a licensable activity or refuse to specify person as premises supervisor.

2.7 Following such Appeal, the Magistrates' Court may:-

- (a) dismiss the appeal,
  - (b) substitute for the decision appealed against any other decision which could have been made by the licensing authority, or
  - (c) remit the case to the licensing authority to dispose of it in accordance with the direction of the court,
- and may make such order as to costs as it thinks fit.

**Frances Hughes**  
**Executive head of Community Safety**

### **Appendices**

- Appendix 1            Details of the application.
- Appendix 2            A copy of the Plan.
- Appendix 3            Representation from the Police.
- Appendix 4            Representations from Interested Parties

### **Documents available in members' rooms**

None

### **Background Papers:**

The following documents/files were used to compile this report:

Torbay Council Licensing Policy 2011.



**Application for a Club Premises Certificate to be granted  
under the Licensing Act 2003**

**PLEASE READ THE FOLLOWING INSTRUCTIONS BEFORE COMPLETING APPLICATION**

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.

**TORRE CONSERVATIVE CLUB**

*(Insert name of club)*

**club applies for a club premises certificate under section 71 of the Licensing Act 2003 for the premises described in Part 1 below (the club premises)**

**The club is making this application to you as the relevant licensing authority in accordance with section 68 of the Licensing Act 2003**

**Part 1 – Club premises details**

|   |                           |                 |         |
|---|---------------------------|-----------------|---------|
| <b>Name of club</b><br>TORRE CONSERVATIVE CLUB  |                           |                 |         |
| <b>Postal address of premises or, if none, ordnance survey map reference or description</b><br>GROUND FLOOR<br>QUAY HOUSE<br>LANSDOWNE LANE |                           |                 |         |
| <b>Post Town</b>  | TORQUAY                   | <b>Postcode</b> | TQ2 5BS |
| <b>Telephone number (if any)</b>  | 01803 293772              |                 |         |
| <b>E-mail address (optional)</b>  | TORRECONSCLUB@XLNMAIL.COM |                 |         |

|   |         |                 |         |
|---|---------|-----------------|---------|
| <b>Name of person performing duties of a secretary to the club</b><br>TREVOR WRIGHT                                 |         |                 |         |
| <b>Address of person performing duties of a secretary to the club</b><br>TORRE CONSERVATIVE CLUB<br>31 SOUTH STREET |         |                 |         |
| <b>Post</b>   | TORQUAY | <b>Postcode</b> | TQ2 5AJ |

|  |                           |  |  |
|--|---------------------------|--|--|
| <b>Town</b>                                      |                           |  |  |
| <b>Daytime contact telephone number (if any)</b> | 01803 293772              |  |  |
| <b>E-mail address (optional)</b>                 | TORRECONSCLUB@XLNMAIL.COM |  |  |

|  |              |
|--|--------------|
| <b>Non-domestic rateable value of premises</b> | £7,800 + VAT |
|--|--------------|

Are the club premises occupied and habitually used by the club      Yes       No

**Part 2 – Club Operating Schedule**

When do you want the club premises certificate to start?

Day Month Year

|   |   |   |   |   |   |   |   |
|---|---|---|---|---|---|---|---|
| 0 | 5 | 0 | 9 | 2 | 0 | 1 | 3 |
|---|---|---|---|---|---|---|---|

If you wish the certificate to be valid only for a limited period, when do you want it to end?

Day Month Year

|  |  |  |  |  |  |  |  |
|--|--|--|--|--|--|--|--|
|  |  |  |  |  |  |  |  |
|--|--|--|--|--|--|--|--|

**General description of club (please read guidance note 1)**

CONSERVATIVE MEMBERS CLUB

NOT CURRENTLY OCCUPIED, BUT WILL BE AS SOON AS THE LEASE IS AGREED.

If 5,000 or more people are expected to attend the premises at any one time, please state the number expected to attend

|  |
|--|
|  |
|--|

What qualifying club activities do you intend to conduct on the club premises?

**Provision of regulated entertainment**

Please tick yes

- a) plays (if ticking yes, fill in box A)
- b) films (if ticking yes, fill in box B)
- c) indoor sporting events (if ticking yes, fill in box C)
- 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)
- h) anything of a similar description to that falling within (e), (f) or (g) (if ticking yes, fill in box H)

**Provision of entertainment facilities for:**

- i) making music (if ticking yes, fill in box I)
- 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)

**The supply of alcohol by or on behalf of a club to, or to the order of, a member of the club** (if ticking yes, fill in box L)

**The sale by retail of alcohol by or on behalf of a club to a guest of a member of the club for consumption on the premises where the sale takes place** (if ticking yes, fill in box L)

In all cases complete boxes M, N, and O

**A**

| Plays<br>Standard days and timings (please read guidance note 6) |       |        | <b><u>Will the performance of a play take place indoors or outdoors or both – please tick</u></b><br>(please read guidance note 2)  | Indoors  | <input type="checkbox"/> |
|--|-------|--------|---|----------|--------------------------|
|  |       |        |   | Outdoors | <input type="checkbox"/> |
|  |       |        |   | Both     | <input type="checkbox"/> |
| Day  | Start | Finish | <b><u>Please give further details here</u></b> (please read guidance note 3)  |          |                          |
| Mon  |       |        |   |          |                          |
| Tue  |       |        |   |          |                          |
| Wed  |       |        | <b><u>State any seasonal variations for performing plays</u></b> (please read guidance note 4)  |          |                          |
| Thur   |       |        |   |          |                          |
| Fri  |       |        | <b><u>Non standard timings. Where the club intends to use the premises for the performance of a play at different times from those listed in the column on the left, please list</u></b><br>(please read guidance note 5) |          |                          |
| Sat  |       |        |   |          |                          |
| Sun  |       |        |   |          |                          |

**E**

|  |              |               |  |          |                                     |
|--|--------------|---------------|--|----------|-------------------------------------|
| <b>Live music</b><br>Standard days and timings (please read guidance note 6) |              |               | <b><u>Will the performance of live music take place indoors or outdoors or both – please tick</u></b> (please read guidance note 2)  | Indoors  | <input checked="" type="checkbox"/> |
|  |              |               |  | Outdoors | <input type="checkbox"/>            |
|  |              |               |  | Both     | <input type="checkbox"/>            |
| <b>Day</b>   | <b>Start</b> | <b>Finish</b> | <b><u>Please give further details here</u></b> (please read guidance note 3)   |          |                                     |
| Mon  | 11:00        | 01:00         |  |          |                                     |
| Tue  | 11:00        | 01:00         | <b><u>State any seasonal variations for the performance of live music</u></b> (please read guidance note 4)  |          |                                     |
| Wed  | 11:00        | 01:00         |  |          |                                     |
| Thur   | 11:00        | 01:00         | <b><u>Non-standard timings. Where the club intends to use the premises for the performance of live music at different times from those listed in the column on the left, please list</u></b> (please read guidance note 5) |          |                                     |
| Fri  | 11:00        | 01:00         |  |          |                                     |
| Sat  | 11:00        | 01:00         |  |          |                                     |
| Sun  | 11:00        | 23:30         |  |          |                                     |

**F**

|  |              |               |  |          |                                     |
|--|--------------|---------------|--|----------|-------------------------------------|
| <b>Recorded music</b><br>Standard days and timings (please read guidance note 6) |              |               | <b><u>Will the playing of recorded music take place indoors or outdoors or both – please tick</u></b> (please read guidance note 2)  | Indoors  | <input checked="" type="checkbox"/> |
|  |              |               |  | Outdoors | <input type="checkbox"/>            |
|  |              |               |  | Both     | <input type="checkbox"/>            |
| <b>Day</b>   | <b>Start</b> | <b>Finish</b> | <b><u>Please give further details here</u></b> (please read guidance note 3)   |          |                                     |
| Mon  | 11:00        | 01:00         |  |          |                                     |
|  |              |               | <b><u>State any seasonal variations for the playing of recorded music</u></b> (please read guidance note 4)  |          |                                     |
| Tue  | 11:00        | 01:00         |  |          |                                     |
|  |              |               | <b><u>Non-standard timings. Where the club intends to use the premises for the playing of recorded music at different times from those listed in the column on the left, please list</u></b> (please read guidance note 5) |          |                                     |
| Wed  | 11:00        | 01:00         |  |          |                                     |
|  |              |               |  |          |                                     |
| Thur   | 11:00        | 01:00         |  |          |                                     |
|  |              |               |  |          |                                     |
| Fri  | 11:00        | 01:00         |  |          |                                     |
|  |              |               |  |          |                                     |
| Sat  | 11:00        | 01:00         |  |          |                                     |
|  |              |               |  |          |                                     |
| Sun  | 11:00        | 23:30         |  |          |                                     |
|  |              |               |  |          |                                     |

**J**

|   |       |        |  |          |                                     |
|---|-------|--------|--|----------|-------------------------------------|
| <b>Provision of facilities for dancing</b><br>Standard days and timings (please read guidance note 6) |       |        | <b><u>Please give a description of the type of facilities for dancing that the club will be providing</u></b>  |          |                                     |
| Day   | Start | Finish | <b><u>Will the facilities for dancing be indoors or outdoors or both – please tick</u></b> (please read guidance note 2)   | Indoors  | <input checked="" type="checkbox"/> |
|   |       |        |  | Outdoors | <input type="checkbox"/>            |
|   |       |        |  | Both     | <input type="checkbox"/>            |
| Mon   | 11:00 | 01:00  | <b><u>Please give further details here</u></b> (please read guidance note 3)   |          |                                     |
| Tue   | 11:00 | 01:00  |  |          |                                     |
| Wed   | 11:00 | 01:00  | <b><u>State any seasonal variations for the provision of dancing facilities</u></b> (please read guidance note 4)  |          |                                     |
| Thur  | 11:00 | 01:00  |  |          |                                     |
| Fri   | 11:00 | 01:00  | <b><u>Non-standard timings. Where the club intends to use the premises for the provision of dancing facilities at different times from those listed in the column on the left, please list</u></b> (please read guidance note 5) |          |                                     |
| Sat   | 11:00 | 01:00  |  |          |                                     |
| Sun   | 11:00 | 23:30  |  |          |                                     |



L

|   |              |               |  |                  |                                     |
|---|--------------|---------------|--|------------------|-------------------------------------|
| <b>Supply of alcohol</b><br>Standard days and timings (please read guidance note 6) |              |               | <b>Will the supply of alcohol be for consumption (Please tick box)</b> (please read guidance note 7)   | On the premises  | <input type="checkbox"/>            |
|   |              |               |  | Off the premises | <input type="checkbox"/>            |
|   |              |               |  | Both             | <input checked="" type="checkbox"/> |
| <b>Day</b>  | <b>Start</b> | <b>Finish</b> | <b>State any seasonal variations</b> (please read guidance note 4)<br>THE PREMISES WILL CLOSE 30 MINUTES AFTER LAST ORDERS ARE SUPPLIED WITHIN THE AUTHORISED HOURS.<br><br><b>Non-standard timings. Where the club intends to use the premises for the supply of alcohol at different times from those listed in the column on the left, please list</b> (please read guidance note 5)<br>NEW YEARS EVE 11:00HRS THROUGH TO 03:00HRS ON NEW YEARS DAY.<br>CHRISTMAS EVE 11:00HRS THROUGH TO 01:00HRS CHRISTMAS DAY. |                  |                                     |
| Mon   | 11:00        | 01:00         |  |                  |                                     |
|   |              |               |  |                  |                                     |
| Tue   | 11:00        | 01:00         |  |                  |                                     |
|   |              |               |  |                  |                                     |
| Wed   | 11:00        | 01:00         |  |                  |                                     |
|   |              |               |  |                  |                                     |
| Thur  | 11:00        | 01:00         |  |                  |                                     |
|   |              |               |  |                  |                                     |
| Fri   | 11:00        | 01:00         |  |                  |                                     |
|   |              |               |  |                  |                                     |
| Sat   | 11:00        | 01:00         |  |                  |                                     |
|   |              |               |  |                  |                                     |
| Sun   | 11:00        | 23:30         |  |                  |                                     |
|   |              |               |  |                  |                                     |

**M**

|   |              |               |  |
|---|--------------|---------------|--|
| <b>Hours club premises are open to the members and guests</b><br><b>Standard days and timings (please read guidance note 6)</b> |              |               | <b><u>State any seasonal variations</u></b> (please read guidance note 4)  |
| <b>Day</b>  | <b>Start</b> | <b>Finish</b> |  |
| Mon   | 11:00        | 01:30         |  |
|   |              |               |  |
| Tue   | 11:00        | 01:30         |  |
|   |              |               |  |
| Wed   | 11:00        | 01:30         |  |
|   |              |               |  |
| Thur  | 11:00        | 01:30         |  |
|   |              |               |  |
|   |              |               | <b><u>Non standard timings. Where you intend the premises to be open to the members and guests at different times from those listed in the column on the left, please list</u></b> (please read guidance note 5) |
| Fri   | 11:00        | 01:30         |  |
|   |              |               |  |
| Sat   | 11:00        | 01:30         |  |
|   |              |               |  |
| Sun   | 11:00        | 00:00         |  |
|   |              |               |  |

**N**

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

**O Describe the steps you intend to take to promote the four licensing objectives:**

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

- CCTV WILL BE INSTALLED TO MONITOR ARRIVALS AND DEPARTURES AT THE CLUB MAIN DOOR.
- CLUB MANAGEMENT, STEWARD(ESS) AND OTHER BAR STAFF WILL BE INFORMED OF THE LICENSING ACT 2003 OBJECTIVES AND STATUTORY REQUIREMENT TO COMPLY WITH ALL THE RELEVANT PROVISIONS OF THE ACT.

**b) The prevention of crime and disorder**

- CLUB CONSTITUTION INCLUDES RULES GOVERNING THE CONDUCT OF MEMBERS AND THEIR GUESTS WITHIN AND ADJACENT TO THE CLUB PREMISES.
- ADMISSION TO THE CLUB WILL BE CONFINED TO MEMBERS AND BONA-FIDE GUESTS.
- GUESTS ARRIVING UNACCOMPANIED WILL BE SCRUTINISED BEFORE ADMISSION AND SIGNING IN BY THE HOST MEMBER.
- CLUB EMPLOYEES WILL BE INSTRUCTED NOT TO ADMIT OR SERVE MEMBERS AND GUESTS WHO BEHAVE IN A DRUNKEN OR DISORDERLY FASHION.
- MISCONDUCT WILL BE REPORTED TO THE COMMITTEE TO CONSIDER ACTION UNDER THE CLUBS DISCIPLINARY CODE.

**c) Public safety**

- THE CLUB WILL COMPLY WITH HEALTH & SAFETY & FIRE PRECAUTIONS LEGISLATION.
- FOLLOWING RISK ASSESSMENT, PREVENTIONS AND CONTROL MEASURES WILL BE IN PLACE TO ENSURE THE SFATEY OF MEMBERS, GUESTS, EMPLOYEES AND ENTERTAINERS WHILST ON THE PREMISES.
- THE CLUB WILL COMPLY WITH ADVISED CAPACITY LIMITS.
- FIRE ACTION NOTICES WILL BE POSTED AS WILL EMERGENCY ESCAPE ROUTES.

**d) The prevention of public nuisance**

- SIGNAGE WILL BE DISPLAYED NEAR EXITS REQUESTING MEMBERS AND GUESTS TO RESPECT THE NEEDS OF LOCAL RESIDENTS BY QUIETLY LEAVING THE PREMISES.
- WHEN LIVE OR RECORDED MUSIC IS PLAYED, ALL REASONABLE STEPS WILL BE TAKEN TO AVOID DISTURBANCE TO NEIGHBOURING PROPERTIES.
- ALL BOTTLE DISPOSAL WILL BE CARRIED OUT IN DAYLIGHT HOURS
- ALL RUBBISH PRODUCED WILL BE PLACED IN SECURE BINS.

**e) The protection of children from harm**

- PERSONS UNDER THE AGE OF 18 WILL ONLY BE ALLOWED IN THE CLUB IF ACCOMPANIED.
- ACCOMPANIED CHILDREN AND GRANDCHILDREN OF MEMBERS MAY BE ADMITTED TO THE SNOOKER ROOM FOR TUITION.
- DOOR CONTROL ENSURES THAT CHILDREN SEEKING ADMISSION TO THE CLUB FOR ANY PURPOSE ARE ACCOMPANIED BY AN ADULT MEMBER.
- YOUNG ADULTS APPLYING FOR MEMBERSHIP MUST SATISFY THE COMMITTEE THAT THEY ARE OVER 18, IF NECESSARY BY PRODUCING PROOF OF AGE.

- ACCOMPANIED CHILDREN AND GRANDCHILDREN OF MEMBERS AND THEIR GUESTS MAY ATTEND A PRIVATE PARTY IN THE FUNCTION ROOM.
- COMMITTEE MEMBERS, THE CLUB STEWARD(ESS) AND OTHER MEMBERS OF STAFF WILL BE INSTRUCTED IN THE OFFENCE PROVISIONS OF THE LICENSING ACT 2003 RELATING TO ALCOHOL AND THE PROTECTION OF CHILDREN.
- SIGNAGE WILL BE POSTED AT THE BAR SERVERY PROHIBITING THE DIRECT OR INDIRECT SUPPLY OR DELIVERY OF ALCOHOL TO CHILDREN.
- THE CHALLENGE 21 INITIATIVE WILL BE OPERATED WITHIN THE PREMISES AND APPROPRIATE NOTICES DISPLAYED.


**Please tick yes**

- I have made or enclosed payment of the fee
- I have enclosed the plan of the premises
- I have sent copies of this application and plan to the responsible authorities
- I have completed and enclosed the club declaration and enclose a copy of the club rules
- I understand that I must now advertise my application
- 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 3 – Signatures** (please read guidance note 10)

I TREVOR JOHN WRIGHT  
 (Insert full name)  
**make this application on behalf of the club and have authority to bind the club**

|           |   |
|-----------|---|
| Signature |  |
| Date      | 7 <sup>TH</sup> AUGUST 2013   |
| Capacity  | ACTING SECRETARY  |

**Declaration for a Club Premises Certificate to be granted  
under the Licensing Act 2003**

**PLEASE READ THE FOLLOWING INSTRUCTIONS BEFORE COMPLETING  
DECLARATION**

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.

**Club Premises details**

|   |                            |
|---|----------------------------|
| <b>Name of club</b> TORRE CONSERVATIVE CLUB   |                            |
| <b>Postal address of club, if any, or, if none, ordnance survey map reference or description</b><br>GROUND FLOOR<br>QUAY HOUSE<br>LANSDOWNNE LANE |                            |
| <b>Post Town</b><br>TORQUAY   | <b>Postcode</b><br>TQ2 5BS |
| <b>Telephone number (if any)</b> 01803 293772   |                            |
| <b>E-mail (optional)</b>  |                            |

**CLUB DECLARATION AS TO QUALIFYING CLUB STATUS**

TORRE CONSERVATIVE CLUB

*(Insert name of club)*

club makes the following declarations

- 1) Where the club to which this application relates is:  
a registered society within the meaning of the Industrial and Provident Societies Act 1965, a registered society within the meaning of the Friendly Societies Act 1974 or a registered friendly society within the meaning of the Friendly Societies Act,

the club declares that the club satisfies:

Please tick Yes

Condition 1 in section 62(2) of the Licensing Act 2003



Please give relevant club rule number(s)

PAGE 8, RULE 15

Condition 2 in section 62(3) of the Licensing Act 2003

Please give relevant club rule number(s)

PAGE 8, RULE 15

Condition 4 in section 62(5) of the Licensing Act 2003

PAGE 28, RULE 55

Does the club wish to supply alcohol to members and guests?

If yes the club declares that -

The purchase of alcohol for the club and the supply of alcohol by the club is under the control of the members or of a committee appointed by the members

Please give relevant club rule number(s), if any

PAGE 30, RULE 59

**2) Where the club to which this application relates is:  
an association organised for the social well-being and recreation of  
persons employed in or about coal mines, the club declares that the club  
satisfies:**

**Please tick Yes**

Condition 1 in section 62(2) of the Licensing Act 2003

Please give relevant club rule number(s)

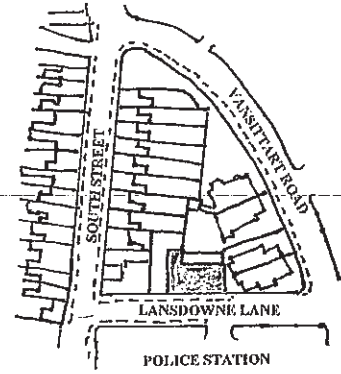
Condition 2 in section 62(3) of the Licensing Act 2003

Please give relevant club rule number(s)

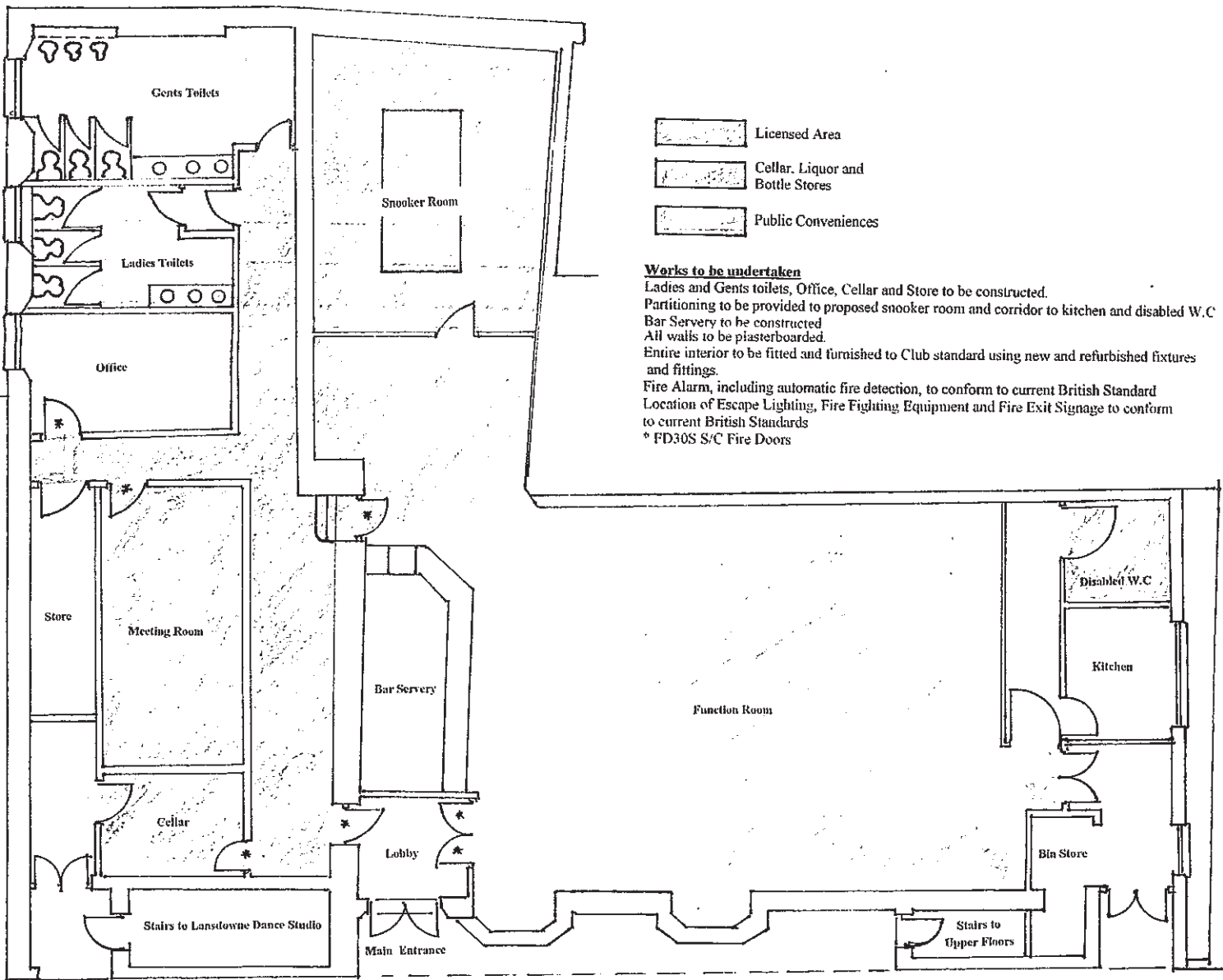
**PROPOSED CLUB PREMISES**  
**AT**  
**QUAY HOUSE, LANSDOWNE LANE, TORQUAY**  
**FOR**  
**TORRE CONSERVATIVE CLUB**

**Agenda Item 6**  
**Appendix 2**

**CLUB PREMISES CERTIFICATE PLAN**  
**GROUND FLOOR - SCALE: 1/100**



**LOCATION PLAN**



LANSDOWNE LANE



DEVON & CORNWALL  
CONSTABULARY

Licensing Department  
Torbay Council  
C/O Torquay Town Hall  
Castle Circus  
TORQUAY  
TQ1 3DR

Licensing East  
Force Headquarters  
Middlemoor  
EXETER  
EX2 7HQ

04 September 2013

Dear Sir/Madam

**Re: Torre Conservative Club, Ground Floor, Quay House, Lansdowne Lane, Torquay**

I refer to the above premises and an application for the Grant of a Club Premises Certificate.

Torre Conservative Club presently has a Club Premises Certificate in respect of premises at 31 South Street, Torquay and I am aware that this application has been made to move the location of the club to the Ground Floor of Quay House, Lansdowne Lane, Torquay which is to be specifically adapted for this purpose.


Prior to the submission of this application, my Police Licensing Officer, Mrs Julie Smart, discussed this matter with a representative of the club and indicated that the police would not have any concerns regarding the application provided that the hours and conditions were identical to the existing Club Premises Certificate. However, on reading through the application, it appears that the applicant has neglected to include one condition on this application, this being:

- 1) No entry or re-entry to the premises after 12 midnight.

For your information, within Torquay, all Premises Licences and Club Premises Certificates which allow the sale or supply of intoxicating liquor after midnight have such no entry/re-entry conditions in order to limit the movement of individuals from premises to premises during the early hours of the morning, thereby promoting the crime and disorder and public nuisance licensing objectives. The police therefore request that this condition is imposed on the Club Premises Certificate.

Should you require any further information, please do not hesitate to contact my Licensing Officer, Julie Smart, on 01803 218900.

Yours faithfully

  
PP Superintendent C Armes  
Commander – South Devon





TELEPHONE: \_\_\_\_\_

TORBAY COUNCIL

- 3 SEP 2013

ENV HEALTH  
FOOD SAFETY

01 SEPTEMBER 2013

TORBAY COUNCIL LICENSING DEPT.

CONNECTIONS

CASTLE CIRCUS

TORQUAY

TQ2 5EG

TORBAY COUNCIL

- 2 SEP 2013

SIGNED.....  
TORQUAY CONNECTIONS

DEAR SIRS,

RE: TORRE CONSERVATIVE CLUB LTD., QUAY HOUSE, LANDDOWNNE  
LANE, TORQUAY - LICENSING ACT 2003.

I WISH TO OBJECT TO THE ISSUING OF A CLUB PREMISES CERTIFICATE  
TO TORRE CONSERVATIVE CLUB LTD. AT THE ABOVE MENTIONED  
PREMISES UNDER THE PREVENTION OF PUBLIC NUISANCE.

WHILST I APPRECIATE THAT THE PROPOSED MOVE FROM SOUTH STREET  
IS ONLY 75 YARDS AROUND THE CORNER, THIS MOVE WOULD PLACE  
IT LITERALLY INCHES FROM THE REAR OF MY ADDRESS IN  
VANSITTART ROAD. BECAUSE OF THIS, MY PARTNER AND I ARE CERTAIN  
TO BE AFFECTED BY THE NOISE EMANATING FROM THIS PREMISES AND  
FEEL THAT IT IS COMPLETELY UNREASONABLE FOR US TO BE EXPECTED  
TO ENDURE THIS NIGHTLY NUISANCE. MY PARTNER IS  
REGISTERED DISABLED AND SUFFERS CONSTANT PAIN AND DUE TO THIS  
SHE TENDS TO GO TO BED EARLY AS THIS GIVES HER SOME RELIEF  
FROM THE PAIN. I FEEL IT WOULD BE OUTRAGEOUS TO DENY HER  
THIS RELIEF AS A RESULT OF THE NOISE COMING FROM THE CLUB.

A FEW MONTHS AGO, ON A COUPLE OF OCCASIONS, A BAND WAS PERMITTED TO REHEARSE AT THE PREMISES. THE RESULTING NOISE WAS SO LOUD THAT WE COULD NOT HEAR OUR TELEVISION, YET WE HEARD EVERY WORD SUNG BY THIS BAND.

I FEEL THAT THIS PROVES THAT WHATEVER SOUND-PROOFING THE BUILDING POSSESSES IS TOTALLY INADEQUATE AND THE RESULTING NOISE NUISANCE WILL BRING NOTHING BUT MISERY TO OUR LIVES.

PLEASE PREVENT THIS SITUATION FROM ARISING.

YOURS FAITHFULLY,

|                                    |
|------------------------------------|
| TORBAY COUNCIL                     |
| - 2 SEP 2013                       |
| SIGNED.....<br>TORQUAY CONNECTIONS |

Telephone:

|  |         |         |        |
|--|---------|---------|--------|
| TORBAY COUNCIL<br>E.H. & C.F. DIVISION |         |         |        |
| - 2 SEP 2013                           |         |         |        |
| OFFICER                                | FILE NO | FILE NO | DOC No |
|  |         |         |        |

30 August 2013

Torbay Council  
Licensing Authority  
Torquay  
Castle Circus  
Torquay  
TQ2 5EG

Dear Sirs

**Torre Conservative Club, Lansdowne Lane, Torquay  
Licensing Act 2003**

I am with my sister, a Mrs . , joint owner of the freehold of Numbers and Vansittart Road, Torquay.

No is divided into two flats; both are tenanted, the upper flat by a couple who I understand work in the hotel trade and the ground floor by a very elderly lady. Number is also tenanted by a couple and the lady is disabled.

I am writing for myself and my sister and have concern as well for our tenants, having seen notice of the application by the Torre Conservative Club for live and recorded music from 11.00 a.m. to 1.00 a.m. weekdays and to 11.30 pm on Sundays.

The Conservative Club backs on to No. Vansittart Road. No is within 12 metres.

We wish to object in the strongest terms to this application on the following grounds:-

1. The properties we own are bound to be affected by noise which will emanate from the premises whatever sound-proofing might be installed within them (people tend to leave windows open, especially during the summer). To expect any tenants to put up with this nuisance daily (or rather nightly) until 1.00 a.m. in the morning is completely unreasonable, indeed it is an outrageous interference with the rights of residents to peace and quiet at hours when most people are in bed.

2. The location of the Conservative Club is adjoining what is basically a residential area. South Street comprises terraced residential properties on both sides. Vansittart Road is also basically residential. Some properties are divided into flats and others are single private dwellings. To grant this application would not only cause serious nuisance to our tenants but to a great many other people in the surrounding residential area.

---

3. We appreciate that the Conservative Club is just that – a “club” so presumably only Club members are admitted. However we have no doubt that the object of the Club if the application is approved is to increase membership and these extra members will be those who enjoy live music. The result of this will be extra traffic with nowhere to park. South Street has parking only on one side and while Vansittart Road has on-street parking both sides, many of the properties do not have off-street parking with the result that most, if not all, available space is taken up by the residents.

4. If the Club is to remain open until 1.00 a.m. then with the best will in the world and all efforts by the owners, there will be noise at turning out time. While one would hope that Club members would not display the drunkenness and anti-social habits which prevail in other parts of Torquay there would be little if anything the Club proprietors could do to stop it once these people are off the premises.

Vansittart Road is a rare example in the centre of the town of a pleasant tree lined quiet place to reside. Why should this be put at risk by a totally unsuitable (for the area) commercial activity which will impact on the value of neighbouring property and the lives of those living there?

The application should be rejected.

Yours faithfully

# The Lansdowne Dance Centre of Torbay



~ Welcomes You to the World of Dance ~  
(Established since 1952)



Lansdowne Lane, (Letters & enquiries to home address:)  
Torre, Torquay  
TQ2 5BS  
South Devon

- ★ Modern Ballroom ★
- ★ Latin American ★
- ★ Viennese Waltz ★
- ★ Modern Sequence ★
- ★ Argentine Tango ★

Telephone: (01803) 613580

- ★ Salsa ★
- ★ Rock'n' Roll ★
- ★ Disco Free Style ★
- ★ Latino-Latin Rhythms ★

"Learn to Dance the Easy Way"

TORBAY COUNCIL

- Principals -

- 5 SEP 2013

ENV HEALTH  
FOOD SAFETY

Fellow and Examiner I.D.T.A.

I.D.T.A.

1st SEPT 2013

Dear Sir / Madam,

REF:- LIVE OR RECORDED MUSIC WITH FACILITIES FOR  
DANCING AT QUAY HOUSE / LANSDOWNE LANE / TORQUAY.

We are writing to oppose the application to play live or recorded music and facilities for dancing at Quay house because the property is not sound proof. We The Lansdowne Dance Centre is next door to Quay house and share the adjoining wall, we are a dance school teaching various forms of dance which means that our studio needs to be quiet to be able to teach our pupils about dance, and the theory of dance which means that our pupils are not always physically actually dancing and therefore not using music. We do not hold social dances, so please understand that we are actually a school. Our work is recognized by the educational system and we are members and therefore representatives of the I.D.T.A. (The International Dance Teachers Association) also members of The Guild of Professional Teachers. We run examinations on our premises and an appointed examiner will attend to examine our pupils on the theory and practical abilities of each pupil, this takes several hours and in some cases two whole days. The outcome of which

Comprehensive Training for the

★ Social Dancer ★ **Page 84** ★ and Competitor ★  
Championship Adjudicators ★ ★ ★ ★ Coaching for Professionals

goes towards the point system of the pupils C.V. and helps towards their entrance to further education with their chosen field at university.

We are a full time School teaching adults and children seven days a week both during the daytime and also evenings. We are an established School and have been here at The Lansdowne Dance Centre, Lansdowne Lane Torquay since 1962 (51 years) but have been teaching since 1956.

We would like to point out that the building next door known as Quay house is a relatively new building and was used by the police as a store room and offices. We recommend that the building of Quay house is not suitable to be used as a club with live or recorded music with facilities for dancing, not only because the noise would make it impossible for us to teach and our pupils unable to concentrate but the local residents both in Lansdowne Lane and Vansittart road have properties also adjoining various different walls of Quay house and this would also make it impossible for them to live their lives in the quiet peaceful way in which they do. We all know this for a fact because we have witnessed this first hand as one evening in April/May of this year at approximately 8pm a live band played within Quay house. At this time we were teaching a class of adult pupils. They found it very difficult to hear the teacher and could not concentrate. The teacher had to raise her voice so much that it strained her vocal chords (and has since had to see a specialist at Torbay hospital and referred to a speech therapist for therapy). We could see that the pupils were not learning and absorbing to the best of their abilities and thankfully it was as we all thought a "one off occasion". Our educational establishment is a very competitive venue and obviously if our pupils are not able to concentrate and learn then they will go elsewhere to a different school. Without our pupils we would be unable to continue to run our dance centre and therefore would have no work and no livelihood so obviously it would affect two

# The Lansdowne Dance Centre of Torbay



~ Welcomes You to the World of Dance ~  
(Established since 1952)

Lansdowne Lane, (Letters & enquiries to home address:)  
Torre, Torquay  
TQ2 5BS  
South Devon

- ★ Modern Ballroom ★
- ★ Latin American ★
- ★ Viennese Waltz ★
- ★ Modern Sequence ★
- ★ Argentine Tango ★

**Telephone: (01803) 613580**  
"Learn to Dance the Easy Way"

- ★ Salsa ★
- ★ Rock'n' Roll ★
- ★ Disco Free Style ★
- ★ Latino-Latin Rhythms ★

Wendy Richings  
Fellow and Examiner I.D.T.A.

- Principals -

Sylvia T. Strautins  
I.D.T.A.

Co-principals and various other teachers and all staff all of which work at The Lansdowne Dance Centre. We not only teach adults and children but also Fellow Professional Teachers who wish to further their qualifications with the I.D.T.A. (International dance teachers association) a governing body with teachers all over the world, and also we train successful amateur dancers who wish to train, qualify and become teachers themselves, therefore obtaining a career which can take them anywhere in the world. So please understand what a very important job that we do here at The Lansdowne Dance Centre and that it would be impossible to professionally run with such loud music and noise behind our wall, making it sound as if they were in the same room as ourselves. The Torre Conservatives club application for a license is unnecessary as they already have suitable premises in South Street in which they have had for many, many years and have been in that building longer than we can remember.

Any member of the Conservative party should consider whether they need to declare an interest either through membership of the party or as Torre Conservative Club members.

We suggest that Quay House should be thoroughly investigated as to the suitability of whether or not the whole building can be sound proofed and would like to invite your good selves and your licensing committee

to come to see the Commercial property of Quay house and also to please come and see The Lansdowne Dance Centre and how it aboins Quay house and also all the residents within the area for you to fully understand that such a license should not be granted to the Torre Conservative Club. May we also suggest that Quay house should be thoroughly investigated as to the suitability of use.

We would like to point out that only two small blue notices have been placed within the insides of the windows asking for a license to play live and recorded music with facilities for dancing. Surely there should have been an application for planning permission for "change of use" this was not originally applied for and the yellow notice only appeared a few days ago! a long time after the blue notices in the windows of Quay house.

The request for this license from 11-00 - 1-00hrs Monday - Saturday and 11-00 - 23-30hrs on Sunday is far too intensive, we The Lansdowne Dance Centre are a full time school, open seven days a week (evenings too) including bank holidays teaching classes and private tuition at various different times of the day and evening. We do not close during the childrens school holidays and only closed for a few days over the Christmas period.

We also have lectures and seminars at The Lansdowne Dance Centre with very important personal in attendance. There are so many factors why such a license should not be granted. A few other points should also be noted and that is when Quay house gets hot the windows will have to be opened there the noise again will be absolutely disastrous for The Lansdowne Dance Centre and the local residents! Also there are no parking facilities and off street parking is not permitted in Lansdowne Lane. Vansittart road parking is taken up by all the residents as is all other side streets and roads. South Street has restricted parking for up to 1 hour during the daytime. please take all these things into consideration and we would again bring to your attention that The Lansdowne Dance Centre since 1962 is a very successful school and this being a very important cog within the educational system, without it we should all have no livelihood.

We thank you for your time and careful consideration in reading this.

Yours Sincerely

and

FELLOW AND EXAMINER I.D.T.A.

I.D.T.A.

Both Co-principals of The Lansdowne Dance Centre,  
Lansdowne Lane, Torquay.



- 4 SEP 2013

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|--------|--|--|--|
| OFFICE |  |  |  |
|--------|--|--|--|

Licensing Authority  
Torbay Council  
Town Hall  
TORQUAY  
TQ2 5EG

Dear Sirs,

**Torre Conservative Club, Lansdowne Lane, Torquay  
Licensing Act 2003**

I am the owner tenant at No. Vansittart Road South Street and I strongly object to the above application which should be rejected immediately.

Dated this 30<sup>th</sup> day of AUGUST 2013-08-30

Signed: .....

My main concern is that the building would have to be made sound proofed. I would also think that the parking would be a problem.

Thankyou

M/S.

IMPORTANT INFORMATION  
- 4 SEP 2013

TORBAY COUNCIL  
6/21/2013  
CONNECTIONS

Have you seen the Notice on the wall of the Torre Conservative Club in Lansdowne Lane?

They are applying to the Torbay Council for a live and recorded music license until one in the morning six days a week (with Sundays until 11.30 p.m.)

As many residents as possible should object by writing to the Council at the Town Hall, Castle Circus, Torquay TQ2 5EG to try and stop this outrageous application. We don't want Vansittart Road to be like the Harbour area at midnight!

Objection form attached.

NOTE – Objections have to be in by Wednesday next the 4<sup>th</sup> September otherwise they will not be considered.

(Owner of No.s & )