

REPORT OF CORPORATE DIRECTOR CITY DEVELOPMENT

APPLICATION TO RENEW ENTERTAINMENTS LICENCE
BAR SEVEN, 6 ILKESTON ROAD, CANNING CIRCUS, NOTTINGHAM

1.0 SUMMARY

1.1 This is an application to renew an entertainments licence to which an objection has been received from a local residents' group.

2.0 RECOMMENDATIONS

2.1 **IT IS RECOMMENDED THAT the Committee determine the application having regard to an objection from a local residents' group and to the City Council's Entertainments Licensing Policy No 1;**

- **'matters that might present an adverse impact on the neighbourhood from the licensed activity have been assessed and suitable measures put in place to minimise or prevent the impact';**
- **'that the applicants have taken steps to ensure good order inside and outside the premises';**
- **'the applicants can (or have put) in place such effective measures as given above to the satisfaction of the Council and Police'; and**
- **to the standard licence conditions of entertainments no 40:- 'Any noise produced or associated with the entertainments must not be audible at the façade of the nearest residential, commercial or industrial premises.'**

3.0 BACKGROUND

3.1 A copy of the current entertainments licence is attached and permits music and dancing during the following hours:-

Mondays to Thursdays	-	noon to midnight
Fridays & Saturdays	-	noon to 1 am
Sundays	-	noon to midnight

3.2 The application was made giving the statutory 28 days notice and was accompanied by the required satisfactory electrical test documents.

4.0 PROPOSALS

4.1 Adrian Smith and Diane Cookson have applied to renew their entertainments licence a copy of which is attached.

4.2 A local residents group has objected and a copy of a letter with enclosures from the Chair is attached at Appendix 1.

4.3 The Police and Chief Fire Officer have been consulted and have no objection.

4.4 The comments of the Noise Pollution Officer will be reported at the meeting.

4.5 The applicants, Pollution Control Officer and objector have been invited to attend and a map showing the location of the premises is attached.

5.0 LEGAL IMPLICATIONS

Legal implications will be reported at the meeting.

6.0 EQUAL OPPORTUNITIES IMPLICATIONS

None

7.0 List of background papers other than published works or those disclosing confidential or exempt information

- Application dated 5 March 2004
- Form D26 from the Fire Officer dated 11 March 2004
- Letter from Nottinghamshire Police dated 17 March

8.0 CRIME & DISORDER IMPLICATIONS

Licensing for public entertainments is an opportunity for the City Council to work in partnership with the Police to reduce the risk of crime and disorder occurring both within and immediately outside licensed premises, having regard to the effect of the proposals on both customers and residents.

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Barry Horne
CORPORATE DIRECTOR
CITY DEVELOPMENT

Lawrence House, Talbot Street, Nottingham NG1 5NT

Contact Officer: Janet Swain, Team Leader – Food & Licensing
Telephone number: 0115 9156776
email: general.licensing@nottinghamcity.gov.uk

30 April 2004

Mr D J Hayes
12 Holden St
Canning Circus
Radford
Nottingham

Food & Licensing Services
Lawrence House
Talbot Street
Nottingham
NG1 5NT

Dear Sir/Madam,

I am writing as the representative of The Canning Circus Residents against Noise group. We have been informed that you would find it preferable to have a representative to deal with rather than an angry mob, we are angry but are not a mob. We are a collection of neighbours who have been forced to act together because of the excessive noise that we have had to suffer the previous few years. We would like to object to the Public Entertainment License for Bar Seven. Presently it has a license to operate until 1am; this has caused so many problems for the residents of this area. They have already been prosecuted for excessive noise pollution caused this summer. This took an enormous amount of effort from the residents to secure, we had to endure live performances from 2pm until 1am for several months, sometimes they would have up to 5 bands playing in an evening. They also broke the conditions of their license by having live performances in their car park all day on a bank holiday.

The main problems we have are:

1, noise leakage from the premises every performance. They have only just had a noise abatement notice dropped because of a couple of months compliance by them, within 2 weeks the suddenly the noise levels have gone straight back up again and we are again seeking prosecution, but this takes literally months to secure. We have had to wait nearly a whole year to amend this because the problems only started to get a lot worse after their license had been granted in 2003. The situation has changed since this license was first issued because of new residents who have moved in to the property next door and also the massive new residential development opposite. The room that they play live music in is the room next door to the resident's bedroom; the noise levels in the resident's bedroom and living room are unacceptable. Can you imagine having a live band and 100 people dancing and shouting in the room joined on to your bedroom?

2, Noise from the car park is excessive. During the summer, they installed some benches in the car park as a "beer garden" this has lead to residents being verbally abused and harassed on their own property and in their own gardens by drunken yobs. In the summer the drinking carries on throughout the day and all evening until they

close so does the noise. In the summer evenings the tables encourage people to hang around after hours sometimes up until 3am. Cars that stay in the car park with their car stereos on loudly and engines running, slamming doors with no consideration for the people living around them. They allow Tour buses to stay in the car park over night after gigs, with generators running and music playing. The bus parks less than 5m away from many older residents bedrooms keeping them awake for hours and making them feel unsafe in their own home. The car park is frequently full and cars spill out and block the resident's of Woodgate courts new entrance, complaints to the council have resulted in a sign asking vehicles not to block the gates and posts being erected, further more destruction has been caused to the wall at the end of the cut-through to Holden St; which drinkers gather round and sit on. Elderly residents have had to push through crowds of youths drinking to get to their own house.

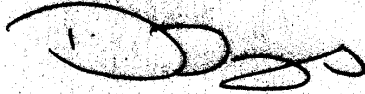
3, Bar Seven have frequent "lock ins" and continue to play extremely loud music, sometimes until 4am.

4, They have no consideration when throwing out their empty bottles, after they close, usually around 1.30 am we get loud banging and crashing as the bottles smash into the bin. Not only is this disturbing, but generally makes the area unsafe, as smashing glass and crashing has become a feature of nighttime. Many residents' cars have had windows smashed and the contents stolen late at night and nobody has looked out because it was assumed to be the pub. (We realise that this is not directly to do with the Public Entertainment License, but gives a fuller picture of their inconsideration).

We think it was a mistake to turn a pub that is enclosed on four-sides by residential property into a nightclub with live music up to 7 days a week. During the summer they had an average of 4 bands an evening, almost every single night. (I have enclosed a copy of their program for last summer and a couple of days of our observation report. Please note the type of music played i.e. Hardcore Metal, Ska Punk, Heavy Punk rock with weird noises, Grunge rock with a twist of punk etc. all are violent and aggressive types of music, when the people leave they are mostly very drunk and loud.) They attract large groups of young drinkers that are not local to the area, it seems amazing that this is next door a residential complex that has a large number of elderly residents living in warden assisted flats. If you look at the location of the function room you will notice there are only flat brick walls and no trees where the noise escapes this has the effect of amplifying the bass to extreme levels depending on the pitch. There are 16 residents bedrooms within 15m of this room they all receive this noise. Bar Seven has a capacity of 200 persons with 100 persons in the function room; this is the average size of the crowd that leaves in a group as a whole after each "gig". This is in addition to The Running Horse Pub that plays live music 7 days a week that was playing from the other side of the properties completely filling the houses with noise. The Running Horse is restricted to 11.30pm (which we all consider is too late) but Bar Seven that has already been prosecuted is allowed to play until 1am? We must point out that from June to September Bar Seven were aware of the massive problems they were causing but refused to contact the council or talk to the council officers. They continued to make our lives very unpleasant and ruined any chance we had to enjoy the summer. The only reason they reduced the noise was because their summer run of bands "battle of the bands" had finished and they closed over Christmas/New Year. We do not think they deserve the opportunity to do this to us again this summer, they have already proved that they cannot comply

with the regulations. We think their opening hours should be restricted and the public entertainment license revoked or severely restricted considering all the factors involved.

Yours Sincerely

A handwritten signature in black ink, appearing to be 'D J Hayes', written in a cursive style.

D J Hayes
(Chairman)

Bar Seven

Tuesday

OPEN MIC NIGHT

all budding musicians welcome - PA supplied
Genuine performers receive free drink
(from selection)
8pm til midnight

Wednesday

CHESS NIGHT

no timers, no ringers, just friendly chilled
chess, booze & nibbles
7pm til midnight

Friday

FUNKY FRIDAY

funk from then til now with DJ Fat Pimp
8pm til midnight

Saturday

THE DUDS

an eclectic mix of tunes from hip hop to indie
with The Duds AKA Ian Phillips, Power FM &
Fran Green, Spectrum & Alley Café

Sunday

JUST BE

Sunday lunch 12-5pm, 2 for 1 cocktails 4-6pm,
board games from 4pm & Sunday papers to
stimulate your mind
just you, just them, just us.....just be

ENTRY TO BAR SEVEN IS FREE THROUGHOUT THE WEEK

DRINKS PROMOS @ SEVEN

V5 ALCOPOPS £1.50 BOTTLE

4 PINT PITCHERS FOSTERS £7.50 (SUN - THURS ONLY)

4 PINT PITCHERS KRONENBOURG £8.70 (SUN - THURS ONLY)

HOUSE DOUBLE VODKA, WHISKY, GIN OR BRANDY

WITH SELECTED MIXER £2

SUN JULY 27TH - £2 before 9pm/12.50 after - DOORS OPEN 9pm TIL MIDNIGHT

CYBERPOLIS PRESENTS
100% ELECTRO INDUSTRIAL - www.cyberpolis.co.uk
MONOSECT playing live

WED JULY 30th - £3 DOORS 8.30pm TIL MIDNIGHT
JUNKTION 7 PRESENTS BATTLE OF THE BANDS 2003.....WEEK 4

NOT SO PRETTY - Raw rock 'n' roll
DON'T DIE FOOLISH - Mainstream indie
THE SWEARS - Female grunge rock
PHILISTINE - Indie alternative rock

THUR JULY 31st - £3.50 DOORS OPEN 8.30pm TIL MIDNIGHT

NORTHERN XPOSURE PRESENTS

NUTRON STARS - Great live show from Nottingham band, combining indie with turntables & keyboards
SPLINT - Founded at the end of the 90s, Splint have become a string part of Nottingham's music scene
THE MIRRORS - Awesome indie 4-piece from Warrington
DRYE - Playing a unique style of indie/rock music

AUGUST GIGS

FRI AUG 1st - £5 DOORS OPEN 9pm TIL 1am

DEFENSTRATION - Female fronted metal
DUFFUS - Smilin' fun emo punk
BLOWBACK - Indie punk rock
KILLIN BUNNIES - Northampton punk band
BUY TICKETS ONLINE www.ticketweb.co.uk or call 08700 100 600

PLEASE NOTE:
Heavy Drinking
being promoted

SAT AUG 2nd - £2 DOORS OPEN 9pm TIL 1am

ABOUT THE MUSIC PRESENTS
THE LOUNGE KINGS (TBC) - Reef, but with a touch of blues thrown in
POSTUREMAKER - Twisted electro-rock.
SOUL MONKEY - melodic, the perfect accompaniment to some really heavy drinking

WED AUG 6th - £3 DOORS 8.30pm TIL MIDNIGHT

JUNKTION 7 PRESENTS BATTLE OF THE BANDS 2003.....WEEK 5
APETH MANNUS - Hard rock
THE GREEN - Indie alternative
THE MELODY BRAND - Reggae meets rock
PIRRUS - Alternative rock / metal

THUR AUG 7th - £3 DOORS 8.30pm TIL MIDNIGHT

MY ALIBI - Fantastic angular indie rock from Derby, in the vein of Muse & Biffy Clyro
CAPE CANAVERAL - Excellent hard driving indie rock from Nottingham
SUFFERKISS - "Breezy gentle indie-rock that right-on cue erupts into Captain-era Idlewild. Yeah!"
Drowned In Sound
STAR FROM TV - Biffy Clyro style indie rock Burton

FRI AUG 8th - £4 DOORS OPEN 9pm TIL 1am

JUNKTION 7 PRESENTS
THE HENRY ROAD - Innovative psych-tinged 4-piece band from Nottm
BURNING MAN - Lifting from the inside places
VIOLET HILL - A blast of ethereal indie rock
DAN'S MOBILE BARBERS - melodic lo-fi

WED AUG 27th - £3 DOORS OPEN 8:30pm TIL MIDNIGHT
JUNKTION 7 PRESENTS BATTLE OF THE BANDS 2008.....WEEK 6

DUFFUS - Emo punk
NEX - Rock / punk / metal
BLINDED - Heavy metal
CALLOUS - Nu-grunge

THUR AUG 28th - DOORS OPEN 8:30pm TIL MIDNIGHT
£6 ADVANCE TICKETS www.ticketweb.co.uk OR CALL 08700 100 000

JUNKTION 7 PRESENTS
THE VIBRATORS - Legendary punk band - one of the first punk bands in UK
THE WARM TRAUMAS - Dirty rock 'n' roll from Hyson Green
THE DEAD LETTERS - Heavy punk rock with weird noises

FRI AUG 29th - £3 DOORS OPEN 9pm TIL 1am
JUNKTION 7 PRESENTS IN CONJUNCTION WITH NOTTSCEME 'NEVERMIND'

MONTHLY ROCK NIGHT
SILVER TONGUE - Energetic rock with psychedelic tinges
ISLE OF EWE - Dark stoner odyssey
PLUS SUPPORT

SAT AUG 30th - £4 DOORS OPEN 9pm TIL 1am
NORTHERN EXPOSURE PRESENTS

EVERSTRONG
LUGA
DELANEY
MAZEPPA

Coming soon!!!

Fri Sept 5th - GBH, THE VARUKERS & CONTROL
£6 Advance tickets from www.ticketweb.co.uk & Select-A-Disc, Nottingham

Sat Sept 6th - RETURN TO THE SABBAT

Tues Sept 9th - PAUL ROBERTS (of The Stranglers) & FAITH BAND,
CAROLINE ALEXANDER
£6 Advance tickets from www.ticketweb.co.uk

Sat Oct 4th - CONSUMED, NEAR MISS & THE FLIPSIDES
£8 Advance tickets from www.ticketweb.co.uk

Fri Oct 17th - 4FT FINGERS, MYBE, CRANK & BUD (TBC)

Sat Nov 29th - UK SUBS, 3CR
£6 Advance tickets from www.ticketweb.co.uk soon

If you're interested in playing at Junction 7 or are the next big thing, send your demo along with your musical style & all contact details to Adrian at the address on the front page. If you're chasing up a demo that's already been sent, email: info@junction7.co.uk

Want A Gig?

SAT AUG 9th - £3 / £2 NUS DOORS OPEN 9pm TIL 1am

JUNKTION 7 PRESENTS
VELCROSOU - 3-piece guitar band with dominant but melodic style compared to 'The Catherine Wheel' & 'The Stone Roses'
GLASSHOUR - Excellent Notts based acoustic trio. A relaxed style, playing original music
THE OUTLINES - 4-piece Leeds based band, their influences ranging from early Bowie to The Smiths
Live visuals & VJ/DJ set by www.brainfresh.com

WED AUG 14th - £3 DOORS OPEN 8:30pm TIL MIDNIGHT
JUNKTION 7 PRESENTS BATTLE OF THE BANDS 2008.....WEEK 6

WAGSTAFFE - Ska punk
HEADHUNGLOW - Hardcore metal
THE DANGEROUS THIRD - Rock
SPLINT - Experimental alternative metal

THUR AUG 14th - DOORS OPEN 8:30pm TIL MIDNIGHT
THE KILLERST EXPRESSION - Melodic punk from Birmingham on in At The Deep End Records
THE NEXT AUTUMN SOUNDTRACK - Post-hardcore/emo from Grimsby on BSM Records
FOUR DUMB KIDS - Energetic ska-punk from Sheffield
FELONY 7 (TBC) - melodic thrashy punk-pop

FRI AUG 15th - £3 DOORS OPEN 9pm TIL 1am
HUNKY DORY PRESENTS
WOLVES! (OF GREECE) - Witness the volume of Swans & My Bloody Valentine through the testimonials of Jack London & Ambrose Bierce.
THE ESCAPOLOGISTS - Turning their hands to almost any devious melody this is a band whose first five minutes has more ideas than the last five years in Camden. Kitchens of Distinction, Krautrock, Snog and Catholic Confessional, quite a birthday for someone.
SAINT JOAN - Psychedelic folk uninterrupted by pretension. Hailed in Wire; as equally liked in Cariton.

SAT AUG 16th - £4 DOORS OPEN 9pm TIL 1am
JUNKTION 7 PRESENTS
GLASS ONION - Essential rock out times... with melody
LITTLE HOPE - Post hard-core Biffy Clyro mixed with the melodic tunes of early Ash. 'A car crash waiting to happen'
THE LAST PICTURE - Melody driven prog/nu-metal band with incredible force & presence from Leics
FINAL FEW - Punk rock band also from Leicestershire

WED AUG 20th - £3 DOORS OPEN 8:30pm TIL MIDNIGHT
JUNKTION 7 PRESENTS BATTLE OF THE BANDS 2008.....WEEK 7

SLIDIER - Indie / rock / metal
AD INFINITUM - Heavy rock
SACREMENTO - Grunge rock with a twist of punk
THE OPTION ONE - 80s psyche pop

THUR AUG 21st - £4 DOORS OPEN 8:30pm TIL MIDNIGHT
ATARI:DOLL (TBC)
OBSCURE (TBC)

FRI AUG 22nd - £3 / £2.50 NUS DOORS OPEN 9pm TIL 1am
TZANDA PRESENTS
POLYIDUS LIVE
747 LIVE
KNACKERED CHEF LIVE
BITMAP DJ SET

SAT AUG 23rd - DOORS OPEN 9pm TIL 1am
£2.50 NUS / FLYER before 10pm £3 OTHERS £3.50 EVERYONE after 10pm
SELL-OUT - OLD SKOOL INDIE, ALTERNATIVE & DANCE

Record of Noise Pollution (cont): Bar Seven

Thursday 31st July

Return home 4:50 pm.

- 5pm: Band starts warm up and practice, back door open very loud drums and guitar.
- 6:18pm: Practice ends, recorded music still heard, back door wide open.
- 8:00pm: recorded music still playing people gathering outside shouting in the car park, lots of cars turning up.
- 8:30pm: Very loud live music starts, the doors to the function room are wide open and can hear shouting and yelling.
- 8:47pm: Doors close, music volume drops 20% performance continues.
- 9:01pm: Doors open loud music ending, but recorded music playing loudly, lots of noise from the crowd.
- 9:15pm: More live music
- 9:38pm: Doors close, music continues.
- 10:15pm: Doors open, live music playing.
- 10:42pm: Doors close, live music continues.
- Pattern repeats until.
- 12:09pm: Performance ends, loud recorded music played and doors are opened.
- 12:45pm: Car park noise excessive, lots of revving engines as the over full car park shuffles positions. Person blocked in just sat repeatedly beeping horn until people come out to move their cars.
- 1:30pm: Door finally closed and music stopped.
- 1:38pm: Loud crashing from bottles being emptied.
- 1:45pm: More noise from car park and drunk patrons.

Friday 1st August

Return home 5:00pm music heard playing and loud voices from "beer garden".

- 6:00pm: Cars start arriving and filling car park.
- 6:45pm: Doors open, loud music heard, very deep bass noise.
- 7:10pm: Door closes loud bass still heard, varies depending on the song.
- 7:18pm: Music stops, loud voices and car park noise still loud.
- 7:49pm: Practice begins, loud irregular live music.
- 8:00pm: Car park now completely full, literally. All the buses and vans and cars are packed in, so if someone at the front wants to leave at least 4 cars would have to move. Cars are parked in front of residents entrance and on the pavement outside. There are at least 30 people sat outside on walls and tables shouting and drinking.
- 8:30pm: Doors open loud recorded music and voices reverberate around.
- 9:07pm: Performance begins. Very loud.

Every 30 minutes the doors open for about 10-15 mins.

- 12:30pm: Music is loudest yet, lots of shouting and voices.
- 12:45pm: Music quietens doors open, loud recorded music heard.
- 1:20pm: Massive noise from car park, bottles crashing people hanging around.

1:45pm: Group of people hanging around in residential flats shared garden, sitting on residents bench smoking and chatting. Occasional loud shouting.

Saturday 2nd August

3:05pm: Doors open loud music from bar heard.
3:45pm: Live guitar music playing, very loud.
4:06pm: Guitar stops music from bar heard and loud bass noise.
4:16pm: More practice bass guitar. Door still open.
5:06pm: Live music stops.
8:00pm: Live practice begins, door still wide open. Very loud irregular noise, drums, guitars and singing.
8:50pm: Doors still wide open practice ends, lots of loud voices heard.
8:54pm: Live performance begins. Music extremely loud, windows vibrating and buzzing.
9:15pm: Unable to stay in house as music so loud. Gone out to friends.
12.45pm: Return home. Music still playing very loud, door open.
1:06pm: Live music stops, replaced by recorded music.
1:27pm: Loud bottles crashing. People shouting and general car park noise.
1:40pm: Door closes. Music heard but much quieter. Still annoying.

Wednesday 6th August

Get in from work at 5:38pm Doors closed but loud recorded music playing.

6:18pm: Recorded music continues doors open.
7:45pm: Practice begins. Loud live music starts.
8:28pm: Practice ends, recorded music playing.
8:34pm: recorded music still playing people outside drinking and shouting
8:41pm: Very loud live music starts,
9:03pm: Doors close, music volume drops 20% performance continues.
9:14pm: Doors open loud music ending, but recorded music playing loudly, lots of noise from the crowd.
9:21pm: More live music doors open.
9:56pm: Doors close, music continues.
10:15pm: Doors open, live music playing.
10:26pm: Doors close, live music continues.
10:40pm: Doors open, live music playing.
11:03pm: Doors close, live music continues.
11:05pm: Doors open, live music continues.
11:18pm: Door closes, live music continues.
11:50pm: Doors open for climax of performance, very loud. Lots of shouting and yelling.
11:59pm: Performance finishes doors stay open until 1:16pm loud crowd noise heard.
1:29pm: Loud crashing bottles, and car park noise.

Thursday 7th August

Loud music playing and door wide open as I return home at 6:08pm

LOCAL GOVERNMENT (MISCELLANEOUS PROVISIONS) ACT 1982

ENTERTAINMENTS LICENCE

By virtue of the powers conferred in it by the Local Government (Miscellaneous Provisions) Act 1982 and the Sunday Entertainments Act 1932 (the Acts), NOTTINGHAM CITY COUNCIL hereby grant to **Diane Jayne Cookson & Adrian Carl Smith**

Of Bar Seven, Canning Circus, Nottingham

this licence to keep or use the premises known as **Bar Seven, Derby Road, Canning Circus, Nottingham NG7 3GE**

for the purpose of **First Floor** - **Music & Dancing**
Ground Floor - **Music only**

This licence shall continue in force from **11 April 2003** until **5 April 2004**

or until sooner revoked, and is granted subject to the provisions of the Acts, and any special conditions set out below and to the standard conditions imposed by the City Council, a copy of which is attached to this licence.

The premises shall not be used for the above purposes except between the hours of

Mondays to Thursdays	-	noon to midnight
Fridays & Saturdays	-	noon to 1 am
Sundays	-	noon to midnight

Signed:

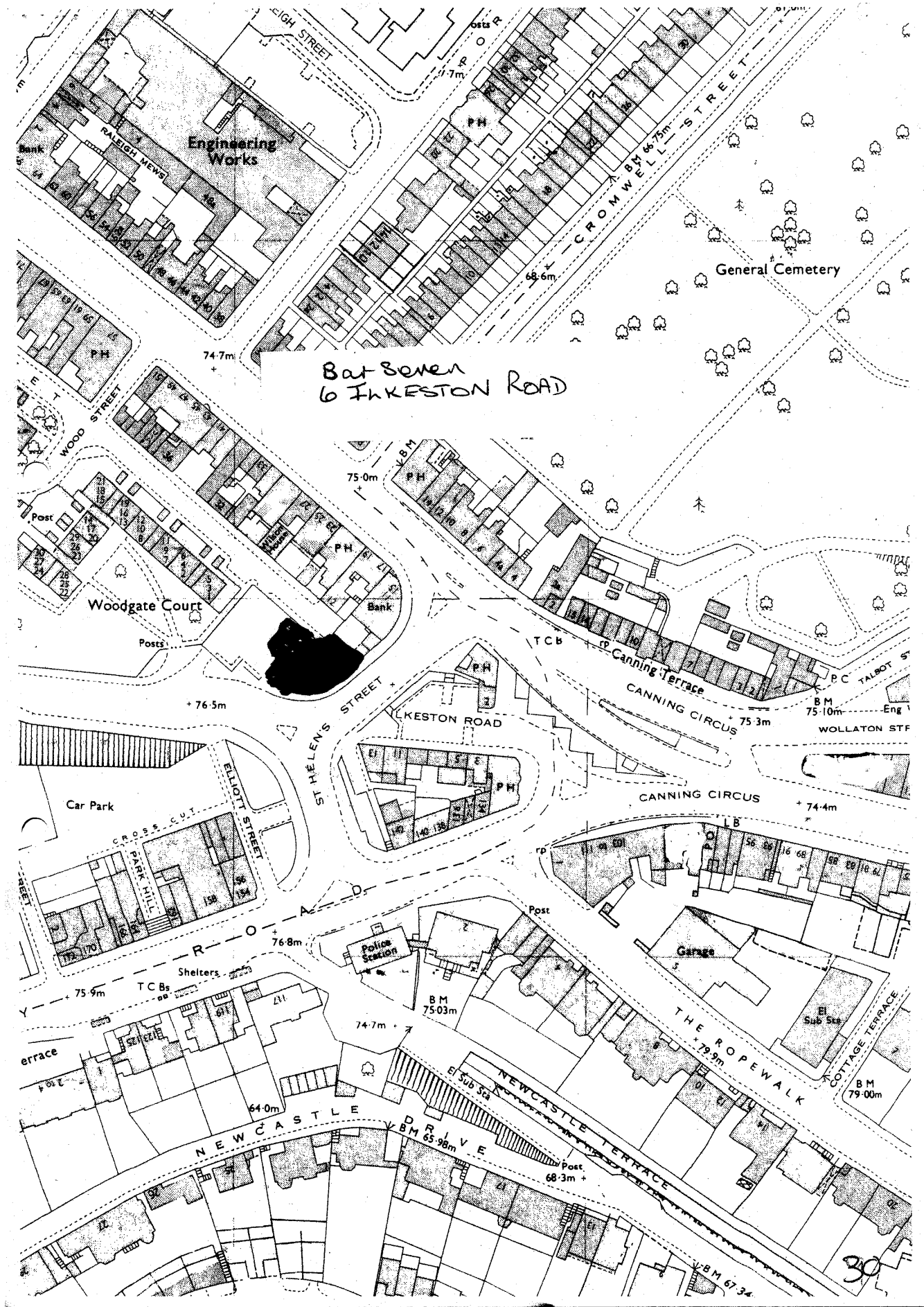
Licensing Officer

Dated: 11 April 2003

SPECIAL CONDITIONS

- 1. MAXIMUM OCCUPANCY:-**

First Floor	-	100 persons excluding staff
Ground Floor	-	110 persons excluding staff
 - 2. A CCTV system must be installed and maintained to the satisfaction of the Police. All video tapes must be retained for a minimum period of 31 days and made available for inspection by the Police or an authorised Officer of Nottingham City Council.**
-



BATS DEN
6 FALKESTON ROAD

30