

26 February 2025

Our Ref Licensing Sub-Committee 13 March
2025
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To: Members of the Committee: Councillors Ruth Brown, Elizabeth Dennis, Steven Patmore and Alistair Willoughby

**NOTICE IS HEREBY GIVEN OF A
MEETING OF THE LICENSING SUB-COMMITTEE**

to be held in the

**COUNCIL CHAMBER, DISTRICT COUNCIL OFFICES, GERON
ROAD, LETCHWORTH, HERTS, SG6 3JF**

On

THURSDAY, 13TH MARCH, 2025 AT 10.00 AM

Yours sincerely,

Jeanette Thompson
Service Director – Legal and Community

****MEMBERS PLEASE ENSURE THAT YOU DOWNLOAD ALL AGENDAS AND REPORTS VIA THE MOD.GOV APPLICATION ON YOUR TABLET BEFORE ATTENDING THE MEETING****

Agenda Part I

Item		Page
1.	ELECTION OF A CHAIR The Sub-Committee Members will elect a Chair for the hearing.	
2.	ELECTION OF A RESERVE MEMBER The Sub-Committee Members will elect the reserve Member for the hearing.	
3.	HEARING PROCEDURE The procedure to be followed by the Chair when conducting the Sub-Committee hearing.	(Pages 3 - 4)
4.	VARIATION OF A PREMISES LICENCE IN RESPECT OF BYGRAVE PLANTATION To determine the application for a variation to the premises licence at Bygrave Plantation, Land Adjacent to 1 Caldecote Road, Newnham, Hertfordshire, SG7 5JZ.	(Pages 5 - 112)

BYGRAVE PLANTATION – PREMISES LICENCE VARIATION HEARING PROCEDURE

Chairman's Opening remarks

1. Chair's welcome
2. Invite the following to introduce themselves
 - Sub-Committee members
 - Legal Adviser
 - Licensing Officer
 - Other Persons (supporting the Variation)
 - Other Persons (opposing the Variation)
 - Premises Licence Holder (and/or any representatives)
3. The Chair will outline the procedure for the hearing

The Legal Officer's Advice

4. The Chair will ask the legal officer to outline the matters for consideration during the course of the hearing

The Licensing Officer's report

5. The Chair will ask the Licensing Officer if:
 - They have anything to add to their report to the Sub-Committee
 - If there have been any amendments to the hearing bundle and if so, if all Other Persons and the Premises Licence Holder have been made aware of the amendments
6. The Chair will ask if there are any questions of fact of the Licensing Officer from:
 - The Premises Licence Holder (and/or any representatives)
 - The 'Other Persons' (supporting the Variation)
 - The Sub-Committee (opposing the Variation)
 - The Sub-Committee may ask questions of the Licensing Officer

The 'Other Persons' supporting the Variation submit their case

7. The Chair will ask the 'Other Persons' (in turn), to present their submissions to the Sub-Committee
8. The Chair will ask if there are any questions of fact of the 'Other Persons' from:
 - The Premises Licence Holder (and/or representatives)
 - 'Other Persons (opposing the Variation)
 - The Sub-Committee

The 'Other Persons' opposing the Variation submit their case

9. The Chair will ask the 'Other Persons' (in turn), to present their submissions to the Sub-Committee
10. The Chair will ask if there are any questions of fact of the 'Other Persons' from:
 - The Premises Licence Holder (and/or any representatives)
 - 'Other Persons' (supporting the Variation)
 - The Sub-Committee

The Premises Licence Holder's submits its case

11. The Chair will ask the Premises Licence Holder (and/or any representatives) to present their submissions to the Sub-Committee
12. The Chair will ask if there are any questions of fact of the Premises Licence Holder from:
 - The 'Other Persons' (supporting the Variation)
 - The 'Other Persons' (opposing the Variation)
 - The Sub-Committee

Closing Statements

13. The Licensing Officer may make their final submission to the Sub-Committee
14. The 'Other Persons' (supporting the Variation) may make final submissions to the Sub-Committee
15. The 'Other Persons' (opposing the Variation) may make final submissions to the Sub-Committee
16. The Premises Licence Holder (and/or representatives) may make final submissions to the Sub-Committee

Conclusion of the evidence session

17. The Legal Officer will summarise any legal points that have arisen during the hearing and will answer any legal questions from the Sub-Committee
18. The Chair will adjourn the hearing and retire into private session to consider the Sub-Committee's determination.
19. The Chair will announce the Sub-Committee's decision and will give reasons for the decision
20. The Chair will close the hearing

LICENSING AND APPEALS SUB-COMMITTEE 13 MARCH 2025
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*PART 1 – PUBLIC DOCUMENT	AGENDA ITEM No.
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LICENSING ACT 2003

**APPLICATION 18669 BY AE & WA FARR
FOR THE VARIATION OF A PREMISES LICENCE IN RESPECT OF
BYGRAVE PLANTATION (LC/2701)
LAND ADJACENT TO 1 CALDECOTE ROAD, NEWNHAM
HERTS SG7 5JX**

REPORT OF THE LICENSING OFFICER
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1. BACKGROUND

- 1.1 The existing premises licence was granted by North Hertfordshire District Council, under the Licensing Act 2003 (“the Act”) which is currently in place for the premises, it was granted and issued to AE & WA Farr on 28 April 2017.
- 1.2 A copy of the current premises licence and plan is attached as **Appendix A**

2. APPLICATION

- 2.1 The application is for the variation of a premises licence under Section 34 of the Act.
- 2.2 The application form shows the licensable activities and hours originally applied for, including operating schedule conditions are attached as **Appendix B**
- 2.3 The plan is attached as **Appendix C**
- 2.4 A comparison document showing the current timings for licensable activities and the proposed changes is attached for clarity **Appendix D**

3. APPLICATION PROCESS

- 3.1 On Friday 6 December 2024, AE & WA Farr made an application to North Hertfordshire District Council for the variation of a Premises Licence.
- 3.2 The application was received electronically so copies of this application were served by the Council to Hertfordshire Constabulary and the other Responsible Authorities.
- 3.3 The prescribed consultation period was from 7 December 2024 to 3 January 2025 inclusive.
- 3.4 Public notices were displayed on the premises in accordance with the requirements of the Act and were exhibited for a period of not less than twenty-eight (28) consecutive days. A newspaper advertisement was placed in The Comet on 12 December 2024 in accordance with the requirements of the Act.

3.5 The Council's website published the notice for 28 consecutive days.

4. REPRESENTATIONS

4.1 The following Responsible Authorities provided a response to the application which are attached as **Appendix E**

- NHDC Environmental Protection – No objections
- NHDC Environmental Health – No objections
- Fire Protection – No objections
- Public Health – No objections
- Planning – No objections

4.2 The Police submitted comments on which little emphasis can be placed as they were received outside the prescribed consultation period. It is therefore not a formal representation. The comments are broadly neutral, and all issues raised can be addressed through the EMP conditions. Attached as **Appendix F**

4.3 No representations were received from any other Responsible Authority.

4.4 37 relevant representations were received from Other Persons

- 29 of these representations were received from those objecting to the application which are attached as **Appendix G**
- 8 representations were received from those supporting the application which are attached as **Appendix H**

4.5 The Council's Scheme of Delegation requires the licensing officer to determine whether a representation is relevant as specified within the Act.

4.6 Where representations include comments that are not relevant to the Act, these comments have been clearly redacted by the licensing officer and should not be considered as part of the determination process. **Other persons must not refer to these paragraphs in any oral presentation at the hearing (see sections 8.8 – 8.13).**

4.7 Where the licensing officer has determined that the representations are relevant, it is for the sub-committee to determine what weight to apportion to each representation.

4.8 The applicant and the other persons making relevant representations have been invited to attend the hearing to present their cases respectively. They have been advised that they may be legally represented and of the hearing procedure.

5. OBSERVATIONS

- 5.1 In determining this application, the sub-committee must have regard to the representations and take such steps as it considers appropriate for the promotion of the licensing objectives.
- 5.2 In making its decision, the sub-committee must act with a view to promoting the licensing objectives. It must also have regard to the licensing authority's Statement of Licensing Policy and National Guidance.
- 5.3 The sub-committee has the following options when issuing the Decision Notice:
- i) Grant the application in whole or in part
 - ii) Grant the application with conditions and/or amendments to the licensable activities and/or timings (conditions should only be added where they are appropriate to promote the licensing objectives).
 - iii) Refuse the application.

6. LICENSING POLICY CONSIDERATIONS

- 6.1 The following paragraphs from the Council's Statement of Licensing Policy 2021 – 2026 may be relevant to this application. This section does not prevent the sub-committee from considering other paragraphs of the Statement of Licensing Policy where they deem it appropriate:

B6

Our vision is:

“To ensure that North Hertfordshire continues to offer a diverse range of well managed licensed venues and community and cultural activities within a safe and enjoyable environment, in both the daytime and night-time economy.”

B8

The Council is committed to the continued promotion of the diverse cultural and community activities within the district and providing a safe and sustainable night-time economy for residents and visitors alike. Licensing Policy will be approached with a view to encouraging new and innovative forms of entertainment that promote this vision and are consistent with the four licensing objectives.

The Council encourages greater live music, dance, theatre and other forms of entertainment for the benefit of the community. Where activities require a licence, the Council will seek to balance the potential for disturbance of local residents and businesses against the wider community and cultural benefits.

B10

The Council is aware that those living in the rural communities of the district often do so to enjoy the quiet of a rural location. In making a balanced decision, the Council accepts that the level of disturbance that is reasonable in a rural location will be less than in a town centre location. This could be addressed by reduced licensable activity timings, particularly in the evenings and early mornings, and the frequency of activities. Whilst a 1-off event may cause some reasonable disturbance, it would be more tolerable than an event lasting multiple days or occurring numerous times throughout the year. That said, rural public houses and community buildings are often a key part of village life and should not be precluded from being able to offer appropriate activities for the benefit of the rural location.

C1.3

Where premises have caused problems to local residents, the police, trading standards and NHDC environmental health have successfully addressed issues relating to anti-social behaviour, noise and underage alcohol sales through the review process.

D1.4

When determining applications the Council will have regard to this Statement of Licensing Policy, relevant legislation and any Guidance issued by the Home Office pursuant to section 182 of the Act. If relevant representations are made, the Licensing and Appeals Committee or its Sub-Committee, will balance its decision against all other factors for and against the application.

D1.5

The Council expects applicants to address the licensing objectives in their operating schedule and have due regard to this Policy. To achieve this, the Council supports the principles set out in sections 8.41 – 8.44 of the Statutory Guidance which state:

- 8.41 In completing an operating schedule, applicants are expected to have regard to the statement of licensing policy for their area. They must also be aware of expectations of the licensing authority and the responsible authorities as to the steps that are appropriate for the promotion of the licensing objectives, and to demonstrate knowledge of their local area when describing the steps they propose to take to promote the licensing objectives. Licensing authorities and responsible authorities are expected to publish information about what is meant by the promotion of the licensing objectives and to ensure that applicants can readily access advice about these matters. However, applicants are also expected to undertake their own enquiries about the area in which the premises are situated to inform the content of the application.*
- 8.42 Applicants are, in particular, expected to obtain sufficient information to enable them to demonstrate, when setting out the steps they propose to take to promote the licensing objectives that they understand:*
- the layout of the local area and physical environment including crime and disorder hotspots, proximity to local residential premises and proximity to areas where children may congregate;*
 - any risk posed to the local area by the applicants' proposed licensable activities; and*
 - any local initiatives (for example, local crime reduction initiatives or voluntary schemes including taxi-marshalling schemes, street pastors and other schemes) which may help to mitigate potential risks.*
- 8.43 Applicants are expected to include positive proposals in their application on how they will manage any potential risks. Where specific policies apply in the area (for example, a cumulative impact policy), applicants are also expected to demonstrate an understanding of how the policy impacts on their application; any measures they will take to mitigate the impact; and why they consider the application should be an exception to the policy.*
- 8.44 It is expected that enquiries about the locality will assist applicants when determining the steps that are appropriate for the promotion of the licensing objectives. For example, premises with close proximity to residential premises should consider what effect this will have on their smoking, noise management and dispersal policies to ensure the promotion of the public nuisance objective. Applicants must consider all factors which may be relevant to the promotion of the licensing objectives, and where there are no known concerns, acknowledge this in their application.*

D1.6

Applicants should be aware that if they fail to have due regard to this Policy it is more likely that the licensing authority or responsible authorities may deem it appropriate to make a representation. If representations are made as a result of the applicants' failure to address this Policy in its operating schedule, the Licensing and Appeals Sub-Committee may take this into consideration when determining the application.

D2.1

Each licence application will be decided by reference to this Policy, the National Guidance issued by the Secretary of State, relevant legislation and to the individual circumstances of the particular application. The Council may depart from the Policy where the individual circumstances of any application merit such a decision in the interests of the promotion of the Licensing Objectives. Full reasons will be given for decisions taken by the Council when undertaking its licensing functions.

D2.2

The Act makes it clear that unless relevant representations are received, the application must be granted subject only to the mandatory conditions and conditions consistent with those offered in the operating schedule accompanying the application.

D2.4

In determining applications, the Council will focus primarily on the direct impact of the proposed activities on persons that may be adversely affected in relation to the licensing objectives. The scope of those persons that may be affected will be determined on a case by case basis taking into account all relevant factors.

D2.5

The Council acknowledges that the licensing process can only seek to impose conditions that are within the direct control of the licence holder. The Council does not consider that the term 'direct control' can be generically defined and will consider its definition relative to the specific circumstances of each application. For example, licensed premises at the end of road leading to a car park may be able to control its patrons leaving the premises and using the car park. In general terms, to be considered to be under the 'direct control' of a licence holder, there will need to be a direct causal link between the problems or likely problems and the specific premises.

D2.6

Where problems with a direct causal link to premises exist in relation to the promotion of the licensing objectives but they cannot be mitigated by the imposition of appropriate conditions, a Licensing Sub-Committee will seriously consider refusal of the application. For example, patrons from a licensed premise that are causing disorder in a town centre after leaving the premises cannot be controlled by conditions, however the problem may be resolved by the refusal of the application or revocation of the licence.

D2.8

The Council recognises that the exercise of its licensing function is only one of a number of means of securing the promotion of the licensing objectives. The exercise, by the Council, of its licensing function should not be seen as a panacea for all problems within the community. The Council will encourage co-operation between its licensing function, planning function and environmental health functions to ensure that any problems are addressed using the most appropriate means and that its licensing function does not duplicate any other statutory responsibilities.

D2.9

The Council will carry out its licensing functions in the promotion of the licensing objectives and, in addition, will support the stated aims of the Act which are as follows:

- (i) protecting the public and local residents from crime, anti-social behaviour and noise nuisance caused by irresponsible licensed premises;*
- (ii) giving the police and licensing authorities the powers they need to effectively manage and police the night-time economy and take action against those premises that are causing problems;*
- (iii) recognising the important role which pubs and other licensed premises play in our local communities by minimising the regulatory burden on business, encouraging innovation and supporting responsible premises;*

- (iv) *providing a regulatory framework for alcohol which reflects the needs of local communities and empowers local authorities to make and enforce decisions about the most appropriate licensing strategies for their local area; and*
- (v) *encouraging greater community involvement in licensing decisions and giving local residents the opportunity to have their say regarding licensing decisions that may affect them.*

D2.11

The Council is aware that applicants sometimes request longer hours or more licensable activities than they would ordinarily want in order to provide some room for negotiation to obtain their actual requirements. Whilst the Council cannot, nor would seek to, limit the content of an application, this approach is counter-productive in that it may attract more representations. Additionally, it is unnecessary as each application is assessed on its own merits with the option of appearing before a sub-committee if negotiations with a responsible authority are unsuccessful.

D3.1

The Council recognises that fixed and artificially early closing times previously established under the Licensing Act 1964 were one of the main causes of rapid binge drinking prior to closing times and one of the causes of disorder and disturbance when large numbers of customers were required to leave premises simultaneously. These concentrations of people leaving can result in friction at places such as late night food outlets, taxi ranks and other sources of transport. The aim through the promotion of the licensing objectives will be to reduce the potential for concentrations and achieve a slower dispersal of people from licensed premises through flexible opening times where appropriate.

D3.2

The Council recognises that arbitrary restrictions would undermine the principle of flexibility and should be avoided; the licensing objectives will be the paramount consideration at all times. That said, if there is a proliferation of disorder and/or disturbance related to licensed premises in a specific location, for example a town centre, the Council may determine that a fixed terminal hour to mitigate the problems may be appropriate if no other control method has resolved the problem.

D3.3

Generally, when the Council's discretion is engaged, the presumption will be to grant the hours requested unless there are representations raised by responsible authorities and/or other persons that demonstrate an adverse effect or likely effect on the licensing objectives

D3.4

The Council also recognises that licensing hours should not inhibit the development of a thriving and safe evening and night-time economy, which is important for local investment, employment and tourism. The Council will not seek to restrict the trading hours of any particular premises unless this is necessary to promote one or more of the licensing objectives.

D6.2

The Council recognises that each application must be considered on its own merits and any conditions attached to licences and certificates must be tailored to the individual style and characteristics of the premises and activities concerned. This is essential to avoid the imposition of disproportionate and overly burdensome conditions on premises. A standardised approach to imposing conditions must be avoided and conditions will only be lawful where they are deemed appropriate to promote the licensing objectives in response to relevant representations.

D6.3

Conditions will only be imposed when they are appropriate 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 or the surrounding areas of the premises, places or events. Conditions are likely to be focused towards the direct impact of

those activities on persons living in, working in or visiting areas affected by, or likely to be affected by, those activities.

D6.4

Where appropriate the Council will draw upon the pool of model conditions attached at Appendix A. The pool of model conditions relates specifically to the four licensing objectives

(see section F7) and are indicative of condition wording that may address identifiable issues. Licensing sub-committees are reminded that they should ensure that the wording of any condition is appropriate and proportionate to address any concerns raised in respect of the specific issues at the premises.

D6.6

The Council interprets Section L of the application form, "Hours premises are open to the public", as an integral part of the operating schedule. In assessing an application, responsible authorities and other persons are likely to read those hours as though they were part of the operating schedule and tailor their representations based on that interpretation. These hours, therefore, form conditions of the licence operating schedule and restrict the hours during which members of the public can be on the licensed premises at the conclusion of trading irrespective of whether licensable activities are taking place. Applicants are advised to consider any necessary 'drinking-up time' or wind-down period at the end of normal licensable activities when completing this section of the application.

D6.7

The Council strongly believes that a carefully considered operating schedule that fully considers the impact of the proposed activities in relation to the promotion of the licensing objectives, having regard to this Policy and the Guidance, is less likely to result in the imposition of conditions by a Licensing Sub-Committee following representations.

D6.8

It is the Council's view that the imposition of conditions should be restricted to those that are proportionate in addressing any concerns in relation to the promotion of the licensing objectives. Conditions should not be used as a tool to attempt to mitigate every possible scenario; this will serve only to place undue burden on applicants and is not consistent with the general principles of the Guidance.

D6.9

Operating schedules and licence conditions should be drafted in such a way that it is clear to licence holders exactly what is required of them and these requirements should be concise and well-worded to assist the licence holder in managing their premises. The Council is strongly of the view that the imposition of a substantial list of conditions in order to grant an application calls into question the suitability of the applicant to hold a licence. Where a Licensing Sub-Committee determines that it is appropriate to impose a substantial list of conditions to the extent that they are effectively determining the day-to-day management of the premises, they will give serious consideration to refusing the application.

D8.1 *The Council recognises the need to encourage and promote live music, dancing and theatre for the wider cultural benefit of the community.*

D8.2 *Only appropriate, proportionate and reasonable licensing conditions will be imposed on licences so as not to discourage the promotion of entertainment. Conditions will relate to the minimum needed to ensure the promotion of the licensing objectives.*

D8.3 *The Council will ordinarily avoid any measure which deters live music, dancing and theatre by imposing indirect costs of a substantial nature (for example, noise limiting devices for smaller or community premises). The Council acknowledges, however, that on occasions the imposition of appropriate conditions with cost implications may be the only alternative to refusing an application where there is sufficient evidence in relation to the effect, or likely effect on the licensing objectives.*

E1.3.1

The Council understands that the setting of capacity limits for the purposes of fire safety is not permitted, however, it may be appropriate to restrict capacity in premises in order to help control overcrowding and disorder.

E1.3.2

Where a condition is imposed restricting capacity to promote the prevention of crime and disorder objective, it is likely that a condition requiring door supervisors will also be appropriate to manage capacity.

E1.3.3

If it is deemed appropriate to restrict or manage capacity to promote the prevention of crime and disorder objective, it may be appropriate to impose a condition specifying the ratio of tables and chairs to patrons and for areas to be allocated as permanent seating areas in order to prevent overcrowding which in turn could lead to violence and disorder.

E2.1

The Council recognises that the public safety objective is concerned with the physical safety of the people using the relevant premises and not with public health, which is dealt with in other legislation. Physical safety includes the prevention of accidents and injuries and other immediate harms that can result from alcohol consumption such as unconsciousness or alcohol poisoning.

E2.2

The Council is aware that applicants are legally responsible for complying with a range of public safety legislation, for example the Health and Safety at Work Act 1974 and the Regulatory Reform (Fire Safety) Order 2005, and for conducting suitable risk assessments in relation to their premises. Failure to comply with these requirements may lead to representations from responsible authorities when public safety is put at risk.

E2.4.1

“Safe capacities” should only be imposed on licences where necessary for the promotion of public safety or the prevention of disorder. If a capacity has been imposed through other legislation it would be unnecessary to reproduce it as a licence condition. It would also be wrong to impose conditions that conflict with other legislation. If no safe capacity has been imposed by other legislation, however, a responsible authority may consider it necessary for a new capacity to be attached. For example, a capacity limit may be necessary to prevent disorder as overcrowded premises can increase the risk of crowds becoming frustrated and hostile.

E2.5.1

Where venues providing entertainment use equipment or special effects that may affect public safety, such as strobe lighting, smoke machines, etc., the Council will expect the premises licence holder to have carried out risk assessments and taken the necessary actions to safeguard patrons at the premises.

E2.7.1

The Council expects premises licence holders and applicants to undertake a public safety risk assessment to ensure the safety of persons using their premises. The assessment should consider issues such as, but not limited to:

- safe capacities in identifiable areas of the premises that can be evacuated quickly in the case of an emergency*
- policies in relation to persons wishing to smoke at the premises, including provision of identified areas and separation from admission queues*

- policies in relation to admission and readmission particularly control of capacity and queuing
- policies in relation to the safe dispersal of patrons from the premises and locality
- sufficient basic first aid provision and responsibilities for contacting the emergency services.

E3.1.1

Licensed premises may have significant potential to impact adversely on communities through public nuisances that arise from their operation. The Council interprets 'public nuisance' in its widest sense and takes it to include such things as noise, light, odour, litter and anti-social behaviour, where matters arising at licensed premises impact on those living, working or otherwise engaged in activities in the locality. Ordinarily, the Council's Environmental Protection & Housing Team, in their role as a responsible authority, would take the lead in respect of nuisance issues.

E3.1.2

Despite the wide interpretation of public nuisance, the Council does not consider this objective to apply to matters where there is other suitable legislative provision for example, but not limited to:

- welfare of animals
- conservation areas
- flora and fauna

E3.1.3

The Council encourages applicants to seek early engagement with the Environmental Protection & Housing Team when preparing an operating schedule, ideally before submitting an application. The following examples of control measures is not an exhaustive or exclusive list but is given to assist applicants when preparing their operating schedules, having regard to their particular type of premises and/or licensable activities:

- (i) appropriate instruction, training and supervision of those employed or engaged in the business (such as external DJs, performers, etc.) to prevent incidences of public nuisance; and*
- (ii) adoption of best practice guidance such as, but not limited to:*
 - *the Good Practice Guide on the Control of Noise from Pubs and Clubs produced by the Institute of Acoustics;*
 - *Safer Clubbing: The National Alcohol Harm Reduction Strategy Toolkit;*
 - *the British Beer and Pub Association's Guide on Effective Management of Noise from Licensed Premises; and*
 - *the Code of Practice on Environmental Noise Control at Concerts produced by the Noise Council.*

E3.1.4

The Council recognises that conditions relating to noise nuisance may not be appropriate in certain circumstances where the provisions of other legislation (for example, the Environmental Protection Act 1990, the Noise Act 1996, or the Clean Neighbourhoods and Environment Act 2005) adequately protect those living in the areas surrounding the premises. That said, the approach of the Council will be one of prevention and it will consider each application on its own merits, having due regard to the avoidance of duplication balanced against the effectiveness or otherwise of the other legislative provisions.

E3.1.5

Where there is the potential for public nuisance and the applicant's operating schedule does not fully address the concerns, NHDC's Environmental Protection & Housing Team may request the applicant to volunteer additional conditions to avoid the need for a representation. Example conditions are included in the attached appendix of Model Conditions to assist applicants with the wording of suitable conditions. The applicant is under no obligation to agree to the suggested conditions if they believe they are not appropriate or proportionate. If the applicant does not wish to volunteer the suggested conditions then a representation may

be made which will result in the matter being referred to a licensing sub-committee for determination.

E3.2.4

The Council is aware that entertainment has been deregulated between the hours of 08:00hrs and 23:00hrs on licensed premises under certain circumstances (see section 16 of the National Guidance). There is a safeguard that, at a review hearing, the deregulation can be removed by a licensing sub-committee if they deem it appropriate in order that entertainment can then be controlled through restrictions of hours or addition of licence conditions.

E3.9.1

The Council is fully aware of the nuisance that can be caused by poorly managed or inappropriately located premises, however, will seek to strike an appropriate balance with its vision of promoting a diverse and vibrant daytime and night-time economy.

E3.9.3

Should disturbance from licensed premises become unreasonable, any review proceedings will seek to impose suitable control measures in the first instance. Should control measures prove ineffective or are deemed inappropriate then the restriction of licensable activity timings, removal of licensable activities, suspension or revocation of the licence will be seriously considered.

E4.1

The Council recognises that the protection of children from harm objective relates primarily to children accessing or using licensed premises, or being exposed to activities taking place without having to access the premises (for example, underage alcohol sales, exposure to performances or advertising of an adult nature whether within or outside a premises)

E4.6.7

Of particular relevance to applicants is the Information Handbook for Licensed Premises available from the HSCB website. The Council expects applicants to read this handbook and ensure that the operating schedule identifies all management controls, particularly preventing CSE, appropriate for the promotion of the prevention of children from harm objective.

E4.11

The Council expects applicants to fully set out the steps they propose to take to protect children from harm when preparing an operating schedule. Dependant on the nature of the proposed business model, there may be times when the presence of children in the premises would be inappropriate. The Council encourages applicants to undertake a self-assessment of their proposed business model in relation to the welfare of children and propose any appropriate restrictions as part of their operating schedule.

F3.4

The Council acknowledges that a minority of customers will behave badly and unlawfully once away from well-managed licensed premises. Whilst the Council cannot use its licensing function to directly control the behaviour of customers once they are away from licensed premises, it can place control measures on customers in the immediate surrounding areas of the premises where they remain within the licence holder's control. Where customers move beyond the control of the licence holder, other control measures outside the licensing function include:

- *planning policy and controls;*
- *the power to ban alcohol consumption in designated areas and police powers to confiscate alcohol within these areas;*
- *police enforcement of the law relating to anti-social behaviour and disorder, including the use of dispersal powers, fixed penalty notices and the new powers introduced*

under the Anti-social Behaviour, Crime and Policing Act 2014 (such as Statement of Licensing Policy 2021 - 2026 Page 39 of 92 v1 07/01/2021 Community Protection Notices, Public Space Protection Orders and Criminal Behaviour Orders); and

- *positive measures to create and maintain a safe night-time economy in partnership with local businesses, transport providers and trade bodies (such as Business Improvement District Companies).*

F3.5

The Council will work with partner agencies to integrate its licensing function with other local strategies by establishing best working practices and utilising some of the controls available to the Council under the licensing function such as:

- *powers to close down licensed premises immediately for up to twenty-four hours on the grounds of disorder, the likelihood of disorder or excessive noise associated with the premises;*
- *powers for responsible authorities or residents to request a review of an existing authorisation under the Act;*
- *targeted joint agency enforcement against premises failing to promote the licensing objectives or contravening legislation;*
- *promoting Challenge 25 (or equivalent) proof of age schemes; and*
- *supporting an information sharing agreement between responsible authorities to ensure timely targeted action against problem premises.*

F7.4

To assist applicants and licensing sub-committees with this process the Council has included an appendix to this policy detailing model licence conditions. The conditions Statement of Licensing Policy 2021 - 2026 Page 42 of 92 v1 07/01/2021 included in Appendix A have been developed since the introduction of the Act and represent best practice and effective existing conditions. F7.4 Appendix A is not intended as a 'wish list' for licensing sub-committees to select conditions or as a list of requirements for applicants to replicate in order to obtain a licence. The pool of model conditions is provided in order to assist with the drafting of conditions that are proportionate, reasonable and enforceable where it has been deemed appropriate to impose a condition. Any conditions drawn from the pool of model conditions will be tailored to the individual premises and activities specific to each application and will still be subject to the need to promote the licensing objectives and be appropriate and proportionate to address concerns raised through representations.

F7.5

The Council acknowledges that this pool of model conditions must not fetter the discretion of the decision maker but must instead be used solely to ensure consistency of approach where the particular circumstances of an application merit the imposition of a condition.

F8.1

The Council acknowledges that conditions cannot be imposed on an authorisation where it would be either impracticable or impossible for the licence holder to comply with such conditions when customers have left the premises and are beyond the control of the licence holder.

F8.2

That said, if behaviour of customers beyond the control of the licence holder can be causally linked to a specific premises and it is causing crime and disorder or a nuisance it is wrong to assume that the Act cannot address this; section 4 of the Act gives the Council a positive duty to deal with it proportionately. Whilst conditions would be inappropriate in these scenarios, the Council is strongly of the view that activities and/or operating times of an authorisation should be restricted, or an authorisation refused or revoked, where appropriate for the promotion of the licensing objectives.

Examples of behaviour falling within this paragraph include, but are not limited to:

- *noise associated with customers once they have left the premises*

- *anti-social behaviour of customers such as unlawful parking, criminal damage, intimidatory behaviour, or any alcohol-related criminality.*

G1.5

The Council acknowledges that unless its discretion is engaged by means of relevant representations, the application must be granted as applied for subject only to mandatory conditions or conditions consistent with the operating schedule supplied as part of the application. This section details the method of determination used by the Council once its discretion has been engaged and a hearing takes place.

G1.6

The Council will take this general approach to the determination of all applications for the grant of a premises licence or club premises certificate, that are made for events that are occasional in nature and/or are large in scale as defined in this section of the policy.

G1.8

Due to the specialist nature of large scale events, particularly in respect of temporary demountable structures, the appropriate responsible authority may consult with other authorities such as Hertfordshire Building Control on all large scale event applications to ensure the licensing authority has all relevant information when considering the licensing objective of public safety. It is likely that the appropriate responsible authority will require the applicant/licence holder to obtain design advice and sign-off for bespoke temporary demountable structures from a specialist structural engineer. This paragraph does not preclude the appropriate responsible authority obtaining advice on non-large scale applications, particularly when the use of bespoke temporary demountable structures is proposed.

G2.2

These events have significant potential to considerably undermine the promotion of the licensing objectives, due to their sheer size, complexity and the potential implications for the planning of a safe event. The Council strongly believes that this risk can only be adequately mitigated by the early submission of an up to date and detailed operating schedule that is specific to the proposed event on each separate occasion.

G2.3

The Council acknowledges that it is inherent in the Act that responsible authorities and other persons should be given the opportunity to make representations related to the nature of the individual event which is planned. The potential for adverse effects on the promotion of the licensing objectives can vary significantly between events, even when similar events are held on a regular basis. In order to support the promotion of the licensing objectives, the Council believes that responsible authorities have a role in ensuring the safety of every large-scale event, in particular when annual or multiple events are held under a single permanent premises licence.

G2.6

Sites for large occasional events are not usually purpose built for the variety of licensable activities that can take place, therefore there is considerable work involved before, during and after such events in planning and organising the event as well as co-ordinating and ensuring the full involvement of all the emergency services to ensure a safe and well managed event. The Council believes that this can only be adequately achieved by the full and ongoing involvement of the licensing authority and responsible authorities in liaising with the applicant, whilst they are compiling the operating schedule for each individual event.

G2.7

For these reasons, the Council considers that where an applicant attempts to submit an operating schedule that may refer to a series of events, potentially over a period of years, the detail and relevance of this important document is likely to be critically diluted unless it includes time-specific conditions relative to each event to allow the responsible authorities to consider the potential impact on the licensing objectives of each event.

G2.8

The Council acknowledges that it is under a statutory obligation to administer and enforce the licensing regime to promote the licensing objectives. The organiser of an event, however, has additional and fundamentally different considerations in planning, organising and managing their event including financial concerns (the amount of profit made for either charitable or private gain) and satisfying the demands of those attending the event (for example, music sound levels to meet the expectations of the audience). These considerations and other matters can conflict with the priorities of the Council in terms of the promotion of the licensing objectives.

G2.11

The Council has therefore adopted the following policy that will apply to large scale events when relevant representations have been made and the application is referred to a licensing sub-committee for determination:

- (i) In respect of an application for a one-off, time-specific or permanent licence/certificate for the holding of occasional and/or large-scale events the Council will consider, amongst other matters, whether the operating schedule:
 - (a) defines the events proposed with sufficient certainty to enable responsible authorities and the Council to adequately consider the risks to the licensing objectives arising from the event; and
 - (b) defines the measures proposed to avert those risks with sufficient certainty to enable responsible authorities and the Council to make a balanced judgment as to whether the measures will be sufficient to mitigate those risks.
- (ii) The Council will generally require a high degree of certainty before deciding that the operating schedule fulfils this requirement, but will decide that matter on the individual merits of each case.
- (iii) In cases where the Council determines that the operating schedule is not drafted with sufficient certainty, the application will normally be refused, save in exceptional circumstances. It is unlikely that the circumstances will be considered exceptional unless the applicant gives assurances and safeguards that the licensing objectives will be met despite the lack of certainty in the operating schedule and suitable conditions can be imposed on the licence to mitigate this risk.
- (iv) In cases where the Council determines that the operating schedule is drafted with sufficient certainty then, in determining the application, the Council will consider any relevant risks arising from the temporary nature of the events proposed in the application in relation to the promotion of the licensing objectives.

G3.1

The Council requires the following minimum periods in order to process applications for large scale events, however, the Council encourages the submission of applications as early as possible:

Maximum capacity at any one time (inc. staff and performers)	Minimum Notice Period for Application
500 - 900	2 months
1000 - 4999	3 months

5000 - 14999	4 months
15000 - 19999	5 months
20000 +	6 months

Note: the starting point of two months is based on the minimum amount of time needed for an application to be considered allowing for the prescribed consultation period and a Hearing if necessary.

Where relevant representations have been made and the application is referred to a licensing sub-committee for determination, the Council will generally refuse all such applications that are not submitted, and duly made, in accordance with the minimum notice periods prior to the event, except in exceptional circumstances.

G3.2 *The Council's reasons for this policy principle are the following:*

- (i) *These events have significant potential to considerably undermine the promotion of the licensing objectives due to the numbers of people attending, the sometimes temporary nature of facilities and, most importantly, the variety and complexity of matters that may be relevant to the planning and organising of such events. The Council believes these potentially adverse impacts can only be mitigated in a full and proper manner by an applicant engaging with the licensing process at an appropriate time before the event.*
- (ii) *Furthermore, where less notice is provided there may be insufficient time for the licensing process to run its full course, namely there may insufficient time prior to a proposed event for any party to appeal the Council's decision if they are not satisfied. It is clear that such cases can be complex and controversial, potentially involving considerable court time on appeal; this may create a situation where for any aggrieved party to an application to engage in the appeal process becomes effectively impossible due to time constraints before a proposed event.*
- (iii) *Alternatively, an appeal decision may be made that due to its proximity to an event either does not:*
 - (a) *deter some of those hoping to attend from still doing so (where the application has been refused) which could potentially adversely impact upon the licensing objectives; or*
 - (b) *where an application has been granted, the resources spent on such an appeal may have adversely affected the promotion of an event or undermined the planning and management of it.*
- (iv) *If less notice is given by an applicant, they may have insufficient time to respond fully to representations that may have been submitted. This is particularly relevant where responsible authorities and/or other persons take the view that an application is lacking in detail and substance, and where the licensing process becomes drawn out in the lead up to the proposed event. This can lead to pressures on an organiser in the crucial lead up time to an event itself.*

G4.2 *The Council's reasons for this policy principle are the following:*

- (i) *The demands on the responsible authorities can be disproportionate to their resources, particularly in light of the Council's policy of encouraging cultural activities such as music, dancing and theatre. This may place undue pressure on such bodies, undermining the level of scrutiny of such applications.*
- (ii) *It must be considered that the legal responsibilities connected to holding such events rests primarily with the organiser and land owner. Where an application does not*

contain reference to such guidance and expertise, statutory bodies may be placed in an untenable position where they may be open to litigation due to the level of input/advice they may have to provide, and by implication may have taken an inappropriate degree of legal responsibility/liability in connection with the event. The Council believes it is pertinent, therefore, to attempt to avoid such a problem arising.

- (iii) *Where an applicant does not consider such advice and guidance before making an application, this can place responsible authorities and/or other persons in a difficult position due to the fact that many aspects of an application may be lacking and it may not allow full and proper consideration of the proposals during the consultation period. This may undermine their full and proper consideration of an application.*

G6.1.1

Large scale events, in particular music festivals, have the potential to significantly impact on the prevention of crime and disorder objective for reasons such as, but not limited to:

- a significant number of event attendees being attracted to North Hertfordshire and the creation of 'an event community', often the size of small town;*
- disorder associated with travel to and from the venue;*
- potential criminal elements being attracted to the event, particularly multi-day events; and*
- the additional pressures on police resources associated with the event.*

G6.1.2

In preparing an application, applicants are encouraged to have early discussions with the police about the potential for crime and disorder associated with or at the event in order that any concerns can be addressed in the operating schedule.

G6.1.3

Given the potential impact on the licensing objectives of a large scale event, the Council will place significant weight on any representation received from the police and will give serious consideration to refusing the application unless the concerns raised in the representation are fully addressed.

G6.2.1

Where evidence exists that an event is likely to, or has the potential to, attract crime and/or disorder into North Hertfordshire, the police may consider the implementation of dispersal powers available by virtue of the Anti-social Behaviour, Crime and Policing Act 2014. This would allow the removal of any problem persons from a specified area to address these concerns (for example, rogue traders, known criminal gangs, disorderly persons, etc.)

G6.2.2

A decision relating to the implementation of dispersal powers is not a decision for the Council as part of the licensing function and dispersal powers cannot be imposed as a licence condition. That said, the use or planned use of dispersal powers by the police may be considered as part of the sub-committee's allocation of weight to a police representation.

G6.2.3

Additionally, an applicant's willingness or otherwise to support and assist with dispersal powers can be considered by a licensing sub-committee as part of its determination.

G6.4.1

As part of an operating schedule or an EMP, the Council expects an applicant to fully apprise the police of the event security plan (including any requested details of security companies and operatives) and comply with any reasonable requests from the police in finalising the event security arrangements.

G6.4.2

For events that will have the potential to pose a significant risk to the licensing objectives, applicants should give serious consideration to including a Security and Stewarding Plan (SSP) as part of their operating schedule or EMP. Where appropriate for the promotion of the licensing objectives, the Council may consider imposing a condition requiring a SSP to be agreed with the police in advance of the event.

G6.4.3

Where appropriate based on the evidence and/or any perceived risk, the Council expects the security companies and operatives employed by the applicant to work closely with the police in regard to:

- *information sharing;*
- *best practice;*
- *attendance at police briefings; and*
- *co-operation and assistance during the event.*

G6.4.4

Where appropriate based on the evidence and/or any perceived risk, the Council may consider imposing conditions in relation to closed-circuit television (CCTV) at events for monitoring of audiences, camping, parking and ingress/egress.

G6.4.5

Where appropriate based on the evidence and/or any perceived risk, the Council may consider imposing conditions relating to a security search requirement on entry to an event site.

G6.6.1

Large numbers of event attendees give rise to pressures on local transport networks, particularly main and local roads, railway stations and taxi provision. The Council expects applicants to liaise with local transport providers, having assessed their target audience profile, and address any transport concerns within the operating schedule or EMP.

G6.6.2

For events that will have a significant impact on the local road/railway network, applicants should give serious consideration to including a Transport Management Plan (TMP) as part of their operating schedule or EMP. Where appropriate for the promotion of the licensing objectives, the Council may consider imposing a condition requiring a TMP to be agreed with the police in advance of the event.

G6.6.3

Where large numbers are expected to use local transport venues, such as railway stations, the Council considers these venues as areas that are causally linked to the event and within the licence holder's control. Where appropriate for the promotion of the licensing objectives, the Council may consider imposing conditions in relation to the provision of security at local transport venues to control event patrons.

G6.6.4

If the event venue is a considerable distance from key transport providers, such as railway stations, the Council expects the applicant to consider the implications of a significant number of pedestrians attending the event. This is particularly relevant for venues adjacent to main arterial routes such as Knebworth Park.

G6.6.5

Where appropriate to promote the licensing objectives the Council may consider imposing conditions requiring the provision of an additional transport provision between the venue and the main transport provider (such as railway stations), for example shuttle buses or organised taxi provision within the venue.

G6.6.6

Additionally, due to the causal link between the venue and the large number of pedestrians attending, the Council may consider imposing conditions relating to the stewarding of pedestrian routes where appropriate for the promotion of the licensing objectives.

Emergency Liaison Team

G6.7.1

For events that due to their size, nature and/or duration effectively create a temporary community at the event venue pose additional risks and the Council expects operating schedules to address how this temporary community will be managed to promote the licensing objectives.

G6.7.2

In circumstances where one or more of the emergency services deem it necessary to have a permanent on-site presence, or where an event is deemed high risk by the Council, it may be appropriate for the applicant to provide a control centre permanently staff by the key agencies and event management in order to monitor the event and provide a combined response to any problem or emergency that may arise. This control centre is often referred to as an ELT (Emergency Liaison Team).

G6.7.3

The Council considers it good practice for an applicant to provide an ELT as part of an operating schedule or EMP. In circumstances where an applicant doesn't intend to provide an ELT, the Council would expect the operating schedule to demonstrate other suitable management arrangements to ensure the promotion of the licensing objectives.

G6.7.4

Where appropriate for the promotion of the licensing objectives, the Council may consider imposing a condition requiring the provision of a fully-staffed ELT throughout the event (or at specified times dependant on the individual circumstances of the application).

G6.7.5

Applicants should be aware that if the Council deems it appropriate to impose a condition requiring the provision of an ELT it is likely to impose a condition requiring the applicant to provide and maintain suitable telephony and IT to allow the effective operation of the ELT.

G7.1.1

The Council recognises that the public safety objective is concerned with the physical safety of the people attending the event and not with public health, which is dealt with in other legislation. That said, public health issues that may impact on public safety may be a relevant consideration.

G7.1.2

Given the nature of large scale events, particularly those that involve camping, the Council recognises that the applicant's responsibility in promoting the public safety objective is much wider than that of permanent premises with much shorter customer visiting periods.

G7.1.5

Applicants should be aware that if a licensing sub-committee is not satisfied that an operating schedule adequately promotes the public safety objective it is likely to impose conditions from the model conditions attached to this policy. In cases where there are insufficient conditions to

fully address the public safety objective or the risk to the public is so significant a licensing sub-committee is likely to refuse the application.

Catering Concessions and crew catering

G7.3.1

Large scale events usually require the provision of on-site catering concessions for the public and crew catering for production and site personnel. Whilst catering concessions are often provided in purpose-built mobile units, they can also be provided by way of temporary demountable structures.

G7.3.2

Given the temporary nature of event catering, the risk to the public from poor conditions of hygiene and/or the quality and fitness to consume of the products is increased. The effect of a food poisoning incident within crew catering puts the public at significant risk if event safety staff are unable to undertake their duties effectively.

G7.3.3

The Council expects applicants to fully demonstrate in the operating schedule or EMP how they will mitigate this increased risk and ensure the promotion of the public safety objective.

G7.3.4

The Council supports the Food Standard Agency's national Food Hygiene Rating Scheme (FHRS) used to display the hygiene standards of businesses. The Council encourages applicants to use catering concessions and crew catering providers that have a FHRS rating of three (3) or above.

G7.3.5

Where an operating schedule does not adequately promote the public safety objective in relation to catering concessions, a licensing sub-committee may consider imposing a condition, where appropriate, requiring a FHRS rating of three (3) or above.

G7.4

Water supply

G7.4.1

Large scale outdoor events, particularly greenfield sites, often involve a temporary or extended water supply network which has the potential to adversely affect the public safety objective.

G7.4.2

The water supply and distribution network must meet the standards required by BS 8551 and applicants should have due regard to the guidance provided by the document 'Guidelines for the Provision of Temporary Drinking Water Supplies at Events'.

G7.4.3

The Council expects applicants to provide a Water Management Plan (WMP), including an appropriate risk assessment, which should include provision of an alternative water supply in the event of loss of the original supply.

G7.4.4

If an operating schedule does not fully address public safety concerns in respect of the water supply a licensing sub-committee may consider imposing a condition, where appropriate for the promotion of the licensing objectives, requiring the applicant to produce a WMP as part of the operating schedule or EMP.

G7.4.5

The Council encourages applicants to have early discussions with NHDC's Commercial Team to enable them to address any issues associated with temporary water supplies in the operating schedule or EMP.

G7.4.6

The Council expects applicants/licence holders to liaise with the appropriate water company to ensure the safety of any water supply.

G7.4.7

The Council will expect to see suitable evidence as to the competency of any contractor installing or amending a water supply at a large-scale event and suitable evidence that the supply has been professionally installed/amended to meet appropriate standards.

G7.6

Public safety risk assessment

G7.6.1

The Council expects premises licence holders and applicants to undertake a public safety risk assessment to ensure the safety of persons using their premises. The assessment should consider issues such as, but not limited to:

- (i) safe capacities in identifiable areas of the event site, including camping and car parking, that can be evacuated quickly in the case of emergency;*
- (ii) policies in relation to ingress, re-admission and egress, particularly control of capacities, queuing and safe dispersal from the locality;*
- (iii) policies in relation to securing the safety of patrons whilst at the event, including camping and car parking; and*
- (iv) sufficient on-site medical provision, including procedures for contacting the emergency services.*

G8.

The prevention of public nuisance

G8.1

Supplementary to section E3 of this policy

G8.1.1

Applicants are reminded that for brevity, paragraphs of policy relating to the prevention of public nuisance that appear in section E3 of this policy are not repeated here. It is important, therefore, that applicants read this section in conjunction with and supplementary to section E3 of this policy.

G8.2 Overview

G8.2.1

Large scale outdoor events have significant potential to impact adversely on communities through public nuisance that may arise from their operation, in particular in relation to noise from live or recorded music. The Council expects applicants to seek early engagement with NHDC's Environmental Protection & Housing Team when preparing an operating schedule.

G8.2.2

Where the applicant's operating schedule does not fully address concerns in relation to the prevention of public nuisance objective, NHDC's Environmental Protection & Housing Team will initially request the applicant to volunteer additional conditions to avoid the need for a

representation. Example conditions specific to large scale outdoor events are included in the attached appendix of model conditions to assist applicants with the wording of suitable conditions. The applicant is under no obligation to agree to the suggested conditions if they believe they are not appropriate or proportionate to the application. If the applicant does not wish to volunteer the suggested conditions then a representation is likely and the matter will be referred to a licensing sub-committee for determination.

G8.2.3

Applicants should be aware that if a licensing sub-committee is not satisfied that an operating schedule adequately promotes the prevention of public nuisance objective it is likely to impose conditions from the model conditions attached to this policy. In cases where there are insufficient conditions to fully address the prevention of public nuisance objective or the risk of nuisance is so significant a licensing sub-committee is likely to refuse the application.

G8.3

Noise from entertainment

G8.3.1

This may include noise from live or recorded music, human voices (both amplified and unamplified) and other forms of entertainment (i.e. playing of films). Measures to prevent a public nuisance may include:

- restrictions on the number of days that entertainment is held during an event;
- restrictions on the timings and types of entertainment, including sound propagation testing and pre-event sound checks;
- limiting the overall front of house sound levels including, where appropriate, limiting specific frequencies;
- suitably located and orientated stages to minimise the potential for noise nuisance;
- limiting the number of stages and/or sound sources that can be used for the provision of entertainment at any one time;
- use of noise control measures, for example directional sound systems, noise limiting devices and acoustic barriers or enclosures;
- employing a competent noise consultant to plan and implement noise control measures before and during the event.

G8.3.2

The Council is aware that the potential for noise nuisance must be proportionately balanced against the benefits to the community and each application must be determined on its individual merits. That said, the Council will give additional weight to concerns where an event has the potential to affect a large number of the public (for example, multiple communities such as neighbouring towns and/or villages).

G8.7.1

The Council believes that an applicant's responsibility for litter directly associated with an event is not confined to the event site itself. Where an event has a clearly identifiable pedestrian access (for example, a direct route between the event site and a railway station) or utilises an identifiable transport venue (for example, a railway station or car parking site), the Council expects the applicant to identify in the operating schedule or EMP what measures they will use to ensure the prevention of public nuisance for those routes and/or venues.

G8.7.2

Measures to prevent a public nuisance may include:

- entering into waste contract agreements with appropriate recycling provision;
- provision of litter bins adequate for the size and nature of the event;
- provision of rubbish bags for non-day ticket holders (i.e. campers);
- regular litter picks in the identified vicinity, on access routes and on associated transport venues.

G8.8 Noise management plan (NMP)

G8.8.1

Section G5 of this policy details the Council's recommendation that an applicant utilises an Event Management Plan as a condition of a premises licence to allow maximum flexibility for multiples events. For the same reasons, the Council also recommends that applicants utilise a Noise Management Plan (NMP) as a condition of a premises licence.

G8.8.2

A NMP gives maximum flexibility for an applicant to adapt the measures required for managing any potential noise nuisance from an event by reacting to amended site plans, differing artiste profiles, weather conditions, etc.. It removes the need for inflexible fixed noise levels on a premises licence and allows the applicant to work with environmental protection officers to ensure the most appropriate controls are applied proportionately for each event.

G8.8.3

The Council acknowledges that a NMP cannot be a requirement to enable an applicant to obtain a licence, however it is the Council's preferred option to balance appropriate control and flexibility for the applicant.

G8.8.4

In order to assist applicants with the preparation of appropriate operating schedule conditions in relation to a NMP the attached appendix of model conditions includes some examples of NMP licence conditions that work effectively for various existing licence holders.

G8.8.5

Where a licensing sub-committee determines that an operating schedule does not adequately promote the prevention of public nuisance objective it is likely to consider imposing, where appropriate, conditions similar to the model conditions in respect of a NMP.

G8.8.6

Applicants should be aware that if they volunteer, or a licensing sub-committee imposes, a licence condition requiring a NMP to be approved by NHDC's Environmental Protection & Housing Team, they should submit the NMP with sufficient time for the NMP to be considered and amended where necessary.

G9. The protection of children from harm

G9.1

The Council is aware of the added risk to the protection of children from harm objective arising from large scale outdoor events, particularly those with camping facilities that create a temporary community within the event site.

G9.2

In addition to identifying in an operating schedule or EMP the measures to be taken to address section E4 of this policy, the Council expects applicants to consider what other control measures are appropriate based on the specific nature of the event.

G9.3

Measures to protect children from harm at large scale outdoor events may include, but are not limited to:

- restricting access to unaccompanied children below a specified age;*
- additional supervision of and/or restricted access to concessions selling agerestricted products;*
- an identifiable wristband scheme to distinguish children from adults (including additional entry and sales policies to ensure children cannot access adult tickets);*

- *policies in relation to lost children (specifically, lost children points, welfare arrangements, contact with the police, secure or coded communication between agencies)*
- *additional security clearance for staff that may come into contact with children;*
- *mitigating additional risk factors in terms of the prevention of CSE;*
- *restricting access to children from events where the entertainment or nature of the event is not suitable for children.*

G9.5

Where a licensing sub-committee determines that an operating schedule does not fully address the protection of children from harm objective it is likely to consider imposing, where appropriate, conditions similar to the model conditions.

O1.1

The Council accepts that it can only consider matters in relation to the four licensing objectives when determining licensing applications, however as a public body it also has a statutory duty to consider the following legislative requirements:

- (i) *Crime and Disorder Act 1998*
Local authorities are required to have due regard to the crime and disorder implications of any decision it makes.
- (ii) *Human Rights Act 1998*
Local authorities are required to implement the Act in a manner consistent with the Human Rights Act 1998 by giving due consideration to the European Convention on Human Rights and Fundamental Freedoms.
- (iii) *Equality Act 2010*
Local authorities are required to implement the Act in a manner consistent with its responsibilities to consider the equality implications of any decision it makes.

O4.2.1

In order for a representation to be relevant it must be:

- (i) made during the prescribed consultation period;*
- (ii) relate to the effect or likely effect on the licensing objectives;*
- (iii) not be frivolous or vexatious [other persons only]; and*
- (iv) in the case of reviews, not be repetitious [other persons only]*

7. RELEVANT EXTRACTS OF STATUTORY GUIDANCE

- 7.1 The following paragraphs from the Guidance issued by the Home Office under section 182 of the Licensing Act 2003 (December 2023 version) may be relevant to this application. This section does not prevent the sub-committee from considering other paragraphs of the Guidance where they deem it appropriate, and the determination should be based upon consideration of the full document:

1.3

The licensing objectives are:

- *The prevention of crime and disorder;*
- *Public safety;*
- *The prevention of public nuisance; and*
- *The protection of children from harm.*

1.4

Each objective is of equal importance. There are no other statutory licensing objectives, so that the promotion of the four objectives is a paramount consideration at all times.

1.7

This Guidance is provided to licensing authorities in relation to the carrying out of their functions under the 2003 Act. It also provides information to magistrates' courts hearing appeals against licensing decisions and has been made widely available for the benefit of those who run licensed premises, their legal advisers and the general public. It is a key medium for promoting best practice, ensuring consistent application of licensing powers across England and Wales and for promoting fairness, equal treatment and proportionality.

1.8

The police remain key enforcers of licensing law. This Guidance does not bind police officers who, within the parameters of their force orders and the law, remain operationally independent. However, this Guidance is provided to support and assist police officers in interpreting and implementing the 2003 Act in the promotion of the four licensing objectives.

1.16

Conditions on a premises licence or club premises certificate are important in setting the parameters within which premises can lawfully operate. The use of wording such as "must", "shall" and "will" is encouraged. Licence conditions:

- must be appropriate for the promotion of the licensing objectives;*
- must be precise and enforceable;*
- must be unambiguous and clear in what they intend to achieve;*
- should not duplicate other statutory requirements or other duties or responsibilities placed on the employer by other legislation;*
- must be tailored to the individual type, location and characteristics of the premises and events concerned;*
- should not be standardised and may be unlawful when it cannot be demonstrated that they are appropriate for the promotion of the licensing objectives in an individual case;*
- should not replicate offences set out in the 2003 Act or other legislation;*
- should be proportionate, justifiable and be capable of being met;*
- cannot seek to manage the behaviour of customers once they are beyond the direct management of the licence holder and their staff, but may impact on the behaviour of customers in the immediate vicinity of the premises or as they enter or leave; and*
- should be written in a prescriptive format*

1.17

Each application must be considered on its own merits and in accordance with the licensing authority's statement of licensing policy; for example, if the application falls within the scope of a cumulative impact policy. Conditions attached to licences and certificates must be tailored to the individual type, location and characteristics of the premises and events concerned. This is essential to avoid the imposition of disproportionate and overly burdensome conditions on premises where there is no need for such conditions. Standardised conditions should be avoided and indeed may be unlawful where they cannot be shown to be appropriate for the promotion of the licensing objectives in an individual case.

2.21

The 2003 Act enables licensing authorities and responsible authorities, through representations, to consider what constitutes public nuisance and what is appropriate to prevent it in terms of conditions attached to specific premises licences and club premises certificates. It is therefore important that in considering the promotion of this licensing objective, licensing authorities and responsible authorities focus on the effect of the licensable activities at the specific premises on persons living and working (including those carrying on business) in the area around the premises which may be disproportionate and unreasonable. The issues will mainly concern noise nuisance, light pollution, noxious smells and litter.

2.22

Public nuisance is given a statutory meaning in many pieces of legislation. It is however not narrowly defined in the 2003 Act and retains its broad common law meaning. It may include in appropriate circumstances the reduction of the living and working amenity and environment of

other persons living and working in the area of the licensed premises. Public nuisance may also arise as a result of the adverse effects of artificial light, dust, odour and insects or where its effect is prejudicial to health.

2.23

Conditions relating to noise nuisance will usually concern steps appropriate to control the levels of noise emanating from premises. This might be achieved by a simple measure such as ensuring that doors and windows are kept closed after a particular time, or persons are not permitted in garden areas of the premises after a certain time. More sophisticated measures like the installation of acoustic curtains or rubber speaker mounts to mitigate sound escape from the premises may be appropriate. However, conditions in relation to live or recorded music may not be enforceable in circumstances where the entertainment activity itself is not licensable (see chapter 16). Any conditions appropriate to promote the prevention of public nuisance should be tailored to the type, nature and characteristics of the specific premises and its licensable activities. Licensing authorities should avoid inappropriate or disproportionate measures that could deter events that are valuable to the community, such as live music. Noise limiters, for example, are expensive to purchase and install and are likely to be a considerable burden for smaller venues

2.24

As with all conditions, those relating to noise nuisance may not be appropriate in certain circumstances where provisions in other legislation adequately protect those living in the area of the premises. But as stated earlier in this Guidance, the approach of licensing authorities and responsible authorities should be one of prevention and when their powers are engaged, licensing authorities should be aware of the fact that other legislation may not adequately cover concerns raised in relevant representations and additional conditions may be appropriate.

2.25

Where applications have given rise to representations, any appropriate conditions should normally focus on the most sensitive periods. For example, the most sensitive period for people being disturbed by unreasonably loud music is at night and into the early morning when residents in adjacent properties may be attempting to go to sleep or are sleeping. This is why there is still a need for a licence for performances of live music between 11 pm and 8 am. In certain circumstances, conditions relating to noise Revised Guidance issued under section 182 of the Licensing Act 2003 | 11 emanating from the premises may also be appropriate to address any disturbance anticipated as customers enter and leave.

2.27

Beyond the immediate area surrounding the premises, these are matters for the personal responsibility of individuals under the law. An individual who engages in antisocial behaviour is accountable in their own right. However, it would be perfectly reasonable for a licensing authority to impose a condition, following relevant representations, that requires the licence holder or club to place signs at the exits from the building encouraging patrons to be quiet until they leave the area, or that, if they wish to smoke, to do so at designated places on the premises instead of outside, and to respect the rights of people living nearby to a peaceful night.

8.41

In completing an operating schedule, applicants are expected to have regard to the statement of licensing policy for their area. They must also be aware of the expectations of the licensing authority and the responsible authorities as to the steps that are appropriate for the promotion of the licensing objectives, and to demonstrate knowledge of their local area when describing the steps they propose to take to promote the licensing objectives. Licensing authorities and responsible authorities are expected to 62 | Revised Guidance issued under section 182 of the Licensing Act 2003 publish information about what is meant by the promotion of the licensing objectives and to ensure that applicants can readily access advice about these matters. However, applicants are also expected to undertake their own enquiries about the area in which the premises are situated to inform the content of the application.

8.42

Applicants are, in particular, expected to obtain sufficient information to enable them to demonstrate, when setting out the steps they propose to take to promote the licensing objectives, that they understand:

- the layout of the local area and physical environment including crime and disorder hotspots, proximity to residential premises and proximity to areas where children may congregate;*
- any risk posed to the local area by the applicants' proposed licensable activities; and*
- any local initiatives (for example, local crime reduction initiatives or voluntary schemes including local taxi-marshalling schemes, street pastors and other schemes) which may help to mitigate potential risks*

8.44

It is expected that enquiries about the locality will assist applicants when determining the steps that are appropriate for the promotion of the licensing objectives. For example, premises with close proximity to residential premises should consider what effect this will have on their smoking, noise management and dispersal policies to ensure the promotion of the public nuisance objective. Applicants must consider all factors which may be relevant to the promotion of the licensing objectives, and where there are no known concerns, acknowledge this in their application.

8.47

Applicants are expected to provide licensing authorities with sufficient information in this section to determine the extent to which their proposed steps are appropriate to Revised Guidance issued under section 182 of the Licensing Act 2003 | 63 promote the licensing objectives in the local area. Applications must not be based on providing a set of standard conditions to promote the licensing objectives and applicants are expected to make it clear why the steps they are proposing are appropriate for the premises.

9.15

It is also reasonable for licensing authorities to expect that other responsible authorities should intervene where the basis for the intervention falls within the remit of that other responsible authority. For example, the police should make representations where the representations are based on concerns about crime and disorder. Likewise, it is reasonable to expect the local authority exercising environmental health functions to make representations where there are concerns about noise nuisance. Each responsible authority has equal standing under the 2003 Act and may act independently without waiting for representations from any other responsible authority.

9.42

Licensing authorities are best placed to determine what actions are appropriate for the promotion of the licensing objectives in their areas. All licensing determinations should be considered on a case-by-case basis. They should take into account any representations or objections that have been received from responsible authorities or other persons, and representations made by the applicant or premises user as the case may be.

9.43

The authority's determination should be evidence-based, justified as being appropriate for the promotion of the licensing objectives and proportionate to what it is intended to achieve.

9.44

Determination of whether an action or step is appropriate for the promotion of the licensing objectives requires an assessment of what action or step would be suitable to achieve that end. While this does not therefore require a licensing authority to decide that no lesser step will achieve the aim, the authority should aim to consider the potential burden that any condition would impose on the premises licence holder (such as the financial burden due to restrictions on licensable activities) as well as the potential benefit in terms of the promotion of the licensing objectives. However, it is 82 | Revised Guidance issued under section 182 of the Licensing Act 2003 imperative that the authority ensures that the factors which form the basis

of its determination are limited to consideration of the promotion of the objectives and nothing outside those parameters. As with the consideration of licence variations, the licensing authority should consider wider issues such as other conditions already in place to mitigate potential negative impact on the promotion of the licensing objectives and the track record of the business. Further advice on determining what is appropriate when imposing conditions on a licence or certificate is provided in Chapter 10. The licensing authority is expected to come to its determination based on an assessment of the evidence on both the risks and benefits either for or against making the determination.

10.8

The licensing authority may not impose any conditions unless its discretion has been exercised following receipt of relevant representations and it is satisfied as a result of a hearing (unless all parties agree a hearing is not necessary) that it is appropriate to impose conditions to promote one or more of the four licensing objectives. In order to promote the crime prevention licensing objective conditions may be included that are aimed at preventing illegal working in licensed premises. This provision also applies to minor variations.

10.9

It is possible that in some cases no additional conditions will be appropriate to promote the licensing objectives.

10.10

The 2003 Act requires that licensing conditions should be tailored to the size, type, location and characteristics and activities taking place at the premises concerned. Conditions should be determined on a case-by-case basis and standardised conditions which ignore these individual aspects should be avoided. For example, conditions should not be used to implement a general policy in a given area such as the use of CCTV, polycarbonate drinking vessels or identity scanners where they would not be appropriate to the specific premises. Conditions that are considered appropriate for the prevention of illegal working in premises licensed to sell alcohol or late night refreshment might include requiring a premises licence holder to undertake right to work checks on all staff employed at the licensed premises or requiring that evidence of a right to work check, either physical or digital (e.g. copy of any document checked or a clear copy of the online right to work check) is retained at the licensed premises. Licensing authorities may also wish to consider placing additional conditions on licences to safeguard patrons against spiking, if deemed appropriate and proportionate for a specific venue where there is evidence to justify such action (a definition of spiking can be found in para 2.7). Licensing authorities and other responsible authorities should be alive to the indirect costs that can arise because of conditions. These could be a deterrent to holding events that are valuable to the community or for the funding of good and important causes. Licensing authorities should therefore ensure that any conditions they impose are only those which are appropriate for the promotion of the licensing objectives.

10.13

The Government acknowledges that different licensing strategies may be appropriate for the promotion of the licensing objectives in different areas. The 2003 Act gives the licensing authority power to make decisions about the hours during which premises can conduct licensable activities as part of the implementation of its licensing policy statement. Licensing authorities are best placed to make decisions about appropriate opening hours in their areas based on their local knowledge and in consultation with responsible authorities. However, licensing authorities must always consider each application and must not impose predetermined licensed opening hours, without giving individual consideration to the merits of each application.

10.14

Where there are objections to an application to extend the hours during which licensable activities are to be carried on and the licensing authority determines that this would undermine the licensing objectives, it may reject the application or grant it with appropriate conditions and/or different hours from those requested.

Major festivals and carnivals

10.18

Licensing authorities should publicise the need for the organisers of major festivals and carnivals to approach them at the earliest opportunity to discuss arrangements for licensing activities falling under the 2003 Act. For some events, the organisers may seek a single premises licence to cover a wide range of activities at varied locations within the premises. This would involve the preparation of a substantial operating schedule, and licensing authorities should offer advice and assistance about its preparation.

10.19

For other events, applications for many connected premises licences may be made which in combination will represent a single festival. It is important that licensing authorities should publicise the need for proper co-ordination of such arrangements and will need to ensure that responsible authorities are aware of the connected nature of the individual applications.

10.20

Local authorities should bear in mind their ability to seek premises licences from the licensing authority for land or buildings under public ownership within the community in their own name.⁸ This could include, for example, village greens, market squares, promenades, community halls, local authority owned art centres and similar public areas where festivals and carnivals might take place.⁹ Performers and entertainers would then have no need to obtain a licence or give a temporary event notice themselves to enable them to give performances in these places, although they would need the permission of the local authority to put on the event.

10.24

Where appropriate, conditions can be attached to premises licences for the promotion of the prevention of crime and disorder at such premises that require the premises to observe:

- a prescribed capacity;*
- an appropriate ratio of tables and chairs to customers based on the capacity; and*
- a requirement that security staff holding the appropriate SIA licence or exemption are present to control entry for the purpose of compliance with the capacity limit and to deny entry to individuals who appear drunk or disorderly or both*

10.61

Under section 21 of the 2003 Act, when a condition is included in a premises licence that at specified times an individual must be present at the premises to carry out a security activity (as defined in section 21(3)(a) by reference to the Private Security Industry Act 2001 ("the 2001 Act")), the licence must include a condition requiring that individual to be licensed by the Security Industry Authority ("the SIA") under the 2001 Act, or be entitled to carry out that activity by virtue of section 4 of the 2001 Act.

10.62

A premises licence need not require a person to hold a licence granted by the SIA if that person benefits from an exemption under section 4 of the 2001 Act. For example, certain employees benefit from an exemption when carrying out conduct in connection with a certified sports ground (section 4(6) to (12)). Furthermore, in certain circumstances persons benefit from an exemption where they operate under the SIA's Approved Contractor Scheme (section 15).

10.63

Conditions under section 21 of the 2003 Act should only relate to individuals carrying out security activities defined by section 21(3)(a) of the 2003 Act. Therefore, they should only relate to an activity to which paragraph 2(1)(a) of Schedule 2 to the 2001 Act applies (certain manned guarding activities) and which is licensable conduct within the meaning of section 3(2) of that Act. The requirement does not relate to individuals performing non-security related activities, and section 21 should not be used in relation to any such activities.

10.66

It is therefore important that if a licensing authority intends that individuals must be present to

carry out security activities (as defined by section 21(3)(a) of the 2003 Act) this should be explicit, as should the mandatory condition for those individuals to hold an SIA licence or be entitled to carry out that activity by virtue of section 4 of the 2001 Act. On the other hand, where a licensing authority intends that individuals must be present to carry out other activities (for example, activities related to safety or steward activities to organise, advise and direct members of the public), no mandatory condition Revised Guidance issued under section 182 of the Licensing Act 2003 | 95 should be imposed under section 21 of the 2003 Act. In all cases it is important when determining whether or not a condition is to be imposed under section 21 of the 2003 Act to consider whether the activities of any individual working in licensed premises fall within the definition of security activities in section 21(3)(a) of the 2003 Act. (Regardless of whether a condition is imposed under section 21 of the 2003 Act, under the 2001 Act the appropriate SIA licence must be held by any individual performing an activity for which they are licensable under that Act.

8. LICENSING OFFICER COMMENTS

8.1 The comments within this section of the report are provided by the licensing officer to assist the sub-committee with the interpretation of the Act, the Guidance and existing case law. It is for the sub-committee to determine what weight they attach to this advice.

Definition of ‘appropriate’

8.2 *When determining applications, licensing authorities must ensure that their decision is based on what is ‘appropriate’ for the promotion of the licensing objectives.*

8.3 *The Guidance explains ‘appropriate’ as:*

9.43 *The authority’s determination should be evidence-based, justified as being appropriate for the promotion of the licensing objectives and proportionate to what it is intended to achieve.*

9.44 *Determination of whether an action or step is appropriate for the promotion of the licensing objectives requires an assessment of what action or step would be suitable to achieve that end. While this does not therefore require a licensing authority to decide that no lesser step will achieve the aim, the authority should aim to consider the potential burden that any condition would impose on the premises licence holder (such as the financial burden due to restrictions on licensable activities) as well as the potential benefit in terms of the promotion of the licensing objectives. However, it is 82 | Revised Guidance issued under section 182 of the Licensing Act 2003 imperative that the authority ensures that the factors which form the basis of its determination are limited to consideration of the promotion of the objectives and nothing outside those parameters. As with the consideration of licence variations, the licensing authority should consider wider issues such as other conditions already in place to mitigate potential negative impact on the promotion of the licensing objectives and the track record of the business. Further advice on determining what is appropriate when imposing conditions on a licence or certificate is provided in Chapter 10. The licensing authority is expected to come to its determination based on an assessment of the evidence on both the risks and benefits either for or against making the determination.*

8.4 It is anticipated that, in due course, case law will provide clarity on the meaning of ‘appropriate’ as referred to in paragraphs 9.43 and 9.44 of the Guidance. The sub-committee is therefore advised to give ‘appropriate’ its ordinary meaning, as

expanded upon by paragraph 9.43 of the Guidance, subject to the over-riding requirement on all local authority decisions of reasonableness.

8.5 This approach, of allowing the courts to provide clarity, is reflected in the following paragraphs of the Guidance:

1.9 *Section 4 of the 2003 Act provides that, in carrying out its functions, a licensing authority must 'have regard to' guidance issued by the Secretary of State under section 182. This Guidance is therefore binding on all licensing authorities to that extent. However, this Guidance cannot anticipate every possible scenario or set of circumstances that may arise and, as long as licensing authorities have properly understood this Guidance, they may depart from it if they have good reason to do so and can provide full reasons. Departure from this Guidance could give rise to an appeal or judicial review, and the reasons given will then be a key consideration for the courts when considering the lawfulness and merits of any decision taken.*

1.10 *Nothing in this Guidance should be taken as indicating that any requirement of licensing law or any other law may be overridden (including the obligations placed on any public authorities under human rights legislation). This Guidance does not in any way replace the statutory provisions of the 2003 Act or add to its scope and licensing authorities should note that interpretation of the 2003 Act is a matter for the courts. Licensing authorities and others using this Guidance must take their own professional and legal advice about its implementation.*

8.6 The sub-committee should also be aware that their decision must be proportionate to the evidence received in respect of the application and representation. Proportionality is a key factor in assisting with the definition of 'appropriate'.

9. APPENDICES

- 9.1 Appendix A Current premises licence
- 9.2 Appendix B Variation Application
- 9.3 Appendix C Plan
- 9.4 Appendix D Comparison Document
- 9.5 Appendix E Representation from Responsible Authorities
- 9.6 Appendix F Comments from Police
- 9.7 Appendix G Representations from Other Persons – Objecting
- 9.8 Appendix H Representations from Other Persons - Supporting

10. CONTACT OFFICER

Sharon Bartram
Licensing Officer
sharon.bartram@north-herts.gov.uk

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Licensing Act 2003

Part A

Format of premises licence

**North Hertfordshire District Council
Council Offices, Gernon Road, Letchworth Garden City, Hertfordshire, SG6 3JF**

**Original grant date: 28 April 2017
Current issue date: 17 February 2025**



.....
Authorised signatory

Premises licence number: 2701

Part 1 – premises details

**Bygrave Plantation
Land Adjacent To 1 Caldecote Road, Newnham, Hertfordshire, SG7 5JZ**

This licence is granted in perpetuity

Licensable activities authorised by the licence

- Section A: Performance of a Play:(Outdoors)**
- Section B: Exhibition of a Film:(Indoors and Outdoors)**
- Section E: Live Music:(Indoors and Outdoors)**
- Section F: Recorded Music:(Indoors and Outdoors)**
- Section H: Anything of a similar description to that falling within (E), (F) or (G):(Indoors and Outdoors)**
- Section I: Provision of Late Night Refreshments:(Both Indoor and Outdoor)**
- Section J: Sale or Supply of Alcohol:(On the premises)**

The times the licence authorises the carrying out of licensable activities

Section A: Performance of a Play:(Outdoors)

Day	Start Time	End Time
Monday	10:00	23:00
Tuesday	10:00	23:00
Wednesday	10:00	23:00
Thursday	10:00	23:00
Friday	10:00	23:00
Saturday	10:00	23:00
Sunday	10:00	23:00

Section B: Exhibition of a Film:(Indoors and Outdoors)

Day	Start Time	End Time
Monday	10:00	04:00
Tuesday	10:00	04:00
Wednesday	10:00	04:00
Thursday	10:00	midnight
Friday	00:00	midnight
Saturday	00:00	midnight
Sunday	00:00	midnight

Section E: Live Music:(Indoors and Outdoors)

Day	Start Time	End Time
Monday	10:00	23:00
Tuesday	12:00	23:00
Wednesday	12:00	23:00
Thursday	12:00	23:00
Friday	11:00	01:00
Saturday	11:00	01:00
Sunday	11:00	23:00

The terminal hour for any evening preceding an English Bank Holiday shall be extended until 01:00hrs of the morning of the Bank Holiday.

Section F: Recorded Music:(Indoors and Outdoors)

Day	Start Time	End Time
Monday	10:00	23:00
Tuesday	12:00	23:00
Wednesday	12:00	23:00
Thursday	12:00	23:00
Friday	11:00	01:00
Saturday	11:00	01:00
Sunday	11:00	23:00

The terminal hour for any evening preceding an English Bank Holiday shall be extended until 01:00hrs of the morning of the Bank Holiday.

Section H: Anything of a similar description to that falling within (E), (F) or (G):(Indoors and Outdoors)

Day	Start Time	End Time
Monday	10:00	midnight
Tuesday	12:00	midnight
Wednesday	12:00	midnight
Thursday	12:00	04:00
Friday	11:00	06:00
Saturday	11:00	06:00
Sunday	11:00	02:00

Section I: Provision of Late Night Refreshments:(Both Indoor and Outdoor)

Day	Start Time	End Time
Monday	23:00	midnight
Tuesday	23:00	midnight
Wednesday	23:00	midnight
Thursday	23:00	05:00
Friday	23:00	05:00
Saturday	23:00	05:00
Sunday	23:00	02:00

Section J: Sale or Supply of Alcohol:(For consumption on the premises)

Day	Start Time	End Time
Monday	12:00	midnight
Tuesday	12:00	midnight
Wednesday	12:00	midnight
Thursday	11:00	04:00
Friday	11:00	06:00
Saturday	11:00	06:00
Sunday	11:00	midnight

The opening hours of the premises

Day	Start Time	End Time
Monday	00:00	midnight
Tuesday	00:00	midnight
Wednesday	00:00	midnight
Thursday	00:00	midnight
Friday	00:00	midnight
Saturday	00:00	midnight

Sunday	00:00	midnight
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For consumption on the premises

Part 2


Name, (registered) address, telephone number and email of holder of the premises licence

**AE & WA Farr Limited
Newnham Manor, Caldecote Road, Newnham, Baldock, Hertfordshire, SG7 5LA
01462 742637
Accounts@aewafarr.co.uk**

Registered number of holder, for example company number, charity number (where applicable)

n/a

Name, address and telephone number of designated premises supervisor where the premises licence authorises the supply of alcohol

Gareth Gwynne-Smith


Personal licence number and issuing authority of personal licence held by designated premises supervisor where the premises licence authorises the supply of alcohol

**Licence Number: 2013/01186/LAPER
Issuing authority: Brighton & Hove Council**

Annex 1 – Mandatory conditions

No supply of alcohol may be made under this licence:

- (a) at a time when there is no designated premises supervisor (DPS) in respect of the premises licence; or
- (b) at a time when the designated premises supervisor (DPS) does not hold a personal licence or his personal licence is suspended.

Every supply of alcohol under the premises licence must be made or authorised by a person who holds a personal licence.

The admission of children, that is persons under eighteen (18) years of age, to the exhibition of any film shall be restricted in accordance with any recommendation made by the British Board of Film Classification (BBFC) or by the Licensing Authority.

Any one or more individuals at the premises for the purposes of carrying out a security activity (an activity to which paragraph 2(1)(a) of Schedule 2 of the Private Security Industry Act 2001 applies and which is licensable conduct for the purposes of that Act) must:

- (a) be authorised to carry out that activity by a licence granted under the Private Security Industry Act 2001; or
- (b) be entitled to carry out that activity by virtue of section 4 of that Act.

Responsible person means the holder of the premises licence, the designated premises supervisor, or any other person over the age of eighteen (18) years who has been authorised to sell alcohol at the licensed premises.

The responsible person must ensure that staff on relevant premises do not carry out, arrange, or participate in any irresponsible promotions in relation to the premises. In this condition, an irresponsible promotion means any one or more of the following activities, or substantially similar activities, carried on for the purpose of encouraging the sale or supply of alcohol for consumption on the premises:

- (a) games or other activities which require or encourage, or are designed to require or encourage, individuals to:
 - (i) drink a quantity of alcohol within a time limit (other than to drink alcohol sold or supplied on the premises before the cessation of the period in which the responsible person is authorised to sell or supply alcohol), or
 - (ii) drink as much alcohol as possible (whether within a time limit or otherwise).
- (b) provision of unlimited or unspecified quantities of alcohol free or for a fixed or discounted price to the public or to a group defined by a particular characteristic in a manner which carries a significant risk of undermining a licensing objective
- (c) provision of free or discounted alcohol, or any other thing, as a prize to encourage or reward the purchase and consumption of alcohol over a period of twenty-four (24) hours or less in a manner which carries a significant risk of undermining a licensing objective.
- (d) selling or supplying alcohol in association with promotional posters or flyers on, or in the vicinity of, premises which can reasonably be considered to condone, encourage or glamorise anti-social behaviour or to refer to the effects of drunkenness in any favourable manner.

The responsible person shall ensure that no alcohol is dispensed directly by one person into the mouth of another (other than when that other person is unable to drink without assistance by reason of a disability).

The responsible person must ensure that free potable water is provided on request to customers where it is reasonably available.

The premises licence holder or club premises certificate holder must ensure that an age

verification policy applies to the premises in relation to the sale or supply of alcohol.

The designated premises supervisor in relation to the premises licence must ensure that the supply of alcohol at the premises is carried on in accordance with the age verification policy. The policy must require individuals who appear to the responsible person to be under eighteen (18) years of age (or such older age as may be specified in the policy) to produce on request, before being served alcohol, identification bearing their photograph, date of birth, and either:

- (i) a holographic mark; or
- (ii) an ultraviolet feature.

The responsible person must ensure that:

(a) where any of the following alcoholic drinks are sold or supplied for consumption on the premises (other than alcohol drinks sold or supplied having been made up in advance ready for sale or supply in securely closed containers) it is available to customers in the following measures:

- (i) beer or cider: half pint;
- (ii) gin, rum, vodka or whisky: 25ml or 35ml; and
- (iii) still wine in a glass: 125ml;

(b) these measures are displayed in a menu, price list or other printed material which is available to customers on the premises; and

(c) where a customer does not, in relation to a sale of alcohol, specify the quantity of alcohol to be sold, the customer is made aware that these measures are available.

A relevant person shall ensure that no alcohol is sold or supplied for consumption on or off the premises for a price which is less than the permitted price. In this condition:

(a) permitted price is the price found by applying the formula $P = D + (D \times V)$ where:

- (i) P is the permitted price;
- (ii) D is the amount of duty chargeable in relation to the alcohol as if the duty were charged on the date of the sale or supply of the alcohol; and
- (iii) V is the rate of value added tax chargeable in relation to the alcohol as if the value added tax were charged on the date of the sale or supply of the alcohol.

(b) duty is to be construed in accordance with the Alcoholic Liquor Duties Act 1979

(c) relevant person means, in relation to premises in respect of which there is in force a premises licence:

- (i) the holder of the premises licence;
- (ii) the designated premises supervisor (if any) in respect of such a licence; or
- (iii) the personal licence holder who makes or authorises a supply of alcohol under such a licence;

(d) relevant person means, in relation to premises in respect of which there is in force a club premises certificate, any member or officer of the club present on the premises in capacity which enable the member or officer to prevent the supply in question; and

(e) value added tax means value added tax charged in accordance with the Value Added Tax Act 1994. Where the permitted price would not be a whole number of pennies, the permitted price shall be taken to be the price rounded up to the nearest penny. Where the permitted price on a day (the first day) would be different from the permitted price on the next day (the second day) as a result of a change to the rate of duty or value added tax, the permitted price which would apply on the first day applies to sales or supplies of alcohol which take place before the expiry of the period of fourteen (14) days beginning on the second day.

Annex 2 – Conditions consistent with the operating schedule

General

This licence may only be used for one (1) event per calendar year that has an intended capacity of over seven thousand five hundred (7,500) persons, with a maximum capacity of fourteen thousand nine hundred and ninety nine (14,999) persons.

Definitions

For the purpose of the operating schedule licence conditions, **event build-up on site** is defined as the first point that event staff/contractors arrive on site for the purpose of commencing event build (i.e. the construction of any temporary demountable structures or the arrival of any infrastructure).

For the purpose of the operating schedule licence conditions, **the event** is defined as the period of time each year commencing at the point the licensed area first opens to the public until the point when the licensed area finally closes after all members of the public have left the licensed area.

For the purpose of the operating schedule licence conditions, **sign-off** is defined as written documentation that states that a structure is safe and fit for the proposed purpose and identifies any limitations to its usage.

Operating Schedule Condition 1

a) For the one (1) event per calendar year with an intended capacity of between seven thousand five hundred (7,500) persons and fourteen thousand nine hundred and ninety nine (14,999) persons

i) The premises licence holder will provide notification of such events to the licensing authority and Bygrave parish Council no later than six (6) months prior to the commencement of the event, save where agreed with the Safety Advisory Group. This notification will provide the name of the event, the event type (including licensable activities and relevant zones to be used within the site), the date of the event (including start and finish times) and the anticipated capacity of the event.

ii) The premises licence holder will provide a draft Event Management Plan (EMP) to all responsible authorities no later than six (6) months prior to the commencement of the event. The EMP will be regularly updated in accordance with the requirements of the operating schedule conditions and a final version will be agreed in writing with all responsible authorities no later than twenty-eight (28) days prior to the commencement of event build-up on site. The final agreed EMP will be attached to the premises licence as part of the operating schedule and its requirements will form licence conditions.

b) For all other events

i) The premises licence holder will provide notification of such events to the licensing authority and Bygrave Parish Council no later than three (3) months prior to the commencement of the event, save where agreed with the chair or representative of the Safety Advisory Group. This notification will provide the name of the event, the event type (including licensable activities and relevant zones to be used within the site), the date of the event (including start and finish times) and the anticipated capacity of the event.

ii) The premises licence holder will provide a draft Event Management Plan (EMP) to all

responsible authorities no later than three (3) months prior to the commencement of the event. The EMP will be regularly updated in accordance with the requirements of the operating schedule conditions and a final version will be agreed in writing with all responsible authorities no later than twenty-eight (28) days prior to the commencement of event build-up on site. The final agreed EMP will be attached to the premises licence as part of the operating schedule and its requirements will form licence conditions.

Operating Schedule Condition 2

The Event Management Plan will include, but will not be limited to:

- a) an evacuation plan (including zones of relative safety);
- b) a stewarding plan (including details of training and deployment of all staff, communication details and any public address system);
- c) medical and first aid provisions;
- d) insurance provisions (including all temporary demountable structures);
- e) details of all temporary demountable structures (including certification, onsite monitoring and sign-off process);
- f) event control location, staffing and meeting plan;
- g) roles and responsibilities of all key event personnel (including a nominated safety officer, contact telephone numbers and back-up contact details in the event of non-availability);
- h) capacity calculations for all temporary demountable structures and all outdoor areas of the site (including car parks);
- i) a traffic management plan (including on and off site traffic, details of any traffic management company utilised for the event, and arrangements for controlling and managing vehicle movement on the site during the event and during site build-up and breakdown);
- j) lost and found personnel/property policies;
- k) welfare service provision (including details of all welfare service providers, first aid provisions, infrastructure, drinking water, etc.);
- l) closed circuit television provisions (including monitoring arrangements);
- m) a security plan (including site security provision, search policies, staffing deployment, staffing accreditation, staffing training, and data sharing protocols);
- n) site ingress/egress procedures (including management arrangements);
- o) site lighting (including the provision of artificial lighting and emergency lighting);
- p) sanitary provisions (including toilets, washing facilities, washing-up facilities, waste water disposal, and on-site management arrangements);
- q) external and internal site fencing (including front of house barriers);
- r) a site layout plan (including zonal grid markings);
- s) a scaled site layout plan (including details of how each part of the site will be utilised, identification of all structures, access routes and ingress/egress points);
- t) a major incident plan;
- u) a safeguarding plan (including children, vulnerable persons, alcohol, drugs, crime, etc.);
- v) resident liaison arrangements;
- w) a waste management plan (including on and off site provision, and management arrangements);
- x) a noise management plan;
- y) risk assessments for all activities relating to the event;
- z) details of proposed special effects (including fireworks, lasers, dry ice, special lighting effects) and proposed safety arrangements associated with their use;
- aa) layout of and facilities in any campsites (including management arrangements, and policies relating to camp-fires and barbecues);
- bb) a smoking policy for the event site;
- cc) details of electrical installations for the event (including generators, avoidance of cable hazards, and management arrangements preventing the public from accessing and/or interfering with electrical installations).

Operating Schedule Condition 3

In the event of any of the responsible authorities advising the licensing authority that the final version of the Event Management Plan (EMP) does not fully satisfy their reasonable requirements, the event will not proceed until such time as the reasonable requirements are met and approval of the final EMP is confirmed in writing by the licensing authority.

Operating Schedule Condition 4

The premises licence holder will ensure that a schedule of multi-agency meetings are held on site before and during the event, and that a full multi-agency debrief is held as soon as practicable, but no later than three (3) calendar months after the event taking place.

Operating Schedule Condition 5

The above conditions 1 - 4 will apply to all events held under this premises licence unless advised otherwise by the licensing authority in writing.

Environmental Protection Condition 1

The premises licence holder shall appoint a suitably qualified and experienced noise consultant who is a member of the Institute of Acoustics and/or the Association of Noise Consultants to produce and fully implement a noise management plan for events with any of the following criteria, unless otherwise agreed in writing with the Council Noise Control Officer:

- (a) Events taking place with live and/or recorded music constituting regulated entertainment with 1000 persons or more between 08:00hrs and 23:00hrs.
- (b) Events taking place with live and/or recorded music constituting regulated entertainment with 500 persons or more between 23:00hrs and 08:00hrs.
- (c) Events taking place with live and/or recorded music constituting regulated entertainment with two (2) or more stages between 23:00hrs and 08:00hrs.

The Licensing Authority and Council Noise Control Officer shall be advised of the name and contact details of this person/company no later than three (3) months prior to the commencement of any event. This timescale shall remain in place unless otherwise agreed in writing by the Council Noise Control Officer.

Environmental Protection Condition 2

(a) Where an event requires a noise management plan, it shall be submitted to, and approved in writing by, the Council Noise Control Officer no later than six (6) weeks prior to the commencement of any event. The plan shall include, but not be limited to, the following unless otherwise agreed in writing by the Council Noise Control Officer:

- (i) details of all music sources and other significant noise sources within the licensed area including a site plan of their location and orientation;
- (ii) a background noise survey, if requested by the Council Noise Control Officer;
- (iii) comprehensive sound level predictions at noise sensitive locations based on the type of event proposed within the licensed area;
- (iv) a scheme designed to minimise the impact of noise from the event to noise sensitive premises;
- (v) specification of appropriate noise criteria that shall be achieved during the event which shall at least be in line with the Code of Practice on Environmental Noise Control at Concerts;
- (vi) details of the how noise levels will be monitored, communicated and managed at the event

and by whom, including on-site and off-site noise monitoring schedules and locations and the procedure for reducing noise levels if the noise criteria are exceeded;

(vii) details of proposed sound tests, rehearsals and noise propagation tests, the dates and timings of which are to be agreed in writing by the Council Noise Control Officer;

(viii) details of a dedicated telephone complaint line and the procedure for dealing with noise complaints received about the event;

(ix) a scheme designed to notify occupiers of nearby noise sensitive premises, including information on the nature, date and timings of the event (including sound testing) and the dedicated telephone complaint line number.

Only in exceptional circumstances will the premises licence holder request a reduction in the timescale for compliance with this condition and it shall only be granted if the Council Noise Control Officer confirms the revised timescale in writing.

(b) Where the requirements of condition (a) have been met, if there are any subsequent proposed changes to the event which may impact on noise following the approval of the noise management plan, the premises licence holder shall ensure their noise consultant liaises with the Council Noise Control Officer to ascertain if any additional measures, noise predictions or noise criteria are required. If the Council Noise Control Officer or the premises licence holder's noise consultant determines that additional measures are required they will form part of the revised noise management plan.

(c) In addition, no changes to the noise management plan will be permitted in the period commencing seven (7) days prior to the commencement of the event.

(d) If the noise management plan is not approved in writing by the Council Noise Control Officer, their requirements will form part of the noise management plan.

Environmental Protection Condition 3

The premises licence holder shall ensure the Licensing Authority and the Council Noise Control Officer shall have access to the results of any noise monitoring at all times.

Environmental Protection Condition 4

The premises licence holder shall ensure that a post event report is provided to the Licensing Authority, the Council Noise Control Officer, and Bygrave Parish Council no later than thirty-one (31) days after an event which required a noise management plan. This timescale shall remain in place unless otherwise agreed in writing by the Council Noise Control Officer. The report shall include the results of all noise monitoring carried out during the event indicating whether or not compliance to all the noise criteria was achieved, details of all noise complaints received, and any remedial action taken to minimise noise disturbance off site.

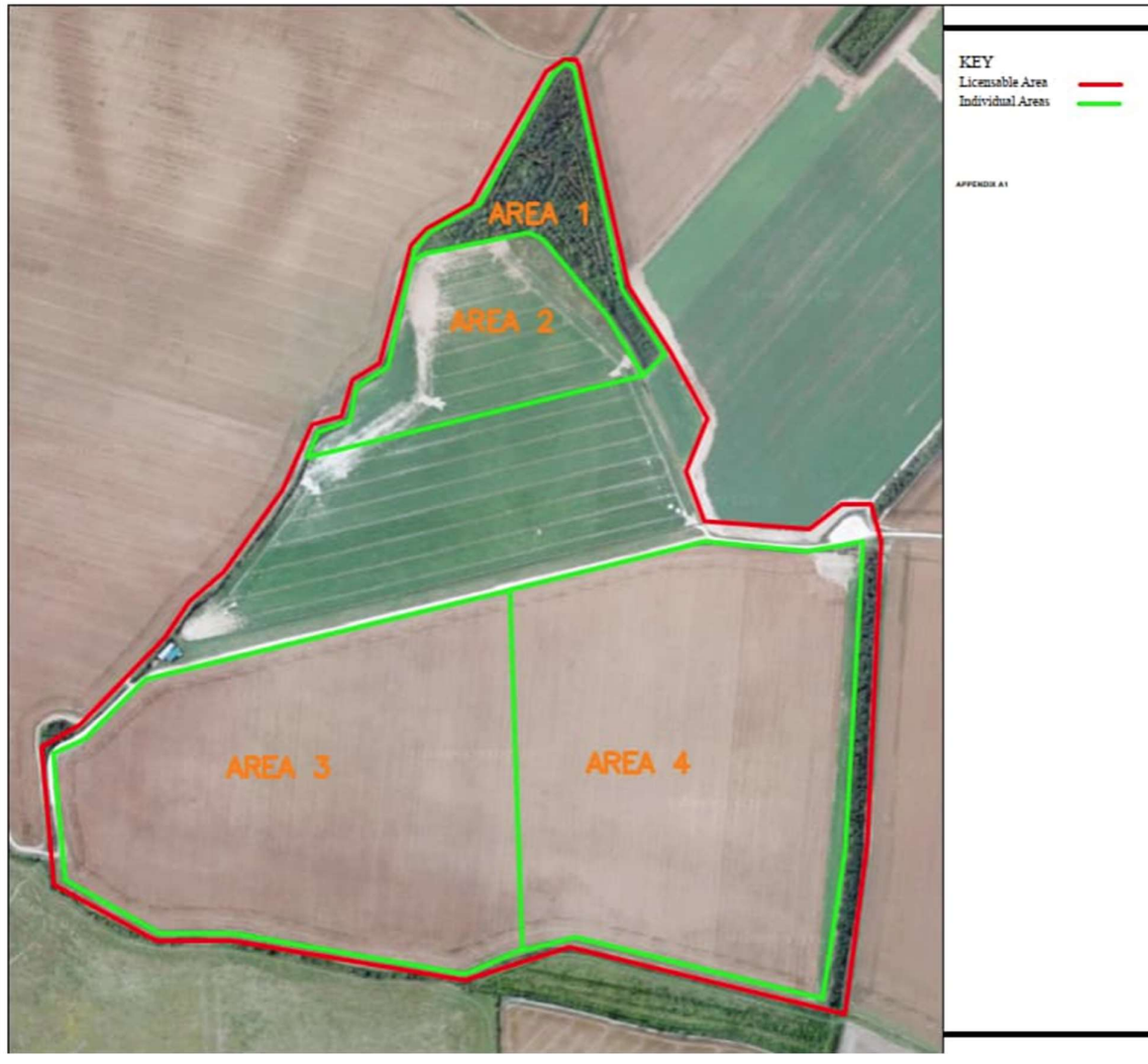
Annex 3 – Conditions attached after a hearing by the licensing authority

The premises licence holder shall require that a telephone number be provided to Bygrave Parish Council for the reporting of any complaints from persons living in the area related to licensable activities held under this licence on the licensed area. This number shall be monitored throughout the event and details of any complaints received, investigations undertaken, and corrective actions taken shall be recorded in an incident logbook. The number shall further be displayed on any website used by the premises licence holder for the promotion of the event. After the event, the incident logbook is to be provided to the licensing authority within twenty-eight (28) days.

The premises licence holder shall require the event organiser to offer to meet with Bygrave

Parish Council on at least an annual basis to discuss events that are proposed or have taken place on the site since any previous meeting.

Annex 4 – Plans



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Application to vary a premises licence under the Licensing Act 2003

PLEASE READ THE FOLLOWING INSTRUCTIONS FIRST

Before completing this form please read the guidance notes at the end of the form. If you are completing this form by hand please write legibly in block capitals. In all cases ensure that your answers are inside the boxes and written in black ink. Use additional sheets if necessary.

You may wish to keep a copy of the completed form for your records.

We AE & WA FARR

(Insert name(s) of applicant)

being the premises licence holder, apply to vary a premises licence under section 34 of the Licensing Act 2003 for the premises described in Part 1 below

Premises licence number 2701
--

Part 1 – Premises Details

Postal address of premises or, if none, ordnance survey map reference or description Bygrave Wood Land adjacent to 1 Caldecote road, Newnham, Herts, SG75JX			
Post town	Newnham	Postcode	SG75JX

Telephone number at premises (if any)	N/A
Non-domestic rateable value of premises	£0

Part 2 – Applicant details

Daytime contact telephone number	01273423521		
E-mail address (optional)	[REDACTED]		
Current postal address if different from premises address	59 North St Portslade		
Post town	Brighton	Postcode	Bn411dh

Part 3 - Variation

Please tick as appropriate

Do you want the proposed variation to have effect as soon as possible? Yes No

If not, from what date do you want the variation to take effect? DD MM YYYY

--	--	--	--	--	--	--	--

Do you want the proposed variation to have effect in relation to the introduction of the late night levy? (Please see guidance note 1) Yes No

Please describe briefly the nature of the proposed variation (Please see guidance note 2)

Increase capacity to 24999

Increase licensable area as per CAD plan.

Vary general condition:
This licence may only be used for four (4) event's per calendar year that have an intended capacity of over seven thousand five hundred (7,500) persons, with a maximum capacity of twenty four thousand nine hundred and ninety nine (24,999) persons.

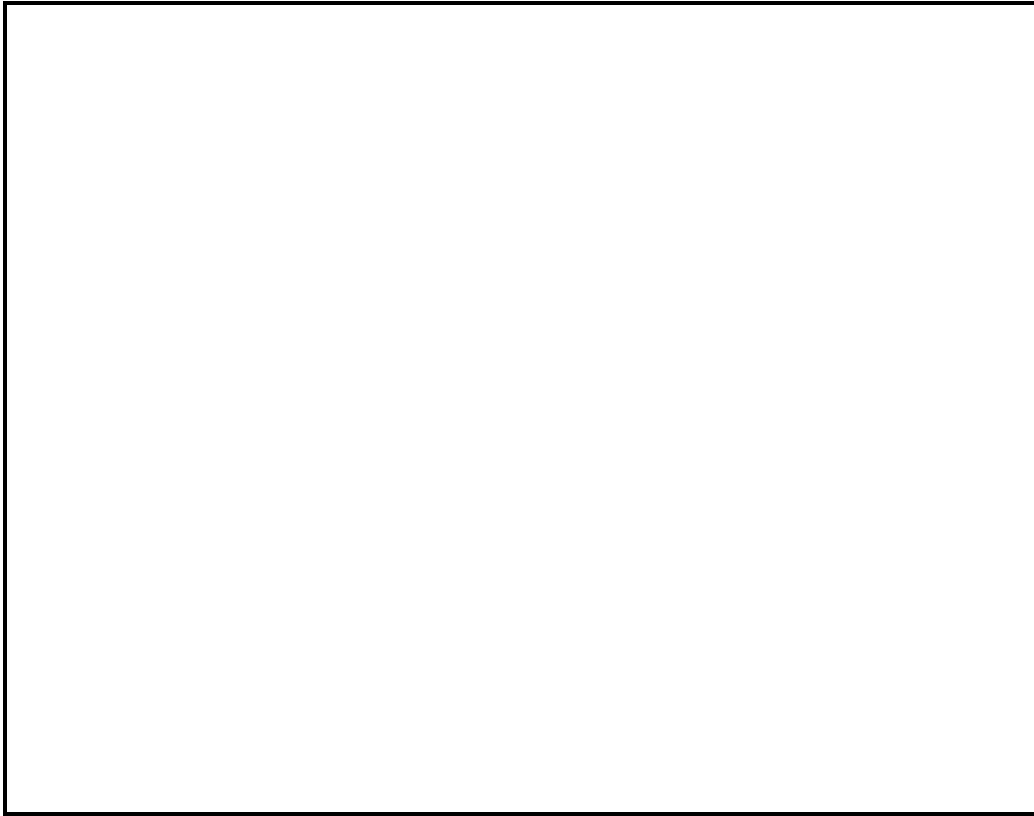
Vary Operating schedule 1:

- a) For the four (4) event's per calendar year with an intended capacity of between seven thousand five hundred (7,500) persons **and twenty four** thousand nine hundred and ninety nine (24,999) persons The premises licence holder will provide notification of such events no later than six (6) months prior to the commencement of the event. The EMP will be regularly updated in accordance with the requirements of the operating schedule conditions and a final version will be agreed in writing with all responsible authorities no later than twenty-eight (28) days prior to the commencement of event build-up on site. The final agreed EMP will be attached to the premises licence as part of the operating schedule and its requirements will form licence conditions.

- b) For all other events
The premises licence holder will provide notification of such events no later than three (3) months prior to the commencement of the event. This notification will provide the name of the event, the event type (including licensable activities and relevant zones to be used within the site), the date of the event (including start and finish times) and the anticipated capacity of the event.

The premises licence holder will provide a draft Event Management Plan (EMP) to all responsible authorities no later than three (3) months prior to the commencement of the event. The EMP will be regularly updated in accordance with the requirements of the operating schedule conditions and a final Version will be agreed in writing with all responsible authorities no later than twenty-eight (28) days prior to the commencement of event build-up on site. The final agreed EMP will be attached to the premises licence as part of the operating schedule and its requirements will form licence conditions.

- c) Any request to submit late documentation and /or late notice events must be approved by SAG.



If your proposed variation would mean that 5,000 or more people are expected to attend the premises at any one time, please state the number expected to attend:

24999

Part 4 Operating Schedule

Please complete those parts of the Operating Schedule below which would be subject to change if this application to vary is successful.

- | Provision of regulated entertainment (Please see guidance note 3) | Please tick all that apply |
|---|-------------------------------------|
| a) plays (if ticking yes, fill in box A) | <input checked="" type="checkbox"/> |
| b) films (if ticking yes, fill in box B) | <input checked="" type="checkbox"/> |
| c) indoor sporting events (if ticking yes, fill in box C) | <input type="checkbox"/> |
| d) boxing or wrestling entertainment (if ticking yes, fill in box D) | <input type="checkbox"/> |
| e) live music (if ticking yes, fill in box E) | <input checked="" type="checkbox"/> |
| f) recorded music (if ticking yes, fill in box F) | <input checked="" type="checkbox"/> |
| g) performances of dance (if ticking yes, fill in box G) | <input checked="" type="checkbox"/> |
| h) anything of a similar description to that falling within (e), (f) or (g) (if ticking yes, fill in box H) | <input checked="" type="checkbox"/> |

Provision of late night refreshment (if ticking yes, fill in box I)

Supply of alcohol (if ticking yes, fill in box J)

In all cases complete boxes K, L and M

A

Plays Standard days and timings (please read guidance note 8)			Will the performance of a play take place <u>indoors or outdoors or both</u> – please tick (please read guidance note 4)	Indoors	<input type="checkbox"/>
Day	Start	Finish		Outdoors	<input type="checkbox"/>
				Both	<input checked="" type="checkbox"/>
Mon	12:00	22:00	<u>Please give further details here</u> (please read guidance note 5)		
Tue	12:00	22:00			
Wed	12:00	22:00	<u>State any seasonal variations for performing plays</u> (please read guidance note 6)		
Thur	12:00	00:00			
Fri	00:00	01:00	<u>Non standard timings. Where you intend to use the premises for the performance of plays at different times to those listed in the column on the left, please list</u> (please read guidance note 7)		
	12:00	00:00			
Sat	00:00	04:00			
	12:00	00:00			
Sun	04:00				
	12:00	22:00			

B

Films Standard days and timings (please read guidance note 8)			Will the exhibition of films take place indoors or outdoors or both – please tick (please read guidance note 4)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input checked="" type="checkbox"/>
Day	Start	Finish	Please give further details here (please read guidance note 5)		
Mon	12:00	22:00			
			State any seasonal variations for the exhibition of films (please read guidance note 6)		
Tue	12:00	22:00			
			Non standard timings. Where you intend to use the premises for the exhibition of films at different times to those listed in the column on the left, please list (please read guidance note 7)		
Wed	12:00	22:00			
			State any seasonal variations for the exhibition of films (please read guidance note 6)		
Thur	12:00	00:00			
			Non standard timings. Where you intend to use the premises for the exhibition of films at different times to those listed in the column on the left, please list (please read guidance note 7)		
Fri	00:00	01:00			
			Non standard timings. Where you intend to use the premises for the exhibition of films at different times to those listed in the column on the left, please list (please read guidance note 7)		
Fri	12:00	00:00			
			Non standard timings. Where you intend to use the premises for the exhibition of films at different times to those listed in the column on the left, please list (please read guidance note 7)		
Sat	00:00	04:00			
			Non standard timings. Where you intend to use the premises for the exhibition of films at different times to those listed in the column on the left, please list (please read guidance note 7)		
Sat	12:00	00:00			
			Non standard timings. Where you intend to use the premises for the exhibition of films at different times to those listed in the column on the left, please list (please read guidance note 7)		
Sun	04:00				
			Non standard timings. Where you intend to use the premises for the exhibition of films at different times to those listed in the column on the left, please list (please read guidance note 7)		
Sun	12:00	22:00			

C

Indoor sporting events Standard days and timings (please read guidance note 8)			Please give further details (please read guidance note 5)
Day	Start	Finish	
Mon			State any seasonal variations for indoor sporting events (please read guidance note 6)
Tue			
Wed			Non standard timings. Where you intend to use the premises for indoor sporting events at different times to those listed in the column on the left, please list (please read guidance note 7)
Thur			
Fri			
Sat			
Sun			

D

Boxing or wrestling entertainments Standard days and timings (please read guidance note 8)			<u>Will the boxing or wrestling entertainment take place indoors or outdoors or both – please tick</u> (please read guidance note 4)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	<u>Please give further details here</u> (please read guidance note 5)		
Mon					
Tue			<u>State any seasonal variations for boxing or wrestling entertainment</u> (please read guidance note 6)		
Wed					
Thur			<u>Non standard timings. Where you intend to use the premises for boxing or wrestling entertainment at different times to those listed in the column on the left, please list</u> (please read guidance note 7)		
Fri					
Sat					
Sun					

E

Live music Standard days and timings (please read guidance note 8)			Will the performance of live music take place <u>indoors or outdoors or both – please tick</u> (please read guidance note 4)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input checked="" type="checkbox"/>
Day	Start	Finish	<u>Please give further details here</u> (please read guidance note 5)		
Mon	12:00	22:00			
Tue	12:00	22:00			
			<u>State any seasonal variations for the performance of live music</u> (please read guidance note 6)		
Wed	12:00	22:00			
Thur	12:00	00:00			
			<u>Non standard timings. Where you intend to use the premises for the performance of live music at different times to those listed in the column on the left, please list</u> (please read guidance note 7)		
Fri	00:00	01:00			
	12:00	00:00			
Sat	00:00	04:00			
	12:00	00:00			
Sun	04:00				
	12:00	22:00			

F

Recorded music Standard days and timings (please read guidance note 8)			Will the playing of recorded music take place <u>indoors or outdoors or both</u> – please tick (please read guidance note 4)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input checked="" type="checkbox"/>
Day	Start	Finish	Please give further details here (please read guidance note 5)		
Mon	12:00	22:00			
			State any seasonal variations for the playing of recorded music (please read guidance note 6)		
Tue	12:00	22:00			
			Non standard timings. Where you intend to use the premises for the <u>playing of recorded music at different times to those listed in the column on the left, please list</u> (please read guidance note 7)		
Wed	12:00	22:00			
Thur	12:00	00:00			
Fri	00:00	01:00			
	12:00	00:00			
Sat	00:00	04:00			
	12:00	00:00			
Sun	04:00				
	12:00	22:00			

G

Performances of dance Standard days and timings (please read guidance note 8)			Will the performance of dance take place indoors or outdoors or both – please tick (please read guidance note 4)	Indoors	<input type="checkbox"/>
Day	Start	Finish		Outdoors	<input type="checkbox"/>
Mon	12:00	22:00	Please give further details here (please read guidance note 5)	Both	<input checked="" type="checkbox"/>
Tue	12:00	22:00			
Wed	12:00	22:00	State any seasonal variations for the performance of dance (please read guidance note 6)		
Thur	12:00	00:00			
Fri	00:00	01:00	Non standard timings. Where you intend to use the premises for the performance of dance at different times to those listed in the column on the left, please list (please read guidance note 7)		
	12:00	00:00			
Sat	00:00	04:00			
	12:00	00:00			
Sun	04:00				
	12:00	22:00			

H

Anything of a similar description to that falling within (e), (f) or (g) Standard days and timings (please read guidance note 8)			Please give a description of the type of entertainment you will be providing Varied		
Day	Start	Finish	<u>Will this entertainment take place indoors or outdoors or both – please tick</u> (please read guidance note 4)	Indoors	<input type="checkbox"/>
Mon	12:00	22:00		Outdoors	<input type="checkbox"/>
				Both	<input checked="" type="checkbox"/>
Tue	12:00	22:00	<u>Please give further details here</u> (please read guidance note 5)		
Wed	12:00	22:00	<u>State any seasonal variations for entertainment of a similar description to that falling within (e), (f) or (g)</u> (please read guidance note 6)		
Thur	12:00	00:00	<u>Non standard timings. Where you intend to use the premises for the entertainment of a similar description to that falling within (e), (f) or (g) at different times to those listed in the column on the left, please list</u> (please read guidance note 7)		
Fri	00:00	01:00			
	12:00	00:00			
Sat	00:00	04:00			
	12:00	00:00			
Sun	04:00				
	12:00	22:00			

I

Late night refreshment Standard days and timings (please read guidance note 8)			<u>Will the provision of late night refreshment take place indoors or outdoors or both – please tick</u> (please read guidance note 4)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input checked="" type="checkbox"/>
Day	Start	Finish	<u>Please give further details here</u> (please read guidance note 5)		
Mon	12:00	22:00			
Tue	12:00	22:00			
			<u>State any seasonal variations for the provision of late night refreshment</u> (please read guidance note 6)		
Wed	12:00	22:00			
Thur	12:00	00:00			
			<u>Non standard timings. Where you intend to use the premises for the provision of late night refreshment at different times, to those listed in the column on the left, please list</u> (please read guidance note 7)		
Fri	00:00	01:00			
	12:00	00:00			
Sat	00:00	04:00			
	12:00	00:00			
Sun	04:00				
	12:00	22:00			

J

Supply of alcohol Standard days and timings (please read guidance note 8)			Will the supply of alcohol be for consumption – please tick (please read guidance note 9)	On the premises	<input checked="" type="checkbox"/>			
				Off the premises	<input type="checkbox"/>			
				Both	<input type="checkbox"/>			
Day	Start	Finish	State any seasonal variations for the supply of alcohol (please read guidance note 6)					
Mon	12:00	22:00						
Tue	12:00	22:00						
Wed	12:00	22:00						
Thur	12:00	00:00				Non-standard timings. Where you intend to use the premises for the supply of alcohol at different times to those listed in the column on the left, please list (please read guidance note 7)		
Fri	00:00	01:00						
	12:00	00:00						
Sat	00:00	04:00						
	12:00	00:00						
Sun	04:00							
	12:00	22:00						

K

<p>Please highlight any adult entertainment or services, activities, other entertainment or matters ancillary to the use of the premises that may give rise to concern in respect of children (please read guidance note 10).</p> <p>NONE</p>
--

L

Hours premises are open to the public Standard days and timings (please read guidance note 8)			<u>State any seasonal variations</u> (please read guidance note 6)
Day	Start	Finish	
Mon	00:00	22:00	<u>Non standard timings. Where you intend the premises to be open to the public at different times from those listed in the column on the left, please list</u> (please read guidance note 7)
Tue	12:00	22:00	
Wed	12:00	22:00	
Thur	12:00	00:00	
Fri	00:00	00:00	
Sat	00:00	00:00	
Sun	00:00	00:00	

Please identify those conditions currently imposed on the licence which you believe could be removed as a consequence of the proposed variation you are seeking.

Vary general condition:

This licence may only be used for four (4) event's per calendar year that have an intended capacity of over seven thousand five hundred (7,500) persons, with a maximum capacity of twenty four thousand nine hundred and ninety nine (24,999) persons.

Vary Operating schedule 1:

- a) For the four (4) event's per calendar year with an intended capacity of between seven thousand five hundred (7,500) persons **and twenty four** thousand nine hundred and ninety nine (24,999) persons The premises licence holder will provide notification of such events no later than six (6) months prior to the commencement of the event. The EMP will be regularly updated in accordance with the requirements of the operating schedule conditions and a final version will be agreed in writing with all responsible authorities no later than twenty-eight (28) days prior to the commencement of event build-up on site. The final agreed EMP will be attached to the premises licence as part of the operating schedule and its requirements will form licence conditions.

- b) For all other events
The premises licence holder will provide notification of such events no later than three (3) months prior to the commencement of the event. This notification will provide the name of

the event, the event type (including licensable activities and relevant zones to be used within the site), the date of the event (including start and finish times) and the anticipated capacity of the event.

The premises licence holder will provide a draft Event Management Plan (EMP) to all responsible authorities no later than three (3) months prior to the commencement of the event. The EMP will be regularly updated in accordance with the requirements of the operating schedule conditions and a final Version will be agreed in writing with all responsible authorities no later than twenty-eight (28) days prior to the commencement of event build-up on site. The final agreed EMP will be attached to the premises licence as part of the operating schedule and its requirements will form licence conditions.

- c) Any request to submit late documentation and /or late notice events must be approved by SAG.

Please tick as appropriate

- I have enclosed the premises licence
- I have enclosed the relevant part of the premises licence

If you have not ticked one of these boxes, please fill in reasons for not including the licence or part of it below

Reasons why I have not enclosed the premises licence or relevant part of premises licence.
Applied online

M Describe any additional steps you intend to take to promote the four licensing objectives as a result of the proposed variation:

a) General – all four licensing objectives (b, c, d and e) (please read guidance note 11)

As per current conditions

b) The prevention of crime and disorder

As per current conditions

c) Public safety

As per current conditions

d) The prevention of public nuisance

As per current conditions

e) The protection of children from harm

As per current conditions

Checklist:

Please tick to indicate agreement

- I have made or enclosed payment of the fee; or
- I have not made or enclosed payment of the fee because this application has been made in relation to the introduction of the late night levy.
- I have sent copies of this application and the plan to responsible authorities and others where applicable.
- I understand that I must now advertise my application.
- I have enclosed the premises licence or relevant part of it or explanation.
- I understand that if I do not comply with the above requirements my application will be rejected.

IT IS AN OFFENCE, UNDER SECTION 158 OF THE LICENSING ACT 2003, TO MAKE A FALSE STATEMENT IN OR IN CONNECTION WITH THIS APPLICATION. THOSE WHO MAKE A FALSE STATEMENT MAY BE LIABLE ON SUMMARY CONVICTION TO A FINE OF ANY AMOUNT.

Part 5 – Signatures (please read guidance note 12)

Signature of applicant (the current premises licence holder) or applicant’s solicitor or other duly authorised agent (please read guidance note 13). **If signing on behalf of the applicant, please state in what capacity.**

Signature	GGSMITH
Date	4/12/24
Capacity	Applicants agent

Where the premises licence is jointly held, signature of 2nd applicant (the current premises licence holder) or 2nd applicant’s solicitor or other authorised agent (please read guidance note 14). **If signing on behalf of the applicant, please state in what capacity.**

Signature	
Date	
Capacity	

Contact name (where not previously given) and address for correspondence associated with this application (please read guidance note 15)

Post town		Post code	
Telephone number (if any)			

If you would prefer us to correspond with you by e-mail, your e-mail address (optional)

Notes for Guidance

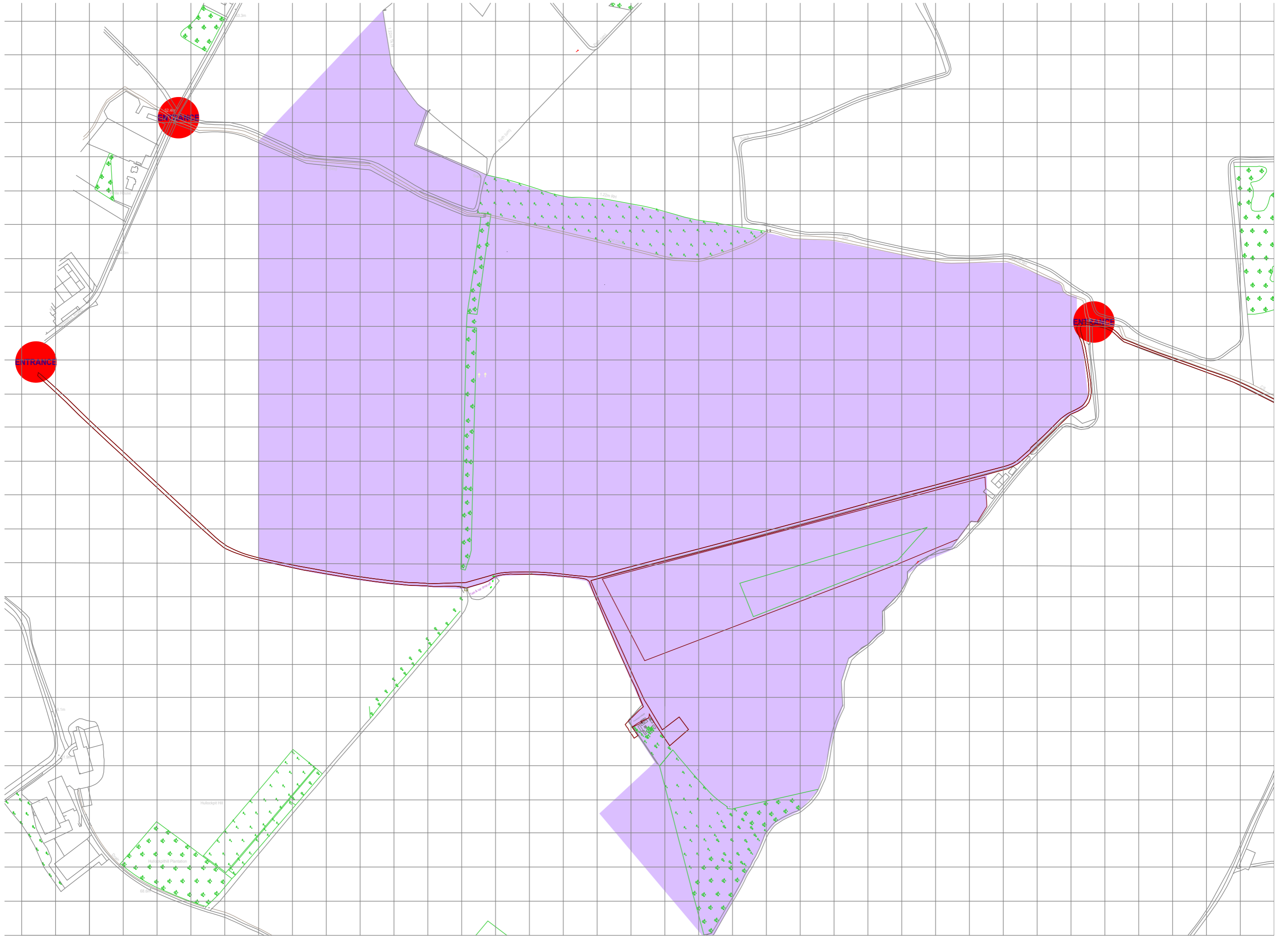
This application cannot be used to vary the licence so as to extend the period for which the licence has effect or to vary substantially the premises to which it relates. If you wish to make that type of change to the premises licence, you should make a new premises licence application under section 17 of the Licensing Act 2003.

1. You do not have to pay a fee if the only purpose of the variation for which you are applying is to avoid becoming liable for the late night levy
2. Describe the premises. For example, the type of premises, its general situation and layout and any other information which could be relevant to the licensing objectives. Where your application includes off-supplies of alcohol and you intend to provide a place of consumption of these off-supplies of alcohol, you must include a description of where the place will be and its proximity to the premises.
3. In terms of specific regulated entertainments please note that:
 - Plays: no licence is required for performances between 08.00 and 23.00 on any day, provided that the audience does not exceed 500.
 - Films: no licence is required for 'not-for-profit' film exhibition held in community premises between 08.00 and 23.00 on any day provided that the audience does not exceed 500 and the organiser (a) gets consent to the screening from a person who is responsible for the premises; and (b) ensures that each such screening abides by age classification ratings.
 - Indoor sporting events: no licence is required for performances between 08.00 and 23.00 on any day, provided that the audience does not exceed 1000.
 - Boxing or Wrestling Entertainment: no licence is required for a contest, exhibition or display of Greco-Roman wrestling, or freestyle wrestling between 08.00 and 23.00 on any day, provided that the audience does not exceed 1000. Combined fighting sports – defined as a contest, exhibition or display which combines boxing or wrestling with one or more martial arts – are licensable as a boxing or wrestling entertainment rather than an indoor sporting event.
 - Live music: no licence permission is required for:
 - a performance of unamplified live music between 08.00 and 23.00 on any day, on any premises.
 - a performance of amplified live music between 08.00 and 23.00 on any day on premises authorised to sell alcohol for consumption on those premises, provided that the audience does not exceed 500.
 - a performance of amplified live music between 08.00 and 23.00 on any day, in a workplace that is not licensed to sell alcohol on those premises, provided that the audience does not exceed 500.
 - a performance of amplified live music between 08.00 and 23.00 on any day, in a church hall, village hall, community hall, or other similar community premises, that is not licensed by a premises licence to sell alcohol, provided that (a) the audience does not exceed 500, and (b) the organiser gets consent for the performance from a person who is responsible for the premises.
 - a performance of amplified live music between 08.00 and 23.00 on any day, at the non-residential premises of (i) a local authority, or (ii) a school, or (iii) a hospital, provided that (a) the audience does not exceed 500, and (b) the organiser gets consent for the performance on the relevant premises from: (i) the local authority concerned, or (ii) the school or (iii) the health care provider for the hospital.

- Recorded Music: no licence permission is required for:
 - any playing of recorded music between 08.00 and 23.00 on any day on premises authorised to sell alcohol for consumption on those premises, provided that the audience does not exceed 500.
 - any playing of recorded music between 08.00 and 23.00 on any day, in a church hall, village hall, community hall, or other similar community premises, that is not licensed by a premises licence to sell alcohol, provided that (a) the audience does not exceed 500, and (b) the organiser gets consent for the performance from a person who is responsible for the premises.
 - any playing of recorded music between 08.00 and 23.00 on any day, at the non-residential premises of (i) a local authority, or (ii) a school, or (iii) a hospital, provided that (a) the audience does not exceed 500, and (b) the organiser gets consent for the performance on the relevant premises from: (i) the local authority concerned, or (ii) the school proprietor or (iii) the health care provider for the hospital.
 - Dance: no licence is required for performances between 08.00 and 23.00 on any day, provided that the audience does not exceed 500. However, a performance which amounts to adult entertainment remains licensable.
 - Cross activity exemptions: no licence is required between 08.00 and 23.00 on any day, with no limit on audience size for:
 - any entertainment taking place on the premises of the local authority where the entertainment is provided by or on behalf of the local authority;
 - any entertainment taking place on the hospital premises of the health care provider where the entertainment is provided by or on behalf of the health care provider;
 - any entertainment taking place on the premises of the school where the entertainment is provided by or on behalf of the school proprietor; and
 - any entertainment (excluding films and a boxing or wrestling entertainment) taking place at a travelling circus, provided that (a) it takes place within a moveable structure that accommodates the audience, and (b) that the travelling circus has not been located on the same site for more than 28 consecutive days.
4. Where taking place in a building or other structure please tick as appropriate (indoors may include a tent).
 5. For example state type of activity to be authorised, if not already stated, and give relevant further details, for example (but not exclusively) whether or not music will be amplified or unamplified.
 6. For example (but not exclusively), where the activity will occur on additional days during the summer months.
 7. For example (but not exclusively), where you wish the activity to go on longer on a particular day e.g. Christmas Eve.
 8. Please give timings in 24 hour clock (e.g. 16.00) and only give details for the days of the week when you intend the premises to be used for the activity.
 9. If you wish people to be able to consume alcohol on the premises, please tick 'on the premises'. If you wish people to be able to purchase alcohol to consume away from the premises, please tick 'off the premises'. If you wish people to be able to do both, please tick 'both'.
 10. Please give information about anything intended to occur at the premises or ancillary to the use of the premises which may give rise to concern in respect of children regardless of whether you intend children to have access to the premises, for example (but not exclusively) nudity or semi-nudity, films for restricted age groups or the presence of gaming machines.
 11. Please list here steps you will take to promote all four licensing objectives together.

12. The application form must be signed.
13. An applicant's agent (for example solicitor) may sign the form on their behalf provided that they have actual authority to do so.
14. Where there is more than one applicant, each of the applicants or their respective agents must sign the application form.
15. This is the address which we shall use to correspond with you about this application.

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APPENDIX D

Bygrave Plantation Premises Licence Variation

Current timings of licensable activities and Proposed changes

The times the licence authorises the carrying out of licensable activities

Section A - Plays - Standard days and timings

Current Timings			Proposed Timings				
Monday	10:00	23:00	Monday	12:00	22:00	-	-
Tuesday	10:00	23:00	Tuesday	12:00	22:00	-	-
Wednesday	10:00	23:00	Wednesday	12:00	22:00	-	-
Thursday	10:00	23:00	Thursday	12:00	00:00	-	-
Friday	10:00	23:00	Friday	00:00	01:00	12:00	00:00
Saturday	10:00	23:00	Saturday	00:00	04:00	12:00	00:00
Sunday	10:00	23:00	Sunday	00:00	04:00	12:00	22:00
Outdoors only			Indoors and Outdoors				

Section B - Exhibition of a Film - Standard days and timings

Current Timings			Proposed Timings				
Monday	10:00	04:00	Monday	12:00	22:00	-	-
Tuesday	10:00	04:00	Tuesday	12:00	22:00	-	-
Wednesday	10:00	04:00	Wednesday	12:00	22:00	-	-
Thursday	10:00	00:00	Thursday	12:00	00:00	-	-
Friday	00:00	00:00	Friday	00:00	01:00	12:00	00:00
Saturday	00:00	00:00	Saturday	00:00	04:00	12:00	00:00
Sunday	00:00	00:00	Sunday	00:00	04:00	12:00	22:00
Indoors and Outdoors			Indoors and Outdoors				

Section E - Live Music - Standard days and timings

Current Timings			Proposed Timings				
Monday	10:00	23:00	Monday	12:00	22:00	-	-
Tuesday	12:00	23:00	Tuesday	12:00	22:00	-	-
Wednesday	12:00	23:00	Wednesday	12:00	22:00	-	-
Thursday	12:00	23:00	Thursday	12:00	00:00	-	-
Friday	11:00	01:00	Friday	00:00	01:00	12:00	00:00
Saturday	11:00	01:00	Saturday	00:00	04:00	12:00	00:00
Sunday	11:00	23:00	Sunday	00:00	04:00	12:00	22:00
Indoors and Outdoors			Indoors and Outdoors				

Section F - Recorded Music - Standard days and timings

Current Timings			Proposed Timings				
Monday	10:00	23:00	Monday	12:00	22:00	-	-
Tuesday	12:00	23:00	Tuesday	12:00	22:00	-	-
Wednesday	12:00	23:00	Wednesday	12:00	22:00	-	-
Thursday	12:00	23:00	Thursday	12:00	00:00	-	-
Friday	11:00	01:00	Friday	00:00	01:00	12:00	00:00
Saturday	11:00	01:00	Saturday	00:00	04:00	12:00	00:00
Sunday	11:00	23:00	Sunday	00:00	04:00	12:00	22:00
Indoors and Outdoors			Indoors and Outdoors				

***New - Section G - Performance of Dance - Standard days and timings**

Current Timings			Proposed Timings				
Monday	-	-	Monday	12:00	22:00	-	-
Tuesday	-	-	Tuesday	12:00	22:00	-	-
Wednesday	-	-	Wednesday	12:00	22:00	-	-
Thursday	-	-	Thursday	12:00	00:00	-	-
Friday	-	-	Friday	00:00	01:00	12:00	00:00
Saturday	-	-	Saturday	00:00	04:00	12:00	00:00
Sunday	-	-	Sunday	00:00	04:00	12:00	22:00
-			Indoors and Outdoors				

The terminal hour for any evening preceding an English Bank Holiday shall be extended until 01:00hrs of the morning of the Bank Holiday

Section H - Anything of a similar description to that falling within (e), (f), or (g) - Standard days and timings

Current Timings			Proposed Timings				
Monday	10:00	00:00	Monday	12:00	22:00	-	-
Tuesday	12:00	00:00	Tuesday	12:00	22:00	-	-
Wednesday	12:00	00:00	Wednesday	12:00	22:00	-	-
Thursday	12:00	04:00	Thursday	12:00	00:00	-	-
Friday	11:00	06:00	Friday	00:00	01:00	12:00	00:00
Saturday	11:00	06:00	Saturday	00:00	04:00	12:00	00:00
Sunday	11:00	02:00	Sunday	00:00	04:00	12:00	22:00
Indoors and Outdoors			Indoors and Outdoors				

Section I - Provision of Late Night Refreshments – Standard days and timings

Current Timings			Proposed Timings				
Monday	23:00	00:00	Monday	12:00	22:00	-	-
Tuesday	23:00	00:00	Tuesday	12:00	22:00	-	-
Wednesday	23:00	00:00	Wednesday	12:00	22:00	-	-
Thursday	23:00	05:00	Thursday	12:00	00:00 *23:00 to 00:00 only	-	
Friday	23:00	05:00	Friday	00:00	01:00	12:00	00:00 *23:00 to 00:00 only
Saturday	23:00	05:00	Saturday	00:00	04:00	12:00	00:00 *23:00 to 00:00 only
Sunday	23:00	02:00	Sunday	00:00	04:00	12:00	22:00
Indoors and Outdoors			Indoors and Outdoors				

*Excluded times highlighted in red - LNR only applicable between 23:00 – 05:00

Section J - Sale or Supply of Alcohol - Standard Days and timings

Current Timings			Proposed Timings				
Monday	12:00	00:00	Monday	12:00	22:00	-	-
Tuesday	12:00	00:00	Tuesday	12:00	22:00	-	-
Wednesday	12:00	00:00	Wednesday	12:00	22:00	-	-
Thursday	11:00	04:00	Thursday	12:00	00:00	-	-
Friday	11:00	06:00	Friday	00:00	01:00	12:00	00:00
Saturday	11:00	06:00	Saturday	00:00	04:00	12:00	00:00
Sunday	11:00	00:00	Sunday	00:00	04:00	12:00	22:00
Consumption on the Premises			Consumption on the Premises				

Section L - Hours premises are open to the public – Standard days and timings

Current Timings			Proposed Timings		
Monday	00:00	00:00	Monday	00:00	22:00
Tuesday	00:00	00:00	Tuesday	12:00	22:00
Wednesday	00:00	00:00	Wednesday	12:00	22:00
Thursday	00:00	00:00	Thursday	12:00	00:00
Friday	00:00	00:00	Friday	00:00	00:00
Saturday	00:00	00:00	Saturday	00:00	00:00
Sunday	00:00	00:00	Sunday	00:00	00:00

APPENDIX E

Representations

Objections to Bygrave Plantation Variation – 29 Received Application 18669 LC/2701

Dear Sirs,

I wish to object to the above noted licence variation for the following reasons.

Public safety

Bygrave Road leading to Ashwell Road in Lower Bygrave is a very narrow road with limited passing places. The sheer volume of vehicles attending events on the Farr land during 2024, and the unfamiliarity that the persons attending have with the road, made any attempt to cycle up or down the hill extremely dangerous. It is worth noting that the proposed new road layouts to accommodate the new houses in this area are specifically designed to encourage more people to walk or cycle. An increase in events on the Farr land is in direct conflict with this objective.

During the Cereals event in 2024 there was some attempt at traffic management by placing 'No Waiting' cones along Ashwell Road. This proved to be completely ineffective as the locals parked their cars on the road anyway. The result of this when facing a bumper-to-bumper stream of cars coming up the hill, made it impossible to get past when attempting to travel towards Baldock.

Those attempting to take children to school or to catch a train ended up being late.

These situations lead to a great deal of frustration and an increase in the volume of the traffic will inevitably lead to Road Traffic Collisions.

Public Nuisance

The junction at the bottom of Bygrave Road where it joins the A507 is busy almost throughout the day with the normal flow of traffic entering and leaving Baldock. Increasing the volume of traffic to accommodate events of 25,000 people would require significant changes to traffic management. Events of this magnitude require their own dedicated access facilities designed to minimise the public nuisance to local users.

As a resident of Wedon Way, the option to turn right towards Ashwell and Upper Bygrave is all but removed during the opening and closing of large Farr events. The flow of traffic continues for several hours. The alternative to turn left to travel towards Baldock is prevented by cars parked on the side of Ashwell Road and the continual flow of traffic towards Ashwell.

Yours faithfully,

Colin Masterson

32 Wedon Way, Bygrave, Baldock, SG7 5DX

We would like it recorded that we object to the increased Licence Application as above.

We live in Ashwell and in the past have been affected by the residual noise from the events held in Bygrave woods in the summer evenings and consider this proposed increased use will only add to the unacceptable situation.

Traffic in Ashwell has increased over the years and the High Street continues to be a bottleneck. The additional amount of vehicles requiring access to the music festival site from the A505/A507 will make the situation worse – the extended application MUST be rejected.

We support relatives in their objections, who live in Bygrave and have been affected by noise, traffic, vulnerability etc. etc. in previous years and despite phone calls to the organisers/police on a telephone number supplied, to report a 'situation' no action has been taken.

The current Licence Application must be rejected and the original one seriously reviewed.

Jill and Chris Powell

10 Green Lane, Ashwell Baldock SG7 5LW

Dear North Herts

Ashwell Parish Council has informed me of the current application to change the licence which has been made made by Bygrave Woods. I have complained in the past about the public nuisance caused by the excessive noise until 04:00 in the morning. This venue is totally unsuited for the activities taking place.

I live at a house called Next Odsey, Station Road, Ashwell (SG7 5RW). The lie of the land protects Ashwell Village from most of the noise (lucky for them) because Ash Hill is in the way. The sound is directed instead towards Odsey.

I hope you will use this opportunity to revoke the licence all together.

Best wishes

Ian (Thomas)

Next Odsey, Station Road, Ashwell SG7 5RW

I would like to object to this extension on the grounds of nuisance and safety.

The amount of traffic is already high on what is in places a single track road with no footpath. There are a number of people who regularly walk along this road and cycle, particularly children going to and from school.

When people attend these events there are a number of them that also walk along the roads as there is no all weather footpaths to either Baldock and Ashwell and the events always attract a large number of vehicle movements along these narrow roads.

Also I understand that the current license rules are not being adhered to and I believe that the number of events is too high for such a rural area.

Paul Sinclair

314 Wedon Way, Bygrave, SG7 5DX

CONCERNS REGARDING FESTIVALS AT BYGRAVE WOODS AND RESULTING OBJECTION TO THE LICENCE EXTENSION.

We are writing to express our concerns about the festivals held in Bygrave woods and to raise our OBJECTION to the licence extension requested.

As local residents, Steve and Grietje Brenner, 76 Ashwell Road, Bygrave, we have observed a number of serious issues during past events that have affected our quality of life and the safety of our community.

We would like to bring these issues to your attention as they highlight that the current situation is totally unacceptable. Therefore a further extension to the licence would lead to a major deterioration of life in our community.

NOISE POLLUTION: the level of noise generated by the festivals, particularly late into the night and early hours of the morning (currently until 6 AM on Friday and Saturday) is excessive and extremely disruptive to local residents! To reduce it to 4AM still means that we won't get much sleep! According to licensing regulations the noise after 11 pm should be such that we can sleep with windows open for ventilation. This is definitely not the case and many sleepless nights have been had. Also the noise levels are such that during the day that we can not enjoy our gardens or meet with friends and family at home as we won't be able to hold a conversation with them due to the NOISE!

TRAFFIC AND ROAD SAFETY: the increase in traffic for these events is massive. During the cereals event earlier this year there was a constant traffic jam on the road from Baldock, through lower and upper Bygrave and onto the event. The small country roads around Bygrave can not cope with this volume of traffic. The congestion leads to unsafe driving conditions and a greater

risk of accidents. Also it is quite common to see people who are going to or leaving the festival walk along the road in the dark. There is no footpath and they are at risk of being hit by traffic.

RECENT LACK OF SUFFICIENT NOTIFICATION: the two most recent festivals, Brockwood and Amafest were booked at very short notice because the local authorities for the proposed locations refused permission following concerns raised about their impact on the local communities. Bygrave residents had two weeks notice instead of the three months stated in the licensing regulations. This resulted in local people having to consider cancelling their plans due to noise concerns or making plans to be away from the village.

THE PREVENTION OF PUBLIC NUISANCE: the festivals often attract individuals engaged in illegal or anti social behaviour. We have seen evidence of drugs being sold to both festival attendees and local young people. Needles and canisters for helium were found in the gutters in upper Bygrave. Also people try to get to the festival via illegal routes crossing the fields in the dark with torches which is frightening for residents who live immediately next to the site. There have been occurrences where people have wandered into gardens at night. We have witnessed evidence of people defecating on the tracks around the festival site.

Given the nature of all the problems mentioned we consider it totally unacceptable to extend the license further to include four massive events of up to 24,999 people. We would urge the North Herts District Council licensing authority to refuse the licence extension and to impose stricter conditions on events such as proper noise restrictions, traffic management plans, enhanced security and clearer and timely communication with local residents so they fall within the legal framework for such events.

IT SHOULD NOT BE FORGOTTEN THAT THE FESTIVALS TAKE PLACE ON A SITE WHICH IS ONLY A VERY SHORT DISTANCE AWAY FROM THE VILLAGE!

From Steve & Grietje Brenner - Bygrave Residents

76 Ashwell Road, Bygrave SG7 5EA

Please find attached a note setting out our objection to the application (no 18699) to vary Premises Licence (no 2701) for Bygrave Plantation and our support for the recent application made by Bygrave Parish Council for this licence to be reviewed.

Kind regards

Julie and James Colegrave

74 Ashwell Road, Bygrave

Premises Licence 2701 for Bygrave Plantation

Introduction

We are writing to object to application no. 18669 to vary the Premises Licence no. 2701 for Bygrave Plantation

We set out supporting details below. Objection to application no. 18699 We understand that the Licence Holder has applied to increase the number and capacity of events which it is permitted to hold each year for in excess of 7,500 people, from one event for between 7,500 and 14,999 people to four events, each for between 7,500 and 24,999 people. Festivals and other events held at the premises are already significantly, and adversely, impacting on our lives. We believe that this would become even worse if the application to vary the licence were granted. Therefore, we wish to object to the proposed variation in the strongest terms.

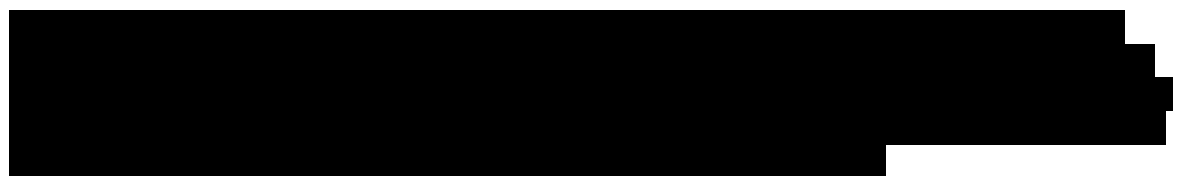
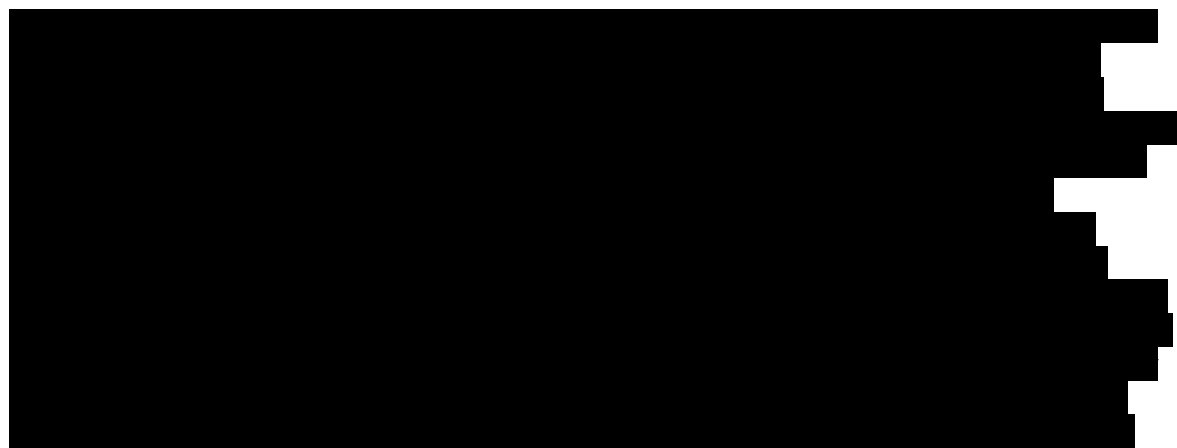
Most (if not all) of the issues that we have to endure would be expected to increase if there were more people in attendance at the events. We set out below details of some of these issues.

Traffic

The road between Baldock and Ashwell is used for festival traffic. This is a narrow country lane with a number of blind bends and many stretches of the road being wide enough for just one vehicle. There is also a weight limit of 7.5T except for loading. This road is entirely unsuitable for the volume of traffic already associated with events at the premises; never mind materially increasing the volume by increasing capacity.

For the Cereals UK 2024 event, we understand that the organisers were expecting between 6,000 and 8,000 attendees on each of the two event days. The traffic on these days was bumper to bumper at times on the road through Bygrave. The proposed variation would see potentially over four times the number of people attending the premises than for the Cereals event. Bygrave Road (and Ashwell Road) simply cannot cope with that level of traffic. There is only one road to and through Bygrave; it is not only inconvenient for villagers to get stuck in traffic but could have tragic consequences if there were an emergency.

The public bridleway running alongside Cat Ditch forms part of the traffic route for festivals and events; traffic which includes SUVs, caravans, coaches and HGVs. This is extremely dangerous and should not be permitted.



The majority of people attending the festivals and events come from outside the immediate area. With no easy access by public transport, many opt to drive. These are people who are unfamiliar with these roads and, possibly, inexperienced in driving on country roads in general. This is a safety issue; the vast majority of serious road traffic accidents occur on country roads.

Anti-social and criminal behaviour

We already experience anti-social and criminal behaviour in and around our village during the festivals. This includes drugs (dealing and using), public urination and defecation, fighting, trespassing and littering. It would be reasonable to assume that increased numbers of festival goers would lead to increased incidents of anti-social and criminal behaviour.

On this point, we would like to register our concerns over the security arrangements for the festivals which we consider to be wholly inadequate. The security of the people living in Bygrave village should be considered as well as that of the festival goers. For example, when, after a previous festival, the village was mobbed by thousands of festival goers, urinating in the village and trespassing in gardens, as they walked to Baldock station late at night along an unlit road, there was no security presence in the village, despite being requested by at least one frightened villager.

Noise

Noise is already a significant issue and constitutes a breach of the Licensing Objective of prevention of public nuisance.

When we complained about the music noise at this year's Brockwood Festival, we were told that they were addressing the issue and that it didn't need to be noisy, as there weren't many people attending. The inference here was that if more people were attending, the music noise levels would have been (even) higher.

As well as music noise, there is also noise from people at the festival (for example, the hosts and the tannoy system), noise from traffic (which continues throughout the night) and noise from festival goers as they move to and from the event site (including using undesignated routes, such as across the fields). Noise from each of these sources would be expected to be higher if there were more people in attendance.



We would expect that this significant change of use of the neighbouring field (which was previously used for growing arable crops) would be taken into account when considering this application for a licence variation [redacted]

Increase in numbers

Whilst the Licence Holder currently has permission to host one event each year for between 7,500 and 13,999 people, we do not believe they have hosted any events which have come close to the top end of the permitted capacity. Our understanding, from discussions with the Licence Holder, is that the largest event to date was Electric Woodlands 2021 with around 9,000 attendees. This was an event which caused innumerable issues for Bygrave villagers; issues which were raised with the Licence Holder.

Past events have typically had a capacity of a few thousand.

As we suffer unacceptable impacts from festivals for a few thousand people, we are extremely concerned at the thought of the problems we would endure if 25,000 people were to attend.

[Redacted]

[Redacted]

[Redacted]

[Redacted]

Next steps We would be happy to provide further information or clarification, as required. We would also be happy to attend a public hearing to consider these matters.

[Redacted]

[Redacted]

[Redacted text]

James and Julie Colegrave
74 Ashwell Road, Bygrave 21 December 2024

We already suffer the consequences of these events as they cause a public nuisance, after the events many people walk both at the front and rear of our property heading towards Baldock, and we have had people enter our garden. During such times we feel very uneasy, unsafe and feel the need to be on guard to protect against potential crime and disorder, along with the noise and public nuisance this causes. The thought of more events catering for up to 25,000 people is unthinkable on the small village of Bygrave. I request that this licensing amendment request is seriously reconsidered and not extended in the manner set out here.

Clive Laing
57 Ashwell Road, Bygrave, Herts SG7 5DY

I wish to formally object to the proposed extension of the licence for events at Bygrave Plantation, which would increase the maximum number of attendees from 7,500 to 25,000 for four events each year. The request to increase the numbers significantly raises the likelihood of potential negative impact on the local community. My objections are based on the following grounds:

The current licence already leads to substantial disruption to the lives of local residents. An increase in capacity to 25,000 people will exacerbate this nuisance significantly.

The noise levels from events, including music and crowd activity, and unacceptable language from the comperes, are often intolerable, especially during late-night hours. This is detrimental to residents' quality of life, particularly for families with young children, the elderly, and those who work early shifts. Extending the licence would further erode the peaceful enjoyment of our homes.

The existing events have already caused considerable traffic congestion in the area, with insufficient infrastructure to handle the current capacity. An increase to 25,000 attendees would overwhelm narrow local roads, leading to gridlock and delays. Emergency services access may also be compromised during these periods of high congestion.

Residents of Bygrave have already reported a significant number of instances of antisocial behaviour, such as public drunkenness, drug use, public urination and defecation, littering, and vandalism. Increasing the number of attendees will likely escalate these problems, causing further distress and requiring additional resources from overstretched law enforcement and community services.

There has already been a lack of effective communication and liaison between the organisers and local residents regarding previous events. Complaints about noise nuisance and other issues have often gone unanswered or unaddressed, demonstrating a disregard for the concerns of the community. We would at the very least expect clear directives on noise mitigation measures, clear communication channels, and a dedicated liaison framework, but the absence of such processes in previous (smaller) events leaves us with little confidence in the organiser's capabilities.

Although I appreciate the potential benefits of festivals and similar events, these must be balanced against the rights and well-being of local residents. The proposed increase to 25,000 attendees is disproportionate and would result in significant negative impacts on the community, and accordingly I strongly urge the review bodies to reject this application.

Cllr Nigel Whittle
38 Wedon Way, Lower Bygrave, Baldock SG7 5DX

We strongly object to this proposal to vary the current licence. These events cause considerable disruption to the village and the proposed increase in the number of people that can attend to 25,000 for up to four events each year is totally unacceptable and will further exacerbate the current issues caused by these events for local residents.

There are already many challenges when events take place which have been repeatedly reported to the event hotline and NHDC. These include traffic congestion; excessive noise levels causing sleep disturbance (including having to keep windows closed during hot summer nights); inadequate security fencing (which enables attendees to gain access via other routes across farmland and residential areas); parking and drug use in residential areas; excessive litter and antisocial behaviour.

For example, we have previously reported extensive human fouling along the bridleway which runs alongside these premises; we have witnessed drug dealing directly outside our home; and been woken at nights by attendees in our garden trying to find their way to these events.

Given the existing grave concerns and bad experiences of local residents which have not been adequately addressed, it is unjustifiable to propose a more than threefold increase in capacity. In the past we have even left our home, despite the increased risks to security during these events, and found alternative accommodation for the duration of events. However more recently, there has even been insufficient notice of events to enable us to make such alternative arrangements! I do hope that you will take these issues into account when considering this application to vary the current licence.

Jon and Jan Bowyer
75 Ashwell Road Bygrave Baldock SG7 5EB

Problems under the existing licence can only increase proportionately with increased numbers and frequency. Recent events have caused traffic congestion, and hazards on the narrow roads. Also drug dealing, litter and urination in Wedon Way, Bygrave. It would be better to decrease, not increase frequencies.

David Eagle
23 Ashwell Road, Bygrave, Baldock, Hertfordshire SG7 5DT

I object to this variance in the licence for events held in Bygrave Woods, increasing the numbers of permitted attendees for the 4 stated events. This is of a number of accounts:

1. Prevention of Crime & Disorder & Public Nuisance.

Prior to living at my current address I lived at 62 Ashwell Road Bygrave during this time and over time on numerous occasions we had people who were either just about to enter the festival site or were leaving the site littering, urinating, and what looked very much like drug taking along Ashwell Road. Although this falls outside the festival site, there is no doubt as it only happens on festival days that the individuals were linked to the festival. NHDC has a duty of care to protect residents of North Herts. Increasing capacity will only increase the problems stated in a rural community.

2. Public Safety.

Although signage and plans are put in place to try and safely manage entrants and exiting of festival goers, this has never worked. We get many festival goers walking along single track country roads, often at night.

With an increased capacity this risk and the numbers of people will only increase. It's been shown that the EMP maybe in place but the reality is people ignore the plan and it is not enforced at the current capacity. It's unsafe to allow bigger crowds and more people wandering around country roads for days. Lets not take a death on NHDC's watch to ensure public safety is secured.

3. Noise Nuisance.

We currently experience noise from the music at these festivals. This last summer I complained twice and outside of a holding email received absolutely no response from NHDC. One complaint was based around the word Fuck being used in its many derivatives across Bygrave , Newnham, Baldock & Ashwell for an hour (9-10pm) . The extra noise from huge crowds of 30,000 people will only exacerbate the noise nuisance that Bygrave currently experiences.

I sincerely hope that common sense prevails and the requested changes are wholly rejected. There should be no increase in capacity whatsoever as current levels of attendance cannot and are not being handled or are they appropriate for a small rural village environment and road system around Bygrave or Newnham.

sincerely

mark goddard

The Moat House, Church Street, Bygrave SG7 5EF

Good afternoon, please see attached our objection to the variation of the licence.

Kind regards

Karen Clark

Parish Clerk

Bygrave Parish Council - objection to application to vary the festival licence

Bygrave Parish Council objects to the application (number 18669) by AE & WA Farr Ltd to vary their premises licence for Bygrave Plantation (Licence Number 2701).

We were made aware, by a member of the Parish, of a notice on the Licence Holder's land of their application to vary their Premises Licence. The notice stated that the proposed change was a (slight) reduction in the hours of operation permitted. However, we are now aware, having managed to locate the application on NHC's website, that the application is also to significantly increase the number and capacity of large events permitted. We would have expected this to have been stated on the notice and, therefore, question whether notice has been properly served.

Currently, the licence permits the holding of unlimited events for up to 7,500 people and one event each year for between 7,500 and 14,999 people. The Licence Holder has applied to be permitted to hold four events each year for between 7,500 and 24,999 people; plus unlimited events for up to 7,500 people. We object in the strongest terms to this proposed variation in the licence.

Events held under the current licence have, over the years, caused significant issues for villagers and, despite numerous attempts to resolve these issues with the Licence Holder, the problems continue. [REDACTED]

The severity and frequency of many of the problems that the events cause for villagers are directly related to the number of people attending an event. In general, the more people that attend an event; the greater the problems. Consequently, the significant adverse impacts on Bygrave villagers' lives that events held under the licence already cause would

be made even worse if the application to permit four events each year for between 7,500 and 24,999 were granted.

Set out below are brief details of the problems which we expect to become more severe with increased numbers of people events attending events.

- noise nuisance - music and other noise at the event site; traffic noise (vehicle noise, music and horns); and rowdy festival goers in the village, often late at night, will all be even greater than currently. These issues constitute a breach of the following Licensing Objectives: prevention of public nuisance and prevention of harm to children.
- Traffic issues - too many vehicles and, depending on the event, too large vehicles for a narrow country lane; and speeding vehicles. These issues constitute a breach of all four Licensing Objectives.
- criminal activity including drug use and supply. These issues constitute a breach of the following Licensing Objective: prevention of crime and disorder)
 - anti-social behaviour including littering; public urination and defecation; fights in the village, loitering in the village; and trespassing are all expected to increase. These issues constitute a breach of all four Licensing Objectives.

We are concerned that the increase in severity of problems caused by events at the site might be even more than might be implied by the increase in numbers. For example, the road through Bygrave was bumper to bumper at times during the Cereals UK event held this year. We understand that the expectation was for between 6,000 and 8,000 people to attend on each day of that particular event. The proposal now would see attendees numbers potentially over four times these numbers! The road simply cannot cope with that volume of traffic. This also creates a significant danger - the road through Bygrave (from Baldock to Ashwell), which is used for event traffic, is in poor condition and is largely single lane with a number of blind bends. It is widely known that the vast majority of serious road traffic accidents occur on country roads.

We would also like to make the observation that running a festival for a few thousand people, which is generally the capacity of festivals at this site, is very different to successfully running a festival for 25,000 people. Unfortunately, our view of the capability of the Licence Holder and their agents (based on experience of the festivals and events to date) to successfully run even small events is far from positive. We have seen no evidence of their willingness or ability to address the problems, never mind achieve the step up required to successfully and safely run very large events.

As well as applying to increase the number of very large events held each year and the maximum permitted number of attendees at these events, the Licence Holder has applied to slightly reduce the hours of operation. We have no objection to this aspect of their application. However, we wish to point out that the minimal reduction in hours of operation would have little positive impact on villagers' experience of the events. For clarity, it would

not offset the additional harm that would be caused by an increase in numbers attending the events which has also been applied for by the Licence Holder.

Bygrave Parish Council

<p>Councillors</p> <p>Philip Hills 60 Ashwell Road, Bygrave SG7 5EA</p> <p>James Northern Manor Farm, Bygrave Baldock SG7 5EE</p> <p>Claire Phipps (Mortlock) 66 Ashwell Road, Bygrave SG7 5EA</p> <p>Nigel Whittle 38 Wedon Way, Lower Bygrave, Baldock SG7 5DX</p> <p>Ray Ferry 76 Ashwell Road, Upper Bygrave Baldock SG7 5EA</p>	<p>Clerk to the Council</p> <p>Mrs K Clark 73 Brookfield Way Lower Cambourne Cambridgeshire CB23 5EB</p>
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Dear Sir / Madam,

My comments on the proposed License Extension for festivals in Bygrave Woods can be found in the attached pdf file.

Yours Faithfully,

Dr Andrew JT Wheen

25 Wedon Way, Bygrave Baldock SG7 5DX

Application No: 18669 to Vary Premises License 2701

Objection to the Proposed License Extension for Festivals in Bygrave Woods Based on recent experience, increasing the number and permitted size of festivals in Bygrave Woods would have serious implications in relation to each of the four Licensing Objectives. Some of my concerns are set out below:

1. The prevention of crime and disorder At a recent public meeting in Bygrave, many local residents complained about criminality and antisocial behaviour during festivals in Bygrave Woods. This behaviour is often linked to alcohol and/or illegal drugs. Some events attract significant numbers of people who do not have tickets. Even if these people fail to get into the festival site, they still cause problems in the area around the site with litter and defecation.
2. Public safety The roads linking the festival site to Baldock Station and the A1 (Bygrave Road and Ashwell Road) are barely wide enough for two cars to pass. If busses are laid on from the station, then they cause serious traffic problems because cars coming in the opposite direction are often unable to pass them. If busses are not laid on, then there will be large numbers of people walking on narrow roads with no pavements. This is particularly dangerous at night because there are no street lights. The access roads to Bygrave Woods are totally unsuitable for the volume of traffic generated by festivals. During the CEREALS event last summer, I encountered a stationary traffic jam that extended all the way from Baldock to the bus shelter in Lower Bygrave.
3. Prevention of public nuisance Experience over the last few years suggests that almost any event will create an intolerable level of noise in Upper Bygrave. Even events that are

not primarily music-based have constant PA announcements. This noise is much too loud to be blocked out by closing windows, so sleep is simply not possible for many local residents until the PA is turned off. The situation becomes even more unpleasant on warm summer evenings when windows have to be left open for ventilation. For these reasons, permitting live or recorded music to be played on Thursday nights until 1am, and on Friday and Saturday nights until 4am, would impose an unreasonable public nuisance on the long-suffering local residents – particularly those who have to work on Fridays or Saturdays.

4. Protection of children from harm Children and young people generally require more sleep than adults, and are just as likely as adults to be kept awake by loud noise. Furthermore, most young people have to go to school on Fridays during term time. If they are being kept awake until 4am on a regular basis, then their education will suffer. During previous festivals in Bygrave, I understand that drug paraphernalia has been found around the site, and that drug-dealing has even been seen on the street in Upper Bygrave. It appears that this is something that the festival organisers cannot or will not prevent. This is a very real concern to parents in the village.

I understand that the Brockwood and AMAFEST festivals were only held in Bygrave this year because the local authorities in the proposed locations (Winchester and Hounslow) refused permission following concerns raised about the impact on their local communities. Since Hounslow is 57 miles from Bygrave while Winchester is 100 miles from Bygrave, it is clear that Bygrave's current licensing is already sufficiently liberal to attract festivals from a very wide area. Further relaxing the licensing restrictions could attract festivals from even further afield. Given the serious problems that the residents of Bygrave have experienced under the existing licensing regime in relation to all four of the Licensing Objectives, further relaxation would be completely inappropriate.

Dr Andrew Wheen 29 th December 2024

25 Wedon Way, Bygrave Baldock SG7 5DX

We wish to object to the increase in the number of large festivals that can be held in the Bygrave Woods. We have not objected or complained about the traffic, noise or litter before because we can accept this once a year, but 4 times a year is not acceptable.

When we sit in our garden we can clearly hear the noise from the festival and the announcements and people shouting and this continues later into the evening when we are in bed and the windows are closed.

Access to the site is via country lanes which are not suited to large volumes of traffic, in the past the road outside our house has been used as a drop off and pick up point which causes chaos. We have also had to clear up rubbish and small gas cylinders from our property which is not pleasant.

We were also shocked to find out that there could be unlimited events for up to 7,500 people. Please could this be reviewed as it could potentially make life unbearable as the site is across the field from our house.

We hope that you consider our comments and reject the application.

Nickolas and Susan Welch

73 Ashwell Road, Bygrave, SG7 5EB

As a resident of Bygrave I am writing to express your concerns regarding the above Application.

I understand that the current licence allows unlimited events for up to 7,500 people plus one annual event for between 7,500- 15,000 persons.

However this application is looking to increase the maximum attendance to 25,000 for as many as four such events each year along with unlimited events for up to 7,500 people.

This number of events does not seem consistent to licensing rules.

I cannot see how our local infrastructure can accommodate this and the increased traffic volumes this will bring.

Already the mile stretch of Ashwell Road which becomes Bygrave Road as it leads into Baldock is already in an atrocious state any repairs never seem to last that long. Having to navigate the continuous potholes makes driving and passing continuously hazardous in the narrow roadway, heavy vehicles and farm traffic just add to this.

One agricultural event under the current licence this Summer found traffic backed all the way from Baldock (Great North Road junction) to Bygrave as this show exited and this is not at the capacity now being considered.

Although living in the 'lower' part of Bygrave residents in the 'top' part of the village have to contend with noise into the small hours, have experienced drug dealing and other elements of anti-social behaviour outside their properties with event organisers doing little to address when reported to them.

The concerns that I have raised under the terms of the current licence can only increase should the proposed application go ahead.

So therefore I do hope you can take my views into consideration.

Kind Regards,

Ron Austin,

7 Ashwell Road, Bygrave SG7 5DT

Ruth Briercliffe

69 Ashwell Road, Bygrave, SG7 5DZ

Application 18669 to vary Premises Licence 2701

Dear Sir or Madam

We are writing to object to further extension of the licence to hold festivals in Bygrave Woods, **as well to object to the situation as is, in the hope that the present licence is revoked.**

At present there is no opportunity for crime prevention, public safety, nuisance prevention or the protection of children from harm.

We suggest that there is no need at all for the festival traffic to come through Bygrave, as there are ample routes on and off Fars farm without ever using Ashwell Road. The Fars farm has recently made up its farm roads making access easy from all sides.

The present route out through both upper and lower Bygrave, is narrow with sharp bends and where it goes through the residential areas on Ashwell Road, lots of pedestrian's with children, pushchairs, disabled neighbours, find the huge amount of extra traffic a severe danger, also dogwalkers, horse riders and cyclists, are unable to safely use the ancient right of way past the site either side and during the festival, due to heavy traffic delivering huge amounts of festival gear.

When the festival is setup and running it is impossible to ride a horse safely past it. I have ridden my ponies round Bygrave all my life and would like to continue for the rest of it. We feel uncomfortable walking, riding or cycling the public rights of way due to patrolling security guards looking for gate crashers.

We find it alarming that the extensive drug taking and consumption of alcohol by young people presents a danger to life, as it would take the emergency services too long, to get to the festival site to prevent death in case of overdose fire or accident. With regard to drug dealing, due to the multiple routes off the farm, the police have been unable to attend to it. Making crime prevention impossible. The overall effect to residents is of malevolence due to greed and avarice.

We would also like to point out that, as we who live on Ashwell Road had no idea how this licence became as extensive as is now, due to the public viewing of the last application being on farm land,

not in a public position in our village, Upper and lower Bygrave, where the vast majority of residents affected live. We missed seeing it, displayed, as well as the opportunity to say no more or bigger festivals. We would have been happy with small festivals as they were to start with, no more than a few thousand, family events, they got much too big for public safety years ago.

All the festivals cause a public nuisance in that the noise is unbearably insistent for hours, for days, several stages at the same time make listening horrendous, a constant pain in the head, we are unable to sleep on hot nights with the windows open. Children are woken up by the music and the traffic and drunken yelling. The people attending don't live in the country so they chuck their rubbish out of the car windows as they leave for us Bygrave residents to pickup.

We object to the present previous extension to the license, please review it, with a view to revoke it, as well as very strongly objecting to any further extension.

Yours Sincerely

Ruth Briercliffe (and family)

69 Ashwell Road Bygrave
SG7 5DZ

LICENCING AUTHORITY North Herts Council

Sirs

Application (number 18669) by AE & WA Farr Ltd to vary their premises licence for Bygrave Plantation (Licence Number 2701).

I wish to object to the varying of the above licence by AE & WA Farr Ltd.

Firstly it is outrageous that a notice of this import to the village of Bygrave is displayed in the middle of a field AND over Christmas/New Year period giving short notice to make comment

I understand that the current licence gives the applicant permission for any number of events of up to 7500 attendees. To request four events each year for between 7,500 and 25,000 attendees plus associated stalls and entertainment etc and any number of events up to 7,500 attendees is not acceptable and unreasonable when neighbours are inconvenienced and disturbed.

I understand that the criteria are

- The prevention of crime and disorder.
- public safety.
- the prevention of public nuisance.
- the protection of children from harm.

Previous festivals have contravened all the above and the increase of size and number will only exacerbate the issues.

1 Crime and disorder

We are aware that there is drug taking at events as we have seen the silver canisters strewn locally both on public footpaths and Ashwell Road. This is not acceptable for local people with youngsters or pets

2 Public Safety.

The festivals consistently use the Ashwell Road to take traffic away from site. We keep saying that our road is not suitable for a sudden wave of vehicles and

_____ particularly by people who are unaware of the vagaries of this road and cause chaos to local people going about their business.

During The Cereals Festival Ashwell Road residents endured 6 days 8am to 8pm of articulated lorries going past both directions in addition to the attendees in their cars, vans, trucks.

Why was HCC highways not consulted?

The outlet onto Ashwell Road is via a bridalway/footpath which should not be used for vehicles. The outlet onto Ashwell Road is on a blind bend. There has been a Marshall on this bend to control traffic but it is obvious he has had no formal training.

3 Prevention of Public Nuisance

Although the finish times have been reduced from 6am to 4am this will have little impact on Bygrave. Although we are told sound checks take place this is done by a member of the festival team, which is ineffective so in summer with windows open and wind in Bygrave direction and undulating ground sleep is compromised. Sound checks need to be by an independent company arranged by NHC.

The last festival someone was allowed the microphone and proceeded to use foul language totally unacceptable anyway and particularly as we have young families in the Village

Limited notice is given that festivals are to take place

Festivals allowed where other Councils have not given permission

4 Protection of children from harm

There is little in terms of protection of young people when they leave events. Whatever their medical state there is no help or guidance from Marshalls. They have no idea which way to turn on Ashwell Road which is a dangerous road with no footpaths or street lighting and right angle bends until they reach Baldock. We have helped guide them as has our neighbours. Surely the festivals have a duty of care even after people have left site

I fully support the stance taken by Bygrave Parish Council in their submission.

Philip Hills/Jacquiline Sorrell
60 Ashwell Road Bygrave Hertfordshire SG4 9NP

Having lived in Bygrave for more than 40 years, this application is incompatible with rural life on the grounds that the following matters will be an ongoing issue for the villagers (especially those on the Ashwell Road):

Increase in crime and disorder

Impact on public safety, especially due to traffic

Noise, litter, anti-social behaviour, drug dealing/taking, security problems etc

Impact on the local children, especially relating to the school run.

Professor Michael Kirby
30 Wedon Way, Bygrave SG7 5DX

I would like to register my objection to the proposed extension of the license application number 18669 regarding events held in Bygrave Woods. The increase in attendees to 25,000 from 7,500 will inevitably increase the number of antisocial incidents that have been reported at previous events - high noise levels, litter, defecation, swearing - all to the detriment of local residents, whose previous complaints at the time of these festivals, using the phone numbers supplied beforehand, seem to have been largely disregarded. I am also very concerned about the increase in traffic down the narrow Baldock/Ashwell Road, our only means of access to Baldock and Ashwell. For much of the road there is no footpath, so any cyclists, pedestrians and horse riders, who all use the road, would be at considerable risk with the substantial levels of traffic on festival days. Even more worrying is the possible restriction of access for Emergency services. It is unacceptable that the

enjoyment of the people at these events should be impacting the local community so negatively, especially exposing children to harm, and this would be considerably exacerbated with the substantial increase in numbers of attendees.

Liz Meissner
38 Wedon Way, Bygrave, Baldock SG7 5DX

This site is in any case an inappropriate site for any major event of the nature proposed by the applicants. When there is currently a large event under their existing licence, the noise traffic and anti social behaviour is considerable. To triple the existing numbers to attend would lead to absolute mayhem in the very small village of Bygrave and the surrounding villages. Traffic is already horrendous and any further numbers would be uncontrollable. By nature the sound would also be vastly louder to add to the huge disturbance the larger events cause. Finally it seems much too premature to increase or change numbers in the existing licence when the whole licence is up for review imminently

Andrew Young
43 Ashwell Road, Bygrave Herts SG7 5DT

Music can be heard even in lower Bygrave causing loss of sleep. Bygrave Road is a narrow country lane with no footpath or streetlights. It is dangerous for anyone walking on the road in the dark. It is also not suitable for the amount of traffic that will be generated by this number of attendees. It is already difficult without this extra anticipated number of attendees.

Penny Young
43 Ashwell Road, Bygrave, Baldock SG7 5DT

Please can we have more consideration given to the traffic issues caused by large events on this site. I use the road daily due to children being at Ashwell School and KTS. Junction of North Road with Bygrave Road is not capable of supporting large lorries - on 14th June 2024 I turned into the junction from North Road to be met by two large lorries coming down from the site - the junction has a slight bend and several cars parked on one side meaning you cannot get through. I note that the next day improvements had been made by coning off etc. But why was this not thought through beforehand?

Road is not suitable for large volumes of traffic.

On 12th June at 3pm I was trying to get to my sons pick up from Ashwell School and was caught behind queuing traffic as traffic was leaving the site from the access at cat ditch. As there isn't enough space for cars to pass along side each other so the road traffic had to stop to allow cars through. Luckily the attendees from the cereals event had land rover type cars and were able to mount the verges in order to get past. There were some 10 land rovers that needed to crawl past like this (I have photos if needed). I don't know what would have happened if the cereal attendees had ordinary cars. I was late to collect my son from school.

Entrances to the site.

Why was the bend at cat ditch used for vehicle access into the site. This is a blind bend to turn left from site and as you approach from Ashwell. I note that during event it was managed with traffic lights. BUT during set up and set down it wasn't. On a return trip from Ashwell I was very nearly hit when a site work man left the site in his mini to park up in the dip opposite. Luckily I was aware that site work man were setting up (as I'd been past on my way to school) so I had approached slowly. There were no signs or warnings for anyone else. It could very easily resulted in an accident. On a return from Baldock on 11th June I was met by a queue of traffic that stretched from the junction of North Road all the way up to Lower Bygrave. The road is not ideal for passing being narrow in places and the road sides full of pot holes. It took considerable time to get home.

I don't object to having festivals but I do object to increasing the number of attendees as the local roads clearly can't manage. The residents of Bygrave had to use the road as our only means of access to any amenities including schools and work. Not enough has been done in the past to manage traffic from the smaller events. Please can the organisers be made to keep the local roads safe for those of us that live here.

Maria Hilling
28 Wedon Way, Bygrave Baldock, SG7 5DX

I would like to object to this licence variation. During the last few years the music events and other events have impacted the very small residential area which is adjacent to the land where these take place. The festivals emit very loud noise which impacts sleeping and to increase the hours of the licence would just make this even more unbearable for residents. Everyone needs to sleep and to maybe have 3 or 4 weekends in the summer, when you would expect to enjoy your garden, to be holed up with the windows of your house shut to keep out the noise is unacceptable. This variation could mean that there could be events at any time of the year, all year round. The roads surrounding the area are narrow, sometimes only one car can drive past and this creates bottlenecks. Getting out of the village going towards Baldock is bad enough any day of the week but this makes it many times worse. Last year one of the events meant that Baldock Railway Station car park was closed due to safety reasons as so many people were coming in to attend a music event. This meant that I had to park away from the station. Having been to London that day by train I arrived back at midnight. As a single woman at that time of night, it is not acceptable that I can't park my car near to the trains and had to walk much further away to get back to my car. It is not acceptable that the car park station was shut for this purpose and locals have to find other, less safe, alternatives. Bygrave is a very small village, with only approximately 200 villagers. Music festivals and other events bring in many more times that number into a place which is not built to hold events of this kind. When they happen there are cones down the very narrow roads, lots more traffic, which the roads cannot accommodate, and the noise and litter is terrible. This variance of application is asking for events to have up to 25,000 people attending. Seriously, this very rural area cannot accommodate such numbers or the noise, traffic and litter this would bring.

Alison Adams
313 Wedon Way, Bygrave, Herts SG7 5DX

Dear North Hertfordshire District Council

I am writing to oppose the change in licence for festivals held at Bygrave Woods. I am a mother of a young toddler and am frequently worried about the increase in vehicles and antisocial behaviour outside our house during these periods. We have had occurrences with people walking around the village in the early hours of the morning shouting, and have previously heard arguments and a physical fight outside our property-I was too scared to address this due to looking after my son (who had been woken multiple times from the noise) but this was resolved by one of the people arguing getting into their car and driving away.

My partner spent time cleaning up drug paraphernalia from underneath the hedges, along with litter that was distributed by festival goers along the public footpaths that run behind the houses. I am mainly worried about my son coming to harm with the increase in anti social behaviour.

I feel as though the stated increase incapacity would exacerbate many of these issues

Kindest regards

Anna Jones and Luke Briercliffe-Dron
69 Ashwell Road, Bygrave SG7 5DZ

Objection to application 18669 to vary licence 2701 "Bygrave Plantation"
Cllr Tom Tyson, Arbury Ward

There are three areas of concern:

1. The current licence allows an unlimited number of events with a capacity of up to 7499 and one up to 14,999 per year. The variation seeks to allow an additional four events with a capacity of up to 24,999.
2. The variation seeks to increase the licensed area by an unspecified amount.
3. The cumulative impact of the existing licence and the proposed variations.

1. Increased capacity

It is not stated whether the four new events are to be single-day or multi-day events: a serious omission as the responsible authorities and residents need to know what the licence would actually cover.

The local road network consists of two rural lanes to/from the site – via the villages of Bygrave and Newnham. Neither road is suitable for the additional weight of traffic this variation would generate. There is next to no public transport in this area.

The Bygrave route would involve traffic sharing the Bygrave 013 Bridleway to access the event site. No event traffic should be allowed to use a bridleway (also a public footpath and cycle track). Egress would be via a right turn into Claybush Road on a blind bend.

[REDACTED]

[REDACTED] There is no safe or reasonable way of transporting 25,000 festival-goers in and out of Bygrave all at once.

On the Newnham side, the road is also unsafe for the weight of traffic the variation would introduce. It is narrow through the village with blind bends. There is no footway on the north-western side of Ashwell Road, making it dangerous to emerge on foot from the houses to cross the road, even without the additional event traffic.

One of the suggestions to mitigate the traffic problem caused by large-scale events is the use of shuttle buses to and from the site. Environmentally, this would be a good idea. North Herts Council's Statement of Licensing Policy G10.4, part of its response to the declaration of a climate emergency, says:

"With many large-scale events taking place in remote locations, transport to and from the site by car can produce significant carbon emissions from exhaust fumes. The Council will expect an applicant/licence holder to encourage environmentally friendly transport for example, discounted parking for ultra-low emission vehicles, and/or reduce vehicle numbers by encouraging car sharing or use of the railway network with shuttle buses." However, using buses is not feasible in this rural location with its narrow lanes. With 500 coaches x 50 passengers required to transport all 25,000 attendees to and from the site there would be mayhem on the rural road network as well as at the local train stations, none of which have the capacity for these kinds of vehicle movements.

[REDACTED]

[REDACTED] The use of the site under the present conditions already generates huge amounts of vehicle traffic; increasing the capacity to 24,999 for up to four more events [REDACTED] as well as magnifying the safety risk and public nuisance.

2. Increased area

There is confusion about the application to extend the licensed area. There is a plan (attached here as Appendix 1), which the applicants tell me shows the area after the variation. There is no scale to the plan to give a true idea of the size of the area proposed.

[REDACTED] The attached plan indicates three points marked "Entrance". One of these is clearly on Bridleway Bygrave 013, which the applicants say will not be used as an

access to the site. The plan is cut off so the full extent of the route along the bridleway to Claybush Road cannot be seen, but the intention does seem to be to use the bridleway for event traffic.

the fact that a public right of way goes right across the proposed event site, so the variation

3. Cumulative impact

The addition of up to four events with a capacity of 24,999 on top of the already unrestricted number of events for up to 7499 attendees is unwarranted.

It would compound the already heavy burden placed infrastructure by the current licence. It would increase the harm to small businesses and diminish the quality of life of residents in the vicinity of the site. The variation should be refused on the grounds of the cumulative impact the additional events would have on local residents and businesses.

Cllr Tom Tyson

61 Ashwell Road, Bygrave, SG7 5DZ

Dear Sir,

I would like to voice my concerns over the application by the Farris to change the licence covering the use of Bygrave Woods for multiple / unlimited festivals.

As a resident of Bygrave for 40 plus years, we have experienced increased traffic on the road between Baldock and Bygrave. I am concerned that the increased traffic would present a hazard for both pedestrians and motor traffic if a festival for 25,000 people were to take place. The lane is very narrow and there is no footpath or street lighting. There are also high verges and ditches which make it difficult to get off of the road quickly. If one were under the influence of alcohol or drugs, this would make it even more difficult. A young man was killed in recent years when he stumbled into the road between Baldock and the Stotfold service station, even though there was a pavement.

At present, even with smaller numbers attending the festivals, we have experienced taxis driving to and from in the early hours of the morning (all night in fact) and people walking and wandering throughout the village and even into my garden. If a car approaches you in the lane between Baldock and Bygrave from the opposite direction at night, it is very difficult to see and there would be a high risk of a pedestrian being injured or worse.

The large numbers of people would require a lot of supervision/policing to prevent a very serious accident occurring. Attendees would still be walking to and from the festival even if busses and taxis are arranged. It has been my experience that many more people usually turn up for large organised events than the actual number of tickets sold.

I hope that when dealing with this application, you will consider the safety aspects as well as the very serious and obvious nuisance and environmental concerns.

Thank you.

Pat Pett

6 Ashwell Road, Bygrave SG7 5EB

I am writing to formally oppose the proposed variations to the licence conditions for 2701 on Farr Land. These changes, if approved, would likely exacerbate the existing issues faced by the local community and compromise public safety, noise management, and overall quality of life.

Key Concerns:

Frequency and Scale of Events

Increasing the flexibility for large-scale events risks overwhelming local infrastructure and services. The limit of four events per year with capacities exceeding 7,500 attendees provides some balance between economic benefits and community impact. Allowing changes to this frequency could result in additional strain on emergency services, traffic management, and local amenities.

Event Notification Timelines

The proposal to allow for shorter notification periods undermines the ability of local authorities and residents to adequately prepare for events. A six-month notification period for large-scale events is crucial for effective coordination between stakeholders. Reducing this timeline or allowing "late notice" events introduces unnecessary risk and increases the likelihood of operational and logistical failures.

Noise and Disturbance

The current restrictions help mitigate the noise impact of large-scale events on residents. Variations to licensable activity timings would prolong disruptive periods and disturb the peace, particularly in late hours when residents expect quiet. Extended hours exacerbate sleep deprivation and create long-term health and well-being issues.

Public Safety and Emergency Preparedness

Reducing the time to finalise and agree upon the Event Management Plan (EMP) compromises safety. A robust, finalised EMP ensures thorough risk assessment and preparedness for medical emergencies, crowd control, and other contingencies. The 28-day deadline is already a tight window; any reduction or leniency in this timeframe could jeopardise public safety.

Community Impact

The festival site has a history of causing disruption, including traffic congestion, littering, noise complaints, and public disorder. Approving this variation would not address these existing issues but instead potentially amplify them. Residents deserve to see improvements in these areas, not increased disturbances.

Conclusion

I strongly urge the licensing committee to reject this variation request. Maintaining the existing conditions is essential to balance the needs of the event organisers with the rights of the local community to live in a safe, peaceful, and well-managed environment.

Thank you for considering my concerns.

Katie Kelly
77 Ashwell Road, Bygrave, Herts SG7 5EB

I am writing as a resident of Bygrave to formally object to the licence variation request submitted. While the village appreciates the entrepreneurial spirit of local businesses, this request raises several concerns that adversely affect our community, infrastructure, and environment.

1. Impact on Local Infrastructure

Bygrave and the surrounding areas lack the infrastructure to support events of this scale. Current events already cause significant congestion on narrow country roads, making them impassable for residents and emergency vehicles. An increase in attendees will exacerbate this issue, posing safety risks and disrupting daily life. Additionally, the local waste management systems are insufficient for handling the volume of litter and refuse generated by these events. Previous events have resulted in litter along village roads and in private gardens, creating an environmental hazard and burdening residents with clean up efforts.

2. Noise Pollution

The noise levels from events at Bygrave Woods already exceed acceptable limits, particularly during late-night hours. This disrupts the quality of life for residents, many of whom include families with young children and elderly individuals. Expanding the scale and frequency of these events will intensify this issue, causing further disturbance.

3. Environmental Concerns

Bygrave Woods and its surrounding fields are home to diverse wildlife and form part of a fragile ecosystem. Hosting larger-scale events with more attendees increases the risk of environmental degradation, including damage to local flora and fauna.

4. Impact on Community Character

Bygrave is a small, peaceful village with a strong sense of community. Large-scale events undermine the character of the area, attracting substantial transient populations and disrupting the tranquillity that defines village life. The proposal to increase the frequency and size of these events will further erode this unique aspect of Bygrave. While we acknowledge the economic benefits that such events may bring, the proposed increase in event size and frequency comes at too high a cost to the residents, environment, and infrastructure of Bygrave.

We respectfully request that the council reject the licence variation request and consider the long-term impact on our community when making its decision. Thank you for your attention to this matter. I am happy to provide further evidence or participate in any discussions to ensure our concerns are addressed.

David Kelly
77 Ashwell Road, Bygrave, Baldock, Herts SG7 5EB

We the undersigned, as residents of Bygrave village, wish to oppose the requested amendment of the licence for additional events at Bygrave Wood. The current events at this location already impose unacceptable levels of noise, disruption and safety risks to the community of Bygrave, which would be greatly exacerbated by the proposed extension.

The current events held on this site already generate considerable noise for local residents, going on into and through the nights, taking away our enjoyment and peace in our homes. The volume of traffic passing through our village, on extremely narrow residential roads, both vehicular and pedestrian, is both highly disruptive and threatening to safe access to our homes, as well as posing safety risks to our cars parked on the road and driveways. Litter from the several thousands of people passing our homes, and hanging around in the surrounding fields, includes drugs, canisters and excrement. There has been open drug dealing and consumption in the street, with no police presence or control from the event organisers.

The proposed licence extensions would only exacerbate these issues, many of which represent serious risks of crime and public safety beyond the public nuisance and loss of amenity to our community and homes. The licence extension is according unacceptable and in breach of the current conditions, and we urge that it be refused.

Signed,

Michael and Jayne Boxall
59 Ashwell Road, Bygrave. SG7 5DY

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APPENDIX F

RESPONSIBLE AUTHORITIES - COMMENTS

Responsible Authority	Comment
11/12/2024 Planning Tom Rea	With regard to the above consultation I can advise that the Planning department have no objections. Regards Tom Rea
19/12/2024 Environmental Protection Alan Stone	Dear Licensing, This application appears to be just to vary the license to accommodate additional capacity in the venue. I have no objections to the variation subject to the EMP condition (which is to include a noise management plan) being retained on any license should you be minded to grant the variation. The applicant should be made aware that Environmental Health at North Herts Council will set noise levels based on the current guidance available at the time of the event. At the moment this is the 'Code of Practice on Environmental Noise Control at Concerts– The Noise Council 1995'. This document is due to be updated (although this has been true for a while now) and we will adopt any recommendations in line with any subsequently agreed guidance document. An increase of capacity to this level may compromise the ability to achieve adequate noise levels. Currently, the guidelines state the Music Noise Level, when assessed 1 metre from the façade of any noise sensitive premises, should not exceed the guidelines shown in the table below between the hours of 0900 and 2300. If you have any queries then please do not hesitate to contact me. Regards Alan Stone
23/12/2024 Public Health Audrey Tonge	Thank you for your email re the above alcohol license application. Public health have no representation on this application.

Community Protection Directorate



North Herts Council
Council Offices
Gernon Road
Letchworth Garden City
SG6 3JF

FAO: Licensing officer

Fire Protection
Regulatory Services
Hertfordshire County Council
2nd Floor Farnham House
Postal Point CH0331
Six Hills Way, Stevenage
Hertfordshire SG1 2ST
www.hertfordshire.gov.uk

Tel: [REDACTED]
Email: [REDACTED]
My ref: [REDACTED]
Your ref: LC/2701- SR/31658
Date: 24 December 2024

Dear Sir/Madam,

THE LICENSING ACT 2003

AE & WA FARR - Bygrave Woods, Land adjacent to 1 Caldecote Road, Newnham, SG7 5JX.

Application for:- Variation of licence Date of application:- 6/12/24

Hertfordshire Fire and Rescue Service have no relevant representations to make. The EMP should take full account of increased numbers and the need for suitable evacuation routes.

This Fire Authority takes the opportunity to remind the responsible person that they must carry out a risk assessment and record the findings of that process to ensure the safety from fire of all relevant persons.

The maximum 'permitted capacity' of the areas used for licensable activities must not exceed the number stated in the Fire Risk Assessment. Occupancy calculation, staff and guests, must be made for each separate activity undertaken. If this number is not clearly defined, we would regard the risk assessment as unsuitable, and it should be reviewed and updated accordingly.

Should you require any further clarification, please contact us at

[REDACTED]

Yours faithfully,

Stuart Joiner
Fire Safety Inspector
Cc The applicant

02/01/2025

Environmental Health

James Beeson

Hi,

With respect to the premises licence variation application, please see email chain below. Therefore, on the grounds of public safety, provided that the conditions to which the applicant has agreed are added to the licence, I have no objections to the licence variation being granted.

Regards

James

Hi,

With respect to the premises licence variation application, please see email chain below. Therefore, on the grounds of public safety, provided that the conditions to which the applicant has agreed are added to the licence, I have no objections to the licence variation being granted.

Regards

James



James Beeson
Senior Environmental Health
Officer

www.north-herts.gov.uk

From: Gareth Gwynne-Smith <[REDACTED]>

Sent: 20 December 2024 16:15

To: James Beeson <[REDACTED]>

Cc: Alex Farr <[REDACTED]>

Subject: Re: Re Application for Premises Licence Variation - further to this afternoons telephone call.

Thank you James

As discussed they mirror the current conditions and I am happy to confirm acceptance

Gareth Gwynne - Smith

Managing Director

[REDACTED]
[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

Help us to save paper - do you need to print this email?

L

On 20 Dec 2024, at 16:11, James Beeson <[REDACTED]> wrote:

Dear Gareth,

LICENSING ACT 2003

Location : Bygrave Wood, Land adjacent to 1 Caldecote Road, Newnham, Herts
SG7 5JX

Proposal : Variation to Premises license application

Our Environmental Health Commercial Team has been sent a copy of your application to vary a premises licence that was recently submitted to the Council's Licensing Team. I have considered the information you have supplied, in order to assess whether or not your application addresses the requirements of Section 4(2)(b) in respect of public safety, our Commercial Team would like to offer the proposed Conditions as stated below, Schedule 1, PS1 – PS7.

As discussed over the phone this afternoon, please can you email me back to confirm your agreement with these proposed Conditions as set out in Schedule 1 below. I am in the office up until the end of 24th December so please email me before then. The end of the Consultation period is 3rd^h January 2025.

Yours Sincerely
James



James Beeson
Senior Environmental Health
Officer

www.north-herts.gov.uk

Schedule 1 : Proposed Conditions for Public Safety

Location : Bygrave Wood, Land adjacent to 1 Caldecote Road, Newnham, Herts SG7 5JX

Proposal : Variation to Premises license application

PS1 – Event Management Plan

The premises licence holder shall submit a draft Event Management Plan to the Council's Environmental Health Officer no later than three (3) calendar months prior to the commencement of the event and a final management plan no later than twenty-eight (28) days prior to the commencement of the event build-up on site. The final EMP will form part of the operating schedule conditions of the licence.

In the event that the final EMP does not appear to adequately identify and mitigate the public safety risks of an event of this nature, the event will not proceed until such time that the EHO notifies the licensing authority in writing that they believe the EMP is adequate. This condition places no liability on the EHO for the safety of the event, it merely confirms that the EMP would be suitable for an event of this nature assuming that the event organisers implemented the content and continued to review the public safety risks throughout the event.

PS2 – Event Management Plan

Demonstrate that suitable arrangements are in place for operating a safe event in accordance to the timescales in PS1, or it shall not go ahead. To demonstrate suitable arrangements for the management of a safe event, an event management plan shall be prepared that is not limited to, but includes the following:

- a) a scaled site plan, showing how each part of the licensed area will be used, identification of all structures, access routes and ingress/egress points.
- b) a table listing all areas and the spaces allocated to each;
- c) roles and responsibilities of all key personnel responsible for managing the event, including names and contact numbers plus back-up contacts in the event of their non-availability.
- d) risk assessments for all activities relating to the event;

- e) full details of security and stewarding arrangements, means for giving warning of an emergency, including the initiating and effecting of any evacuation, including from structures;
1. detail of crowd management including capacities and how these will be monitored and evacuation times from each area of the site to allow for safe and quick evacuation in the event of an emergency
 2. details of all proposed safety barriers and fencing to be erected on site, including the positioning;
 3. details of proposed special effects (including fireworks, lasers, dry ice special lighting effects) and proposed safety arrangements associated with their use;
 4. details for managing all traffic and vehicle movements on site, including within parking areas, during the event build-up phase, during the event and during the site breakdown phase.
 5. management arrangements for site access and egress, including specific arrangements for emergency services;
 6. layout and facilities in any campsites and management arrangements for camping areas (including policies on camp-fires and barbecues);
 7. smoking policy in the licensed area;
 8. medical and first aid provision;
 9. Details of electrical installations for the event, including generators. This should include how cable hazards will be avoided and measures to prevent members of the public from interfering with any parts of the electrical installations;
 10. Provision of artificial lighting to all parts of the licensed area, including emergency lighting
 11. Arrangements for the provision of sanitary accommodation (including toilets, washing facilities and washing-up facilities) plus methods for the disposal of waste water;
 12. Arrangements for the management of sanitary accommodation during the event
 13. Details of the water supply and network available at the event (BS 8551)

PS3 – Temporary Demountable Structures

The premises license holder shall submit a scaled plan showing the location of all proposed temporary demountable structures within the licensed area no later than twenty-eight (28) days prior to the commencement of the event build-up on site.

Details of these structures will include:

1. a plan to a suitable scale indicating the location of all such structures;
2. a description and type of each structure, for non-standard structures a detailed design statement should accompany the description;

3. the person(s) responsible is/are identified and their competency proven for the:

- i) construction of each structure;
- ii) 'sign-off' of each structure, including the format of the certificate (the term sign off refers to written documentation that states that the structure is safe and fit for the proposed purpose and identifies any limitations);
- iii) for non-standard structures or designs those responsible for third party accreditation with regard to design and sign-off;
- iv) for monitoring the structure during the licensed period

1. location and availability of the 'sign-off for use' completion certificates;
2. monitoring of structures in line with the risk assessment
3. details of the limitations placed upon the structure other than wind speed;
4. details of limiting wind speeds for each structure, the method of assessing the wind speed during the event and what action is to be taken at relevant speeds;

PS4 – Water management Plan

The premises licence holder is to provide a water management plan for their event to the Commercial Team (Environmental Health) no later than twenty-eight (28) days prior to the commencement of the event. This plan should contain, but not be limited to;

1. The source of water (mains or private water supply)
2. A schematic of the water distribution network and drainage arrangements
3. Contingency arrangements for failure of supply
4. Drinking water testing arrangements
5. Calculation that the water supply is sufficient for activities onsite during peak demand
6. Assurance that any person responsible for commissioning or working on the water supply network is suitably competent. A suitably competent person is a member of "watersafe" or hold equivalent accreditation details
7. Assurance that any person responsible for commissioning or working on the water supply network provides water in accordance with BS 855, Provision and management of temporary water supplies and distribution networks.

Where water provision will be via mains water, the Premises Licence holder must inform the water undertaker at least twenty-eight (28) days prior to the commencement of the event.

PS5 - High risk food traders

The Premises Licence Holder shall provide relevant information to the Commercial Team (Environmental Health) regarding the for high risk, open food traders*. Information provided to North Hertfordshire District Council's Environmental Health Commercial Team shall be provided in the manner detailed below.

1. Name of food trader
2. Registered name of food business
3. Registered address of food business (including postcode)
4. Food hygiene rating & Date awarded
5. Type of food sold
6. Inspecting Authority

(*High-risk, open food traders; food businesses that sell, prepare foods that are non-ambient stable (must be kept cold or hot for safety) and/or are unwrapped foods directly handled by staff.)

PS6 – Multi-agency meetings

The premises licence holder will ensure that a schedule of multi-agency meetings are held on site before and during the event, and that a full multi-agency debrief is held as soon as possible, but no later than three (3) months after the event taking place each year as requested by the Safety Advisory Group.

PS7 – Safety Officer

A competent (suitably experienced and qualified) safety officer be appointed for assisting in the planning, build and during the event.

APPENDIX G

The Police submitted comments on which little emphasis can be placed as they were received outside the prescribed consultation period. It is therefore not a formal representation. The comments are broadly neutral, and all issues raised can be addressed through the EMP conditions.

PS Chris Adshead 2386
Community Safety Unit Sergeant

North Herts

From: ADSHEAD, Christopher 2386 <[REDACTED]>
Sent: 14 January 2025 10:27
To: Licensing <Licensing@north-herts.gov.uk>
Cc: [REDACTED];
<[REDACTED]>;
[REDACTED];
[REDACTED]>
Subject: Variation to Premises Licence- Bygrave Plantation, 1 Caldecote, Newnham- LC/2701-SR/31658

Dear Sirs,

Please find below the police response to the application notification above – Newnham- LC/2701- SR/31658.

The police will not be making formal representations in relation to either the application to amend the current license, or the application to revoke the existing one.

We note that the residents and Parrish Council have both made representations, the grounds of which are largely underpinned by noise complaints (which fall under the remit of EH) - and ASB

That said, we DO have concerns and would be happy to attend the hearing to outline them if the licensing authority committee, or the residents thought it appropriate.

The rationale behind these are as follows.

The ASB is largely relating to matters of public nuisance such as vehicle numbers (and the nature of driving) urination, defecation and the discarding of drugs paraphernalia in the surrounding area to the site (namely the village) which appear to have been noted and catalogued by the residents, but not been reported to the police in any great number as I have interrogated command and control systems and cannot find reports to police of such levels of ASB. Effectively, the residents and Parrish Council hold the evidence, not the police.

However, it should be noted that **had** we been party to the level of ASB reportedly suffered by the residents, we may well have been making a representation along the same lines.

It must therefore be assumed that these issues were monitored and logged by the residents who have not wanted to trouble / burden the police service at the time which, while commendable in its well-intentioned mind set, now appears to be counterproductive in terms of our ability to comment on them.

I agree that the uplift in vehicle numbers and the manor of driving are critical factors in determining public safety concerns and note that a comprehensive traffic management plan has not accompanied the application. However a condition exists on the current license for one to be effectively approved at SAG, and as such the police and other Responsible Authorities already hold a 'VETO' in that if they felt the TMP was insufficient they could prevent the event taking place without the need to go to review and therefore it would be inappropriate to raise objection on this basis.

Notwithstanding the above, it is our considered opinion that there would have needed to be a very thorough TMP produced for any license application to be properly considered, and unfortunately insufficient time has been allowed for any meaningful discussion around this given the Christmas break and the timing of the application which is most unfortunate.

It is also only right to point out that obviously should there be any issues regarding any of the above a review of the license could also be held at that point and the police would certainly request a Review at the earliest opportunity should there be a need.

While it is not for the police to comment on the resident's or Parrish council's applications, it should be duly noted that the police not making a representation does not necessarily mean we believe that the amendments should be granted and we do

have reservations (as laid out above) about the likely impact of this application being approved.

The numbers proposed will not only cause considerable strain on the local infrastructure and the private and family lives of the residents, but also potentially cause a significant increase in demand on local policing resources, and it is our opinion that any move to allow this application should be very carefully considered indeed in terms of the impact on policing.

I have consulted Inspector Lant, the Police Inspector responsible for Neighbourhood Policing in North Hertfordshire, who also has significant concerns regarding the potential impact of this licence application which in worst case scenario would lead to multiple events take place over a 12 month period with each event held over multiple days.

This creates an additional risk with regards the potential impact on finite police resources in North Hertfordshire and would inevitably result in an increase in calls for service to local police and require a response to reports of crime, ASB and potentially disorder. Given that we appear to already not have reports of multiple instances, the uplift on top of this reporting would pose a considerable concern.

I am not confident that those police resources will be able to safely cope with this increase without adversely impacting our ability to manage “daily business” demand.

In closing, I would like to reiterate my willingness to attend the hearing and would gladly answer any questions the applicant or any other attendees at the hearing would have.

Kind regards

PS Chris Adshead 2386
Community Safety Unit Sergeant
North Herts



Office: [REDACTED]
Mobile: [REDACTED]

herts.police.uk

Follow us [@hertspolice](#)

APPENDIX H

Representations received supporting the Bygrave Plantation Variation application – 8 RECEIVED Application 18669 LC/2701

Hi North-Herts,

I am writing in support of the application to increase the premises licence at Bygrave Woods made by AEWA Farr Ltd.

I give my full support for this application as I had the pleasure in working there, for a festival that was donating a percentage of the ticket sale to mental health charity.

The organisation, security, health and safety that went into this event, for the attendees, let alone the residents of Newnham/Bygrave was professional and to a very high standard.

AE WA Farr Ltd are also trying to diversify the type of events at this location and I think is an excellent idea for the community since COVID. They are a professional hardworking family who actually care for the residents of Newnham.

Kind regards

Charlotte Gould
2 Caldecote Road, Newham, Baldock SG7 5JZ

To whom it may concern,

Please see attached my letter in support of the Bygrave Events application

Kind Regards & a Merry Christmas

Fabio

I am writing to express my support for the Bygrave extended events licence application submitted for our local area. As a resident who values the vibrancy and community spirit that such events bring, I believe that granting this licence will have numerous positive impacts on our community.

Community Engagement: This licence will facilitate events that bring our community together, fostering a sense of unity and belonging. Events like the proposed hot air balloon festival, food festival, and UK's agricultural show will offer unique experiences that everyone can enjoy.

Economic Boost: The events will attract visitors from near and far, providing a significant boost to local businesses in Ashwell & Baldock and the overall economy. Struggling local pubs will benefit from the increased footfall generated by these events, helping them to thrive and continue serving as important social hubs in our community. The Farris have a proven track record of organising successful community events that have had a positive impact on our local area. One notable example is the Sunflower Picking event, which was not only a delightful experience for participants but also supported local food businesses. By attracting visitors to the area, the Sunflower Picking event provided an excellent opportunity for local food vendors to showcase their products and services, resulting in increased sales and greater community engagement. This demonstrates the Farris' commitment to creating events that benefit the entire community, and I am confident that the new proposed events will continue to support and uplift local businesses in the same way.

Environmental Awareness: The events will promote environmental awareness and encourage sustainable practices. For example, the food festival could highlight local, sustainable produce and eco-friendly practices.

Inclusivity: The events are designed to be inclusive and accessible to everyone, ensuring that all community members can participate and enjoy the festivities.

Safety Measures: The FARRS have a proven track record of implementing comprehensive safety measures for their events. They have partnered with a reputable safety management company that they have successfully collaborated with for the past eight years. This longstanding relationship ensures that all safety protocols are thoroughly planned and executed, providing a secure and enjoyable environment for all attendees. The FARRS' dedication to safety is evident in the consistent success and positive feedback from their previous events, such as the Cereals Event 2024, which have always prioritised the well-being of participants. Additionally, the FARRS generously donate their field for use as a carpark for the yearly Ashwell Show. This contribution not only facilitates smooth and safe parking arrangements but also helps manage traffic flow and enhances the overall safety of the event. As a resident, I can confidently say that the events organised by the FARRS have never raised any concerns for me.

Positive Impact: Overall, these events will have a positive impact on our community, bringing people together, creating lasting memories, and fostering a sense of pride in our local area.

I wholeheartedly support the extended events licence application and look forward to the positive changes and opportunities it will bring to our community.

Thank you for considering my comments.

Yours sincerely,

Fabio Vincenti

Bull Pen, Lannock Manor Farm, Hichin Road, Weston SG4 7EE

I write in support of the proposals requested by AE & WA Farr Limited. I have lived locally, both in Ashwell, and now in Newnham, for many years. Over the years I have been aware of the events that have taken place at the Bygrave Plantation site and have appreciated the prior notifications made via the respective Parish Councils, along with assurances regarding numbers, sound levels, traffic management and security arrangements. I personally have not been inconvenienced by the past events and feel safeguards and assurances in place at the time were primarily adhered to. I feel content that any approved amendments requested by AE & WA Farr Limited will be managed in the respectful way that has been previously shown to the local communities.

Andrew Bartlett

1 Rose Cottages, Ashwell Road, Newnham, Baldock SG7 5JX

I'm writing to express my strong support for the FARRS licence to increase the maximum capacity. We are residents of Newnham. I have had the pleasure of witnessing first hand the positive impact and high standards that the FARRS consistently upholds.

The FARRS has demonstrated a commitment to excellence through a balance of supporting the farm, local business, and residents of the local villages.

I believe that granting the FARRS the licence will not only benefit their operations but will also contribute positively to the broader community and industries.

Their innovative approach and ethical practices make them a deserving candidate for the capacity licence.

Thank you for considering my support for the FARRS application.

Warm regards

Robert Lambert

Corner Cottage, Ashwell Road, Newnham, Baldock, Hertfordshire, SG7 5JX

To whom this may concern,

I am a resident of Newnham and would like to express my support for the Farr's application to increase the capacity of some of the events they host in the Bygrave Woods. My support is conditional on the number of events being limited in number, and provided that traffic, noise and safety management is handled professionally. In the past, we have had issues with anti-social behaviour and severe traffic (and therefore noise and pollution) build-up on the roads through Newnham (and past our house). As you will know, Newnham is a very small village with limited ability to handle vast amounts of vehicle and pedestrian traffic.

If I can provide any further information, please do let me know.

With kind regards,

Harrison Green

Pilgrims Cottage, Ashwell Road, Newnham, SG7 5JX

We understand that Bygrave Parish Council have lodged an objection to the above license variation application, and we would ask you to kindly note that the Parish Council do not speak for all residents. The village is a stronghold of Nimbyism, but not all residents feel that way.

We have lived in lower Bygrave for 18 years, during which time the Farris have held numerous events. Not one of those events has inconvenienced us or caused us problems.

The traffic management system that is always put in place works very well to alleviate pressure on Bygrave/Ashwell Road and aside from a flurry of activity as eventgoers arrive and depart (in each case, a relatively short window of time) we would hardly know that the events were taking place. We would suggest that no more pressure is placed on our narrow country roads than that produced by day to day farming activities and HGV deliveries to and from Ashwell along Bygrave Road.

Noise levels have always been a very long way from a public nuisance, and we have only ever been aware of a distant beat - no more annoying than the ever present sound of strimmers, chainsaws, barking dogs and the like.

We have certainly seen no evidence of anti-social behaviour, and there is no risk to public safety. Two members of our family have attended many of the events and have always been hugely impressed by the organisation and security.

Local taxi firms and mobile catering operations benefit from the events.

We therefore support the application to vary.

Daniel, Helen, Oliver, Laurence and Matilda Rushbrook
311 Wedon Way, Bygrave.

Dear licensing

I am a local resident living in ashwell close to Newnham events site.

Myself, family and friends of all generations have enjoyed attending events here for years. It brings together local residents of all ages providing entertainment in the local area, something which there is not much of usually.

What's more is that it brings visitors to the area providing business for local services- accommodation, eating, transport etc. Which is much needed in the current climate when small business need all the support they can get. These small businesses keep the local economy going and we should be doing all we can to bring customers to them and the local area.

In renewing this license it will greatly help for all the above reasons.

Best wishes

Kate Redfern
The old stables
Ashwell
SG75LU

Hi,

I would like to support Bygrave Woods in their license application.

The events and performing arts have suffered enormously in the last few years, and I would like to support them in their attempt to host live performances. This is so important for people's wellbeing, and to do this in an open and natural space is a wonderful opportunity.

Please allow Bygrave Woods to carry on hosting events and performances by granting them their license.

Regards,

Nicole Rees

41 Lowden, Chippenham, SN15 2BJ