

**North Hertfordshire District Council
Licensing Act 2003
Decision Notice**

Date of Hearing	Monday 12 th June 2006
Members of Panel	A. Bardett, P. Clark and J. Kirby
Applicant(s) Name	Talvinder Parmar
Premises Address	Ransoms Recreation Ground (Park), Hitchin, Herts.
Date of Application	Wednesday 19 th April 2006
APPLICATION FOR PREMISES LICENCE	<p>This is an application for a Premises Licence (time specific) under Section 17 of the Licensing Act 2003</p> <p>The Sub-Committee have read the material presented to us and have listened to and read all the evidence and submissions. The Sub-Committee has considered the National Guidance and the Statement of Licensing Policy and has come to the following decision:</p> <p>The application is approved subject to the conditions and hours as are set out below.</p> <p>1. LICENSABLE ACTIVITIES</p> <p>The licensable activities applied for are:</p> <ul style="list-style-type: none"> • <input type="checkbox"/> PART E – Live Music • <input type="checkbox"/> PART F – Recorded Music • <input type="checkbox"/> PART G – Performance of a Dance • <input type="checkbox"/> PART I – Provision of Facilities for Making Music • <input type="checkbox"/> PART J – Provision of Facilities for Dancing • <input type="checkbox"/> PART K – Provision of Facilities for Entertainment of a Similar Description – Parts I or J • <input type="checkbox"/> PART M - Supply of alcohol <p>The hours during which the licensable activities may take place are:</p> <p>PART E – Live Music</p> <p>PART F – Recorded Music</p> <p>PART G – Performance of a Dance</p> <p>PART I – Provision of Facilities for Making Music</p> <p>PART J – Provision of Facilities for Dancing</p> <p>PART K – Provision of Facilities for Entertainment of a Similar Description – Parts I or J</p>

PART M - Supply of alcohol

Saturday 1st July 2006

1200hrs to 2000hrs

CONDITIONS PROPOSED BY THE RESPONSIBLE AUTHORITIES

The following condition has been recommended by the Environmental Protection authority

The control of music noise shall be adequate to ensure that the Music Noise Level (MNL) shall not at the façade of any noise sensitive premises exceed an LaeqT of 75db over any reference time period T of 15 minutes throughout the duration of the event including any rehearsal or sound check. Measurements should have regard to the methodology quoted in BS4142:1997 paragraph 4-5 with the sound level meter set to Fast Response (F)

The Building Control authority has recommended that conditions be imposed on the licence in accordance with paragraph numbered 1 of their letter dated 9 May 2006.

The Fire and Rescue Service Authority has recommended that conditions be attached to the licence in accordance with the schedule attached to their letter of 5 May 2006

These conditions are considered necessary for the promotion of two of the four licensing objectives, namely the prevention of public nuisance and the protection of public safety

CONDITIONS PROPOSED BY APPLICANT

This licence will be subject to the conditions, that are consistent with the terms offered by the applicant in order to promote the four licensing objectives set out in part Q of their application.

The applicant has also proposed that the conditions promoted by the Environmental Protection, the Building Control and the Fire and Rescue Service Authorities be attached as conditions to their licence and has in addition offered the following condition to be imposed upon the licence:

1. The control of music will be co-ordinated & recorded by Holis Dixon, a member of the Event’s Management Committee, with measurements taken in accordance with the methodology in BS4142: 1997 paragraphs 4-5 using a sound Level Meter (fast response setting).

Other Committee Members responsible for the overall Sound Engineering for the event are Mr T Parmer tel no. 07908 017826 and Mr P Davis tel no. 07977 853880.

Music Noise Control Schedule – Boundary Locations

Midland Cottage	On the hour to +15mins
Grove Road	15mins to 30mins
Alexander Road	30mins to 45mins
Nightingale Road	45mins to the hour

<p>EFFECT OF FAILING TO COMPLY WITH CONDITIONS EXPLAINED TO APPLICANT</p>	<p>The Sub-Committee has explained to the applicant the effect of failure to comply with any of the conditions attached to the licence is a criminal offence. This has a maximum sentence upon conviction of a fine of up to £20,000 or up to six months imprisonment or both.</p>
<p>STATEMENT OF LICENSING POLICY</p>	<p>The Sub-Committee has taken into account the North Hertfordshire District Council's Statement of Licensing Policy in reaching their decision. They have found the following sections to be of particular relevance in reaching this decision.</p> <p>4. Regulating Licensing</p> <p>4.1 <i>Licensing is about regulating the carrying on of licensable activities on licensed premises, by qualifying clubs and at temporary events within the terms of the Act. The Council may attach conditions to licences issued under the Act and these must be focussed on matters, which are within the control of the individual licence holders and others in possession of relevant authorisations.</i></p> <p>5. Licence Conditions</p> <p>5.1 <i>The Council will tailor any conditions to the individual circumstances of the premises and events concerned and will seek to avoid attaching disproportionate and over burdensome conditions on licences.</i></p> <p>5.2 <i>Conditions will only be imposed when they are necessary for the promotion of the Licensing Objectives and will focus upon matters within the control of the individual licensee such as the premises, places or events being used for licensable activities. Conditions are likely to be focused towards the direct impact of those activities on persons living, working or otherwise engaged in activities in the vicinity.</i></p>
<p>COMMENCEMENT DATE</p>	<p>This licence will come into effect on and for the period of 1st July 2006.</p>