

HEREFORDSHIRE COUNCIL

**REGULATORY COMMITTEE DECISION NOTICE
(THE LICENSING ACT 2003)**

PREMISES	Jacqueline's Nite Spot & JD's Bar
APPLICANT'S NAME	Miss C. Danter
APPLICATION TYPE	Variation
PANEL MEMBERS	Councillor R.I. Matthews (Chairman) Councillor G.W. Davis Councillor R. Preece
DATE OF MEETING	9th December, 2005

Members of the Licensing Panel of the Council's Regulatory Committee considered the above application, full details of which appeared before the Members in their agenda and the background papers.

Prior to making their decision, the Members heard from Miss. Danter, the applicant, as well as Mr. Parry and Mr. Hodges, two local residents who had objected to the application. Members also heard representations from Miss Woodland, the Environmental Health Officer, and P.C. Thomas, representing West Mercia Police Authority.

Having heard the representations and considered all of those matters brought before them, the Panel decided to **REJECT** the said application on the basis that the application was not consistent with promoting the licensing objectives within the meaning the Licensing Act 2003 in that the application, if allowed, would:

- (a) Give rise to public nuisance.

The Sub-Committee heard evidence of noise nuisance arising from the operation of the premises. Having heard representations, in particular from the Environmental Health Officer, the Sub-Committee were not satisfied that measures could be implemented by way of conditions to abate the noise to such a level that the application could be granted.

The Members further considered that if they had granted the application, there would be no suitable conditions which could be imposed in order to adequately address the said licensing objectives.