

Thanks for the email.

I'm pleased that you are happy to agree to the below actions, but I want to make sure you fully understand the implications.

The Noise survey (which will give any necessary recommendations for improving the separation between you and the residential accommodation above) and validation is something which would be your responsibility to undertake and the report would then be submitted for me to assess. I have assumed that the landlord of the building is also landlord for the residential above, and will therefore have a right of access so the noise monitoring could take place, to ensure internal levels are satisfactory. Any recommendation for measures to prevent noise breakout/transmission should be from a specialist who can look at the current structure of the building, they would also be able to advise on a suitable internal noise level to assist in the setting of a noise limiter for the music.

I'm happy to discuss the matter further if you would wish, or alternatively just to clarify, if you are happy to accept the below as conditions on the premises licence when granted please reply to all you acceptance of the conditions:

- a) Before the premises open a scheme of sound attenuation works shall have been installed and thereafter retained. Such a scheme of works shall be:
- b) Based on the findings of an approved noise survey of the application site, including an approved method statement for the noise survey.
- c) Be capable of restricting noise breakout from the commercial use(s) to the street to levels not exceeding the prevailing ambient noise level when measured:
 - (i) as a 15 minute LAeq, and;
 - (ii) at any one third octave band centre frequency as a 15 minute LZeq.
- d) Be capable of restricting noise breakout and transmission from the commercial use(s) to all adjoining residential accommodation to levels complying with the following:
 - (i) Bedrooms: Noise Rating Curve NR25 (2300 to 0700 hours);
 - (ii) Living Rooms & Bedrooms: Noise Rating Curve NR30 (0700 to 2300 hours);
 - (iii) Other Habitable Rooms: Noise Rating Curve NR35 (0700 to 2300 hours);
 - (iv) Bedrooms: LAFmax 45dB (2300 to 0700 hours).

Before such scheme of works is installed full details thereof shall first have been submitted to and approved in writing by the Environmental Protection Service (EPS).

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