



Licensing Act 2003 - Representation in respect of Premises Licence

Details of person or body making representation	
Your Name:	Neil Cooper
Your Address:	Environmental Health Officer Noise and Pollution Control Leicester City Council Phoenix House 1 King Street Leicester LE1 6RN

Details of premises representation is about	
Name of Premises:	Jaan Café and Restaurant
Address of premises:	268-270 Catherine Street
Application No. (if known)	

Please tick one or more of the licensing objectives that your representation relates to:	
Prevention of crime and disorder	<input type="checkbox"/> No
Public Safety	<input type="checkbox"/> No
Prevention of public nuisance	<input type="checkbox"/> Yes
Protection of children from harm	<input type="checkbox"/> No

Please summarise your concerns about this application:
I have concerns that noise from customers and from music from the premises has the potential to cause a nuisance to occupiers of flats directly above the premises.

Please give further details of why you believe this application will have an adverse effect on the licensing objectives

The premise is located directly beneath at least one flat. I have been unable to find any indication that there is any acoustic insulation between the restaurant, originally a café, and the flat above. The restaurant has unconditional planning consent, and so no acoustic insulation scheme has been required, probably because the original consent, in 1969, was for a café, unlikely to be open after 2300.

Even without music noise from customers in a busy restaurant is likely to be audible in the flat above. The inclusion of music as a licensable activity, in practice after 2300, which will be louder than background music, is very likely to be detrimental to occupiers of the flat above

The restaurant is in a residential area, with houses on one side and opposite. Traffic and footfall is low on Catherine street is after 2300, and consequently there is also the potential for customers leaving the premises to disturb local residents

We have had no complaints about noise from the restaurant at present, as you would expect since, without a current licence, the restaurant operating times are limited to no later than 2300.

Unfortunately I do not feel that conditions will mitigate the potential noise issues. A noise limiter set at an agreed level will control the volume of music, but, with no acoustic insulation, I suspect that this will need to be reduced to background levels, not licensable in any case. Notwithstanding this, noise from customers is difficult to control.

Even if an acoustic insulation scheme is installed, there is still the potential for customers leaving the premises late at night to disturb local residents

I therefore object to the proposed licence