

**Kathryn Miller**

---

**Subject:** FW: TEN - objection

---

**From:** Jane Williams [REDACTED]  
**Sent:** 05 December 2022 13:30  
**To:** [REDACTED]  
**Cc:** Licensing [REDACTED]  
**Subject:** RE: TEN - objection

I'm so sorry to return to you but I do need to get clarity.

At this moment in time my objection remains.

Are you saying that it is only your intention to have background/incidental music in the basement area during the period of your TEN? i.e. no commercial DJ and music levels no higher than speech?

Depending on the answer to the above questions will determine whether I will continue to object or remove my objection.

Regards  
Jane

**Jane Williams**  
**Environmental Protection Team Leader**  
**Community and Public Protection**  
**Dorset Council**

[REDACTED]  
[dorsetcouncil.gov.uk](http://dorsetcouncil.gov.uk)



---

**From:** [REDACTED]  
**Sent:** 05 December 2022 11:59  
**To:** Jane Williams [REDACTED]  
**Subject:** RE: TEN - objection

Thank you.

Just to clarify: we not intend to use commercial DJ, so be able to more control the volume.

Secondary – structural engineer I mention he helped to company where I worked before (to last Friday – collapse 😞), to cut acoustic nuances between floors, so he knows all that issues.

So, now I will do all recommendations from Kirsty Gatehouse (I asked and waiting for reply) and hope we all will have happy Christmas 😊

From my side – I will do all to make the lowest disturbances to our neighbours.

Thank you again!

Regards

Radoslaw

---

**From:** Jane Williams [REDACTED]  
**Sent:** 05 December 2022 11:49  
**To:** [REDACTED]  
**Cc:** Licensing [REDACTED]  
**Subject:** RE: TEN - objection

Morning Radoslaw.

When the complainants are the flat above the attached flat and the properties to the side, the music is being carried through the structure. You need an acoustic consultant to give you guidance not a structural engineer.

I have heard the download and I noted in the background the unit you have used to undertake the test. This is not a commercial DJ set up and therefore would be difficult to offer a comparison. I can appreciate the work you are doing on this to replicate the problem but at this stage I am still unable to remove my objection.

I agree it is costly but if this is the way you intend to run expand your business going into the future that is the investment you will need to make. It doesn't have a quick fix hence my objection.

Should you be granted the TEN for the supply of alcohol you can play background music also known as incidental music which should be no higher in volume than speech. Its not there to dance too (there may be some who do anyway!)

You may of course present the information below in the hearing – I don't think the date has been set yet, licensing colleagues will be able to direct you on this.

Kind regards  
Jane

**Jane Williams**  
**Environmental Protection Team Leader**  
**Community and Public Protection**  
**Dorset Council**

[REDACTED]  
[dorsetcouncil.gov.uk](http://dorsetcouncil.gov.uk)



---

**From:** [REDACTED]  
**Sent:** 05 December 2022 11:31  
**To:** Jane Williams [REDACTED]  
**Subject:** RE: TEN - objection

Please see video taken playing music at basement. [https://1drv.ms/v/s!AunAywqVOo7bgZZk\\_eORx0h-mmN5-Q?e=YuzS2F](https://1drv.ms/v/s!AunAywqVOo7bgZZk_eORx0h-mmN5-Q?e=YuzS2F) .

It is easily to see and hear that music – which on basement is on “disco” level – on ground floor is only as background.

To prevent any potential complains we can also cut bass.

I talk with structural engineer and his opinion is only weak point is ceiling/floor between ground floor and first floor. It is made from concrete blocks lied on steel reinforced concrete beams. However It cuts most of sounds – due to size can transmit low frequencies. That happened when was loud amplified music on ground floor when Edmon was there.

Sorry, but have no official statement/analyse as it cost a lot of money and I restaurant can't earn now enough also that can not be done quickly. I hope (agreeing with you) that subjective feelings are more important than numbers, and this video can confirm that. Also – very welcome to test yourself.

Hope anyway it not will be that loud, as Christmas Parties are not usually big and loud parties – we chat about before.

Also I replied to police with question what I can do to sort / repair Edmon's sins.

Kind Regards

Radoslaw

---

**From:** Jane Williams [REDACTED]  
**Sent:** 02 December 2022 08:56  
**To:** [REDACTED]  
**Cc:** Licensing [REDACTED]  
**Subject:** RE: TEN - objection

Morning

The basement was just as much an issue as the ground floor. The structure conveys bass and treble through it to the apartments above and to the side of the premises. Using a basic sound level meter will not enable you to determine this impact and no set decibel level can assist in determining this. Should you wish to try to have regulated entertainment in the your premises my advice would be to get an acoustic consultant involved to assist you. This is not about who manages the premises but that the building is not fit to have this type of regulated entertainment take place. I'm sorry but my objection remains.

Kind regards

Jane

**Jane Williams**  
**Environmental Protection Team Leader**  
**Community and Public Protection**  
**Dorset Council**

[REDACTED]  
[dorsetcouncil.gov.uk](http://dorsetcouncil.gov.uk)



---

**From:** [REDACTED]  
**Sent:** 02 December 2022 00:51  
**To:** Jane Williams [REDACTED]  
**Subject:** RE: TEN - objection

Dear Ms Williams,

Thank you for explanation.

Just want point that music will be at basement, and previous owners issues was corresponding to amplified music played on ground floor.

Please let me try on weekend with loud measure device what difference is when music played at the basement and measured there and at ground floor.

We are not going to play amplified music at ground floor and also can adjust volume level at basement to acceptable on ground floor.

This is bigger party – so for us it is “to be or not to be”. Bad previous reputation have effect at this moment – that restaurant not earning money – which is so shame for that central place of the city.

Anyway – Please wait for my test results on the weekend.

Can you provide me what is acceptable level in dB and which level will be final dB limit which we can’t “touch”?

Kind Regards

Radoslaw Kakuba

---

**From:** Jane Williams [REDACTED]

**Sent:** 30 November 2022 12:29

**To:** [REDACTED]

**Cc:** Licensing [REDACTED]

**Subject:** TEN - objection

Dear Mr Kakuba

Thank you for your TEN supplied to us from Licensing Colleagues.

I note that you state that you have put an application in for a licence. I can confirm to you that this is a Food Registration form and not an application for a premises licence to sell alcohol or have regulated entertainment etc. You may wish to consider where you are in a premises licence application process.

I have no issues with the sale of alcohol for the premises.

You will be aware that Dorset Council has been involved with problems to do with the amplification of music in Sunset Bar. I am therefore objecting on the grounds that the structure of the building is unable to contain and prevent the transmission of sound at this time, and that should this TEN be granted there is a high likelihood that the prevention of public nuisance objective will be breached. You state that the basement is soundproofed (from your TEN document, I am not aware that any changes have been made to the premise to make it so. I am happy to be challenged on this should you have undertaken acoustic works and are able to supply an acoustic report specifying that these works will prevent the carriage of sound, and a confirmation that these works have been completed to a suitable standard.

I appreciate that you are different owner and if this was just about managing noise levels it is likely that I would only be requesting a noise management plan as part of this TEN.

You will need to act promptly for me to remove objection otherwise a hearing will be called within a short period of time. If you need knowledge on timescales I refer you back to the licensing team.

Going forward should you eventually put in for that premises licence the same issues will arise and I will be asking the same to be supplied before I will consider removing any objection.

Kind regards

Jane

**Jane Williams**  
**Environmental Protection Team Leader**  
**Community and Public Protection**  
**Dorset Council**



[dorsetcouncil.gov.uk](https://www.dorsetcouncil.gov.uk)



This e-mail and any files transmitted with it are intended solely for the use of the individual or entity to whom they are addressed. It may contain unclassified but sensitive or protectively marked material and should be handled accordingly. Unless you are the named addressee (or authorised to receive it for the addressee) you may not copy or use it, or disclose it to anyone else. If you have received this transmission in error please notify the sender immediately. All traffic may be subject to recording and/or monitoring in accordance with relevant legislation. Any views expressed in this message are those of the individual sender, except where the sender specifies and with authority, states them to be the views of Dorset Council. Dorset Council does not accept service of documents by fax or other electronic means. Virus checking: Whilst all reasonable steps have been taken to ensure that this electronic communication and its attachments whether encoded, encrypted or otherwise supplied are free from computer viruses, Dorset Council accepts no liability in respect of any loss, cost, damage or expense suffered as a result of accessing this message or any of its attachments. For information on how Dorset Council processes your information, please see [www.dorsetcouncil.gov.uk/data-protection](http://www.dorsetcouncil.gov.uk/data-protection)

This e-mail and any files transmitted with it are intended solely for the use of the individual or entity to whom they are addressed. It may contain unclassified but sensitive or protectively marked material and should be handled accordingly. Unless you are the named addressee (or authorised to receive it for the addressee) you may not copy or use it, or disclose it to anyone else. If you have received this transmission in error please notify the sender immediately. All traffic may be subject to recording and/or monitoring in accordance with relevant legislation. Any views expressed in this message are those of the individual sender, except where the sender specifies and with authority, states them to be the views of Dorset Council. Dorset Council does not accept service of documents by fax or other electronic means. Virus checking: Whilst all reasonable steps have been taken to ensure that this electronic communication and its attachments whether encoded, encrypted or otherwise supplied are free from computer viruses, Dorset Council accepts no liability in respect of any loss, cost, damage or expense suffered as a result of accessing this message or any of its attachments. For information on how Dorset Council processes your information, please see [www.dorsetcouncil.gov.uk/data-protection](http://www.dorsetcouncil.gov.uk/data-protection)

This e-mail and any files transmitted with it are intended solely for the use of the individual or entity to whom they are addressed. It may contain unclassified but sensitive or protectively marked material and should be handled accordingly. Unless you are the named addressee (or authorised to receive it for the addressee) you may not copy or use it, or disclose it to anyone else. If you have received this transmission in error please notify the sender immediately. All traffic may be subject to recording and/or monitoring in accordance with relevant legislation. Any views expressed in this message are those of the individual sender, except where the sender specifies and with authority, states them to be the views of Dorset Council. Dorset Council does not accept service of documents by fax or other electronic means. Virus checking: Whilst all reasonable steps have been taken to ensure that this electronic communication and its attachments whether encoded, encrypted or otherwise supplied are free from computer viruses, Dorset Council accepts no liability in respect of any loss, cost, damage or expense suffered as a result of accessing this message or any of its attachments. For information on how Dorset Council processes your information, please see [www.dorsetcouncil.gov.uk/data-protection](http://www.dorsetcouncil.gov.uk/data-protection)