

## DECISION NOTICE

Western Area Licensing Sub Committee

Decision made on 22 December 2011

**In respect of an application for a Variation of a Premises Licence made by Galaxy Caffe, 28 Roundstone Street, Trowbridge, Wiltshire, BA14 8DE**

### **Decision:**

The Western Area Licensing Sub Committee has resolved to grant the application for a variation of the Premises Licence for Galaxy Caffe, 28 Roundstone Street, Trowbridge, as amended and detailed below:

#### *Sale of Alcohol (on sales)*

Monday to Sunday 10.00 to 01.30

#### *Recorded Music (indoors)*

Monday to Sunday 10.00 to 00.00

#### *Live Music (amplified)*

Monday to Sunday 10.00 to 00.00

#### *Live Music (acoustic)*

Monday to Sunday 10.00 to 01.00

#### *Late Night Refreshment*

Monday to Sunday 23.00 to 01.30

And subject to the following additional conditions:

1. No karaoke on the premises at any time.
2. No glasses, bottles or food to be taken outside the front of the premises at any time, or into the garden area at the rear of the premises after 21.00.
3. Doors and windows are to be kept closed when amplified music is performed.

4. A nominated member of staff to monitor noise in the vicinity of the premises, both to the front and the rear, with particular regard to changes of volumes when the doors are opened. Action to be taken if necessary. A log book to be kept to include the time and date of checks, name of staff and action taken.

**Reasons:**

1. The reduction in hours for both recorded and live music, was considered necessary to address concerns regarding public nuisance, in particular noise.
2. The conditions on the restriction of removal of glasses, bottles and food from the premises were considered necessary to reduce the levels of noise arising from persons congregating at the front of the premises and in the rear area late in the evening.

The Sub Committee considered the written representations from the Environmental Health Officer, Wiltshire Police, and Natasha Owen of the Polebarn Hotel presented in the agenda, together with the oral representations given at the hearing on behalf of the Applicant and the Public Protection Team.

In reaching its decision the Sub Committee has considered the relevant provisions of the Licensing Act 2003 (in particular Sections 4 and 35); the guidance issued under Section 182 of the Act and the Licensing Policy of Wiltshire Council.

**Right to Appeal**

All parties have the right to appeal to the Magistrates Court within 21 days of receipt of this decision. Any Responsible Authority or Interested Party has the right to request a Review of the Licence.