

Objection to the License for Angola 76 nightclub under Review 19th December 2019.

Reasons:

Public Nuisance Crime and disorder Public Safety

- (1) In my opinion, the narrow residential streets/lanes of Shaftesbury is a totally wrong location for Angola 76 nightclub venue as the customers of all ages but particularly the younger customers spend time shouting to be heard while inside against very loud music and continue the same way when exiting. Sound, very loud voices and music can be distinctly heard escaping from the building and courtyard into the narrow residential streets throughout the evening until past closing time.
- (2)
- (3) Leaving customers very frequently stop to continue socialising, lighting cigarettes, many still with drink in their hands, calling to other leaving customers, shouting, shrieking, swearing, blatant public urinating, showing signs of inebriation, talking loudly to the doormen who encourage more noise by continuing talking loudly when they should encourage customers to move away. The narrow streets/lanes in this residential area act as sound boxes/tunnels reverberating sound disturbing local residents.
- (4) Local acquaintances of mine have told me they avoid Muston's Lane if they are returning home late evening because of the risk of meeting inebriated customers or rowdy groups.
- (5) Since the nightclub opened, the noise emanating from the venue and leaving customers has made the front rooms of my home unusable. With strobe lighting, very loud constant beat of loud music, dancing drinking inside the building and the blasts of noise as the doors are opened time and time again to access outside toilets plus the shouting, shrieking, swearing, bellowing noise of the customers in the open courtyard (sound box!!!) followed later at night by noisy exiting customers means my life is confined to my back rooms. Younger members of my family can heard the noise even there.
- (6) I would question the suitability of the owner, J. Morgan, who incongruously, sometimes dressed as a vampire late at night, has frequently taken photos/videos of me when I am awake at my bedroom window because of noise from his nightclub and leaving customers in the street. As required if anything can be done to remedy the situation, I am recording evidence of the continuous noise pollution and inappropriate behaviour that has disturbed me. As well as J. Morgan, his managers and doormen who I presume are acting with J. Morgan's approval, take pictures of me in my bedroom when I get up because of loud noise disturbance emanating from Angola 76 nightclub and leaving noisy customers; they also point me out and say my name to the persons causing the disturbance/ASB and criminal acts, urinating, as the person complaining about Angola 76 nightclub.

(7) I have also been approached in the town and challenged about the fact I complain about the disturbance from Angola 76 nightclub. I have had fists shaken at me, sworn at, told they know my name and where I live, had 5 broken windows, my front door damaged and ASB/vandalism to the bollards outside my home-all problems that have only happened (except for one broken window in 1986) in the last 4 of the 39years 11 months I have lived here.

(8) I feel under siege in my own home and have been advised by the police not to go to my ground floor windows or front door in the evenings. I have had no option but to bring the mayhem as I see it of the gross behaviour outside my home to the authorities knowledge as this is and has made my life insupportable.

Anne Cunningham.

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26 November 2019

By Email:

Dear Sir

**Licensing Act 2003
Review of Premises Licence - Angola '76 Nightclub, Mustons Lane, Shaftesbury SP7 8AD**

We act for Mrs Cunningham of 5 Muston's Lane and have been instructed on her behalf to make representations in support of the application for review of the Premises Licence for the above.

The following representations made by our client as an interested party to the review are indicative of the manner in which our client maintains that the operation of the premises does not promote the licensing objectives, and in particular that of public nuisance, but, worse still, is having a major negative impact on them. The following issues have been evidenced in fact since the Premises Licence was originally granted in 2016 and continue to affect the living conditions of residents in the immediate area of the premises, including our client. Further evidence will be adduced at the hearing but we set out below indicative issues of what is being experienced:-

The licensed premises, Angola '76, are situated in what is primarily a residential area in a setting close to listed buildings and on a narrow lane where residents' doors and windows abut the highway due to lack of the existence of a pavement. It is, consequently, not a location in which one would expect to find a night club and commensurate activities. The activities of patrons frequenting the premises includes, on a regular basis, shrieking, shouting, swearing, fighting, vomiting, urinating and general anti-social behaviour in close proximity to residential accommodation. Accordingly, our client makes representations in respect of public nuisance under the following headings:-

(i) Anti-social behaviour

For over the past two years our client has suffered from disturbance from patrons at these premises both during the evening whilst the courtyard at the licensed premises is in use, and, on dispersal at the end of the evening. Considerable noise is commonplace from the shouting and shrieking of patrons who appear to wish to communicate with each other in total disregard for those inhabitants of the area who are trying to rest and sleep, particularly in unsociable hours. When any approach is made to request that the behaviour is ameliorated this results in further abusive behaviour. In addition, patrons are often seen vomiting around the premises and urinating in the gutters. On one occasion our client witnessed two men adjacent to the courtyard of the premises urinating up the walls of the building and finding it amusing to spray urine around. On another occasion our client was disturbed and when she opened her front door found a woman crouching and urinating on her doorstep.

We understand there is a frequent smell of urine, which neighbours and visitors have commented upon, in Mustons Lane in the mornings.

Members of our client's family can now no longer sleep in any of the front bedrooms of her property due to the disturbance. On one occasion whilst our client's daughter was staying with her she was woken up three times during the night and had to go outside and request that the noise be kept down in the premises as she was trying to sleep and on the third occasion, on speaking to the manager at the premises in this regard, he suggested that she come in and have a drink instead of trying to sleep. A similar occurrence arose on an occasion when her son went to the premises to complain of the noise late at night. On another occasion our client's son suffered an unprovoked attack by a workman who came out of the licensed premises and took issue with her son who was knocking on our client's front door and punched him on the head.

Our client has raised anti-social behaviour issues with members of staff at the premises on numerous occasions in the past either directly orally or by telephone and has been subject to verbal abuse. On one occasion a colleague/friend of the operator's responded to our client that she should "die or move". Furthermore, our client has suffered five broken windows, a kicked and damaged front door, and has been subject to frequent rapping on her windows (adjacent to the lane) and her door by late night revellers. She has witnessed a window being broken when rowdy customers were leaving but did not dare to challenge the culprits. Bottles and glasses have been seen being carried out of the premises and thrown. It is an intimidating scenario for any resident to have to suffer.

(ii) **Noise**

Music from the premises can be heard frequently within our client's premises to the extent that words being sung at the premises can be identified. There is a base beat which occurs frequently to such an extent that it often causes vibration within the structure and doors of our client's premises. Music noise is particularly disturbing on Friday and Saturday nights and is exacerbated by the sky lights in the licensed premises frequently being left open and also the double access doors to the courtyard area being used so often for egress and access that frequent burst of louder music is a common occurrence and causes considerable disturbance. On one occasion our client's son complained of audible music well after the terminal hour at the premises and was told that the music was continuing to entertain staff while they were clearing up! The extent to which the noise and vibration causes a nuisance to our client has been examined by an acoustic expert commissioned to assess the current noise disturbances being suffered by our client. He was also asked to comment on any remedial matters which might ameliorate the negative impact that the said licensed premises are having on our client's quality of life. This report is produced as part of our client's representations.

(iii) **Dispersal**

Despite there being conditions on the Premises Licence requiring signs to be placed at the exits of the premises requesting patron's to leave quietly and also requiring staff to pro-actively discourage patrons from loitering around the premises there appears to be total lack of management of any dispersal of patrons from the premises. Patrons are frequently seen congregating outside the premises shouting and loudly bidding their goodbyes to each other for a considerable time before dispersing. Vehicles, both private cars and taxis, frequently remain in the lane waiting for individuals and groups of people who are continuing loud conversations before entering the vehicles, often for as long as 15 minutes, during which period the vehicles engines are running and causing additional noise and disturbance for residents under whose windows the vehicles wait for their passengers. This nuisance is exacerbated by the smell of diesel fumes from the idling vehicles' engines which percolates into the bedroom of our client's property. Frequently, members of the management team themselves are talking within these groups and show little if any ability to manage dispersal quietly and efficiently. Such behaviour does not appear to be limited to patrons on departure and our client witnesses similar behaviour later when staff depart.

Additionally, those patrons using the courtyard or roadside to congregate and smoke results in the added smell of smoke penetrating into our client's property.

(iv) Waste removal

Despite conditions on the Premises Licence that no rubbish bins will be emptied after 11 pm and all deliveries shall be restricted to normal office hours, there have, firstly, on occasions been witnessed the noise of multiple bottles being emptied into bins long into the night after 11 pm and, secondly, waste removal lorries collecting from the premises as early as 6:30 am when our client has frequently been awoken by the noise of an avalanche of bottles being tipped into waste disposal lorries.

(v) Light pollution

A condition on the Premises Licence requires any lighting used on the outside of the licensed premises to be positioned in such a way as to not disturb local residents. Security lighting at these premises has been positioned approximately 12 feet opposite our client's bedroom window. This security lighting is triggered by movement and flashes on with incredible regularity throughout the night as each patron or group of patrons leaves the premises and any animal or vehicle passes the sensor. Despite requests from our client to relocate this security lighting there has been no response from the operator of the premises or any member of management.

Following an assessment of the living conditions our client has experienced since the opening of these premises, and the evidence provided by the acoustic expert engaged, it seems apparent that the operation of these premises is totally lacking in any control and sensible management. Indeed, one would expect, given the unlikely location for a night club, that an operator of such premises would be at pains to ensure that he did everything possible to respect the area in which the premises are located and the amenities of local residents. It seems here that the opposite has been the case. The operator appears to not only have disregard for the living conditions of neighbouring residents but has shown equal disregard for compliance with conditions on the Premises Licence. Whilst planning is not strictly a relevant issue for this application review the operator has shown equal disregard for planning legislation and we understand has operated without appropriate planning consent since opening. Support for one of the planning applications (2/2018/1775/FUL) was provided by an ISVR acoustic report commissioned by the licensed premises operator. It can be seen from that acoustic report that a number of remedial matters were required in order to protect the residential area from noise emissions at the premises but despite that report in support there is no indication that the recommendations provided therein have ever been implemented.

Whilst the review of this Premises Licence has been brought under the public nuisance licensing objective it is considered that arguably issues arising from these premises could equally be considered under the crime and disorder objective and the public safety objective.

Further evidence will be produced at the hearing for this review application to supplement and expand upon the representations made in this letter.

Yours faithfully

Trethowans

Trethowans LLP

MRS A CUNNINGHAM, 5 MUSTONS LANE, SHAFTESBURY SP7 8AD
NOISE EMINATING FROM PREMISES KNOWN AS ANGOLA '76

Acoustic Expert Report of Peter Rogers

Dated

24th October 2019

Specialist Field : Acoustics , Noise and Vibration
Case Ref : -
On behalf of : Mrs A Cunningham
Prepared for : Trethowans LLP
On Instructions of : Trethowans LLP
Survey Periods : 19th to 20th October 2019

Report Reference: EXHIBIT PR/1

Author: Peter Rogers BSc(Hons) MSc CEng FIOA FRSA MIOL

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[Report format based on Academy of Experts Model Form]

Acoustic Expert Report of Peter Rogers

MRS A CUNNINGHAM, 5 MUSTONS LANE, SHAFTESBURY
NOISE EMINATING FROM ANGOLA '76

Report No.: Exhibit PR/1

Date: 24 October 2019

Prepared by:

Peter Rogers
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Specialist Field : Acoustics
On behalf of : Mrs Cunningham
Prepared for : Trethowans LLP
Reference : **EXHIBIT PR/1**

1 INTRODUCTION

1.1 FORMAL DETAILS

1.1.1 My name is Peter James Rogers of Sustainable Acoustics, 5 Charlecote Mews, Staple Gardens, Winchester, Hampshire, SO23 8SR and I practice as a Consultant in Acoustics, Noise and Vibration. I have been professionally involved in acoustics for 26 years, initially as a local authority authorised officer for 5 years and thereafter an independent consultant. I have undertaken environmental noise measurement and assessment throughout my professional career, including a particular focus on the assessment of nuisance as an authorised officer. I have been providing expert witness services since 1996, and registered since 2003.

1.1.2 My specialist field is in acoustics, with a particular expertise in buildings and environmental acoustics, noise and vibration, transfer and control. My experience as both a consultant and in local government allows me to be able to take a balanced view of the evidence and also form subjective judgements based on that experience. I hold a Bachelor of Science honours degree in Physics with Medical Physics from the University of Cardiff and a Master of Science degree in Environmental and Building Acoustics from South Bank University, London. I am a Chartered Engineer, and a Fellow of the Institute of Acoustics and a Fellow of the Royal Society of Arts. I am also a member of the Institute of Licensing, and currently a member of a Home Office industry working group considering Licensing and Planning. I am also currently a Trustee of the Institute of Acoustics, and I am a registered and vetted member of the Register of Expert Witnesses.

1.1.3 My field of expertise covers the particulars of this investigation, but is limited to not providing cost information on remedial works, or in the wider information provided on antisocial behaviour, or health affects linked with medical matters, medicines or details of sleep disturbance as these areas are not within my expertise. Where these are mentioned they are done so as part of providing witness of factual evidence only.



1.2 THE RELEVANT PARTIES

1.2.1 The following parties will be referred to in this report:

- i. MRS ANNE CUNNINGHAM (“AC”)
- ii. MR PETER ROGERS (“PR”)
- iii. MR KERRY PITT-KERBY, ENVIRONMENTAL HEALTH (“KPK”)
- IV. DORSET COUNCIL UNITARY AUTHORITY (“DC”)
- v. SUSTAINABLE ACOUSTICS LIMITED (“SA”)
- vi. TRETOWANS SOLICITORS LLP (“TLLP”)
- vii. VENTA ACOUSTICS (“VA”)

1.3 THE DOCUMENTS CONSIDERED

1.3.1 The following documents have been considered as part of the bundle and may be referred to in this report, although are not appended to it:

- i. VA ACOUSTIC REPORT VA2677.190709.NIA dated 12th July 2019 (“VAR”)
- ii. ISVR report dated October 2018, associated with planning application 2/2018/1775/FUL
- iii. Angola Facebook Page (“FB”)
- iv. Angola Website Page (“WP”)

1.4 SYNOPSIS

1.4.1 Angola’ 76 describes itself as a live music venue on its facebook page (see Appendix 2), and on its website angola76.co.uk describes itself as a Jungle café/ music bar. It is a licensed premises which operates as a nightclub, including live and pre-recorded music played by DJ’s. They advertise on their website as having “Live music every Thursday evening & Sunday afternoon, and say they are available for “private functions and party celebrations”. Opening hours are 4pm to 11pm Monday, noon to 11pm Tuesday to Thursday and Sunday and noon to half past midnight on Fridays and Saturdays. The opening hours permitted under the license, as indicated on the Licensing Authorities website, are slightly different in that they are Sunday to Thursday 11am to 11pm, Friday to Saturday 11am to 1.30am, with late refreshment sales permissible until 2am on those days.



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- 1.4.2 Until 2016 the premises was operated as a small nursery/ florist and a Licence was applied for to turn it into a café and was granted a 02:30 licence. There was no planning permission sought for the change of use, which remains a matter of contention to the present day after an application was refused on the 26th November 2018. The operation was intensified and became a music café , and later a nightclub. There were two additional refusals on 9th October 2019.
- 1.4.3 Mrs Cunningham lives at 5 Mustons Lane, Shaftesbury, SP7 8AD, which is located opposite Angola'76 on a narrow street, with no pavement in front of her house. Her lounge is on the ground floor with a front door that opens directly onto the street, and two of her bedrooms (including her own) overlook the street, with windows opening onto it.
- 1.4.4 The Environmental Health team at DC have had official complaints from Mrs Cunningham over a period of time, and have served a warning notice on the premises for antisocial behaviour, after a planning officer attended. They have also made recordings within the premises, but Environmental Health had not visited to investigate by witnessing it themselves to date.
- 1.4.5 PR liaised with KPK of DC and made him aware of his intentions to make a planned visit, and agreed to keep him informed by SMS text. On this basis he agreed to attend and witness the noise from the premises, which he did between 22:00 and approximately 22:30.
- 1.4.6 Mrs Cunningham has made a number of recordings of incidence on her smart phone, and has sent these to various parties. These have not been considered in any detail, as this will form part of her own evidence to demonstrate how often the noise occurs and the source of it.
- 1.4.7 My investigation considers whether an example of a typical Saturday night when a DJ is operating is likely to be sufficiently intrusive to be causing a nuisance as part of a regularly occurring operation. The previous measurements taken by VA over a weekend from the 5th to the 8th July of this year have also been taken into account, as it covered a music festival likely to be an atypical event. The results from this latest investigation are compared with those to benchmark a more typical impact against what was reported.



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1.4.8 My opinion is that sufficient evidence exists to meet the criminal evidential bar and that a nuisance does exist, which caused material interference and that considering the regularity, character of the area, and time of day can be considered to also therefore be a Statutory Nuisance under S79 of the Environmental Protection Act 1990 as it relates to noise emanating from the premises, as music and people noise that is made worse during dispersal in the early hours of the morning. This opinion is based on my witnessing the noise, taking measurements, and reviewing the other material available in light of the experience gained over 5 years as an authorised officer under this Act. The reasoning is set out in detail through this report.

1.5 INSTRUCTIONS

1.5.1 Instructions were received from TLLP to deal with the following matters :

- Investigate a typical Saturday night of operation
- Take acoustic measurements
- Prepare an expert report to capture the findings, in context with the material provided, which included the documents listed.



2 BACKGROUND

2.1 The site location is an ancient urban town location, in Shaftesbury, in north Dorset, which is generally low levels of night life and streets are often quiet through the night. Mustons Lane links Bell Street and High Street, which loops around the town centre.

2.2 The location is show in Figure 1 below.

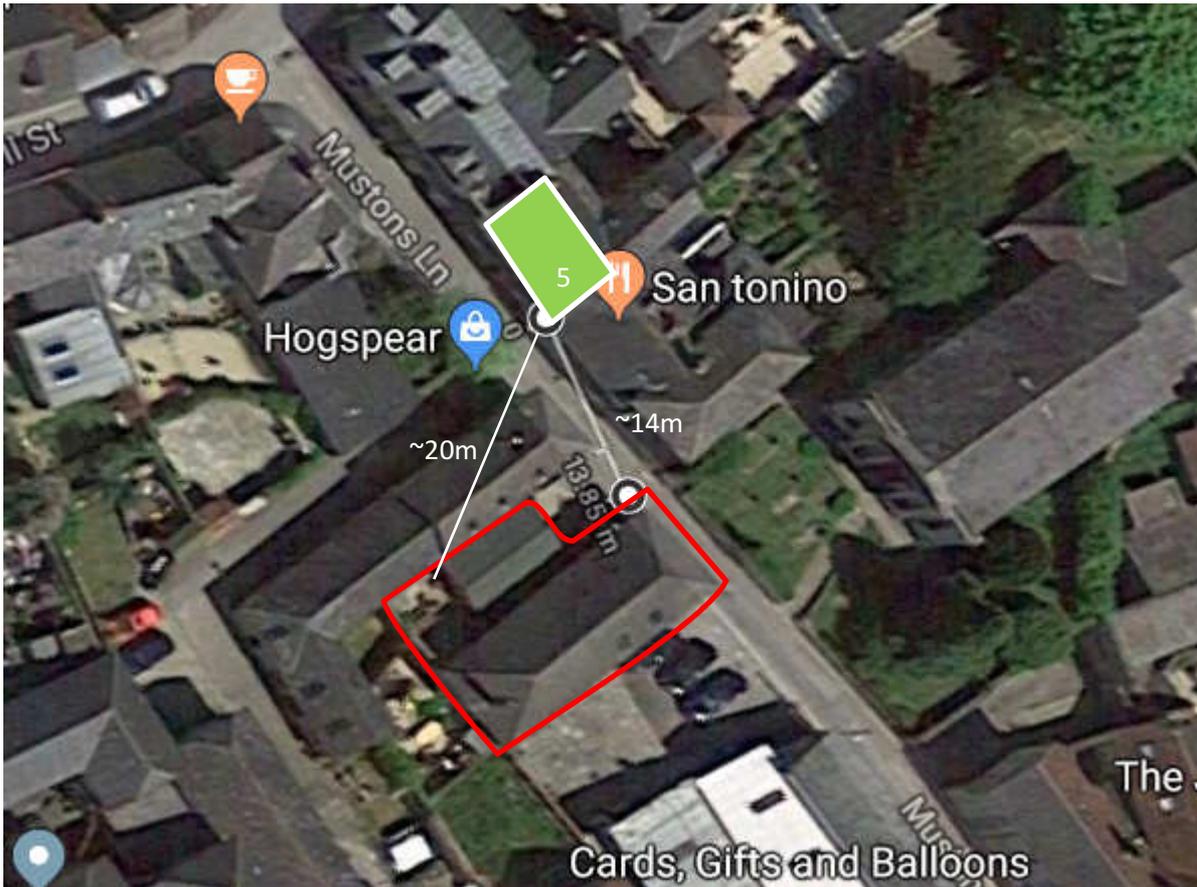


Figure 1: Residential proximity to Angola '76

3 THE TECHNICAL INVESTIGATION

3.1 INSTRUMENTATION USED

3.1.1 The following equipment was used during the survey.

Equipment	Type	Serial Number	Calibration
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			Date	Certificate no
Nor145				
Norsonic Nor145 Class 1 sound level meter	NOR145	14529095	11/04/19	4712116694
Preamplifier	NOR1209	22160	26/02/19	4712116694
Microphone	NOR1227	332250	26/02/19	4712116694
Svantek SV36	SV36	83721	27/06/19	No cert number

Table 1 : Instrumentation

3.1.2 Prior to and on completion of the survey, the sound level meter and microphone calibration were checked using a SV66 Calibrator. The calibrator was last calibrated on 27 June 2019, in accordance with the requirements of ISO 10012 and a calibration and conformance certificate is available. No significant change in the calibration level occurred during the survey following a check on the completion of measurements.

3.2 PERSONNEL

3.2.1 Peter Rogers took all measurements and completed the analysis associated with this report.

3.3 RESULTS

3.3.1 The results in full are presented in Appendix 1 as octave band manual measurements over the stated periods, to capture the noise associated with the observations made in that table.

3.3.2 In summary the relevant results are show overleaf in Table 2.

3.3.3 The results are presented as four graphs Figures 2 to 5, which show the impact over the frequency range of interest for music noise through the night, a mixture of people noise and music and dispersal noise against the ambient after operations had ceased with windows open and closed.



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Measurement	Comments	Time	Duration	LAeq	LAFmax	LAF,90%	Lfeq 31.5 Hz	Lfeq 63 Hz	Lfeq 125 Hz	Lfeq 250 Hz	Lfeq 500 Hz	Lfeq 1 kHz	Lfeq 2 kHz	Lfeq 4 kHz	Lfeq 8 kHz
10	Bass heavy music - Robin Flack "Blured Lines"	21:59	00:49	45.9	62.3	38.5	53.3	59.7	52.9	39.9	43.3	40.9	36.5	32.6	27.3
11,12,13 av.	People and music audible - window open	22:52-23:00	>3:00	41.6	54.8	31.7	58.5	52.9	47.6	39.2	40	36.7	30.8	24.8	23.5
19	Bass with window open	23:37	01:28	38.2	48.9	33.1	61.5	55.7	46.8	40.2	33.9	31.1	26.0	20.6	21.8
20	Internal glazing closed - Bass still very noticable	23:39	01:56	32.1	45.4	26.5	49.2	47.7	38.5	27.7	28.6	25.5	22.8	21.4	22.3
24	Music only - "You've got the love"	00:09	02:52	38.9	50.5	32.4	54.0	55.5	49.9	38.1	33.9	32.1	28.2	21.6	21.3
26-27 av.	Dispersal: People only - window open	00:35-00:39	>02:00	63.2	79.5	41.2	43.8	42.2	44.9	53.1	60.2	58.7	57.1	47.3	34.0
28	Dispersal : People only - window closed	00:40	00:43	38.2	51.3	25.2	42.6	37.5	35.4	32.8	36.1	32.9	30.7	26.0	23.8
29-30 Av	Ambient - window open	00:43-00:45	>3:00	26.7	50.2	21.1	32.9	30.9	30.1	21.1	19.5	17.3	18.8	20.6	20.6
31	Ambient - Secondary pane closed only	00:48	01:11	20.7	27.4	20.3	28.1	23.3	19.4	10.3	8.9	8.7	10.2	11.3	20.2
32	Both windows closed - No activity on Street	00:51	02:00	21.6	31.3	20.1	31.1	25.1	21.8	14.3	12.0	11.1	12.4	12.9	19.8

Table 2 : Summary of noise results , grouped into music noise dominated (Purple), People noise dispersal (blue), Ambient with different window configurations (green)

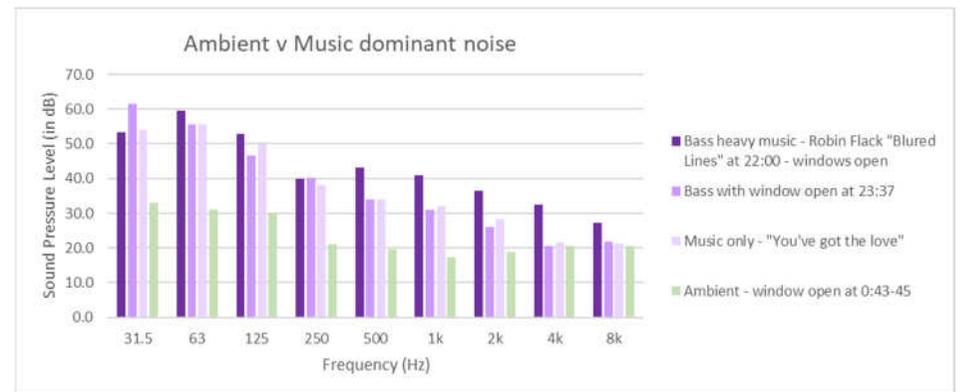
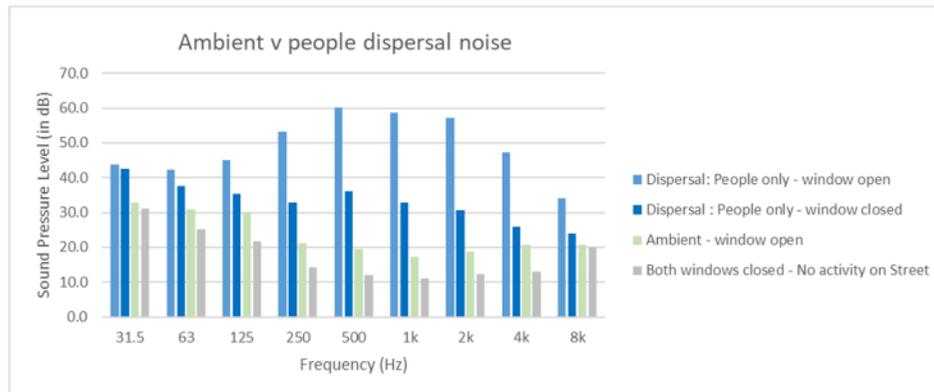


Figure 2: Comparison over frequencies of noise from dispersal against the ambient in the bedroom Figure 3: Comparison noise from music against the ambient in the bedroom

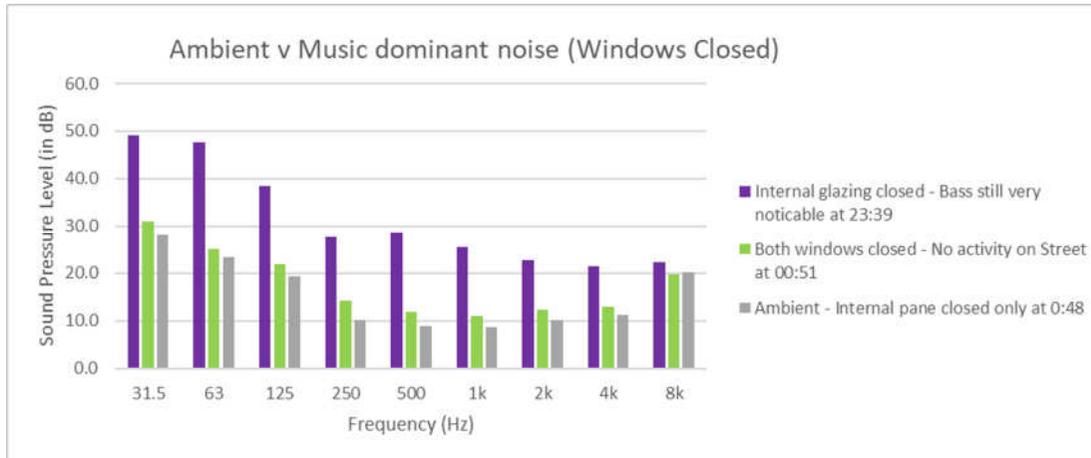


Figure 4: Comparison over frequencies of noise from music against the ambient with windows closed in the bedroom

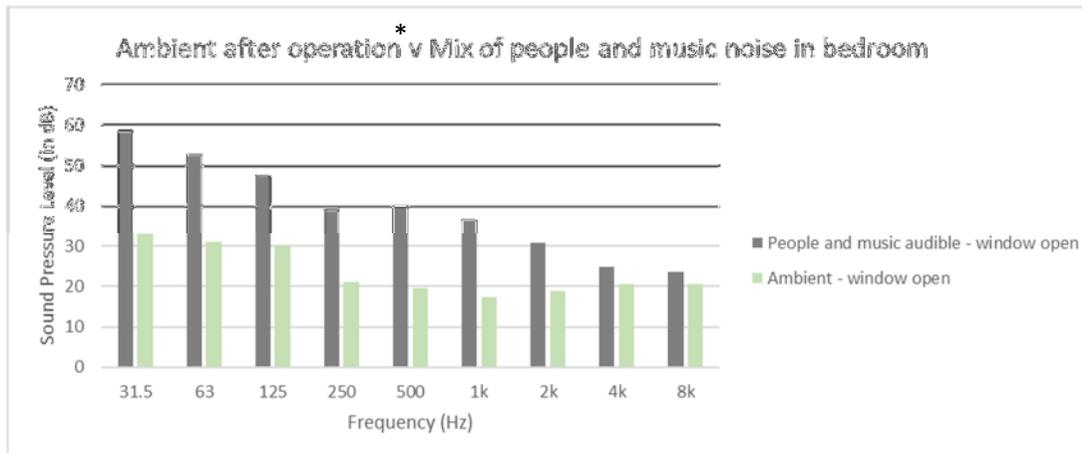


Figure 5: Comparison over frequencies of noise from a mixture of music and people against the ambient at 0:51 in the bedroom

* After the premises have finished is music, and people had left the areas associated with the operation of the venue.



- 3.3.4 The results in table 2 and Figures 2 to 5 show a clear and significant impact in terms of overall levels and also in frequency, whether the windows are open or not.
- 3.3.5 Of particular note is the clear bass intrusion within Figure 3, which can also be seen for the window closed case in Figure 4. This carried on throughout the night until 0:35, which was comparable to that experienced by KPK of DC during his brief visit, but more disturbing as the background levels fell. The existence of very low bass at 31.5Hz, which peaked at 23:37 shows a concerning increase in intrusion which can be felt in the chest as well as heard, and penetrated through the house.
- 3.3.6 Also the mix of people noise from the courtyard area and music noise means that levels inside the bedroom are raised 20dB in almost all frequencies between 31.5Hz and 2kHz, as can be seen in Figure 5.
- 3.3.7 The levels of noise peaked at 0:35 to 0:40 hours when Figure 2 shows a bulge in sound in the 250Hz to 8kHz range, which is associated with speech, which is up to 40dB above the ambient levels at 500Hz and 1kHz with no speech. This is a very significant impact level. Even with windows closed it was 15dB above the ambient without it (with window closed).
- 3.3.8 Considering the overall levels in Table 2 this can be summarised in terms of levels as an impact on the level raised above 28dB, with windows open, which was the ambient with no activity inside the bedroom:

Music

- by some 19dB to 47dB at 22:00 hours for one track where the doors to courtyard were likely to be open,
- 11dB to 39dB at midnight, with a strong bass element and doors expected to be closed
- These are highly significant adverse impact levels inside the bedroom.

People in the venue and courtyard and music

- By some 14dB to 42dB at just before 23:00 hours as an average of three measurements
- These are highly significant adverse impact levels inside the bedroom.

People dispersing from the venue

- By some 35dB to 63dB 0:35 to 0:40 hours as an average of two measurements
- Maximums were as high as 80dB when without operation it falls to between 50dB with the window open.



- With windows closed it was 18dB above the levels when the venue was closed.
- These are highly significant adverse impact levels inside the bedroom.

3.4 OBSERVATIONS

3.4.1 I made contemporaneous notes during my observations from within the bedroom of 5 Mustons Lane, which were not always associated with acoustic measurements, and so are summarised more fully in Table 3 below, with references to photos presented in Appendix 3:

Time	Contemporaneous observation
20:32	Blast of music – amplified voice shouted “evening tiger”. Heavy bass audible from the venue, with window open
20:34	Two women whooping and looking up at the windows of the house as they passed and then entered the premises.
20:37	Music mainly dominant with voices inside audible. People down at end of street shouted obscenity, and then went into the venue.
20:44	Scraping sound as gate closed to courtyard
21:00	Heard person say from other side of courtyard gates to doorman “got any speed on you ? ... the good stuff”. No response was heard.
21:02	4 men went in as a group, quietly. The music seemed to get louder, with a noticeable bass beat and voices from the courtyard area
21:14	Party of 7 go into the venue. Man and woman smoking outside talking quietly. Photo 2 shows as they go in.
21:17	Group of 4 go in plus 1 single man – not overly noisy.
21:21	Heavy bass clearly audible from premises and people noise from the garden with hardly any noise from the street.
21:28	Music seems to have increased. Three people outside, including one door staff.
21:49	Two door staff now visible outside – effectively greeting people and chatting
22:00	Mr Pitt-Kerby arrived, and stood in bedroom for some 2 minutes. Then talked in hall for around 10 minutes before returning to again witness music and voices from courtyard of venue. He left at 22:20
22:58	Resumed observations – 5 women go in, and were followed by both door staff
23:00	2 people left – not noisy but music and people noise from courtyard both still very audible and similar to that witnessed when Mr Pitt-Kerby was present.
23:04	6 left . One was heard saying “She complains about noise” and a girl saying “Dan .. don’t do it”.
23:05	Entry of one male allowed.



23:09	No one outside , music still very audible. John Morgan emerged with door staff, who were looking up to the bedroom window and were heard saying “the windows have been open most of the night” ... “it’s a strange way to live your life” . This coincided with Mrs Cunningham going to her bedroom window to observe goings on. Music levels seemed to increase shortly afterwards
23:16	Heavy bass music – able to recognise the track and hear the vocals. No one in the street, but people noise dominant
23:34	String of individual people leaving and dispersing quietly
23:37	Heavy bass continuing – noted the 31.5Hz levels to be noticeable and could feel in my chest inside the bedroom. Closing the window made no difference to this.
23:46	Music continued – two women left quietly
23:50	Tobacco smoke detectable in the bedroom
23:50	4 young men left , one urinated by bins opposite the house. They were not noisy.
23:54	Heavy bass music continued and was now very noticeable and more intrusive than earlier. Could smell smoke again.
00:00	2 men left , with signs of intoxication and swearing loudly to each other. A rare car movement occurred down the street, and they walked the rest of the street without a sound.
00:03	Heavy bass music again – door open to courtyard as could hear people singing inside clearly. Could smell smoke again.
00:07	4 women leaving “cackling” saying they were “heading up to Kings”. The doorman walked up the street with them with his arm around ones shoulder. See Photo 3.
00:13	3 women leave venue and walk down the street chatting.
00:17	Both doorman back outside and smoking – smoke very noticeable in bedroom. Heavy bass dance track audible from venue. No one is in the street.
00:22	Group of 5 leave the premises – see photo 4.
00:30	2 men passed down street not making any noise. Group of 8 left the venue loudly shouting to each other. Doorman shouted in a deliberate way “Keep it down please – have a little consideration for the neighbours”.
00:35	Music stopped
00:38	Street filled by people exiting the premises loudly for about 2 minutes – see photo 6
00:43	1 man on phone in street from the venue – Photo 8, otherwise empty & quiet.

Table 3 : Observations from bedroom window of 5 Mustons Lane on the 19th – 20th October 2019



4 ANALYSIS OF OTHER EVIDENCE

4.1 VENTA ACOUSTICS DATA (JULY 2019)

- 4.1.1 The VA report in 2.2 of their report states that maximum levels of over 75dB within the same bedroom on the Saturday night, with L_{Aeq} values of 55 to 60dB until 23:00 hours before reducing to 02:00 hours. Analysis of audio files indicated that this was a mixture of “music, people talking and noise from general revelry”. The levels were monitored with the window open in the same way as during my survey. These results are not dissimilar to those report in 3.3.8. This means that this was not an exceptional level of impact, but typical of what is experienced on a regular basis.
- 4.1.2 VA conclude the “Noise from entertainment was measured at levels considerably above the Internal background noise levels, by an order of 30dB”. I found this to be an underestimate of the case during dispersal, as stated at 3.3.8, as levels were 35dB above background. They concluded that Angola’76 was “presenting a serious noise issue to the nearby neighbours”.
- 4.1.3 The VAR supports that even during a festival that the presence of people in the street, and music from Angola ’76 is comparable with the regularly occurring level of impact caused by the premises operating with a DJ. This supports that recurrence of the very significant adverse impact has been established already by an independent acoustician.

4.2 ISVR REPORT (OCT 2018)

- 4.2.1 The acoustic report was based on a BS4142:2014 assessment, to support a planning application. This is not appropriate for assessment of entertainment noise or people noise, and this is expressly stated in the scope of the standard. The findings should therefore be disregarded and are unsafe to rely on in terms of that assessment.
- 4.2.2 There are some elements worthy of mention however. The report identifies three sources of noise, which include breakout of amplified music and live bands and noise of customers in the courtyard, which are relevant.
- 4.2.3 It reports the levels from music outside 5 Mustons Lane as 54 to 57 L_{Aeq} during their tests, where were approximately 20dB above background levels. It concludes “this may be considered to be a very significant adverse impact and likely to result in complaints”. Allowing for a reduction of 10 to



15dBⁱ for the open window this was very similar to what was measured inside the bedroom during my survey, and I would agree with this part of the assessment.

- 4.2.4 In relation to customer noise it states the noise varied from 50 to 70dBA, some 20 to 40dB above background. It again concludes “this may be considered to be a very significant adverse impact and likely to result in complaints”.
- 4.2.5 The mitigation proposed includes improvements to glazing, doors and the roof, and extensive works were proposed. If completed it anticipates that a level during live music outside the property would be reduce to 27dB(A) L_{Aeq} . This is certainly not what is happening in practice on the basis of my results and shows how the venues own appointed acoustic consultant has identified the problem that currently exist, and has not been improved. It also sets out how extensive the mitigation would need to be in order to address what is continuing to cause Mrs Cunningham as the occupant of 5 Muston Lane a very significant adverse impact and as a result justified complaints.
- 4.2.6 The ISVR report supports that there is likely to be an ongoing problem without extensive mitigation, which has not been completed on the basis of the measurements taken during my survey.

5 NUISANCE & STATUTORY NUISANCE

5.1 NUISANCE

- 5.1.1 When considering whether a noise is causing a nuisance, it is necessary to consider whether the disruption was severe enough to consider whether an average person would find it difficult to enjoy the external or internal areas of their property as they would expect to be able to reasonably do.
- 5.1.2 If the noise would cause material interference, and when considering these other factors it may be possible to conclude that it is causing a nuisance:
- a) the level of the impact caused and how audible it
 - b) tonal characteristics of the sound
 - c) frequency of occurrence and any likely seasonal variation
 - d) the motive of those making the noise, and any wider benefit to society
 - e) the general background noise levels and character of the area
 - f) is there a cumulative impact that might create a greater impact
 - g) the context in which the noise is heard.

ⁱ WHO 1999 and BS8233:2014



5.2 STATUTORY NUISANCE

5.2.1 S79(1)(g) of the Environmental Protection Act 1990 defines a statutory nuisance as “noise emitted from a premises so as to be prejudicial to health or a nuisance”. The term “nuisance” is not defined in the statute, but it has the same meaning as nuisance in common law, as dealt with in 5.1. A duty is placed on the Local Authority to serve an abatement notice under S80 if it becomes satisfied that a statutory nuisance exists.

5.2.2 Case law assists us to understand this in more detail. In the Court of Appeal case *Barr and others v Biffa Waste Services Ltd* [2012] EWCA Civ 312 a clear and concise resume of nuisance law is given:

- Para 36 i: “There is no absolute standard; it is a question of degree whether the interference is sufficiently serious to constitute a nuisance. That is to be decided by reference to all circumstances of the case.”
- Para 36 ii: “There must be a real interference with the comfort or convenience of living, according to the standards of the average man”.
- Para 36 iii: “The character of the neighbourhood area must be taken into account”.
- Para 36 iv “The duration of the interference is an element in assessing its actionability, but it is not a decisive factor; a temporary interference which is substantial will be an actionable nuisance”.

5.2.3 In the words of Knight Bruce VC in the *Walter v Selfe* case of 1851 (4 De G&Sm 315, at p 322) “...not merely according to elegant or dainty modes and habits of living, but according to the plain and sober and simple notions among the English people”.

5.2.4 A defence is available under S82(9) “*it shall be a defence to prove that the best practicable means were used to prevent, or to counteract the effects of, the nuisance*” provided the defendant satisfies S82(10) condition under S79(1)(g) and the nuisance arises from on industrial, trade or business premises. Angola '76 falls within this description as a business, but whether BPM has been achieved is a relevant matter for me to express my opinion on. The ISVR works suggests that the extensive mitigation works have not been completed, and so BPM could not be claimed.

6 OPINIONS

6.1.1 The matters under consideration include the listed points below:

- Is the impact from noise from music and people using the premises of Angola '76 attributable to that premises ?



- Is the impact of noise from dispersal of people linked to people leaving Angola '76 ?
- Is the impact on the occupant of 5 Mustons Lane sufficient to be causing a nuisance and potentially a Statutory Nuisance ?
- Does the evidence from VA and ISVR support that this matter is likely to recur ?

6.1.2 It is my opinion that the noise I witnessed, which included music and people noise, was without doubt associated with the operation of Angola '76. This included the dispersal of people from the premises, which I witnessed and was able to confirm was entirely associated with the premises and not passers-by from other premises.

6.1.3 It is my strong opinion that based on the evidence I have collected, and what I witnessed during my survey that Angola '76 is causing a nuisance to Mrs Cunningham of 5 Mustons Lane for the following reasons:

- The level of noise within her bedrooms with windows open or closed as a result of music, and people associated with the premises either in the Courtyard or as they are entering or leaving is sufficient to be highly likely to cause material interference, including the inability to be able to sleep until past 0:45 hours. This is an unreasonable time to expect a person to wait to then be able to sleep.
- The tonal characteristics of the sound generated is heavy in bass and so penetrating and varied over time to make it particularly annoying. Also the sound of people in the courtyard is distinct and very audible within the bedroom, with periodic shouts and raised voices causing high maximums of sound that make it particularly disturbing. The sound of people in the street during dispersal is very disturbing indeed as a result of the level and character and content of the language being used as people that have been inside the premises disperse along the street. It was particularly noted that compared with noise generated by other people passing, which was negligible the premises can be considered to be entirely responsible for the sustained noise impact witnessed.
- The example experienced was with a DJ on a Saturday night that did not appear to be particularly busy, but is likely to be typical of what happens on a Saturday night, and therefore every week. As the venue operates also with Live music on other days (See Appendix 2) it is clear that this level of impact and greater is likely to occur and recur. Monitoring by VA in July 2019 also show



that the level of impact is likely to be similar to that encountered during the festival, although perhaps not as sustained and consistently intrusive as that was over a whole weekend.

- The motive of those making the noise is simply commercial and although there is a wider social benefit to those using the club, this benefit should not out weight the right for Mrs Cunningham to be not unreasonably interfered with in her home to the point where sleep is not possible until after 0:40 hours.
- The character of the area, and so the context, is that the town does have other late night premises, and if Angola'76 was not operating then the street would be largely quiet, with some people passing along it, who might occasionally make some noise. This is entirely a different level of impact that is being suffered by Mrs Cunningham. This was illustrated after 0:40 when the street was completely deserted and quiet once the premises had vacated.
- A cumulative impact is created by the blend of music from the venue and people noise from the courtyard, which create a level of noise that covers most of the audible spectrum within the facing bedrooms of 5 Mustons Lane that is very much higher than the natural ambient noise climate would be. The impact is then punctuated by the dispersal noise which caused maximums of up to 80dB in the bedroom for a short period of time, which combined to make the impact intolerable.

6.1.3 It is my view that the evidence of VA and ISVR supports that the nuisance has and will recur.

6.1.4 It is my opinion as a previously authorised officer under the Act, and with a further 20 years experience as an Acoustics expert that the level of impact witnessed was highly significantly adverse and as such was sufficient to cause a nuisance to the occupant of 5 Mustons Lane, which is likely to recur on a number of times a week. It is my opinion that the evidence proves beyond doubt that a nuisance exists, and as such could constitute a Statutory Nuisance.

6.1.5 It is clear from the ISVR evidence that extensive mitigation measures were identified but it would appear that they have not been implemented. It is my strong opinion that such works may deal with some of the music noise break-out, but not the people noise from the courtyard or from the dispersal process, and that a nuisance would continue to exist. As a result no clear remedy exists, beyond requiring the premises to cease operation.



7 SUMMARY OF CONCLUSIONS

- 7.1 Peter Rogers, a registered expert witness of Sustainable Acoustics (SA) has investigated the noise affecting 5 Mustons Lane, Shrewsbury and in particular within the guest bedroom of the property which is next to that of the occupant.
- 7.2 Monitoring was conducted over the Saturday evening into Sunday morning on the 19th to 20th October 2019 by Mr Rogers, combined with the review of the evidence available.
- 7.3 Mr Rogers was joined by Mr Pitt-Kerby, of Dorest Council Unitary Authority who witnessed the noise impact from music and people between 22:00 and 22:30 hours intermittently.
- 7.4 It is concluded on the strength of the evidence that noise impact from music with a heavy bass beat, and people noise from within the venue and in the external courtyard of that venue and during dispersal of people from the venue did result cumulatively in a nuisance, which would have prevented the occupant from reasonably attempting to sleep within her bedrooms whether the windows were open or closed.
- 7.5 The evidence available proves beyond doubt that a nuisance has occurred and is likely to recur at 5 Mustons Lane as a result of the premises known as Angola '76.



8 EXPERT'S DECLARATION

I **Peter James Rogers** DECLARE THAT:

- 8.1.1 I understand that my duty is to help the Court to achieve the overriding objective by giving independent assistance by way of objective, unbiased opinion on matters within my expertise, both in preparing reports and giving oral evidence. I understand that this duty overrides any obligation to the party by whom I am engaged or the person who has paid or is liable to pay me. I confirm that I have complied with and will continue to comply with that duty.
- 8.1.2 I confirm that I have not entered into any arrangement where the amount or payment of my fees is in any way dependent on the outcome of the case.
- 8.1.3 I know of no conflict of interest of any kind, other than any which I have disclosed in my report.
- 8.1.4 I do not consider that any interest which I have disclosed affects my suitability as an expert witness on any issues on which I have given evidence.
- 8.1.5 I will advise the party by whom I am instructed if, between the date of my report and the court case, there is any change in circumstances which affect my answers to points 8.1.3 and 8.1.4 above.
- 8.1.6 I have shown the sources of all information I have used.
- 8.1.7 I have exercised reasonable care and skill in order to be accurate and complete in preparing this report.
- 8.1.8 I have endeavoured to include in my report those matters, of which I have knowledge or of which I have been made aware, that might adversely affect the validity of my opinion. I have clearly stated any qualifications to my opinion.
- 8.1.9 I have not, without forming an independent view, included or excluded anything which has been suggested to me by others, including my instructing lawyers.
- 8.1.10 I will notify those instructing me immediately and confirm in writing if, for any reason, my existing report requires any correction or qualification.
- 8.1.11 I understand that;
- i. my report will form the evidence to be given under oath or affirmation;
 - ii. the court may at any stage direct a discussion to take place between experts;
 - iii. the court may direct that following a discussion between the experts that a statement should be prepared showing those issues which are agreed, and those issues which are not agreed, together with the reasons;



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Prepared for : Trethowans LLP
Reference : **EXHIBIT PR/1**

- iv. I may be required to attend court to be cross-examined on my report by a cross-examiner assisted by an expert;
- v. I am likely to be the subject of public adverse criticism by the judge/ magistrates if the Court concludes that I have not taken reasonable care in trying to meet the standards set out above.

8.1.12 I have read Part 19 of the Civil Procedure Rules and the accompanying practice direction and I have complied with their requirements.

8.1.13 I confirm that I have acted in accordance with the Code of Practice for Experts.

8.1.14 I confirm that I am aware of the continuing nature of my responsibilities of disclosure and I confirm that I have complied with my duties to record retain and reveal material in line with my responsibilities.

STATEMENT OF TRUTH I confirm that the contents of this report are true to the best of my knowledge and belief and that I make this report knowing that, if it is tendered in evidence, I would be liable to prosecution if I have wilfully stated anything which I know to be false or that I do not believe to be true.

22nd October 2019

Signature..... Date.....



Report of : Peter Rogers
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GLOSSARY

Acoustic Terminology



ACOUSTIC TERMINOLOGY

Ambient noise (sound); the totality of noise (sound) arising from all of the sources that are normally present in an environment such as road traffic and mechanical services. Noise is generally described as the unwanted aspects of sound.

The decibel (dB): the decibel is a logarithmic unit used to describe the sound pressure level of sound (or noise). The usual range is 0 (threshold of hearing) up to 140dB (threshold of pain), with the reference used as P_0 as 2×10^{-5} Pascals.

Hertz(Hz) : frequency is measured in cycles per second (or hertz). Larger frequencies can be also noted as kilo-hertz (kHz), so 1000Hz = 1kHz. The normal range of hearing is 20Hz to 20kHz. The range of speech is 500Hz to 8kHz. The area of interest for bass music is the 63Hz to 125Hz region.

Bass: Low frequency sound typically generated by loudspeakers that create sound in the frequency range between 125Hz and 63Hz or below.

L_{Aeq} : the A-weighted sound pressure level relative to a reference of 2×10^{-5} Pascals that is the equivalent continuous level, which is energy average over a period T. The descriptor is often 'A-weighted' to take account of the typical response of the human ear to different frequencies (denoted L_{Aeq}).

L_{Amax} : the maximum A-weighted sound level that was recorded during the measurement time period.

L_{A90} : the A-weighted sound pressure level relative to a reference of 2×10^{-5} Pascals that is exceeded for 90% of the time period (T). L_{A90} is used as a measure of background noise, and is included within BS4142: 2014.

Background : The sound that is present for 90% of the time ($L_{A90,T}$) when the noise source in question is not operating.

Noise or sound: acoustic energy in an indoor space or an external environment is perceived as sound. 'Noise' is often defined as unwanted sound. In the absence of a more specific description, 'sound' is therefore implicitly benign or wanted.



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APPENDIX 1

RAW NOISE DATA



Report of : Peter Rogers
 Specialist Field : Acoustics
 On behalf of : Mrs Cunningham
 Prepared for : Trethowans LLP
 Reference : EXHIBIT PR/1

Measurement	Comments	Time	Duration	LAeq	LAFmax	LAF,90%	Lfeq 31.5 Hz	Lfeq 63 Hz	Lfeq 125 Hz	Lfeq 250 Hz	Lfeq 500 Hz	Lfeq 1 kHz	Lfeq 2 kHz	Lfeq 4 kHz	Lfeq 8 kHz
1	Music plus some voices (outside) + laughing (courtyard)	20:54	03:01	45.3	63.6	34.2	50.0	52.1	42.5	38.2	42.2	41.7	36.7	30.2	26.4
2	Music with strong bass	21:03	01:11	44.7	55.1	38.3	52.6	57.4	48.9	42.8	44.4	38.6	33.6	27.6	24.4
3	Music only - window open	21:11	00:31	37.4	49.1	32.7	48.1	57.2	45.0	32.3	32.1	30.3	28.0	25.1	24.6
4	Music only - window closed (single pane)	21:12	00:24	31.6	39.3	27.7	41.6	52.6	39.0	24.9	25.7	22.8	19.3	19.5	22.7
5	Heavy bass and people noise from courtyard - no street action	21:21	01:09	44.8	57.7	36.4	50.0	56.8	46.4	38.7	43.7	39.6	35.3	29.5	25.5
6	Music, doorstaff and people in courtyard - window open	21:51	00:38	43.3	59.0	36.6	47.5	56.2	45.9	39.0	41.6	37.1	35.9	29.9	26.3
7	Voices only - break in bass- window open	21:53	00:42	40.6	49.7	34.0	47.5	47.7	44.7	37.9	39.7	35.6	29.7	24.6	24.6
8	Voices and music - window open	21:54	00:11	43.8	50.6	38.0	53.0	58.5	48.3	37.4	41.9	39.4	33.3	28.2	24.9
9	music from the venue and noise of door staff talking	21:56	00:41	42.6	53.1	37.9	57.6	57.7	46.8	36.4	39.8	37.2	35.0	28.9	25.4
10	Bass heavy music - Robin Flack "Blured Lines"	21:59	00:49	45.9	62.3	38.5	53.3	59.7	52.9	39.9	43.3	40.9	36.5	32.6	27.3
11	People and music audible - window open	22:52	01:57	40.5	54.8	31.7	62.9	52.0	43.3	38.5	38.1	35.4	31.7	26.9	25.2
12	People and music audible - window open	22:54	00:29	43.2	53.9	33.9	48.7	49.8	42.4	40.6	42.4	38.8	30.3	23.1	21.4
13	People and music audible - window open	23:00	01:13	40.6	50.5	34.2	50.6	55.2	51.3	38.2	37.7	34.6	30.2	23.0	23.1
14	People noise on street from those leaving - window open	23:03	02:09	47.1	63.4	37.1	51.9	60.1	50.3	40.7	44.9	42.5	38.9	30.8	26.4
15	Bass still dominant with window internal glazing closed	23:06	00:36	33.0	42.2	27.3	53.7	49.5	37.8	26.4	29.4	26.2	24.1	22.7	22.6
16	Music noise dominant - window open	23:15	01:48	40.5	49.0	36.9	48.7	58.2	48.8	38.6	38.1	34.4	29.2	24.8	24.4
17	Break in the bass , people noise from inside- window open	23:20	01:35	42.2	51.5	37.3	48.9	58.4	50.5	41.6	40.0	36.4	30.2	24.8	23.8
19	Bass with window open	23:37	01:28	38.2	48.9	33.1	61.5	55.7	46.8	40.2	33.9	31.1	26.0	20.6	21.8
20	Internal glazing closed - Bass still very noticable	23:39	01:56	32.1	45.4	26.5	49.2	47.7	38.5	27.7	28.6	25.5	22.8	21.4	22.3
21	Music and two women leaving quietly	23:48	00:49	43.4	52.8	36.5	58.8	58.7	52.2	41.8	39.6	38.9	33.8	25.3	21.6
22	Heavy bass track - noticable and intrusive	23:54	01:48	39.2	48.5	34.1	55.3	53.6	47.7	40.7	35.1	33.8	27.1	20.3	21.8
23	Heavy Bass track with door open	00:03	00:51	38.4	50.7	32.1	54.8	55.5	45.5	36.3	34.4	32.0	29.0	26.2	24.9
24	Music only - "You've got the love"	00:09	02:52	38.9	50.5	32.4	54.0	55.5	49.9	38.1	33.9	32.1	28.2	21.6	21.3
25	Group 5 left - window open	00:23	00:59	46.8	65.0	37.0	46.9	53.8	50.3	42.4	46.5	40.1	38.2	32.7	26.5
26	Dispersal :People only - window open	00:35	01:09	57.6	78.5	41.2	40.3	38.5	43.4	48.1	57.6	51.7	47.0	38.0	29.3
27	Dispersal: People only - window open	00:39	00:55	65.6	79.5	52.6	45.7	44.1	46.0	55.4	61.9	61.2	59.9	50.1	36.2
28	Dispersal : People only - window closed	00:40	00:43	38.2	51.3	25.2	42.6	37.5	35.4	32.8	36.1	32.9	30.7	26.0	23.8
29	Ambient - window open	00:43	01:01	28.7	50.2	23.0	32.9	32.4	31.7	22.7	21.4	19.3	21.0	23.2	21.4
30	Ambient - window open	00:45	02:19	22.8	35.4	21.1	32.9	28.7	27.6	18.5	16.1	13.7	14.5	12.9	19.6
31	1st Pane closed - no activity	00:48	01:11	20.7	27.4	20.3	28.1	23.3	19.4	10.3	8.9	8.7	10.2	11.3	20.2
32	Both windows closed - No activity on Street	00:51	02:00	21.6	31.3	20.1	31.1	25.1	21.8	14.3	12.0	11.1	12.4	12.9	19.8



Report of : Peter Rogers
Specialist Field : Acoustics
On behalf of : Mrs Cunningham
Prepared for : Trethowans LLP
Reference : **EXHIBIT PR/1**

APPENDIX 2

ANGOLA'76 ADVERTISING



Report of : Peter Rogers
Specialist Field : Acoustics
On behalf of : Mrs Cunningham
Prepared for : Trethowans LLP
Reference : **EXHIBIT PR/1**

From website on the 22/10/19:

ANGOLA '76

JUNGLE | CAFE | MUSIC | BAR

Weekly Live Music, Great Food, Funky Cocktails and a Family Friendly Atmosphere Awaits You.

Burgers, Nachos, Wings, Ribs, Vegan, Veggie etc
Great selection of worldwide beers, cocktails & spirits
Comfy sofas, relaxing atmosphere with upstairs & outside seating
Live music every Thursday evening & Sunday afternoon
Available for private functions & party celebrations
Family & Dog friendly

OPENING HOURS

Monday - 4pm to 11pm
Tuesday to Thursday & Sunday - 12 noon to 11pm
Friday & Saturday - 12 noon to 12:30am
Food Served - 12 to 2:30pm & 8 to 9pm

Extracted from facebook on the 22/10/19:



Report of : Peter Rogers
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Reference : **EXHIBIT PR/1**

APPENDIX 3

PHOTOGRAPHS

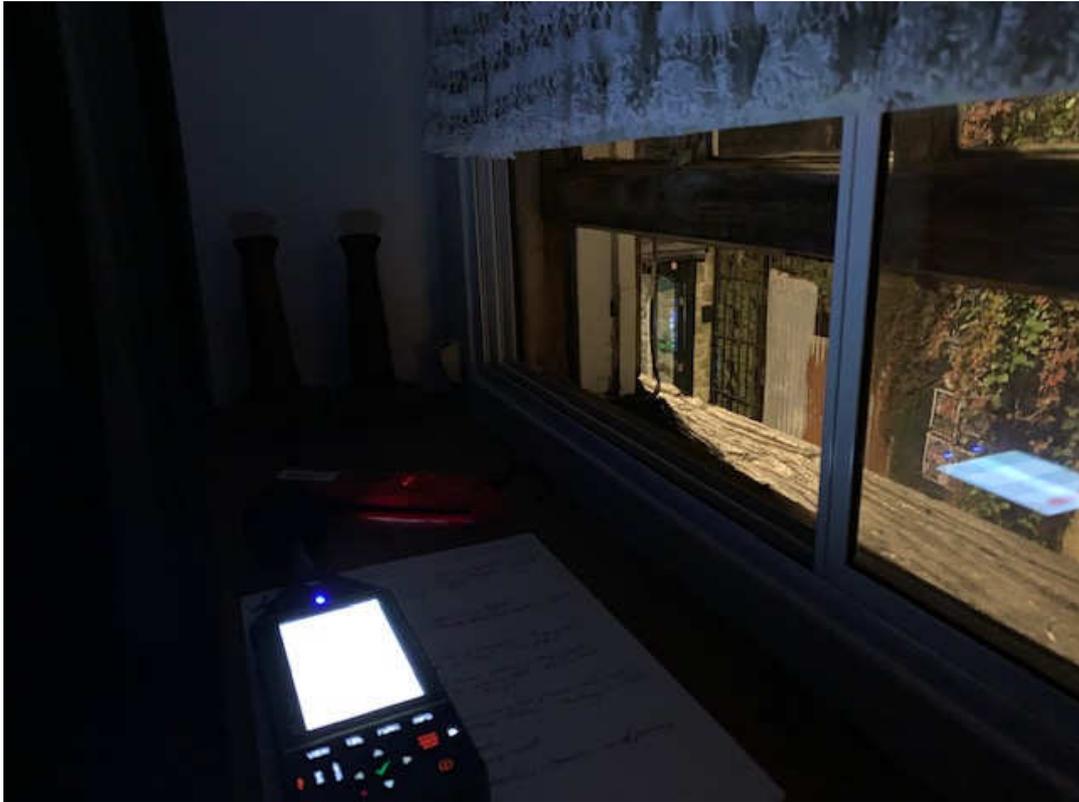


Photo 1 : 20:48 – Window open and internal secondary glazing open



Photo 2 – 21:25 people going into the venue



Photo 3 – 00:07 People dispersing from the venue



Photo 4 – 00:21 People lingering outside venue



Photo 5 – 00:38 People dispersing from the venue noisily



Photo 6 – 00:42 People dispersing with male on shoulders



Photo 7 – 00:43 Deserted and quiet street



Photo 8 – 00:43, last dispersing person from venue



Photo 9 – 00:58 Staff leaving area by car

I live at 24 Bell Street at the immediate junction with Mustons Lane. My house looks directly south down Mustons Lane. The premises (Angola '76) is approximately 60 metres from my front door. I live in a Grade 2 listed building and, accordingly, have old single glazed sash windows in common with most other nearby properties; therefore excessive on-street noise can be heard inside my house. Along the length of Bell Street there is in excess of 50 listed buildings the vast majority of which are residential. Mustons Lane, from the junction with Bell Street to Angola '76 is also principally residential. Since Angola '76 has opened there have been repeated incidents of noise and disorder occurring in Mustons Lane and Bell Street. The impact is such that I now do not use the front bedroom, which faces onto Mustons Lane (and which is now a guest bedroom), on weekends as family/guests will have their sleep disturbed. Furthermore, on the nights on which amplified 'drum and bass' music, or Ibiza style DJ sets, take place, the sub-bass sound waves penetrate the walls of my house and cause disturbance. This excerpt on sub-bass from Wikipedia explains the phenomenon: "Sub-bass sounds are the deep, low- register pitched pitches approximately below 60 Hz (C2 in scientific pitch notation) and extending downward to include the lowest frequency humans can hear, assumed at about 20 Hz (E0). In this range, human hearing is not very sensitive, so sounds in this range tend to be felt more than heard.[1] The low E-string on a bass guitar is usually tuned to 41.2 Hz. Sound reinforcement systems and PA systems often use one or more subwoofer loudspeaker cabinets that are specifically designed for amplifying sounds in the sub-bass range. "

The previous premises, Beggars Banquet, was a cocktail bar and restaurant occasionally featuring acoustic music and blended well with the neighbourhood. Angola '76 is simply the wrong venue in the wrong place. The impact of the noise caused by music, and by the drunk and excited customers is much more detrimental to people's quality of life than it would be in another location, for example, a city centre. This is a quiet, largely residential area where people are either working or retired and I would ask the Licensing Committee to consider further restrictions on the licence.

The second point I wish to make is that the Designated Premises Supervisor is shown on the licence as Mr John Morgan. He is the owner of the premises but has now moved with his family to South Africa. The mandatory condition on the current licence states:

Supply of Alcohol (s19(2)&(3))

1. No supply of alcohol may be made under the premises licence -
(a) at a time when there is no designated premises supervisor.

Unless there is another DPS then this mandatory condition is being regularly breached.

The third point I would make relates to public safety. The premises has had its retrospective planning application refused. There have been extensive works carried out within the premises - works which do not have planning permission. I would consider that there maybe an issue of public safety in relation to the fire certification and general safety. Of course, this may well be outside the scope of

this review and, indeed, fire certification may indeed have taken place notwithstanding the fact that planning permission has not been obtained.

I have made a number of phone calls to Dorset Police reporting fights and disorder. Regrettably, I do not have the call logs reference however, Dorset Police would be able to supply details.

The last significant fight I am aware of occurred when I was away on holiday. I believe it was a Saturday night in the last two weeks of August 2019 at about midnight and involved a number of Angola customers plus the uniformed security. I understand the police were called and attended. This was reported to me by the occupant of 22, Bell Street who came home whilst the fight was taking place outside the door of his house.

I have photographs of a fight taking place in Mustons Lane, junction with Bell Street, at 23.10 hours on the 20th October, 2018. The police attended this incident.

The current licensing conditions are unsuitable for a premises of this nature in the neighbourhood in which it is located. Without the adoption of significant restrictions the problems which have led to this review will continue.

Should the premises be allowed to keep their licence then I would propose the following conditions:

1. variation of premises opening hours to close at 2300 hours each night of the week
2. Each of the activities listed under the current licence (Activities B, E, F, G, I, J) where the activity is listed as Time To beyond 2300 hours, to be restricted to 2300 hours

My partner, Emma Field-Rayner, and I would like to raise some objections to Angola 76's licence.

We live approximately 25 yards away from the premises. Since it started opening as a late opening nightclub we have had to tolerate the following: regular smashed bottles and glasses on the street, vomit and urine on the street and at the side of our property, loud shouting and rowdy behaviour every Friday and Saturday when normal pubs close at 11pm and then again when the bar closes in the early hours, fights inside and out on the street sometimes with police involvement, but usually not, loud thumping dance music every Friday and Saturday nights which cannot be contained by the fabric of the building and which prevent us being able to open our windows in the summer months and live, loud music on Sunday afternoons, Mustons Lane is a very narrow street in a residential road with a number of elderly residents. We support other pubs in the area because they are positioned with space around them and parking.

Mr Morgan has ignored planning rules and has been very rude to us when we have tried to discuss the noise levels.

We would prefer that Angola 76 was refused a license: but what we are really astonished by is that it is permitted late night drinking and loud music in its geographical position with residential properties that front on to a pavementless street.

Thank you for your attention

Yours sincerely

Andrew Monaghan

We would like to ask that any permissions to grant a licence for late night music and entertainment is refused for the above club.

We live at 45a Bell Street and as such our house backs on to the car park. We hear fights, screaming arguments, loud talking and general noise nuisance every Thursday, Friday and Saturday nights up to 3 o'clock in the morning. We are aware that there are occasionally other establishments in Shaftesbury that stay open til late hours but we know that Angola 76 is the cause because of the regularity and the things we hear:

group of men surrounding a car in the car park talking about doing lines of coke and going back into Angola

girls begging their partners/friends to not drive as they were too drunk having just left the music in Angola - this has happened more times than we care to remember people obviously temporarily deafened by the music shouting at each other past 2 o'clock in the morning

hearing clearly under age boys being threatened by older men - this happened on Saturday night and was extremely distressing to hear - they had followed the boy from Angola. He managed to escaped otherwise we would have called the police. fights that occur in the car park near residents cars, and sometimes on them.

We are not the only ones affected and what we hear is diluted compared to those that live in the exact vicinity but this is a residential area and used to be peaceful before Angola started. It used to be a rarity to be woken in the night but it now happens at least 3 nights a week.

We are also concerned about the number of people who actually do then drive off - fearing that the majority do not have a designated sober driver from what we can gather from the conversations.

We would like to ask why this is allowed to continue as we do not believe that they actually have a licence for this kind of nightclub? What do we have to do before the owners of Angola are brought to comply with the rules and laws that the rest of us have to follow?

We would be very grateful to be kept informed about progress in this matter and how we can further explain our objections.

Unfortunately we won't be able to attend the committee hearing as we both work full-time, but may I please add for the record, we were avid supporters of Beggars Banquet as there was a lovely balance of socialisation and community feeling whilst, I believe, keeping any disturbance to neighbouring properties to a minimum. There was a lot of consideration shown by the couple that ran BB and they ensured that customers understood the potential problems as well.

Live music and late night drinking are a great idea in Shaftesbury - but NOT in the centre of a residential area. Local business should always be supported when they add to the local community, and work in harmony with it, but not when they ignore local voices. There is no empathy for the suffering that immediate neighbours are enduring which shows a lack of understanding of the problems they endure.

Thank you

Carla and Christopher Walsh

REF: OPPOSING Angola 76 planning permission for a night club license

I am writing with reference to the above premises in Shaftesbury Dorset as i do believe that currently you are reviewing their license to be a nightclub.

I am a resident in Angel Lane, i am 44 years old and have been living here now for over 8 years.

I have to say that in the past year or so, the noise at 2am to 3.30am on weekend nights (and occasionally during the week) has been totally out of order and i do believe that this is down to Angola 76 as it never happened before and this is most weekends. Drunk people shouting up Angel Lane, running around the Angel Lane car park and generally being verbally disgusting and loud.

I have no problem whatsoever with Angola 76 being a Community Hub and a place for live music and people to go for a drink but i do not understand why they have a late license in a built up area which is having such a negative impact on those that live here or how they even have the late licence now??? Surely its in the wrong location to be a night club when so many elderly live around it etc etc.

So i am writing, well pleading with you to consider this nightclub license application with us in mind. I used to love living here, it was peaceful and had a village feel to it, but now more often than not i feel that i live in the centre of a rowdy city with drunks being kicked out at 2.30/3am who have no respect for those living around them. You do not need to have a late license to have music or be a Community hub so in my eyes there is no need for this place to be a nightclub.

Many thanks for listening and i hope that you take my view into account when deciding on how to proceed.

Angola 76 nightclub Mustons Lane Shaftesbury Dorset SP7 8AD

My mother's property is opposite the main entrance of Angola on Mustons lane in Shaftesbury. Whilst I understand that council officials, along with the police have been kind and helpful; and whilst I understand that she is an elderly lady who because of this may be construed by Angola management as a nuisance who is being unreasonable – I am not an elderly lady and each time I visit with my mother I am shocked at the level of disturbance and intimidation that she has to endure.

There have been many incidents that I have witnessed over the years this has got worse and worse. The types of incidents I have witnessed are as follows:

On numerous occasions, men leaving the premises peeing up against the walls (once it was a woman crouching to pee in the gateway next to Angola)

Doors propped open blaring music out late at night and requests to close the doors being refused (often aggressively)

Music, noise and drunken behaviour in Angola continuing after licencing hours

Full blown fights in the street with crashing against my mother's door with Angola management looking on. (on this occasion my daughter and niece opened the door to see who was there)

People entering and leaving the premises into the early hours of the morning (on one occasion I was invited into the premises for a drink when I had rung to complain about the level of noise at midnight)

Bottles being smashed in the street by people leaving the premises.

Behaviour which I felt was abusive and intimidating from the owner when complaining; the owner standing in the street with a group of Angola clients staring up and pointing at the window of my mother's house. It appears to me that Angola management were actively encouraging an aggressive stance from its customers towards anyone who dared to complain.

The outside courtyard resonates sound which directly effects the surrounding properties negatively. On one occasion I politely asked the people who where making a hell of a racket in the courtyard at 12.30 am if they could 'keep the noise down please as we're trying to sleep' Someone shouted out:

'I'm Phil Proctor, and I'm a town councillor and this is a licenced premise so we can make as much noise as we want.'

The aptitude of managers and staff alike is un-helpful to say the least – they seem to actively enjoy goading you if you complain, look out the window or come out of the door. This is hardly surprising as I have seen Mr Morgan doing the same in full view of staff and customers – I believe he thinks it's funny.

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25 NOV 2019

Angola 76 nightclub Mustons Lane Shaftesbury Dorset SP7 8AD

The fact that the police, who have been very kind to my mother told her not to look out of the window or go out because she might be in danger surely says it all!

There have been so many incidents of aggressive, drunken noisy behaviour emanating from the nightclub whilst I have been staying with my mother that it is impossible for me to list them all. The latest I experienced was in September when I stayed with my mother. The noise of the music, drunken behaviour and swearing was so loud that I asked the doorman if he could close the windows and door. He refused and was unpleasant. I explained to him that they were not supposed to leave the door and windows open, but he refused saying he didn't know anything about that. He spoke to a manager and they did eventually shut the windows, but left the door propped open.

When I later walked my dog, I was shouted at by some men in a group talking to the club doorman – "We know what house you've come out of – are you going to complain about us?" When I returned from my walk a young woman who had been talking with the group was hiding in some shrubbery. She was later let into the club even though it was well after closing time.

It seems to me that the management and owner of Angola are proactive in being antagonistic towards anyone who makes a request let alone a complaint and in my belief this kind of behaviour is not conducive with someone being a licensee.

I have lived in central Brighton for many years in various locations and Brighton has clubs and pubs on every corner; yet I have never experienced anything like the dis-regard shown by Angola to the local residents. In fact, in Brighton the licensee take a conciliatory attitude towards their neighbours and encourage their clientele to do the same; if they don't, they know the council will close them down (especially if they don't have planning permission!)

In my experience Angola 76 nightclub owners and management do not show due care and respect to their neighbours regarding noise or take responsibility for the actions of their customers regarding their behaviour whilst on the premises, and when vacating those premises.

Kind regards

Jane Cunningham Flinstf

Jane_cunningham1@outlook.com

We are writing to object to the application by Angola 76 nightclub for a license for alcohol/music at their premises in Mustons Lane, Shaftesbury.

Since Angola 76 has been operating, and in breach of planning, we have been affected by the noise of their customers when they leave the premises late at night/early hours of the morning. We do not live in Mustons Lane but in one of the side roads off Bell Street, and the noise from those leaving Angola 76 keeps us awake into the small hours on a regular basis.

We are amongst those who objected to Mr Morgan's planning application for change of use from a quiet daytime business to a nightclub, which has now been refused three times. Our objection is not to a nightclub in Shaftesbury nor to a license being granted as we are sure it is enjoyed by many; it is because this type of licensed nightclub premises is in a totally unsuitable location being in very close proximity to residential properties, in a built-up area, that suffer from all kinds of anti-social behaviour, e.g vomiting, urinating, swearing, noise, etc.

Mr Morgan could argue that the late night noise we suffer does not necessarily come from his premises but we have lived in our current home for over fifty years and have only experienced this regular noise since Angola 76 nightclub has been in operation, so we would urge you to please refuse this application for a license on the grounds of public nuisance and noise.

R. & J. Johnson
10 Parsons Pool
Shaftesbury
SP7 8AL

Amy Casey (Plt Off Casey – RAF Halton)
Chalfont Grove Narcot Lane
Chalfont St Peter
Gerrards Cross
Buckinghamshire
SL98TN

Licensing Department
Dorset Council
South Walks Road
Dorchester
DT1 1UZ

20/11/19

To Whom It May Concern,

I am writing to support the licence of local Shaftesbury business Angola 76.

I am a radio broadcaster with Forces Radio BFBS and based at our HQ in the Chalfont's but I have been inspired to write correspondence to you after seeing a worrying campaign against what I believe to be a very well run family business.

During my postings with the company, I was lucky enough to be based at Blandford Camp & Bovington Garrison. During this period I would often visit Shaftesbury and enjoyed the fact that this little town has an amazing link to the Arts in particular; Live music.

My visits introduced me to some incredible acts and a wonderful community that embraced me and welcomed military personnel to a safe and friendly environment. Although quite transient with my RAF & BFBS commitments, I am still a regular visitor to Shaftesbury for this very reason.

I noticed on my visits to Angola 76 the staff were very careful to ensure that when last drinks were called, visitors were advised to leave quietly and quickly. I always thought this was very responsible and it used to make me smile that sweets (lollypops) were handed out as a gesture of thanks for "keeping it down and leaving quietly"

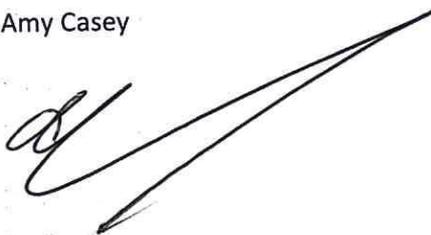
There was always security on the doors and the venue felt safe and well looked after. I always saw the managers on site, even at close. They managed the venue during and after hours very well.

I find it very sad that a family run and owned business providing local employment and entertainment is under attack, especially in a town that has a mostly aging population and a failing high street.

I hope that common sense will prevail and support will be shown for Angola 76 and I thank you for taking the time to read my correspondence.

Kind Regards,

Amy Casey



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22 NOV 2019



83 Coppice St
Shaftesbury
Dorset
SP7 8PF

Licensing Department
Dorset Council
South Walks House
Dorchester
DT1 1UZ

Ref: Angola 76, Shaftesbury, Dorset. License Review

Dear Sir/Madam,

My name is Ryan Dooley and I'm an accountant at a firm in Salisbury. I reside in Shaftesbury and have always enjoyed a drink and the lovely food that Angola 76 has to offer. Having visiting the venue on many occasions I have never seen any trouble and have always had a warm welcome from Sally and Andy.

I even used to live nearby and never really heard any excess noise. I believe that there has been a witch hunt from what I have heard recently and other factors need to be thought about. For instance there are another 4 main pubs or hotel bars in Shaftesbury town centre. The patrons of these places are all quite likely to go passed the area by Angola on the way home making it hard to single out that it is patrons of Angola making any noise or trouble. Also the fact that Angola does not let anyone in after 11:00PM on Fridays and Saturdays would say to me they are trying to do everything in their power to keep noise levels to a minimum.

Furthermore I would like to commend what Angola 76 has given us residents of Shaftesbury. We now have a live music venue where before we did not. The bar is independently run by local residents of Shaftesbury and the funds go to the town and not to the big breweries. The feel and decor of Angola 76 is different from other chain pubs and adds value to Shaftesbury as a tourist town. Just look at their great trip advisor rating to prove my point.

Yours Sincerely

Ryan Dooley



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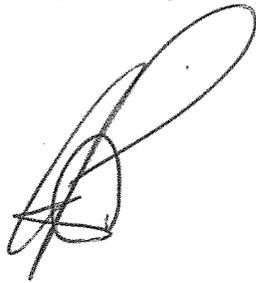
22 NOV 2019



24th November

To Dorset Licensing Department,

Enclosed are comments and representations from a portal set up to voice the opinion of visitors, customers and the local community regarding the review of Angla 76 premises license.



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26 NOV 2019

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Name	Location	Date	Comment
Jon Corry	Shaftesbury, England, UK	2019-11-18	"A great venue for live music and a great community hub for young people especially- always looks well organised and calm when I have visited"
Julie Cox	Shaftesbury, England, UK	2019-11-18	"Angola is a varied and much needed social and entertainment venue in Shaftesbury. They are located off a side street in the town centre opposite a restaurant and I don't see any reason why the failure to grant them a licence would make a difference to the complaints received. Due to its location there will always be noise and antisocial activities generated from other establishments and passing members of the public."
craig stockley	Gillingham, England, UK	2019-11-18	"There is not enough places like this as it is, we need entertainment venues.."
Steve Mann	Cambridge, England, UK	2019-11-18	"I've visited Angola 76 on various occasions, and my friends in Shaftesbury sing its praises. Across the UK towns are becoming soulless as places like this are closed down, or turned into a Starbucks."
Stephen Waring	Blandford Forum, England, UK	2019-11-18	"Angola 76 shows maximum consideration for its neighbours, it's a family friendly venue and community hub, and is an important part of the cultural life of North Dorset"
Graham Hipworth	Salisbury, UK	2019-11-18	"It's because of diverse establishments like this that Shaftesbury still has a flourishing high st, so many people come and visit these places, let's not turn Shaftesbury into a ghost town"
Keith Sekree	Ashmore, England, UK	2019-11-18	"Angola has always gone out of its way to promote responsible attitudes towards its neighbours. Happy to sign."
Kira Borlase	Cheltenham, England, UK	2019-11-18	"Although I've moved away for university, Angola 76 provided so much diversity, of all ages, and all people. Everyone is welcome at Angola 76, and with the opportunity to sustain grass roots music, a social hub, or even just to pop in for a chat and a coffee, it has transformed Shaftesbury into a vibrant community. Without Angola 76, there wouldn't be much else. It provides great employment for younger members of the community. Without the bar experience I have gained from Sally and Andy and the overall experience of working in a bar, there's absolutely no way I'd have established employment through bar work, in Cheltenham. Angola 76 thrives on making sure that all rules are adhered to, and with very strict terms on the premises, do a fantastic job. Keep Angola 76 alive, there's no where like Angola and no where else I'd rather be when home."
Anita Moody	Shaftesbury, England, UK	2019-11-18	"Anita moody"
ian gillbanks	Shaftesbury, England, UK	2019-11-18	"Angola 76 is a breath of fresh air...good food,great Atmosphere,fabulous venue..!"

Name	Location	Date	Comment
Jasmin Rimmer	Shaftesbury, England, UK	2019-11-18	"Angola is a brilliant venue and the staff are brilliant too! Sally and her team have done amazing things with the place and Shaftesbury wouldn't be the same without it!"
Nigel Perrin	Gillingham, England, UK	2019-11-18	"This is a fantastic place to listen to live music and we need this place to stay open as there is no where in the area that gives the same atmosphere that Angola does. They continuously monitor noise levels which is never to loud. I am surprised that there is a complaint about this venue."
Huw Morgan	Hillsborough, Northern Ireland, UK	2019-11-18	"Angola 76 creates jobs and brings life to Shaftesbury. It is a social hub for all ages and the strident views of a few aged puritans should not dictate. Shaftesbury is not a retirement village - it should be the centre of rural life not a cultural backwater."
Sean Stiles	Shaftesbury, England, UK	2019-11-18	"Andy & Sally have created a really unique venue which Shaftesbury desperately needed as the town had become a tired place to go out and socialise in. What do these people want? more charity shops??"
Amy Casey	Lower Halstow, England, UK	2019-11-18	"Shaftesbury is a little hub of art and music and the younger generation finally have a venue that offers them a great place to go! The owners work tirelessly to ensure they adhere to every law applicable to a business of this nature. How sad that a local business that does so much for Shaftesbury is under attack!"
Stewart Davidge	Tisbury, England, UK	2019-11-18	"Held a couple of charity events for love 4 Louis a Wiltshire based child with disability. Even though completely different borders. some 15 miles away . Management was very open and welcoming too the cause . And was great too see so many from Dorset / Angola 76 customers donate too the funds !As a cut through road too get too other parts of the town like car parks and main roads and public house and or arts centres it bound too be slightly noisy during day evening and night . With cars and people travelling around the town even if Angola was not there !!"
Emma Reeman	Shaftesbury, England, UK	2019-11-18	"We need Angola in shaftesbury as it has a great atmosphere and they are always busy."
Connor Watling	Gillingham, England, UK	2019-11-18	"I've played hear many times. It's amazing. The neighbour that complains is a vast minority. You'd be lucky to live near a place like this. #buyoutcunningham"
Harry Green	Gillingham, England, UK	2019-11-18	"I'm signing because it's a wonderful place to go and everyone is friendly. No problem with it what so ever."
sophia abbott	dorset, England, UK	2019-11-18	"It's very strict on the rules of noise etc. So it's unfair!"
Susan tabor	Shaftesbury, England, UK	2019-11-18	"Angola brings employment to Shaftesbury and somewhere for the young to go to, it's a sad world when people want to close places like this. The older generation don't have the monopoly on what entertainment is available."

Name	Location	Date	Comment
Rian Harvey	Dorchester, England, UK	2019-11-18	"Connor Watling and many other djs and party goers have happy memories here and should continue to do so"
Philip Norris	Mere, England, UK	2019-11-18	"A great local venue that needs saving because too many are closing."
Mark West	Blandford Forum, England, UK	2019-11-18	"Angola76 is a rare place these days. Country towns are dying as fun places to listen to live music are systematically closed down by weak councils kowtowing to pressure from objectors to everything that younger people do in their ever decreasing leisure time. Who's going to be left to care for towns full of bad tempered geriatrics after Brexit, Cuts and NIMBY's finally drive the young into the cities for ever?"
Firebird Carley	Ferndown, England, UK	2019-11-18	"It would be such a shame for Shaftesbury town to lose this fantastic venue. Perfect for all generations to enjoy. I know my family would be very disappointed to see the place shut down 💎"
Jackie Townsend	Shaftesbury, England, UK	2019-11-18	"It is a fun, relaxing place to go and I would miss it"
Mark Wheeler	Tiverton, England, UK	2019-11-18	"Because I like the place"
neil johnstone	Southampton, England, UK	2019-11-18	"Music and socials spaces are an important part of any community"
David Hampshaw	Near Sawrey, England, UK	2019-11-18	"This bar is run by an exceptional mgmt team, there are no issues here at all."
Emily Wase	UK	2019-11-18	"This is a one of the very few venues in our area which has entertainment where people of all ages can relax and have fun. It is friendly and welcoming."
Emma Vallender	Shaftesbury, England, UK	2019-11-18	"Because it is an exceptional and unique establishment in Shaftesbury"
Madeline Girling	Shaftesbury, UK	2019-11-18	"Please support Angola 76 , this venue is multi generational , a great lively place to meet with friends , listen to music and have fun , the management do all they can to consider the neighbours , people that are complaining have never been inside to discuss their grievances with Andy and Sally face to face, it is a platform for musicians , so many of these venues are being closed down , this is a local business that brings people into the town and of of course employs local people !, Shaftesbury like other small towns and indeed large ones are facing challenges in these difficult trading times, please don't let Shaftesbury lose an innovative and successful business like Angola 76"
Martin McNeill	UK	2019-11-18	"Fed up of the fun police!!"
Simon Penson	Salisbury, England, UK	2019-11-18	"It's a great place and it'll be a real shame for it to shut because of a few killjoys"

Name	Location	Date	Comment
Andy Driscoll	UK	2019-11-18	"It's a very different and class venue with live and diverse entertainment and clientele and from what I've seen of the area, much needed, you can only have so many gastro pubs feeding the tourists and local Sloane rangers"
Firebird Carley	Ferndown, England, UK	2019-11-18	"It would be a great shame for Shaftesbury Town to lose this great venue, we love the family friendly atmosphere suitable for all generations. I know we would be disappointed if it were to go :("
Alison Pope	SHAFTESBURY, England, UK	2019-11-18	"Angola is the only venue in Shaftesbury to truly bring music and a different experience to the town. People of all ages and backgrounds enjoy this venue in all weathers. Shaftesbury offers young people very little in the name of this type of experience and it is vital. The fringe festival is becoming bigger and bigger and it is just for one weekend and brings well needed revenue and fun to the town and Angola '76 is a massive part of this event also."
Jillian Veal	Shaftesbury, England, UK	2019-11-18	"It's a hugely successful part of Shaftesbury and is brilliant for people to have a varied choice to go, Angola is unique... has the building been soundproofed? Would that help in any way? I love it here it's quirky friendly and a cool place to come to inside and out, sadly living in a small town with narrow streets you are never going to please everyone. But it has to stay open ... please... Shaftesbury is growing and attracts all ages and all sorts of people and Angola provides something unique xx💎💎"
Crystal Hargrave	Shaftesbury, England, UK	2019-11-18	"This venue is without a doubt the 'go to' place in Shaftesbury! Fantastic vibes all year round, friendly staff and great service. Not to forget the live music, which I must say the genre variety is just a breath of fresh air!"
Nick Warner	Gillingham, Dorset, England, UK	2019-11-18	"As an employer and a popular venue, it needs support in uncertain times especially!! 💎💎"
steve ingham	gillingham, England, UK	2019-11-18	"if there aren't live music venues future generations will not have a purpose in learning to play an instrument and then what...."
Josh Knox	Durban, South Africa	2019-11-18	"Angola '76 is the cultural center of this town."
Rob Staveley	Shaftesbury, England, UK	2019-11-18	"Shaftesbury needs fun."
Susan Lewis	Shaftesbury, England, UK	2019-11-18	"It would be a shame if Shaftesbury lost this venue, it's a shame that customers are not a bit more considerate, let's sort this out and keep a great venue and respect the neighborhood"
James Lucas	Weston-super-Mare, England, UK	2019-11-18	"This is an extraordinary top venue, I have not been in a place like it before, the staff were fantastic, the food was top draw, great range of alcoholic & non alcoholic drinks,

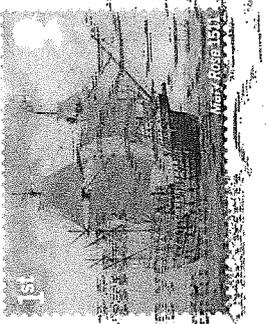
Name	Location	Date	Comment
			there is no other place in Shaftesbury that even comes close to just how good this venue is. It's a great place for the community offering local jobs & a venue for, meetings, conferences, parties, live bands or just a quiet drink."
Rory Short	UK	2019-11-18	"Great little bar, would be a shame if it's shut down 💎"
Pete Yeo	North Dorset, UK	2019-11-18	"Angola 76 is the coolest bar/restaurant in Shaftesbury.. its licence must be renewed .. it's a Great place and its clientele cause no problems to the locality. Why should anyone not want this great place to continue flourishing?"
David Burgess	Blandford Forum, England, UK	2019-11-18	"The arts of all types are essential if a small town is to remain vibrant and relevant"
Wendy Barker	Shaftesbury, UK	2019-11-19	""One good thing about music, when it hits you... you feel no pain" Keep music live!!!"
Alec Johnson	London, UK	2019-11-19	"The community needs more well run businesses"
Melissa Sanger	Gillingham, England, UK	2019-11-19	"It's a good venue and never that loud, stop moaning about nonsense, it's not like ur living near a rave in a warehouse or something!!"
Ani Meyrick	Tarrant Gunville, Blandford, England, UK	2019-11-19	"Shaftesbury and Shaftesbury Fringe needs places like this. It would be very sad to see it closed"
Terry Gibson	Shaftesbury, England, UK	2019-11-19	"Too much notice is taken of a few 'precious' residents in Shaftesbury- with regard to their desires. Our town needs vibrancy and diversity to survive. Angola 76 is a local asset, and the town would be poorer without it."
Anthony Ford	Bournemouth, England, UK	2019-11-19	"I'm signing because if you live next-door to the best venue in Shaftesbury, you should be thankful!"
Chris Taylor	Southport, England, UK	2019-11-19	"Angola 76 is sympathetic to its surroundings and considerate to its neighbours. It provides a much-needed place to eat, drink and socialise for younger adults in a responsible environment."
Judy Woodward	Blandford Forum, England, UK	2019-11-19	"It's such a great venue and deserves to stay"
malcolm cross	southampton, England, UK	2019-11-19	"i love it and its cultural"
Abigail Pope	Shaftesbury, England, UK	2019-11-19	"There is so little in town that caters to young adults and to lovers of live music - this is a much needed venue in the town."
Gem Quinn	Street, England, UK	2019-11-19	"We need more music and social venues, not less.."

Name	Location	Date	Comment
donna bishop	Semley, England, UK	2019-11-19	"Its the best place in shaftesbury"
Phil Lloyd	Shaftesbury, England, UK	2019-11-19	"Great place, John sally & Andy run a great place"
Peter Wheeler	Shepton Beauchamp, England, UK	2019-11-19	"Once lost gone forever. This must be fought Too many gone already."
Nikki Castle	Shaftesbury, England, UK	2019-11-19	"Lovely little venue which caters for everyone, it would be a shame to loose it."
Sally Francis	SHAFTESBURY, UK	2019-11-19	"Myself and Andy took over Angola 76 in February after making many positives changes to the venue. Working with the owner John Morgan we have taken the venue to the next level creating more space for social activities, a better bar and a restaurant area upstairs. The venue is not a night club as our op-poser's call it but a safe and welcoming community space, for the young and old without prejudice. Its not only a quirky and different place in the town but a platform for local musicians and we are equal opportunities employers quite often giving local youngsters their first real jobs and great training. We have all worked extremely hard and we have many more plans to keep improving so thank you all for the huge support, its amazing!"
Anthony Lacny	Frome, England, UK	2019-11-19	"This is a much needed venue for Shaftesbury and the staff go to great lengths to ensure that the neighbours are respected."
Kerry Webber	Martock, England, UK	2019-11-19	"Andy, Sally and the team work tirelessly to make this place a success, an enjoyable place for people to visit, socialise and enjoy a good variety of music. The also work hard putting things in place to satisfy a minority of people who oppose the venues and what is a big part of Shaftesbury. Listen to the majority, because as with the staff, they will be the ones who loose out!"
Jodie birch	Shillingstone, England, UK	2019-11-19	"Shaftesbury doesn't need another empty building. Angola 76 brings people together whether they are working there, playing music or going enjoy themselves."
hrth rthrthrt	hrtrthrt, Trinidad & Tobago	2019-11-19	"Love going there"
unie bacon	shaftesbury, England, UK	2019-11-19	"Shaftesbury will soon be a town with nothing, why is it people are so against progress. Do they not realise the noise will not go away as your customers live here too, and will find another pub in town to make their noise!!"
Geoffrey barker	France	2019-11-19	"Live music is a vital part of our communities and people who don` t like pubs or music venues nearby, should perhaps not have moved near to them in the first place! The Angola was there first."

Name	Location	Date	Comment
Dan Groves	UK	2019-11-19	"Dont let pencil necks close a great venue....."
John Payne	Stour Provost, England, UK	2019-11-19	"It's a lovely place and very needed in such a small area with very little in the way of any other entertainment"
Baz Jolliffe	Shaftesbury, England, UK	2019-11-19	"It is a good local boozier"
Jules Farthing	Shaftesbury, England, UK	2019-11-19	"Angola is a superb venue - Shaftesbury NEEDS it!"
Dawn Merry	Shaftesbury, England, UK	2019-11-19	"Andy and Sally were our neighbours at the Two Brewers for a number of years and were always considerate of their neighbours."
Chris Chapman	Bruton, England, UK	2019-11-19	"I'm signing because it's a fabulous venue that supports live music."
Tanya Buttress	Gillingham, England, UK	2019-11-19	"Fab venue, a great benefit to the area"
Chris Beddow	UK	2019-11-19	"It's a cool place baby 💎落💎"
Sandra Trowbridge	Gillingham, England, UK	2019-11-19	"It would be very sad to lose this music and social venue. I know that the people that run it have respect for their neighbours and ask the customers to respect them too."
Brenda Phayre-Mudge	Stour Row, England, UK	2019-11-19	"I'm signing because places like Angola 76 help to keep the town/ high street alive and give people a reason to come into Shaftesbury when so many town centres are dying. It gives young people a place to go, provides employment and is a great venue for those who enjoy / perform live music."
Hattie Taylor	Bournemouth, UK	2019-11-20	"We visit as friends live nearby I do hope nothing changes, we've had many happy times, thank you 💎"
John Massey	Yeovil, England, UK	2019-11-20	"The objections are unfounded !"
georgiana love	Gillingham, England, UK	2019-11-20	"I feel that the bar is an asset to shaftesbury and that a little noise goes with the territory and the young people need somewhere to go"
Tom Andrews	Salisbury, England, UK	2019-11-20	"I love this place"
Chris Symons	Penzance, England, UK	2019-11-20	"I lived in North Dorset for nearly 30yrs and regularly visit. Angola76, and the previous Beggars Banquet, is a favourite venue for me and my friends to meet for an evening's chat and relax. So much more relaxed, and in a different class than your standard pub. Shaftesbury needs to keep a variety of venue or else lose visitors post 5pm."

Name	Location	Date	Comment
Patricia O'Donovan	Putney London, England, UK	2019-11-20	"..i moved down in May! A brilliant place...staff are vigilant, and make sure customers are respectful of outside area. The one venue that has music...."
Karl Goatley	Gillingham, Dorset, England, UK	2019-11-21	"Let's not stifle creativity and the ability for new artists to gain valuable experience and public exposure. We have a diminishing number of live music venues and need to protect those that remain."
Caroline Wharfe	Gillingham, England, UK	2019-11-21	"Where else can people go for a decent night out in a small market town... without driving for an hour! Good luck Angola"
Angela Hiscock	Dorchester, UK	2019-11-21	"Angola 76 is in very safe hands...Sally and Andy genuinely care, have a wealth of experience, both practically and with people of all walks of like,refreshing creativity and are two of the loveliest people to work with...it's a lovely place to relax...especially with a fruity cocktail and their beautiful labrador Thatcher"
James Harrison	Iwerne Minster, England, UK	2019-11-21	"A small town centre must supply all benefits to all local people. Angola, and indeed all other pubs/venues supply entertainment for people from a large catchment area. If you don't like living in a town, then you are free to move..."
Robert Kennett	Shaftesbury, England, UK	2019-11-21	"70% of Shaftesbury's population are Below the age of 60 and need somewhere to go."
Cathy Judge	Radstock, England, UK	2019-11-21	"I believe it to be a great venue."
Richard Tippins	Shaftesbury, England, UK	2019-11-22	"Its a wll run great facility for Shaftesbury"
Samantha McCauley	Swadlincote, England, UK	2019-11-22	"Because I'm from Shaftesbury originally and it will always be my home, my family are all still there. I grew up with Sally and she deserves success! Shaftesbury is a growing town and entertainment is something it lacks!"
Megan Morgan	UK	2019-11-22	"This is a fantastic venue who goes what above and beyond what would be expected of anyone to make sure the noise levels are acceptable!"
Marie Stubbs	Tadley, England, UK	2019-11-22	"Shaftesbury needs it to stay open! Live venues are so important for all!"
Vanessa Spencer	Bournemouth, England, UK	2019-11-22	"Shaftesbury needs more night life....not less."
Kay Roberts	Shaftesbury, England, UK	2019-11-22	"Angola is a brilliant part of Shaftesbury's social life and also promotes new and upcoming acts/music entertainment."
Paul Southwood	Hayling island, England, UK	2019-11-23	"I want to go there"

Name	Location	Date	Comment
John Hick	Bournemouth, England, UK	2019-11-23	"What do people have to do to keep art alive? Go out and see live music in its natural state. Venues like this are vital to all, bringing entertainment in close quarters. Performers and supporters seeing the whites of each others' eyes. Don't let the NIMBY's ruin music and the arts."
Steve Hill	Kidlington, England, UK	2019-11-23	"Our cultural heritage depends on live music. (Pensioner, 65)."
Peter Fryer	Bayford, England, UK	2019-11-23	"I enjoy the diversity that Angola76 gives me. I particularly like the eclectic mix"
jason coop	Kingston upon Thames, England, UK	2019-11-23	"Angola provides an amazing place in the community to enjoy live music and I have found that they run the establishment responsibly and without any problems as far as I can see!"
Adam Malone	Islington, UK	2019-11-25	"Keep music alive especially this nice venue 落💎"
Carl Sutterby	Frome, England, UK	2019-11-25	"Live music brings life to an area and there needs to be more venues for live music to enable creativity to flourish and new talent to cut through."
martin earley	frome, England, UK	2019-11-25	"If the venue does everything it can they shouldn't be penalised I have a music venue myself and have a problem with just one neighbour so I sympathise"
Andy Grant	Dorchester, England, UK	2019-11-25	"I think that Angola 76 is a wonderful establishment that the people of Shaftesbury are very lucky to have in their town."
roger quigley	Weymouth, England, UK	2019-11-25	"Businesses in a town have to trade and live music is an essential part of a licensed premises attraction."
Paul Meyer	Ryde, England, UK	2019-11-25	"Live venues should not be closed."



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FOR THE ATTENTION OF ANGOLA 76 REVIEW

LICENSING DEPARTMENT

DORSET COUNCIL

SOUTH WALKS HOUSE

SOUTH WALKS ROAD

DORCHESTER

DT1 1UZ



As a resident of Bell St in Shaftesbury, I'd like to make my thoughts known on the License review.

Firstly, I do not believe that Angola 76 is in the wrong place - I believe that it does indeed act as a "community hub" due to its location - it's accessible to people who live in the centre of town and often has many people from different areas of the town there, enjoying themselves.

With respect to the apparant noise complaints, I don't believe that there is much noise coming out from the location that could be deemed a nuisance. As someone who used to live above Chaffers estate agents (essentially opposite Angola), on each weekend, the music never got loud enough to be disruptive past 10pm.

The supposed opposition to people leaving at late times is to be expected of a venue wherein people tend to arrive at the early evening (8, 9PM, etc.) is nothing different to the Grosvenor, Mitre, Ship Inn or Kings Arms. Granted, there is no "definitive" walkway, but the same can be said for the Italian Resteraunt in the old Church opposite Angola. Both locations result in people going onto the road, unless people from the Italian choose to walk to Angel Lane car park. It is **not**, as claimed in the paper that raised the issue, an "insolvable" problem - people leaving late do so of their own choice. It is **not** a problem that needs to be solved - that's the equivalent of forcefully enforcing a curfew on people who are just enjoying themselves on a Friday or Saturday evening.

With respect to the parking argument, yes, there is no definitive parking - this is due to the location. However, this does result in some net income for the town or county council as people use council-owned car parks to keep their vehicles, and any contents contained within, safe. An example would be outside of the Kings Arms. So, while the *initial* point does have some merit, it dismisses the immediate resolutions that are observed and used often by those who visit Angola.

Even so, the supposed anti-social behaviour doesn't apply. Because most people visit Angola late in the night and early in the evening, most disturbances would be carried out either within the confines of the building, or incredibly loud in the early hours of the morning - when most people are asleep. This gives me the impression that the only people who may be complaining against Angola are those who either:

- Have trouble sleeping
- Choose to remain awake in order to observe the "nuisances" that occur early in the morning
- Link any kind of left rubbish (glasses, bottles, etc.) to people who *must* have visited Angola and not, say, the Mitre.

Now, if Angola *is* operating without planning permission, it should be investigated and actioned on accordingly in swift time. But this should only occur following an initial investigation as to establish weather it is indeed operating without the appropriate permissions. This should also be raised with Mr J. Morgan himself, with documentation to prove that it was or was not granted from the countil to him.

As a final point, I've never personally had an issue with shouting, swearing, vomiting or anything else - either from living above Chaffers, or from where I currently live in Bell St.

Ultimately, unless there is some kind of legal issue, such as the lack of planning permission or other legal requirements, then I believe that there is no issue with allowing Angola to continue operating as it currently does and as such, should have it's license renewed or issued in accordance with any findings made.

If you require anything else, please don't hesitate to come back to us and I'll endeavour to respond when possible.

Kindest regards

Marc Royle