

LICENSING AND APPEALS SUB-COMMITTEE
Wednesday 3 January 2017

***PART 1 – PUBLIC DOCUMENT**

AGENDA ITEM No.

LICENSING ACT 2003

**APPLICATION BY SAUSAGE AND GOBBLER PRODUCTIONS LTD
FOR THE GRANT OF A PREMISES LICENCE IN RESPECT OF
TODD IN THE HOLE, BURY WOOD, TODDS GREEN, STEVENAGE, SG1 2JE.**

REPORT OF THE LICENSING OFFICER

1. BACKGROUND

- 1.1 No premises licence under the Licensing Act 2003 ("the Act") is currently in place for the proposed venue.
- 1.2 A premises licence application was made on the 16 March 2017 but was withdrawn on 5 May 2017 after the consultation period ended.

2. APPLICATION

- 2.1 The application is for the grant of a premises licence under section 17 of the Act.
- 2.2 The licensable activities and hours applied for are attached as **Appendix A**.
- 2.3 During the consultation period the applicant requested to reduce the end time for some of the licensable activities which is attached as **Appendix B**.

3. APPLICATION PROCESS

- 3.1 On 2 November 2017, Sausage and Gobbler Productions Ltd made an application for the grant of a premises licence.
- 3.2 The application was received electronically so copies were served by the Council to Hertfordshire Constabulary and the other responsible authorities.
- 3.3 A public notice was displayed on the premises for a period of not less than twenty-eight (28) consecutive days in accordance with the requirements of the Act.
- 3.4 A newspaper advertisement was placed in The Comet in accordance with the requirements of the Act.
- 3.5 NHDC Environmental Protection had initial concerns with the application and entered into negotiations with the applicant during the consultation period. The applicant subsequently amended the application to include additional operating schedule conditions which resolved the officer's concerns. The amendments made following negotiations with the environmental protection officer are attached as **Appendix C**.

4. REPRESENTATIONS

- 4.1 A representation was received from Hertfordshire Constabulary and is attached as **Appendix D**.
- 4.2 NHDC Environmental Health had initial concerns with the application and entered into negotiations with the applicant during the consultation period. The applicant subsequently amended the application to include some additional operating schedule conditions attached as **Appendix E**. However not all conditions requested by Environmental Health were agreed so a representation was received from NHDC Environmental Health and is attached as **Appendix F**.
- 4.3 Eight (8) representations against the application were received from 'other persons' and are attached as **Appendix G**.
- 4.4 Due to the amendments to the original application and some conditions being agreed with responsible authorities during the consultation period, to assist the sub-committee the revised application incorporating all changes is attached as **Appendix H**. The sub-committee should consider the relevant representations against this revised application.
- 4.5 The Councils Scheme of Delegation requires the licensing officer to determine whether a representation is relevant as specified within the Act. Where representations include paragraphs that are not relevant to the Act, these paragraphs have been clearly crossed through and marked as '*not relevant*' 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.**
- 4.6 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.
- 4.7 The applicant has been served with a copy of all representations by way of this report.
- 4.8 The applicant, Hertfordshire Constabulary, NHDC Environmental Health 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 as made
 - 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 2016 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 entertainment venues and community and cultural activities within a safe and enjoyable environment."

B7

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.

B8

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.

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 8.33 – 8.36 of the Statutory Guidance which state:

8.33

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.

8.34

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.*

8.35

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.

8.36

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.

D1.8

Whilst there is no requirement for applicants to consult with the responsible authorities prior to submitting an application the Council encourages pre-application dialogue to take place.

D1.9

The Council will not solicit representations by distributing notification of applications to nearby residents; all applications are listed on the Council's website and subject to the prescribed advertising requirements which the Council believes to be sufficient.

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.

D2.4

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.

D2.9

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.**

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.

D6.7

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.

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.

E2.4.1

"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.

E2.7.1

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.

E3.3.1

This may include noise and disturbance from customers on the premises and customers in outdoor areas such as terraces, beer gardens and smoking areas. It will also include noise, disturbance and obstruction from customers in the vicinity of premises smoking and/or drinking and customers arriving at, leaving or queuing outside premises. Measures to prevent a public nuisance may include, but are not limited to:

- use of time restrictions on specified areas of the premises (different times can apply to different areas);*
- cessation of the use of certain areas of the premises;*
- supervision of outdoor areas, entrances and exits;*
- suitably worded, clear and prominent signage;*
- restriction of seating in outdoor areas of the premises;*
- restriction of times that drinks can be taken in specified outdoor areas of the premises;*
- restriction of the number of customers permitted in specified outdoor areas of the premises, including time.*

E3.8.1

Measures to prevent a public nuisance may include:

- entering into a waste contract agreement;*
- provision of external litter bins for customers;*
- regular litter picks in the immediate surrounding area of the premises.*

E3.8.2

The Council is aware that it would be unreasonable and disproportionate to require licence holders to be responsible for littering associated with their products when patrons have gone beyond their control. The Council will, however, expect licence holders to take responsibility for ensuring that the immediate surrounding area is regularly cleared of litter associated with their business operation.

E3.9.2

The provision of well-managed and controlled entertainment will be encouraged to promote the vision, however the potential disturbance to residents and businesses will need to have been adequately considered by applicants as part of their operating schedule

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).

F4.1

In order to avoid duplication with other regulatory regimes the Council will not, as far as reasonably possible, attach conditions to licences unless they are appropriate for the promotion of the licensing objectives and inadequately covered by other legislation. Ordinarily, conditions will be considered unnecessary if they are already adequately covered by other legislation.

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.

F8.3

The Council recognises that initiatives are available that assist with calming or reducing the incidences of disorder or nuisance as customers leave a premises and expects these to be fully considered in the operating schedule.

G1.1

This section of the Policy deals with events with an intended capacity of five hundred and above. Capacities below that figure can be dealt with ordinarily by way of a temporary event notice which applies a 'light touch' approach to licensing, however, this does not preclude an application for a premises licence/club premises certificate.

G1.2

This section is to be read in conjunction with and supplementary to all others sections of the Policy.

G1.3

This section of the Policy is designed to assist applicants, responsible authorities, the public and Licensing Sub-Committees with applications in relation to large-scale events provided outdoors. Events such as music festivals, community fun days, etc. which take place on land open to the air but with the use of temporary demountable structures are considered to be outdoor events for the purposes of this Policy.

G2.1

Occasional and/or large scale events can be authorised by a one-off, a time-specific, or a permanent licence/certificate. Applicants are encouraged to seek advice on the most appropriate type of application from the Council's licensing team.

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.

G2.11

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.**

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.

G6.3.1

The Council is strongly of the view that it is not the responsibility of the police to provide a free security service for event organisers. The responsibility for security at events rests solely with the event organiser.

G6.3.2

Whilst it can be reasonably expected that the police will undertake their normal duties in support of an event, this service would be in addition to on-site security deployed by the event organiser.

G6.3.3

The Council is aware of existing case law in regard to the payment for policing resources at events and recognise the financial impact for event organisers. That said, if a police presence at an event is appropriate for the promotion of the licensing objectives, the Council accept that, save for exceptional circumstances, the need to secure the promotion of the licensing objectives outweighs the financial burden on the applicant.

G6.3.4

Where appropriate based on the evidence and/or any perceived risk, the Council may consider the imposition of conditions requiring a formal resourcing agreement with the police, including the advanced payment for such resourcing, to be entered into and complied with in order for the event to proceed.

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.

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
- (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.

H2.1

Whilst the Council accepts that NH SAG has no statutory role within the licensing regime and the responsibility for organising and managing a safe event lies with the event organiser, it strongly believes that NH SAG can provide invaluable experience and advice to applicants.

H2.2

This Policy encourages early discussions between applicants and the responsible authorities prior to the submission of an application and the NH SAG offers applicants access to a wide range of experience and knowledge. This facility is of particular assistance to applicants where an EMP is required as a licence condition. NH SAG can meet regularly with the applicant to review an EMP throughout its development, offering further advice and support where appropriate.

H2.3

No consent or approval of any proposals concerning event management or infrastructure, implied or otherwise, is to be taken from applicant attendance at NH SAG.

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.

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 (April 2017 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.

1.5

However, the legislation also supports a number of other key aims and purposes. These are vitally important and should be principal aims for everyone involved in licensing work.

They include:

- *protecting the public and local residents from crime, anti-social behaviour and noise nuisance caused by irresponsible licensed premises;*
- *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;*
- *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;*
- *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*
- *encouraging greater community involvement in licensing decisions and giving local residents the opportunity to have their say regarding licensing decisions that may affect them.*

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, (for example, whilst beer glasses may be available in toughened glass, wine glasses may not);*
- *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

The licensing authority should only impose conditions on a premises licence or club premises certificate which are appropriate and proportionate for the promotion of the licensing objectives. If other existing law already places certain statutory

responsibilities on an employer at or operator of a premises, it cannot be appropriate to impose the same or similar duties on the premises licence holder, or club. It is only where additional and supplementary measures are appropriate to promote the licensing objectives that there will be a requirement for appropriate, proportionate conditions to be attached.

2.1

Licensing authorities should look to the police as the main source of advice on crime and disorder. They should also seek to involve the local Community Safety Partnership (CSP).

2.3

Conditions should be targeted on deterrence and preventing crime and disorder including the prevention of illegal working in licensed premises. For example, where there is good reason to suppose that disorder may take place, the presence of closed-circuit television (CCTV) cameras both inside and immediately outside the premises can actively deter disorder, nuisance, anti-social behaviour and crime generally. Some licence holders may wish to have cameras on their premises for the prevention of crime directed against the business itself, its staff, or its customers. But any condition may require a broader approach, and it may be appropriate to ensure that the precise location of cameras is set out on plans to ensure that certain areas are properly covered and there is no subsequent dispute over the terms of the condition.

2.7

Licence holders have a responsibility to ensure the safety of those using their premises, as a part of their duties under the 2003 Act. This concerns the safety of people using the relevant premises rather than public health which is addressed 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. Conditions relating to public safety may also promote the crime and disorder objective as noted above. There will of course be occasions when a public safety condition could incidentally benefit a person's health more generally, but it should not be the purpose of the condition as this would be outside the licensing authority's powers (be ultra vires) under the 2003 Act. Conditions should not be imposed on a premises licence or club premises certificate which relate to cleanliness or hygiene.

2.8

A number of matters should be considered in relation to public safety. These may include:

- Fire safety;
- Ensuring appropriate access for emergency services such as ambulances;
- Good communication with local authorities and emergency services, for example communications networks with the police and signing up for local incident alerts (see paragraph 2.4 above);
- Ensuring the presence of trained first aiders on the premises and appropriate first aid kits;
- Ensuring the safety of people when leaving the premises (for example, through the provision of information on late-night transportation);
- Ensuring appropriate and frequent waste disposal, particularly of glass bottles;
- Ensuring appropriate limits on the maximum capacity of the premises (see paragraphs 2.12-2.13, and Chapter 10; and
- Considering the use of CCTV in and around the premises (as noted in paragraph 2.3 above, this may also assist with promoting the crime and disorder objective).

2.10

Licence holders should make provision to ensure that premises users safely leave their premises. Measures that may assist include:

- Providing information on the premises of local taxi companies who can provide safe transportation home; and

- *Ensuring adequate lighting outside the premises, particularly on paths leading to and from the premises and in car parks.*

2.12

“Safe capacities” should only be imposed where appropriate for the promotion of public safety or the prevention of disorder on the relevant premises. For example, if a capacity has been imposed through other legislation, it would be inappropriate to reproduce it in a premises licence. Indeed, it would also be wrong to lay down conditions which conflict with other legal requirements. However, if no safe capacity has been imposed through other legislation, a responsible authority may consider it appropriate for a new capacity to be attached to the premises which would apply at any material time when the licensable activities are taking place and make representations to that effect. For example, in certain circumstances, capacity limits may be appropriate in preventing disorder, as overcrowded venues can increase the risks of crowds becoming frustrated and hostile.

2.15

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.

2.16

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.

2.18

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.

2.19

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 emanating from the premises may also be appropriate to address any disturbance anticipated as customers enter and leave.

8.38

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 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.

8.39

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.**

8.41

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.

8.43

While applicants are not required to seek the views of responsible authorities before formally submitting their application, they may find them to be a useful source of expert advice on local issues that should be taken into consideration when making an application. Licensing authorities may wish to encourage co-operation between applicants, responsible authorities and, where relevant, local residents and businesses before applications are submitted in order to minimise the scope for disputes to arise.

8.44

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 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.

9.12

In their role as a responsible authority, the police are an essential source of advice and information on the impact and potential impact of licensable activities, particularly on the crime and disorder objective. The police have a key role in managing the night-time economy and should have good working relationships with those operating in their local area. The police should be the licensing authority's main source of advice on matters relating to the promotion of the crime and disorder licensing objective, but may also be able to make relevant representations with regard to the other licensing objectives if they have evidence to support such representations. The licensing authority should accept all reasonable and proportionate representations made by the police unless the authority has evidence that to do so would not be appropriate for the promotion of the licensing objectives. However, it remains incumbent on the police to ensure that their representations can withstand the scrutiny to which they would be subject at a hearing.

9.38

In determining the application with a view to promoting the licensing objectives in the overall interests of the local community, the licensing authority must give appropriate weight to:

- *the steps that are appropriate to promote the licensing objectives;*
- *the representations (including supporting information) presented by all the parties;*
- *this Guidance;*
- *its own statement of licensing policy.*

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 the 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 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.

10.10

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. 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.

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 The previous Statutory Guidance first issued in July 2004 and subsequently updated up until April 2012, specifically required Licensing Sub-Committees to ensure that their decisions were based on measures that were 'necessary' for the promotion of the licensing objectives. This placed a burden on the licensing authority to demonstrate that no lesser steps would satisfy the promotion of the licensing objectives and any conditions imposed on a licence would only be those necessary for the promotion of the licensing objectives with no opportunity to go any further.
- 8.3 The revised Statutory Guidance issued on 25th April 2012 and subsequently amended in October 2012, June 2013, October 2014, March 2015 and April 2017 has amended the 'necessary' test to one of 'appropriate'. This has changed the threshold which licensing authorities must consider when determining applications by requiring that they make decisions which are 'appropriate' for the promotion of the licensing objectives.
- 8.4 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 the 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 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.

- 8.5 It is anticipated that, in due course, case law will provide clarity on the meaning of 'appropriate' as referred to in paragraphs 9.42 and 9.44 of the Guidance. The sub-committee is therefore advised to give 'appropriate' its ordinary meaning, as expanded upon by paragraph 9.44 of the Guidance, subject to the over-riding requirement on all local authority decisions of reasonableness.
- 8.6 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.

- 8.7 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'.

Case law

- 8.8 As paragraph 2.16 of the Guidance confirms, public nuisance under the Licensing Act 2003 has a wide interpretation and it is for the sub-committee to determine, based on the evidence, whether they consider these issues to be a public nuisance.
- 8.9 The Guidance states at paragraph 2.21 that conditions relating to public nuisance beyond the vicinity of the premises are not appropriate and the Council's Statement of Licensing Policy supports that view. Conditions that it would be either impracticable or impossible for the licence holder to control would clearly be inappropriate.
- 8.10 That said, if behaviour beyond the premises can be clearly linked to a premises and it is causing a public nuisance, it is wrong to say that the Licensing Act 2003 cannot address this. Whilst conditions may well be inappropriate, if the evidence deems it necessary, times and/or activities under the licence could be restricted or, indeed, the application could be refused, suspended or revoked.
- 8.11 The magistrates court case of *Koultis v London Borough of Enfield*, 9th September 2011 considered this issue.
- 8.12 In a summary of the case provided by the Institute of Licensing it is reported that District Judge Daber considered an appeal against a decision of the local authority to restrict the hours of musical entertainment of a public house to mitigate the noise from patrons as they left the premises in response to representations from local residents. The appellant relied on the sections of the Guidance that state that "beyond the vicinity of the premises, these are matters for personal responsibility of individuals under the law. An individual who engages in anti-social behaviour is accountable in their own right" (para 2.24). It was also suggested that, given that certain residents were not disturbed, this did not amount to public nuisance within the meaning of para 2.19 of the Guidance as approved by Burton J in the Hope and Glory case.
- 8.13 The District Judge held that there was ample evidence of public nuisance relating to the specific premises, and that section 4 of the Act gave the

licensing authority a positive duty to deal with it proportionately. In this case, no less interventionist way of dealing with the nuisance had been suggested. He held that not only was the authority not wrong, but that it was in fact right to reduce the hours as it had. The appeal was therefore dismissed.

Evidence not to consider

- 8.14 Some representations have made reference to having not been formally informed of the application. All prescribed means of advertising the application were complied with in accordance with the Act; there is no requirement to consult directly with residents.
- 8.15 Some representations make reference to who would be liable for any damage to personal property as a result of the event. This is not a relevant consideration for the sub-committee as it doesn't relate directly to the licensing objectives. This would be a matter for residents to pursue as with any other incidents of damage to their property.
- 8.16 Some representations have made reference to the fact that the granting of this licence would set a precedent. This is not a relevant consideration as every application is considered on its own individual circumstances.
- 8.17 There are comments made in representations regarding the application stating how the applicant would control the sale of drugs with the objectors interpreting this as an 'acceptance' that there will be drug-related issues. As part of an application, an applicant is required to consider if a drug policy is required and it is best practice to provide one. This is not to be interpreted as the applicant anticipating the presence of drugs, it shows the applicant is putting a policy in place should it happen.
- 8.18 There are comments made in some representations regarding the financial gain of the event. Financial gain is not a relevant consideration under the Act.
- 8.19 The majority of representations have made reference to the impact that the event would have on animals, in particular horses. The licensing objectives prescribed by the Act do not include the impact of the welfare of animals; this is a matter which is considered separately under the Animal Welfare Act 2006. The Act does not seek to reproduce control measures available under other legislation. If a licence was granted, the licence holder would have a responsibility under the Animal Welfare Act 2006 to consider what impact this event would have on animals in the area.
- 8.20 A number of the representations have made reference to an Event Management Plan (EMP) being made available three (3) months before the event. Our licensing policy encourages this approach as it allows flexibility to the organisers to react to requirements of the responsible authorities and any issues that arise during the planning of the event such as the conditions of the ground due to weather. The event management plan would be a live document monitored by the responsible authorities to ensure that the licensing objectives are met.

New evidence

- 8.21 Other persons must restrict their oral submissions to the issues raised within their representations, although they can expand on the representations by way of examples, further information, etc.. They cannot raise new issues not mentioned within the written representation, for example if they have only

raised issues of crime and disorder, they cannot introduce issues of public safety orally at the hearing.

- 8.22 Any new documentation not circulated in advance to all parties within the hearing paperwork cannot be introduced at the hearing or presented to the sub-committee without all party consent.

9. Appendices

- 9.1 Appendix A Original application
- 9.2 Appendix B Amended timings to the application
- 9.3 Appendix C Conditions agreed with Environmental Protection
- 9.4 Appendix D Representation from Hertfordshire Constabulary
- 9.5 Appendix E Conditions agreed with Environmental Health
- 9.6 Appendix F Representation from Environmental Health
- 9.7 Appendix G Representation from other persons
- 9.8 Appendix H Revised application

10. CONTACT OFFICERS

- 10.1 Hannah Sweetman, Licensing Officer
hannah.sweetman@north-herts.gov.uk
01462 474231

APPENDIX

A

**Application for a premises licence to be granted
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.

I/We Sausage and Gobbler Productions Limited

(Insert name(s) of applicant)

apply for a premises licence under section 17 of the Licensing Act 2003 for the premises described in Part 1 below (the premises) and I/we are making this application to you as the relevant licensing authority in accordance with section 12 of the Licensing Act 2003

Part 1 – Premises details

Postal address of premises or, if none, ordnance survey map reference or description Bury Wood, Todds Green, Stevenage, Hertfordshire			
Post town	Stevenage	Postcode	SG1 2JE
Telephone number at premises (if any)		n/a	
Non-domestic rateable value of premises		£	

Part 2 - Applicant details

Please state whether you are applying for a premises licence as Please tick as appropriate

- | | | |
|--|-------------------------------------|-----------------------------|
| a) an individual or individuals * | <input type="checkbox"/> | please complete section (A) |
| b) a person other than an individual * | | |
| i as a limited company/limited liability partnership | <input checked="" type="checkbox"/> | please complete section (B) |
| ii as a partnership (other than limited liability) | <input type="checkbox"/> | please complete section (B) |
| iii as an unincorporated association or | <input type="checkbox"/> | please complete section (B) |
| iv other (for example a statutory corporation) | <input type="checkbox"/> | please complete section (B) |
| c) a recognised club | <input type="checkbox"/> | please complete section (B) |
| d) a charity | <input type="checkbox"/> | please complete section (B) |
| e) the proprietor of an educational establishment | <input type="checkbox"/> | please complete section (B) |

- f) a health service body please complete section (B)
- g) a person who is registered under Part 2 of the Care Standards Act 2000 (c14) in respect of an independent hospital in Wales please complete section (B)
- ga) a person who is registered under Chapter 2 of Part 1 of the Health and Social Care Act 2008 (within the meaning of that Part) in an independent hospital in England please complete section (B)
- h) the chief officer of police of a police force in England and Wales please complete section (B)

* If you are applying as a person described in (a) or (b) please confirm (by ticking yes to one box below);

I am carrying on or proposing to carry on a business which involves the use of the premises for licensable activities; or

I am making the application pursuant to a statutory function or

a function discharged by virtue of Her Majesty's prerogative

(A) INDIVIDUAL APPLICANTS (fill in as applicable)

Mr <input type="checkbox"/>	Mrs <input type="checkbox"/>	Miss <input type="checkbox"/>	Ms <input type="checkbox"/>	Other Title (for example, Rev)	
Surname			First names		
Date of birth over		I am 18 years old or over		<input type="checkbox"/> Please tick yes	
Nationality					
Current residential address if different from premises address					
Post town				Postcode	
Daytime contact telephone number					
E-mail address (optional)					

SECOND INDIVIDUAL APPLICANT (if applicable)

Mr <input type="checkbox"/>	Mrs <input type="checkbox"/>	Miss <input type="checkbox"/>	Ms <input type="checkbox"/>	Other Title (for example, Rev)	
Surname			First names		
Date of birth over		I am 18 years old or over		<input type="checkbox"/> Please tick yes	

Nationality			
Current postal address if different from premises address			
Post town		Postcode	
Daytime contact telephone number			
E-mail address (optional)			

(B) OTHER APPLICANTS

Please provide name and registered address of applicant in full. Where appropriate please give any registered number. In the case of a partnership or other joint venture (other than a body corporate), please give the name and address of each party concerned.

Name Sausage and Gobbler Productions Limited
Address Dalketh, Pottersheath Road, Welwyn, Herts, AL6 9ST
Registered number (where applicable) 10652787
Description of applicant (for example, partnership, company, unincorporated association etc.) Limited company
Telephone number (if any) n/a
E-mail address (optional) [REDACTED]

Part 3 Operating Schedule

When do you want the premises licence to start?

DD	MM	YYYY
2	1	07
2	0	18

If you wish the licence to be valid only for a limited period, when do you want it to end?

DD	MM	YYYY
2	2	07
2	0	18

Please give a general description of the premises (please read guidance note 1)

Farm land (established grassland) situated half a mile from junction 8 of A1 (M). A map of the site has been attached showing fields in relation to Stevenage Road -- a detailed plan of the site will be included in the Event Safety Management Plan showing access/egress routes and site layout.

If 5,000 or more people are expected to attend the premises at any one time, please state the number expected to attend.

n/a

What licensable activities do you intend to carry on from the premises?

(please see sections 1 and 14 and Schedules 1 and 2 to the Licensing Act 2003)

Provision of regulated entertainment (please read guidance note 2)

Please tick all that apply

- a) plays (if ticking yes, fill in box A)
- b) films (if ticking yes, fill in box B)
- c) indoor sporting events (if ticking yes, fill in box C)
- d) boxing or wrestling entertainment (if ticking yes, fill in box D)
- e) live music (if ticking yes, fill in box E)
- f) recorded music (if ticking yes, fill in box F)
- g) performances of dance (if ticking yes, fill in box G)
- h) anything of a similar description to that falling within (e), (f) or (g) (if ticking yes, fill in box H)

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 7)			<u>Will the performance of a play take place indoors or outdoors or both -- please tick</u> (please read guidance note 3)	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 4)		
Mon					
Tue			<u>State any seasonal variations for performing plays</u> (please read guidance note 5)		
Wed					
Thur			<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 6)		
Fri					
Sat					
Sun					

B

Films Standard days and timings (please read guidance note 7)			Will the exhibition of films take place indoors or outdoors or both – please tick (please read guidance note 3)		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 4)			
Mon						
Tue			<u>State any seasonal variations for the exhibition of films</u> (please read guidance note 5)			
Wed						
Thur			<u>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</u> (please read guidance note 6)			
Fri						
Sat						
Sun						

C

Indoor sporting events Standard days and timings (please read guidance note 7)			<u>Please give further details</u> (please read guidance note 4)
Day	Start	Finish	
Mon			
Tue			<u>State any seasonal variations for indoor sporting events</u> (please read guidance note 5)
Wed			
Thur			<u>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</u> (please read guidance note 6)
Fri			
Sat			
Sun			

D

Boxing or wrestling entertainments Standard days and timings (please read guidance note 7)			Will the boxing or wrestling entertainment take place indoors or outdoors or both – please tick (please read guidance note 3)	Indoors	<input type="checkbox"/>
Day	Start	Finish		Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Mon				<u>Please give further details here</u> (please read guidance note 4)	
Tue					
Wed			<u>State any seasonal variations for boxing or wrestling entertainment</u> (please read guidance note 5)		
Thur					
Fri			<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 6)		
Sat					
Sun					

E

Live music Standard days and timings (please read guidance note 7)			Will the performance of live music take place indoors or outdoors or both – please tick (please read guidance note 3)	
			Indoors	<input type="checkbox"/>
			Outdoors	<input checked="" type="checkbox"/>
			Both	<input type="checkbox"/>
Day	Start	Finish	Please give further details here (please read guidance note 4)	
Mon				
Tue				
Wed			State any seasonal variations for the performance of live music (please read guidance note 5)	
Thur				
Fri			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 (please read guidance note 6)	
Sat	1200	2300		
Sun	1200	2200		

F

Recorded music Standard days and timings (please read guidance note 7)			Will the playing of recorded music take place <u>indoors or outdoors or both – please tick</u> (please read guidance note 3)	Indoors	<input type="checkbox"/>
Day	Start	Finish		Outdoors	<input checked="" type="checkbox"/>
			Both	<input type="checkbox"/>	
Mon			<u>Please give further details here</u> (please read guidance note 4) Sound levels of recorded music will be played in the bar area, and will be at lesser volume level than the live music.		
Tue			We have staggered the end time of live music, recorded music and alcohol serving times in effort to promote a gradual flow of guests exiting the festival site (as opposed to them all exiting at the same time).		
Wed			<u>State any seasonal variations for the playing of recorded music</u> (please read guidance note 5)		
Thur					
Fri			<u>Non standard timings. Where you intend to use the premises for the playing of recorded music at different times to those listed in the column on the left, please list</u> (please read guidance note 6)		
Sat					
	1100				
Sun		0100			
	1030	2200			

G

Performances of dance Standard days and timings (please read guidance note 7)			<u>Will the performance of dance take place indoors or outdoors or both – please tick</u> (please read guidance note 3)	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 4)		
Mon					
Tue			<u>State any seasonal variations for the performance of dance</u> (please read guidance note 5)		
Wed					
Thur			<u>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</u> (please read guidance note 6)		
Fri					
Sat					
Sun					

H

Anything of a similar description to that falling within (e), (f) or (g) Standard days and timings (please read guidance note 7)			Please give a description of the type of entertainment you will be providing		
Day	Start	Finish	<u>Will this entertainment take place indoors or outdoors or both – please tick</u> (please read guidance note 3)	Indoors	<input type="checkbox"/>
Mon				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Tue			<u>Please give further details here</u> (please read guidance note 4)		
Wed					
Thur			<u>State any seasonal variations for entertainment of a similar description to that falling within (e), (f) or (g)</u> (please read guidance note 5)		
Fri					
Sat			<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 6)		
Sun					

I

Late night refreshment Standard days and timings (please read guidance note 7)			Will the provision of late night refreshment take place indoors or outdoors or both – please tick (please read guidance note 3)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
Day	Start	Finish		Both	<input type="checkbox"/>
Mon			<u>Please give further details here (please read guidance note 4).</u>		
Tue					
Wed			<u>State any seasonal variations for the provision of late night refreshment (please read guidance note 5)</u>		
Thur					
Fri			<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 (please read guidance note 6)</u>		
Sat					
Sun					

J

Supply of alcohol Standard days and timings (please read guidance note 7)			Will the supply of alcohol be for consumption – please tick (please read guidance note 8)	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 5)		
Mon					
Tue					
Wed					
Thur					
Fri					
Sat	1200				
Sun	0100		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 6)		
	1200	2200			

State the name and details of the individual whom you wish to specify on the licence as designated premises supervisor (Please see declaration about the entitlement to work in the checklist at the end of the form):

Name David Nye	
Date of birth 31/01/83	
Address Dalkeith, Pottersheath Road, Welwyn, Herts	
Postcode	AL6 9ST
Personal licence number (if known)	
Issuing licensing authority (if known)	

□□□□

K

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 9).
 n/a

L

Hours premises are open to the public Standard days and timings (please read guidance note 7)			State any seasonal variations (please read guidance note 5)
Day	Start	Finish	
Mon			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 (please read guidance note 6)
Tue			
Wed			
Thur			
Fri			
Sat			
	1000		
Sun	0100		
	1000	2200	

M Describe the steps you intend to take to promote the four licensing objectives:

a) General – all four licensing objectives (b, c, d and e) (please read guidance note 10)

A draft Event Safety Management Plan will be submitted 3 months prior to the event to include a Traffic Management Plan, Sound Management Plan and Noise Management Survey. We have already engaged traffic management and safety management companies of high repute to prepare this documentation and operate on the event weekend.

b) The prevention of crime and disorder

All drinks will be served in non-glass receptacles.
An Alcohol refusal policy will be in place for any persons acting or appearing to be in any way intoxicated.
SIA regulated stewards/security will be hired and placed at access/egress points and other appropriate locations, overseen by our Security Manager.
A Zero tolerance Drugs Policy will be in place for the event – to be enforced by security staff, overseen by our Security Manager.

c) Public safety

An Event Safety Management plan will be put into place, overseen by our Event Safety Advisor.
Risk Assessments will be carried out identifying reasonably foreseeable risks associated with the event and the location with appropriate mitigation taken.
Ticket sales shall not exceed 4999 (online advance sales monitored through website and on the day tickets will be monitored using a counter system).
Maximum capacity has been set at a safe level for the event site.

d) The prevention of public nuisance

A draft Noise Management Plan will be submitted 3 months prior to the event, and a final plan submitted for approval no later than 1 month prior to the event following comments from Environmental Health.
The music stage will be positioned towards the A1(M) motor way.
Waste will be collected and disposed of using a licensed waste disposal contractor.

e) The protection of children from harm

An Event Child Safety Policy will be put in place.
Children under 18 years of age will only be admitted entry accompanied by an adult over the age of 21 years of age. Security shall request identification when required. In the event that a person is unable to prove they are 18 years of age or over and is without an accompanying adult they will be refused entry. This event is targeted as a family event.
A Lost Children Policy will be in place – a designated welfare tent will be provided and a tannoy/speaker system in place for communication purposes.
If any attractions are unsuitable for a particular age this will be publicised at that attraction.
A Challenge 25 policy will be in place for alcohol sales, including signage in the bar areas. All bar staff will be over 18 years of age and will have received sufficient training.

Checklist:

Please tick to indicate agreement

- I have made or enclosed payment of the fee.
- I have enclosed the plan of the premises.
- I have sent copies of this application and the plan to responsible authorities and others where applicable.
- I have enclosed the consent form completed by the individual I wish to be designated premises supervisor, if applicable.
- I understand that I must now advertise my application.
- I understand that if I do not comply with the above requirements my application will be rejected.

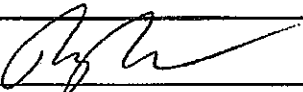
[Applicable to all individual applicants, including those in a partnership which is not a limited liability partnership, but not companies or limited liability partnerships] I have included documents demonstrating my entitlement to work in the United Kingdom (please read note 15).

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.

IT IS AN OFFENCE UNDER SECTION 24B OF THE IMMIGRATION ACT 1971 FOR A PERSON TO WORK WHEN THEY KNOW, OR HAVE REASONABLE CAUSE TO BELIEVE, THAT THEY ARE DISQUALIFIED FROM DOING SO BY REASON OF THEIR IMMIGRATION STATUS. THOSE WHO EMPLOY AN ADULT WITHOUT LEAVE OR WHO IS SUBJECT TO CONDITIONS AS TO EMPLOYMENT WILL BE LIABLE TO A CIVIL PENALTY UNDER SECTION 15 OF THE IMMIGRATION, ASYLUM AND NATIONALITY ACT 2006 AND PURSUANT TO SECTION 21 OF THE SAME ACT, WILL BE COMMITTING AN OFFENCE WHERE THEY DO SO IN THE KNOWLEDGE, OR WITH REASONABLE CAUSE TO BELIEVE, THAT THE EMPLOYEE IS DISQUALIFIED.


Part 4 – Signatures (please read guidance note 11)

Signature of applicant or applicant’s solicitor or other duly authorised agent (see guidance note 12). If signing on behalf of the applicant, please state in what capacity.

Declaration	<ul style="list-style-type: none"> • [Applicable to individual applicants only, including those in a partnership which is not a limited liability partnership] I understand I am not entitled to be issued with a licence if I do not have the entitlement to live and work in the UK (or if I am subject to a condition preventing me from doing work relating to the carrying on of a licensable activity) and that my licence will become invalid if I cease to be entitled to live and work in the UK (please read guidance note 15). • The DPS named in this application form is entitled to work in the UK (and is not subject to conditions preventing him or her from doing work relating to a licensable activity) and I have seen a copy of his or her proof of entitlement to work, if appropriate (please see note 15)
Signature	
Date	30/10/2017
Capacity	Managing Partner, Sausage and Gobbler Productions Limited

For joint applications, signature of 2nd applicant or 2nd applicant’s solicitor or other authorised agent (please read guidance note 13). If signing on behalf of the applicant, please state in what capacity.

Signature	n/a
Date	
Capacity	

Contact name (where not previously given) and postal address for correspondence associated with this application (please read guidance note 14)			
David Nye Dalkeith Pottersheath Road			
Post town	Welwyn	Postcode	AL6 9ST
Telephone number (if any)			
If you would prefer us to correspond with you by e-mail, your e-mail address (optional)			

Notes for Guidance

1. 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 for consumption of these off-supplies, you must include a description of where the place will be and its proximity to the premises.
2. 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.
3. Where taking place in a building or other structure please tick as appropriate (indoors may include a tent).
 4. For example the 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.
 5. For example (but not exclusively), where the activity will occur on additional days during the summer months.
 6. For example (but not exclusively), where you wish the activity to go on longer on a particular day e.g. Christmas Eve.
 7. 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.
 8. 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'.
 9. 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.
 10. Please list here steps you will take to promote all four licensing objectives together.
 11. The application form must be signed.
 12. An applicant's agent (for example solicitor) may sign the form on their behalf provided that they have actual authority to do so.
 13. Where there is more than one applicant, each of the applicants or their respective agent must sign the application form.
 14. This is the address which we shall use to correspond with you about this application.
- 15. Entitlement to work/immigration status for individual applicants and applications from partnerships which are not limited liability partnerships:**

A licence may not be held by an individual or an individual in a partnership who is resident in the UK who:

- does not have the right to live and work in the UK; or
- is subject to a condition preventing him or her from doing work relating to the carrying on of a licensable activity.

Any premises licence issued in respect of an application made on or after 6 April 2017 will become invalid if the holder ceases to be entitled to work in the UK.

Applicants must demonstrate that they have an entitlement to work in the UK and are not subject to a condition preventing them from doing work relating to the carrying on of a

licensable activity. They do this by providing with this application copies or scanned copies of the following documents (which do not need to be certified).

Documents which demonstrate entitlement to work in the UK

- An expired or current passport showing the holder, or a person named in the passport as the child of the holder, is a British citizen or a citizen of the UK and Colonies having the right of abode in the UK [please see note below about which sections of the passport to copy].
- An expired or current passport or national identity card showing the holder, or a person named in the passport as the child of the holder, is a national of a European Economic Area country or Switzerland.
- A Registration Certificate or document certifying permanent residence issued by the Home Office to a national of a European Economic Area country or Switzerland.
- A Permanent Residence Card issued by the Home Office to the family member of a national of a European Economic Area country or Switzerland.
- A current Biometric Immigration Document (Biometric Residence Permit) issued by the Home Office to the holder indicating that the person named is allowed to stay indefinitely in the UK, or has no time limit on their stay in the UK.
- A current passport endorsed to show that the holder is exempt from immigration control, is allowed to stay indefinitely in the UK, has the right of abode in the UK, or has no time limit on their stay in the UK.
- A current Immigration Status Document issued by the Home Office to the holder with an endorsement indicating that the named person is allowed to stay indefinitely in the UK or has no time limit on their stay in the UK, when produced in combination with an official document giving the person's permanent National Insurance number and their name issued by a Government agency or a previous employer.
- A full birth or adoption certificate issued in the UK which includes the name(s) of at least one of the holder's parents or adoptive parents, when produced in combination with an official document giving the person's permanent National Insurance number and their name issued by a Government agency or a previous employer.
- A birth or adoption certificate issued in the Channel Islands, the Isle of Man or Ireland when produced in combination with an official document giving the person's permanent National Insurance number and their name issued by a Government agency or a previous employer.
- A certificate of registration or naturalisation as a British citizen, when produced in combination with an official document giving the person's permanent National Insurance number and their name issued by a Government agency or a previous employer.
- A current passport endorsed to show that the holder is allowed to stay in the UK and is currently allowed to work and is not subject to a condition preventing the holder from doing work relating to the carrying on of a licensable activity.

- A current Biometric Immigration Document (Biometric Residence Permit) issued by the Home Office to the holder which indicates that the named person can currently stay in the UK and is allowed to work relation to the carrying on of a licensable activity.
- A current Residence Card issued by the Home Office to a person who is not a national of a European Economic Area state or Switzerland but who is a family member of such a national or who has derivative rights or residence.
- A current Immigration Status Document containing a photograph issued by the Home Office to the holder with an endorsement indicating that the named person may stay in the UK, and is allowed to work and is not subject to a condition preventing the holder from doing work relating to the carrying on of a licensable activity when produced in combination with an official document giving the person's permanent National Insurance number and their name issued by a Government agency or a previous employer.
- A Certificate of Application, less than 6 months old, issued by the Home Office under regulation 17(3) or 18A (2) of the Immigration (European Economic Area) Regulations 2006, to a person who is not a national of a European Economic Area state or Switzerland but who is a family member of such a national or who has derivative rights of residence.
- Reasonable evidence that the person has an outstanding application to vary their permission to be in the UK with the Home Office such as the Home Office acknowledgement letter or proof of postage evidence, or reasonable evidence that the person has an appeal or administrative review pending on an immigration decision, such as an appeal or administrative review reference number.
- Reasonable evidence that a person who is not a national of a European Economic Area state or Switzerland but who is a family member of such a national or who has derivative rights of residence in exercising treaty rights in the UK including:-
 - evidence of the applicant's own identity – such as a passport,
 - evidence of their relationship with the European Economic Area family member – e.g. a marriage certificate, civil partnership certificate or birth certificate, and
 - evidence that the European Economic Area national has a right of permanent residence in the UK or is one of the following if they have been in the UK for more than 3 months:
 - (i) working e.g. employment contract, wage slips, letter from the employer,
 - (ii) self-employed e.g. contracts, invoices, or audited accounts with a bank,
 - (iii) studying e.g. letter from the school, college or university and evidence of sufficient funds; or
 - (iv) self-sufficient e.g. bank statements.

Family members of European Economic Area nationals who are studying or financially independent must also provide evidence that the European Economic Area national and any family members hold comprehensive sickness insurance in the UK. This can include a private medical insurance policy, an EHIC card or an S1, S2 or S3 form.

Original documents must not be sent to licensing authorities. If the document copied is a passport, a copy of the following pages should be provided:-

- (i) any page containing the holder's personal details including nationality;
- (ii) any page containing the holder's photograph;
- (iii) any page containing the holder's signature;

- (iv) any page containing the date of expiry; and
- (v) any page containing information indicating the holder has permission to enter or remain in the UK and is permitted to work.

If the document is not a passport, a copy of the whole document should be provided.

Your right to work will be checked as part of your licensing application and this could involve us checking your immigration status with the Home Office. We may otherwise share information with the Home Office. Your licence application will not be determined until you have complied with this guidance.

Site Overview

60-64 Oswald Road
Southrop
North Lincs
DN15 7PQ

ROAD TRAFFIC SOLUTIONS

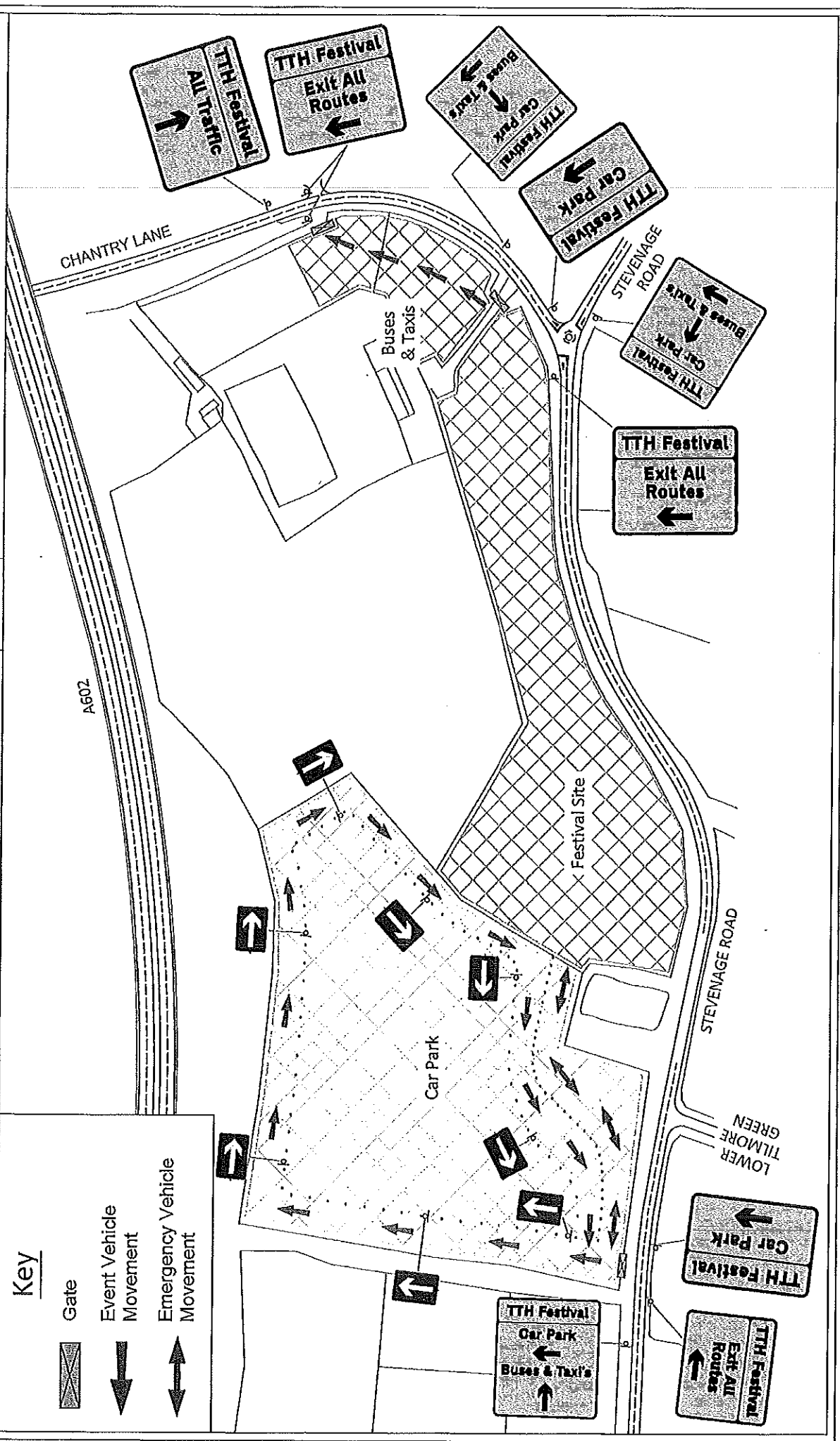
Todd in the Hole 2017

Drawn:	D. Martin
Date:	26.10.17
Issue:	1
Drawing Approved:	L Wilkinson



Key

- Gate
- Event Vehicle Movement
- Emergency Vehicle Movement



APPENDIX

B

Hannah Sweetman

From: [REDACTED]
Sent: 27 November 2017 17:01
To: Hannah Sweetman; 'davidnye'
Cc: Eric Stuart - Gentian Events Ltd; Alex Pender
Subject: RE: Premises licence application
Attachments: Comments on representation against premises license_Barry and Vivien Huffer.pdf

Follow Up Flag: Follow up
Flag Status: Flagged

Dear Hannah,

Please also note that we wish to voluntarily adjust our application, to change the timing to close alcohol sales and end live/recorded music at 2300hrs on Saturday night.

Regards,

Nicola

Nicola Gates
Festival Coordinator
Todd in the Hole
<https://www.toddinthehole.co.uk/>

APPENDIX

C

Draft EP licence conditions 20.11.17- Todd in the Hole 2018

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 the event. The Licensing Authority and Council's 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 the event. This timescale shall remain in place unless otherwise agreed in writing by the Council's Noise Control Officer.

2. (a) A noise management plan shall be submitted to and approved in writing by the Council's Noise Control Officer no later than six (6) weeks prior to the commencement of the event. The plan shall include, but not be limited to, the following unless otherwise agreed in writing by the Council's 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's 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 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's 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's Noise Control Officer confirms the revised timescale in writing.

(b) Where the requirements of condition 2(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's Noise Control Officer to ascertain if any additional measures, noise predictions or noise criteria are required. If the Council's 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's Noise Control Officer, their requirements will form part of the noise management plan.

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

4. The premises licence holder shall ensure that a post event report is provided to the Licensing Authority and the Council's Noise Control Officer no later than thirty-one (31) days after the event. This timescale shall remain in place unless otherwise agreed in writing by the Council's 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.

APPENDIX

D



**HERTFORDSHIRE
CONSTABULARY**

Licensing Act 2003

REPRESENTATION FORM FROM RESPONSIBLE AUTHORITIES

[NORTH HERTS DISTRICT COUNCIL] LICENSING AUTHORITY

Responsible Authority: Police

Your Name	Eddie Matthews
Job Title	Police Sergeant 518, Events & Operational Planning Unit, Hertfordshire Constabulary.
Postal address	Hatfield Police Station Comet Way Hatfield Herts. AL10 9SJ
Email Address	[REDACTED]
Contact telephone number	[REDACTED]
Facsimile Number	NA

Name of the premises you are making a representation about	Bury Wood, Todds Green,	
Address of the premises you are making a representation about	Stevenage SG12JE	
Details of the individual you are making representations about	Name	<u>Address</u>
	Date & Place of Birth	
Is this the first objection in respect of this individual or these premises	Yes	<u>Brief details / cross reference</u> Hertfordshire Police in partnership with NHDC, their Licensing Policy and the Constabulary Licensing Policy endeavour to promote safe and family friendly environments. The Constabulary has concerns regarding this application and accordingly on behalf of the Chief Constable I represent against it.

		<p>This application is for a 2 day weekend period Saturday 21st & Sunday 22nd July 2018. The location is described as Farm land (pasture) situated half a mile from junction 8 of A1 (M).</p>
		<p>Based on the current information provided we have concerns regarding the location for the event. Also the applicant has yet to display and agree a process on how the event will be managed.</p>

Licensing Objections

Which of the four licensing Objectives does your representation relate to?	Yes Or No	Evidence supporting representation or reason for representation. Please use continuation sheet as required
To prevent crime and disorder	Yes	<p>The map provided lacks detail in that it outlines the Festival site but does not state what the licensable area is. A more detailed site plan would assist in assessing any potential safety security risks for ingress or egress or movement around the site. The application is suggesting live music concluding 2300hrs Sat & 2200hrs Sun with recorded music, and alcohol until 0100hrs & 2200hrs respectively. There is no application for late night refreshments, therefore this could lead to increased likelihood of intoxication resulting in anti-social behaviour both on site and whilst leaving the site which could impact on the local community.</p> <p>When meeting with a representative of the applicant the intention was to have one main stage for live performances there was no mention of the recorded music until 0100hrs. The representative did indicate that the live acts would be in line of tribute acts of well known groups. The application does suggest recorded music in the bar areas to promote a gradual egress. This will need to be clarified as part of any policing operation to properly risk assess the event. Discussions have commenced and will</p>

		continue.
Public safety	Yes	<p>The location for this event is a small village just off the A1. This would suggest that the majority of festival goers would arrive by vehicle unless there is a robust traffic management plan the increase in traffic in the area could have an impact on the local community. Traffic management would be a vital factor in managing this event safely, with parking and emergency access including entry and exit points needing to be clearly identified and agreed as suitable within any Event Management Plan.</p> <p>Any EMP would need to display the Management process of maximising safety for all those attending the event, and to show how the organisers intend to minimise identified risks to those attending the event.</p>
To prevent public nuisance	Yes	<p>The location for this event is a small village just off the A1. As already suggested the majority of festival goers would be arriving and departing by vehicle therefore a robust TM plan would be required to minimise the impact on local residents. Also with a finish of 0100hrs this could also have an impact within the local community.</p>
To protect children from harm		<p>Whilst I would expect a Challenge 21 or 25 policy to be in place. We would wish to see clarity on Safeguarding procedures for children and vulnerable adults. Police would require these as a condition to ensure adequate safeguarding is in place as part of any Event Management Plan</p>

<p>Suggested conditions that could be added to the licence to remedy your representation or other suggestions you would like the Licensing Sub Committee to take into account. Please use separate sheets where necessary and refer to checklist.</p>	<p>Due to the above concerns and based on current information available. I recommend consideration be given refusal to this application unless voluntary conditions and an earlier finish time for Live music 2230hrs & 2200hrs respectively alcohol sales and recorded music 2300hrs & 2200hrs respectively with the site cleared by midnight & 2300hrs respectively can be agreed with the applicant. If the sub-committee are minded to grant the application I would recommend the attached conditions for consideration as a minimum to</p>
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	meet the licensing objectives.
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Signed on behalf of Hertfordshire Constabulary Sgt 518 Matthews.....

Date: 1st December 2017.....

Please submit this form along with any additional sheets to: [insert name and address] or email to [Insert email address]

This form must be returned within the Statutory Period.

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 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.

1. 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. Any variations of the final version to be circulated to the responsible authorities
2. The Event Management Plan will include, but will not be limited to allow the EMP to reflect the management of the event:

The EMP should include but not exclusively the following

- i) an evacuation plan (including zones of relative safety);
- ii) a stewarding plan (including details of staff deployments and confirmation of qualification for the role carried out.
- iii) medical plan and first aid provisions;
- iv) insurance provisions (including all temporary demountable structures);
- v) details of all temporary demountable structures (including certification, onsite monitoring and sign-off process);
- vi) event control location, staffing and meeting plan;
- vii) 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);
- viii) capacity calculations for all temporary demountable structures and all outdoor areas of the site (including car parks);
- ix) 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);
- x) lost and found personnel/property policies;
- xi) welfare service provision (including details of all welfare service providers, first aid provisions, infrastructure, drinking water, etc.);
- xii) a security plan (including site security provision, search policies, staffing deployment, staffing accreditation, staffing training, and data sharing protocols);
- xiii) site ingress/egress procedures (including management arrangements);
- xiv) site lighting (including the provision of artificial lighting and emergency lighting);
- xv) sanitary provisions (including toilets, washing facilities, washing-up facilities, waste

- water disposal, and on-site management arrangements);
- xvi) external and internal site fencing (including front of house barriers);
- xvii) a site layout plan (including zonal grid markings);
- xviii) 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);
- xix) a major incident plan;
- xx) a safeguarding plan (including children, vulnerable persons)
- xxi) alcohol, drugs, crime strategies and intervention protocol to be agreed with Hertfordshire Constabulary no less than 28 days prior to the event
- xxii) resident liaison arrangements;
- xxiii) a waste management plan (including on and off site provision, and management arrangements);
- xxiv) a noise management plan;
- xxv) risk assessments for all activities relating to the event;
- xxvi) details of proposed special effects (including fireworks, lasers, dry ice, special lighting effects) and proposed safety arrangements associated with their use;
- xxvii) layout of and facilities in any campsites (including management arrangements, and policies relating to camp-fires and barbecues);
- xxviii) a smoking policy for the event site;
- xxix) 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);

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.
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.

APPENDIX

E

Conditions agreed with NHDC Environmental Health

PS4 – 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

PS5 – Safety Officer

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

APPENDIX

F

Committee report to North Hertfordshire District Council's Licensing Authority

Re: Bury Wood, Todds Green, Stevenage, Hertfordshire. SG1 2JE

**Subject: Application for a premises license by Sausage and Gobbler Productions Ltd.
Dalkeith, Pottersheath Road, Welwyn Garden City. AL6 9ST
Ref: Tascomi application 5836**

Introduction

I am making a representation in respect of this premises license application under the licensing objective of "public safety".

The application for a premises license is to hold a music festival called **Todd in the Hole** at the above location on 21st – 22nd July 2018.

Background information and layout

The site is green field site on the edge of Todds Green, and is approximately 400m long and 40m at the narrowest point. It is flanked on one side by bury wood and the other by Stevenage Road, which is a busy rural road between Titmore Green and Todds Green. There is only one existing access to the site from Chantry Lane, which is to the east end of the proposed site. The applicant is proposing to add another exit to the south west of the site for customer parking, which would open onto the rural road between Todds Green and Titmore Green.

Organising and running a safe music festival over 2 days needs careful planning by suitably qualified and experienced event management. Due to site constraints of the location it will be very difficult to plan a safe event for the proposed capacity of 4999.

Areas of concern

I am concerned that this site may not be suitable for an event of this size, and my reasons are as follows;

1. It will difficult to manage safe ingress and egress of 4999 people from the site,
2. It will be difficult to safely separate vehicle and pedestrians at the entrances to the site,
3. There is no pedestrian footway near the site, and so any patrons leaving on foot would be walking along unlit country roads in the dark,
4. The rural road between Todds Green and Titmore Green is only just wide enough for 2 way traffic without pedestrians. The proposed site would give rise to 2 way traffic along this road at the same time as pedestrians at ingress and egress,
5. In the event of an evacuation emergency vehicles could be in conflict with exiting patrons due to only 2 exits,
6. Due to the layout and restrictions on exits, it will be very difficult to safely evacuate 4999 people from the site, in case of full evacuation being necessary.

To be able to mitigate the safety hazards listed above, the Applicant will need to introduce control measures and suitable management arrangements to deliver a safe Event.

Part of the management arrangements that would be expected for an event of this size, would be a documented Event Safety Management Plan (ESMP). This should contain all of the necessary information for the Applicant, employees and contractors to run the event safely. It is important that this contains a breakdown of roles and responsibilities and the Event Management structure, so there is a clear chain of command. This is needed to

ensure that individuals understand their authority to make decisions, in case the senior management are not available. The document should also contain the Emergency Plans for foreseeable evacuation scenarios, and similar events.

The ESMP should be made available as a draft document in advance of the Event to Responsible Authorities. This is to allow them to give feedback and guidance to the Applicant and team, if beneficial to the overall safety of the event. It will also allow agencies to plan for any contingencies with understanding of the nature and layout of the Event.

A "final" ESMP should be submitted at least 28 days before the Event, based on the best evidence of the likely attendance, layout and activities on site. It is appreciated that this may change within the 28 days, due to unforeseen circumstances. Any such changes that have been made to the ESMP should be recorded by the licensee and circulated to responsible authorities in a timely manner. The Licensee may not fully appreciate the effects that such changes may have on contingency planning.

It is also important that any temporary structures (such as stages, marquees, lighting towers and similar) are properly assembled, capable of the intended usage and not modified without specialist input. The Applicant needs to have processes in place to demonstrate safety of the temporary structures, and their limitations.

Recommendations

It was not possible to agree conditions with the applicant covering the submission of an Event Safety Management Plan in the consultation period, and so if the Committee are minded to grant this application, I would recommend following conditions be added to the premises license.

PS1 – Event Safety Management Plan

The premises licence holder shall submit a draft Event Safety 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. . Any necessary safety changes to the final plan made after submission, Should be recorded within the plan in an appendix together with the justification For said changes. Any such changes should be circulated to Responsible Authorities In a timely manner before the event.

PS2 – Event Safety Management Plan

The Event Management Plan shall cover the following areas to the complete satisfaction of the Council's Environmental Health Officer:

- 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 (including public address system) and the use of barriers;*
- f) details of proposed special effects (including fireworks, lasers, dry ice, special lighting effects) and proposed safety arrangements associated with their use;*
- g) layout and facilities in any campsites and management arrangements for camping areas (including policies on camp-fires and barbecues);*
- h) smoking policy in the licensed area;*
- i) medical and first aid provision;*
- j) plan for controlling and managing vehicle movements on the site on event days, during site build-up and site breakdown;*
- k) management arrangements for site access and egress;*
- l) 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;*
- m) provision of artificial lighting to all parts of the licensed area, including emergency lighting;*
- n) arrangements for the provision of sanitary accommodation (including toilets, washing facilities and washing-up facilities) plus methods for the disposal of waste water;*
- o) arrangements for the management of sanitary accommodation during the event.*
- p) details of the provision of drinking water in the licensed area during the event.*

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:

- a) a plan to a suitable scale indicating the location of all such structures;*
- b) a description and type of each structure, for non-standard structures a detailed design statement should accompany the description;*
- c) 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 design and sign-off;*
- iv) for monitoring the structure during the licensed period*
- d) location and availability of the 'sign-off for use' completion certificates;*
- e) monitoring of structures in line with the risk assessment*
- f) details of the limitations placed upon the structure other than wind speed;*
- g) 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;*



Alex Pender
Senior Environmental Health Officer
North Hertfordshire District Council

29th November 2017

APPENDIX

G

LICENSING ACT 2003 - REPRESENTATION FORM

To make a representation in respect of an application for a Premises Licence or Club Premises Certificate please complete the following form. For representations to be considered relevant they must relate to one or more of the four "Licensing Objectives" (listed below).

Please note all representations will be made available for applicants to view. If you make a representation objecting to the application it is likely that you will be called upon to attend a hearing and present your objection before a Licensing Committee.

Personal Details

Name: Geoffrey Potter (Licensing Officer)

Address: Environmental Health and Licensing, Stevenage Borough Council,
Daneshill House, Danestrete, Stevenage

Postcode: SG1 1HN

Licence application you wish to make a representation on

You do not need to answer all of the questions in this section, but please give as much information as you can:

Application Number: Not known

Name of Licensee: David Nye, Sausage and Gobbler Productions Ltd.

Name of Premises (if applicable): Todd in the Hole Festival

Premises Address (where the Licence will take effect): Bury Wood, Todds
Green, Stevenage

Postcode: SG1 2JE

Reason/s for representation

Under the Licensing Act 2003, for a representation to be relevant it must be one that is about the likely effect of the application on the promotion of the four licensing objectives. Any representations that are considered to be vexatious or frivolous will not be considered

Fill in reason/s for your representation in the space provided under each Licensing Objective it relates to.

The Prevention of Crime and Disorder

The event location is in a very small village which only has one minor road running through it. The influx of 5000 people will cause huge traffic and noise disruption and disorder. The local residents have contacted the leader of Stevenage Borough Council expressing their concerns that this quiet village will be adversely affected by this event and since detailed event plans will not be submitted until after the Premises Licence is due to be granted, there is no way of alleviating their concerns that the influx of people will not seriously affect their quality of life in terms of illegal parking, litter, noise nuisance, and the use of their gardens due to inadequate toilet facilities. Furthermore the local small businesses in the area have also expressed concerns that their customers will be forced away by the event.

Public Safety

The flow of traffic through the village will be seriously affected and there are concerns over road safety due to illegal parking and mud from the event being brought onto the road. The road isn't suitable for this level of traffic and this will cause serious congestion.

The event location is on the border with Stevenage Borough Council and therefore likely to affect its residents in terms of signage and traffic flow, and to date the Council has not been consulted regarding this matter. ~~There is a significant amount of livestock housed in the vicinity which is likely to be subjected to stress resulting from the event,~~ including horses at the nearby riding school which regularly use roads and the tracks around the village. There are no plans in regard to lighting or safe free drinking water at this time.

NOT RELEVANT.

The Prevention of Public Nuisance

There are serious concerns over the impact on quality of life of Stevenage Borough Council residents with regards to the volume of noise from this event which is planned to take place over a weekend. No measures have been identified to control noise emanating from the festival itself or from people arriving/leaving. There are also concerns over potential littering from this event and the adequacy of toilet facilities for the anticipated attendance.

The Protection of Children from Harm

The application states children will be allowed into the event but there is nothing at present to show how they will be identified to bar staff. There will be a challenge 25 but no mention of wristbands or similar to ensure children are not served. Additionally no mention of whether staff will be qualified or trained in any way. There is nothing on the application to state there quiet or safe areas for children will be located. It is concerning that the plan is to license the whole field leaving children without a drink free safe area.

On behalf of Stevenage Borough Council, dated 1st December 2017

Greenfields, Todds Green, Stevenage, Herts SG1 2JE

Tel: [REDACTED] Mobile: [REDACTED]

E-mail: [REDACTED]

North Hertfordshire District Council
Licensing and Enforcement
PO Box10613
Nottingham
NG6 6DW

15th November 2017

To whom it may concern

Re: Application by Mr David Nye, Sausage and Gobbler Productions Ltd, for a Premises License to hold a Music Festival (Todd in the Hole) at Bury Woods, Todds Green, Stevenage, Herts SG1 2JE on Saturday 21st and Sunday 22nd July 2018

It has come to our notice that the above application has been made and we wish to make our objections to the application known when it is considered.

The application is wholly inappropriate given its proximity to the residential area of Todds Green in general and in particular the houses that are barely a stones throw from the site, the nearest being the opposite side of the road from a proposed entrance to the site.

With regard to the four main licensing objectives we would raise the following concerns:

1) The prevention of crime and disorder

The location of Todds Green is such that we experience almost zero casual footfall and as a result almost zero crime or vandalism caused by such footfall. As attendance at this festival by the use of public transport would require hundreds if not thousands (attendance is proposed to be limited to 4,999) to pass through Todds Green from the bus stop in Fishers Green to the site, the possibility of both crime and disorder is not only greatly increased it is almost inevitable. Regardless of whether it was petty or serious it would cause varying levels of distress and/or trauma to those that suffered it and prevention is better than cure and absolutely necessary.

Road access to Todds Green is limited and Todds Green does not have any large business or organisation located there resulting in minimal traffic movements except when it is used as a "rat run" to Stevenage based employment during commuter rush hours. This event has the potential to generate a similar level of traffic movements by those attending this function resulting in an increase in the likelihood of breaches of the Road Traffic Act and other vehicle legislation and there would also be the risk of friction and possibly disorder between attendees and residents trying to reasonably access their properties.

We note the proposal to provide shuttle buses but would suggest that this could in no way guarantee that this would substantially reduce the numbers of vehicles attending the event and that it would still cause major congestions issues on the roads leading to and from Todds Green. On the contrary the plan provided with the application indicates that they intend directing the traffic exiting from the site in the direction of Todds Green rather than the opposite direction where there are a very limited number of properties and residents and a larger number of alternative exit routes and capacity for stationary traffic. There is an attempt to direct traffic along

Chantry Lane but any driver with local knowledge will know of the problems trying to access the Corey's Mill Roundabout from a road that is not part of the traffic light controlled access to that roundabout and will ignore the signage and drive through Todds Green, precisely the reason it used as a "rat run" on week days.

We note the applicants comments about controlling the consumption of alcohol and the sale of illegal drugs but it is not unreasonable to suspect that such controls would not be 100% successful and we would be faced with attendees leaving the function either drunk or having consumed drugs with the resulting prospect of disorderly conduct as they passed by our homes in the early hours of the morning. We note the applicant makes no comment about clearing the site when the musical acts etc have stopped in fact they propose using recorded music which will encourage the audience to stay and consume even more alcohol making the timings applied for purely nominal with the site not being cleared until hours after. Also there is no consideration of preventing attendees bringing their own supplies of alcohol/drugs on site which could be consumed after the event bars have been closed.

~~The comments about the control of sale of drugs at the event is open admission that they expect that to happen which makes the event present a high risk that related crimes will occur and will require the presence of an already over stretched local police force to ensure that drug dealing does not take place outside the event location on the roads in Todds Green leading to the event.~~

NOT RELEVANT.

The proposed action to prevent the over sale of tickets is at best superficial and at worst would be totally ineffective. It would be naïve to believe that the organisers faced with queues when they reached 4,999 would not continue to allow entry whether paid and registered or not. To allow entry would be illegal and to prevent could lead to disorder. Insisting that all tickets should be pre sold and banning ticket sales at the gate would be the only effective control on numbers.

The comments made by the applicant about crowd and behaviour control both on and off site are impossible to evaluate without seeing the Event Management Plan but it would appear that this does not have to be presented until 3 months before the event which is too late if they already have the license. We are also concerned whether we as interested parties would get the opportunity to comment on its suitability.

Far more information must be provided about the intended live and recorded music to ensure that it will not attract attendance by an audience that would increase the possibility of crime and/or public disorder.

The proposed hours for the sale of alcohol and the playing of music would inevitably lead to noise and disturbance in the early hours of Sunday and possibly Monday for the residents of Todds Green, activity may be limited to those times but clearing the site would take some hours longer.

2) Public safety

The proposed access and egress for the site present grave concerns about road safety. The potential volumes of traffic and pedestrians presented by up to 4,999 people attending the site that has no footpath access and visually/size limited vehicle access is totally unsuitable. The proposed entrance to the bus and taxi car park has a mini roundabout within yards in one direction and a blind bend a similar distance in the other direction making both access and egress extremely dangerous for all types of vehicles but particularly for any larger vehicle e.g. a bus using the site. The mini roundabout junction and the site entrance would require a bus to use the full width of the road which would have major implications should the road already be blocked by vehicles trying to access the site.

For pedestrians there is only a limited width footpath on one side of the road approaching the site through Todds Green which does not continue in to Chantry Lane to the site entrance, there is no footpath from the other directions and no verge for pedestrians to use where the road crosses the railway on a bridge that is barely wide enough for two vehicles to pass safely, a very real threat to pedestrian safety.

There have been indications that the organisers believe the provision of shuttle buses and taxis will exclude attendance at the event by pedestrians but we would suggest that while it may reduce numbers they have no way of preventing the public accessing the event on foot and exposing them to the hazards mentioned. It should also

be considered that if the car park were to fill up there is no provision for overflow which would result in street parking on the surrounding roads with the resulting chaos. Any overflow facility would have to avoid users having to walk on the roads to access the event exposing them to the hazards already indicated.

The proposed car park entrance/exit is as bad if not worse as the road has a number of bends limiting visibility and traffic speeds are generally markedly higher on that stretch of road as it is outside of the 30 mph speed limit and has a limit of 60mph. It has been suggested that marshalls will be provided at the entrances but they will have no legal powers to control traffic and their safety would be put at considerable risk given the nature of the roads leading to the event and the absence of safe off road havens for them to use.

The Plan submitted fails to indicate where the public will be expected to enter/leave the festival site depending on how they arrive particularly those that choose to arrive at the site on foot. Users of public transport would, of necessity, be required to walk and queue in the road which has barely the width for two cars to pass in opposite directions and insufficient width for two wider vehicles to pass making access for pedestrians extremely dangerous.

There are no specific comments about traffic and pedestrian safety accessing the site in the application. If these are to be disclosed in the Event Management Plan, it would appear that this does not have to be presented until 3 months before the event which is too late if they already have the license. We are also concerned whether we as interested parties would get the opportunity to comment on its suitability.

We are concerned that should there be an incident that required the evacuation of the site and the attendance by the emergency services both would be using the entrance/exit facilities at the same time with the emergency services trying to enter while the public were trying to exit. This has obvious implications given the limited access to the main festival site, of the ones identified on the plan supplied only one has a direct access to the festival site and that is already shared with buses and taxis. There are two others, one is the car park combined entrance and exit and the third the buses and taxis exit. It is obviously impossible to have an adequate plan that would allow such a situation to be dealt with in a safe and proper manner.

To the best of our knowledge there is no provision for either mains water, except for supplying horse troughs, or mains sewage presenting issues about public safety from a sanitation and hygiene viewpoint.

3) Prevention of public nuisance

Consideration must be given that this event could degenerate in to a "rave" event that they will find impossible to control certainly in terms of numbers and the repercussions this would have on the overall behaviour of the attendees and the severe if not intolerable nuisance this would cause to the residents of Todds Green.

We note that the application includes a license for the sale of alcohol and the provision of live/recorded music until 01:00 on Sunday morning and 22:00 on Sunday night both of which will inevitably cause a nuisance to the vast majority of the residents of Todds Green.

A comment is made that the stage will be pointed at the A1(M) but is not identified on the plan provided and it is not possible, therefore, to identify if this will alleviate or exacerbate the noise generated, this could mean it is pointed at the village rather than away from it. It is, however, noted that the festival site, which will generate the vast majority of the nuisance, is located nearest the village while the car park where the nuisance will be limited is furthest away it could be assumed that the stage would be similarly sited to maximise the nuisance.

The site is, in any case, extremely close to residential property, approx. 200 - 600 mts, making it impossible for the event not to create considerable noise and other nuisance for the vast majority of residential Todds Green. There is a comment in publicity for the event that a noise survey has been conducted to test levels approved by North Herts District Council but as no details have been provided it is not possible to know if the tests were appropriate or under what circumstances, wind direction being extremely important as an extremely efficient carrier of sound certainly music in the early hours as proposed could hardly avoid being a nuisance.

The movement of potentially thousands of people would inevitably lead to the risk of large amounts of litter and rubbish being disposed of randomly through Todds Green and, in part dependant on weather conditions, this could be spread to the gardens of the residential property and the application does not appear to take this in to consideration.

Todds Green will be subjected to considerable noise nuisance not only from the event but from traffic going to and leaving the event as well as that generated by the pedestrian traffic which will almost certainly include rowdy behaviour resulting from the consumption of alcohol and again the proposed hours of operation will only increase this nuisance not decrease it.

Todds Green is thoroughly familiar with the nuisance, both from noise and air pollution, caused by traffic congestion by its use as a "rat run" to access Stevenage. Taking in to consideration that there is limited access for vehicles to the event it is inevitable that there will be long periods of static traffic waiting to access the site increasing even further the nuisance and pollution this will cause.

4) Protection of children from harm

The event suggests that it is intended to be "family entertainment" and the publicity to date suggests that it is actually predominantly adult orientated (rugby club tug of war, a range of tribute pop groups etc.). The alcohol and refreshment sales time applied for and the advertised opening hours, to 01:00 am and 22:00pm, reinforce this as they go beyond the times that responsible adults would be keeping their children at such an event.

It is also of concern that the applicant has indicated that there will be vague attempts at identifying under 18s and preventing under 18s not accompanied by an adult from entering the site. Surely as a family event under 18s should only be allowed entry if accompanied by their parents or an adult who is responsible for their behaviour perhaps by way of a family ticket. Allowing the entry of under 18s just because they are in a party with over 18s is hardly protecting children from harm and would increase the prospect of under age drinking. A more stringent policy on this issue would be a deterrent to those who may wish to attend for the purpose of under age drinking.

In summary we repeat that we believe this application is wholly inappropriate given its proximity to the residential area of Todds Green and all of the resulting issues and should be rejected.

Yours faithfully

Barry & Vivien Huffer

[REDACTED]

'Woodside'
Chantry Lane,
Todds Green,
Stevenage
Herts,
SG1 2JE

North Herts District Council
Licensing and Enforcement
PO Box 10613 Nottingham
NG6 6DW

FAO: Hannah Sweetman

30th November 2017

Dear Sirs,

RE: Application by Mr David Nye, Sausage and Gobbler Productions Ltd, for a Premises License to hold a Music Festival (Todd in the Hole) at Bury Woods, Todds Green, Stevenage, Herts SG1 2JE on Saturday 21st and Sunday 22nd July 2018

We write to oppose the Application for a Premise licence for the above event.

Our Property is on the corner of Chantry Lane and the Stevenage Road in Todds Green. The entrance to our property is on Chantry Lane between and opposite the main entrance/intended access and egress points for all incoming taxis and buses for the proposed event.

We have read and completely support the representation to oppose this event from Barry and Vivien Huffer sent on the 15th November 2017. We also agree that there clearly has not been sufficient (or any) consultation with those that will be most affected – the residents of Todds green. We can confirm that we found-out about this event only last Monday when the 'Notice of Application for a Premises Licence' was put through our letter box.

We contacted one of the organisers Mark Watts and asked him why he had not consulted with us given the location of our property and that we would be the most affected. He had no response and suggested that I speak to his partner Mr David Nye.

NOT RELEVANT.

When we spoke to David Nye we asked him a number of questions:

1) Who will protect our property from the drunk or drugged attendees leaving the event in the early hours from the entrance opposite our property.

2) Who will pay for the damage to our property and cars if it all goes wrong, the main entrance to the event on Chantry Lane is only 25 yards from our gate.

3) How will we access or leave our property when the roads are completely congested and at a standstill outside our house for the entire weekend etc (not to mention the pollution).

4) Why should we have to endure this potential risk & misery and have no say or control here.

5) Why should we have to be kept awake for most of the night – the proposed stage faces our house and is approximately 350yds away.

6) On a summers night it is likely that many will just not bother to go home so there will very likely be activity throughout the night, who will prevent or control this.

7) How would he feel if such an event was taking place outside his own house.

NOT RELEVANT.

David Nye was unable to provide any satisfactory responses to my questions. He naively suggested that only 'good & well behaved' people would be attending and that we had nothing to worry about.

Surely if this was a 'Family' event there would be no need to run it past 8pm so it clearly isn't that. We also made it clear that it takes less than 1% of the attendees to start behaving badly and cause an affray or property damage etc. So the likelihood of there being problems is very real and has not been addressed.

The reality here is that this location is not a suitable venue for such an event, the roads and infrastructure will just not support it. The main access road Chantry lane is a narrow 2 way country lane with hills & blind bends. There are no pavements for foot traffic so all pedestrians will have to share the road with the endless stream of cars, buses and taxis. No traffic management plan will overcome this problem, the public safety aspect or the prevention of public nuisance.

It is also fair to say that the residents of Todds Green have not been considered at all, I know of one who is worried about opposing the event because he doesn't want to upset Mark Watts. Clearly this event has been rather selfishly organised to financially benefit the organisers rather than serve the local residents. There are many other potential venues that should be considered before Todds Green with better access etc and that will not adversely affect local residents.

We must make it clear that we will be seeking legal advice to establish who will be financially accountable for all claims and damages etc suffered should NHDC permit this event to go ahead. These details will then be circulated to the residents of Todds Green accordingly.

We trust you will address the issues that have been raised by the Todds Green residents and permit common sense to prevail, we thank you in anticipation. NOT
RELEVANT.

Yours Faithfully,

Stephen & Julie Thomas

Birchwood,
Todds Green,
Stevenage,
Herts.
SG1 2JE

27 November 2017.

NHDC
Licensing and Enforcement Department
PO Box 10613
Nottingham
NG6 6GW

Dear Sirs,

Re: Sausage and Gobbler Productions Ltd. application for a premises licence under the Licensing Act 2003 in respect of Todd in the Hole, Bury Wood, Todd's Green, Stevenage, SG1 2JE

I wish to register my strong objection to the granting of a premises license to sell alcohol at a music festival which is planned to take place on the 21 and 22 July 2018 at Todd in the Hole, Bury Wood, Todds Green, Stevenage. SG1 2JE.

This site is totally unsuitable for such use being next to residential areas, the hamlets of Todds Green and Titmore Green, and near to the village of Little Wymondley and this proposed festival would have a seriously negative effect on resident's lives. The access and egress at the site are via narrow twisting unlit country lanes and has no footway access therefore with the increased volume of traffic the risk injury or accidents to pedestrians and other vehicles will be greatly enhanced.

The site is not accessible by public transport, with the nearest bus stop being half a mile away (two small single decker buses/hour), and the railway station nearly three miles away. If, as has been suggested, transport would be provided to and from the station. The three to four hundred journeys in each direction would need a large fleet of buses to carry it out possibly on each day! Neither can potential attendees be forced to use buses that may be provided and therefore car users and pedestrians will still attempt to access the site which would possibly mean hundreds or thousands accessing or egressing the site with an increased risk of criminal or unsocial behaviour, especially late on the Saturday and Sunday or on Monday. If only half of the potential attendees arrived by car that could mean finding parking; and policing up to 2,500 cars each day.

It may be that the organisers would attempt to police the site for drugs and alcohol abuse but outside of this it would be the local police that would need to deal with any criminal or anti-social behaviour. There is also the probability that any attendees camping may not leave until the Monday morning which would clash with the local traffic going to work.

With the possible increased vehicular and pedestrian traffic and emergency services would face serious difficulty in reaching those that needed their attendance.

To summarise therefore the proposed site: -

- Is too close to residential accommodation and would.
- Has totally unsuitable access either by vehicular transport or for pedestrians.
- Would place a huge financial burden on the local authority and Herts Police.
- Would cause serious disruption to the local residents not only during the two days of the proposed festival but also during the setting up period which would probably be two or three days either side of the weekend.
- Would greatly increase the possibility of criminal or anti-social behaviour in the immediate vicinity and wider locality.

Yours faithfully

GWG Seller

Hannah Sweetman

From: Kim Tulley [REDACTED]
Sent: 29 November 2017 09:20
To: Hannah Sweetman
Subject: Objection to: Application by Mr David Nye, Sausage and Gobbler Productions Ltd, for a Premises License to hold a Music Festival (Todd in the Hole) at Bury Woods, Todds Green, Stevenage, Herts SG1 2JE on Saturday 21st and Sunday 22nd July 2018

Follow Up Flag: Follow up
Flag Status: Flagged

I wish to object to the above application on the following grounds:

Todds Green is a very small village with only 140 houses, many are elderly. Similarly, the neighbouring village of Little Wymondley (not half a mile from the proposed Festival), also houses mainly elderly with approximately 200 houses. As I will explain below, noise pollution, traffic congestion and pedestrian safety would be a major concern, and on that basis, the Festival should not proceed.

With regard to the four main licensing objectives I am raising the following concerns:

1) The prevention of crime and disorder

Todds Green and neighbouring Little Wymondley experiences almost zero casual crime or disorder. Numbers expected to attend this festival, coupled with the poor transport links and potential footfall along roads through each of these villages, along with the consumption of alcohol (on sale during the festival, and purchased before/after the festival) poses a hugely increased risk of crime and disorder, which would inevitably frighten, distress and greatly inconvenience local residents in both villages.

The proposal talks about controlling the consumption of alcohol and the sale of illegal drugs but it is not unreasonable to suspect that such controls would not be 100% successful and we would be faced with attendees leaving the function either drunk or having consumed drugs with the resulting prospect of disorderly conduct in the early hours of the morning. The comments about the control of sale of drugs at the event is open admission that they expect that to happen which makes the event present a high risk that related crimes will occur and will require the presence of an already over stretched local police force to ensure that drug dealing does not take place outside the event location on the roads in Todds Green leading to the event.

Road access to Todds Green is limited (via tight country lanes). Unnecessary congestion is already experienced through Todds Green and Little Wymondley at peak times during the working week, which already distresses and inconveniences local residents. If this were to vastly increase in numbers over an extended weekend, (at a time when residents look forward to a respite from congestion, and also the only time when they are comfortably able to complete their household duties), there is a risk of friction and possibly disorder between attendees and residents.

I note the proposal to provide shuttle buses, however as the event is aimed at families, I would suggest that one shuttle bus could only accommodate 2 families and thereby only reduce the number of cars on the road by 1 per shuttle bus. Therefore, this solution does not provide that much of a reduction in traffic congestion. I also note the attempt to direct traffic along Chantry Lane toward Corey's Mill Roundabout. Firstly, Chantry Lane contains a very tight bridge, (over the railway line), and if a driver is not familiar with this and tries to pass a larger vehicle, such as a shuttle bus or coach, this is likely to cause an accident and increased road rage. Further, access to Corey's Mill roundabout via this route is notoriously difficult to join as there are no traffic lights and it is an extremely busy junction for access to/from A1M and also Stevenage and Hitchin. This in turn would cause congestion and impact upon the village of Little Wymondley resulting in possible disorder.

Once the event is at capacity and attendees still try to gain access, tempers could fray and turning people away could result in highly charged members of the public turning to the pubs in the 2 villages, and causing disorder there.

2) Public safety

In addition to the road safety concerns mentioned above, a further issue is that of no footpath in and around Todds Green, with the exception of a limited width footpath on one side of the road. This, coupled with increased vehicles along the road including large shuttle buses, pedestrian safety (particularly children) is a huge risk. As mentioned above, the limited width of the road in Chantry Lane, along with there being no footpath is a major hazard for pedestrians. Users of public transport would, of necessity, be required to walk and queue in the road which has barely the width for two cars to pass in opposite directions and insufficient width for two wider vehicles to pass making access for pedestrians extremely dangerous.

The proposed entrance to the bus and taxi car park has a mini roundabout within yards in one direction and a blind bend a similar distance in the other direction making both accesses extremely dangerous for all types of vehicles but particularly for any larger vehicle e.g. a bus using the site. The mini roundabout junction and the site entrance would require a bus to use the full width of the road which would have major implications should the road already be blocked by vehicles trying to access the site.

It should also be considered that if the car park were to fill up there is no provision for overflow which would result in street parking on the surrounding roads with the resulting chaos. Any overflow facility would have to avoid users having to walk on the roads to access the event exposing them to the hazards already indicated.

We are concerned that should there be an incident that required the evacuation of the site and the attendance by the emergency services both would be using the entrance/exit facilities at the same time with the emergency services trying to enter while the public were trying to exit. This has obvious implications given the limited access to the main festival site, of the ones identified on the plan supplied only one has a direct access to the festival site and that is already shared with buses and taxis. There are two others, one is the car park combined entrance and exit and the third the buses and taxis exit. It is obviously impossible to have an adequate plan that would allow such a situation to be dealt with in a safe and proper manner.

A further public safety concern, is that of littering. With so many people coming and going, drinking and eating to/from the event, there will inevitably be increased littering in and around the villages and there is no mention of increased supply of bins in/around the villages. As with most villages, residents have dogs and dogs need to be walked; there are also residents who walk to/from Sainsbury (Coreys Mill) and just generally ramble around the villages. Increased littering could cause serious injury (such as stepping on a broken bottle in the dark), encourage vermin and there is no mention how this will be managed.

3) Prevention of public nuisance

The hotel, Needham House, which is between Todds Green and Little Wymondley often has functions at the weekend. The Hotel is surrounded by gardens and trees which dumbs a certain amount of event noise, yet the residents in both villages can still hear the music from start to finish. This is generally for small events, such as a wedding, birthday, Christmas parties that cater for no more than 200 people. So when comparing to an event of some 5000+, the noise pollution for this larger event will inevitably travel to further villages, such as Great Wymondley, Fishers Green, Titmore Green, St Ippolyts, and Gravely. Further, the site is extremely close to residential property, making it impossible for the event not to create considerable noise for those residents (many elderly) until the early hours. Plus, the movement of potentially thousands of people and traffic would inevitably create large amount of noise pollution (in addition to the music), along with potentially rowdy behaviour from over consumption of alcohol.

Increase exhaust fumes and any fumes from 'fair' rides that may be available, along with food vans within the festival could be offensive to residents, but in particular the increase pollution this will cause.

In addition to the 'litter' comments made above, this is also an added nuisance, particularly when it is likely to spread to the gardens of the residents.

4) Protection of children from harm

Mirroring what has been said before, children as pedestrians on the local access routes is a concern. Access to alcohol for those under age where strict checks are not undertaken at the event, coupled with the effects that alcohol brings (both self-inflicted and physical abuse from others). Potential for drugs to be on sale at the event to children not accompanied by their parents. We have all read / heard about the risks that are involved at festivals and the devastating effects this can have on children. It is not worth the risk.

In summary, this application is wholly inappropriate given its proximity and should be rejected.

Yours faithfully

Kim Tulley

Resident of Little Wymondley, SG4 7HY.

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Please scan all attachments for viruses.

Hannah Sweetman

From: Licensing
Sent: 24 November 2017 09:57
To: Hannah Sweetman
Subject: FW: Premises Licence

From: Chris Grint [REDACTED]
Sent: 24 November 2017 09:41
To: Licensing
Subject: Premises Licence

To whom it may concern

Ref : Sausage and Gobbler Productions Ltd / Grant of Licence, Bury Wood, Todds Green, Stevenage, SG1 2JE

After reading through the licencing application I would like to object to this event on the grounds of:

- This is advertised as a family event if this was the case there would be no need to serve alcohol up to 11 O'clock at night as being under the influence of alcohol is hardly being responsible whilst in the charge of children.
- There is nowhere near enough parking for this event to take place, so I would only imagine that they would be parking cars along Stevenage Rd, causing problems for the residents who live there.
- There will be people wandering around after the event takes place causing noise and disruption to the residents that live in Todd's Green me being one of them with 4 children who I wouldn't want to get distressed with all the commotion outside. **NOT RELEVANT**
- This is purely an event for financial gain and does not serve any purpose to the community what so ever.
- Are both local authorities aware of this event (SBC & NHDC) due to the extra people in the area, how will this be sufficiently policed by the relevant authorities and not part time security.
- I would also imagine that this will affect some local businesses in the area Courtland's riding school being one of them.
- Has any consideration gone into the animals (horses) and wildlife in the area. **NOT RELEVANT**

Kind Regards,

Chris Grint

[REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]

The Biches,
Todds Green,
Stevenage,
Herts,
SG1 2JE



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WYMONDLEY PARISH COUNCIL

4 Tower Close, Little Wymondley, Hitchin, Hertfordshire, SG4 7JG

NHDC
Licensing and Enforcement Department
PO Box 10613
Nottingham
NG6 6DW

27 November 2017

Dear Sir/Madam,

Re: Sausage and Gobbler Productions Ltd. application for a premises licence under the Licensing Act 2003 in respect of Todd in the Hole, Bury Wood, Todd's Green, Stevenage, SG1 2JE

I am writing on behalf of Wymondley Parish Council, to strongly object – in the light of concerns expressed by councillors and residents - to the granting of a premises licence to sell alcohol at a music festival planned to take place on 21 and 22 July 2018 at Todd in the Hole, Bury Wood, Todd's Green.

The Council believes that, due to its location, i.e. close to a residential area; and with a limited and unsafe access route, this venue is totally unsuitable for this type of event; and would have a disproportionate, negative effect on residents' lives.

More detailed reasons for the objections raised are set out below:

Prevention of crime, disorder and anti-social behaviour

The proposed location for this event is on rural, Green Belt land and not directly accessible by public transport. (The nearest bus stop is around half a mile away.) The practical effect of this is that those participating in the music festival, which are likely to be significant in number, must either drive or walk through Todd's Green - and the neighbouring villages to access the site.

This will undoubtedly cause nuisance to our parish residents, (particularly those in the Todd's Green vicinity), due to disturbance, disruption and inconvenience from increased traffic and pedestrians travelling to and from the festival on two consecutive days/nights; particularly in the late evening, due to dispersal of visitors leaving the site, (and during the Monday morning rush hour, due to the departure of any attendees that camp overnight).

Street lighting and other sources of light are virtually non-existent, which raises safety issues for pedestrians, and increases the likelihood (and ease) of anti-social and criminal behaviour – particularly if the site is licensed to sell alcohol, and/or permission is given to consume it on the premises.

Residents have concerns arising from the fact that, given the significant number of likely visitors, not all will behave appropriately or respect the villages they pass through, and residents and their property – particularly if visitors have been consuming alcohol and/or other substances throughout the event. Even if the organisers apply a No-Drugs or Alcohol Refusal Policy, this would be difficult to enforce at the event, and impossible en route to and from it. The Council therefore anticipates there will be a need for increased (and an appropriate level of) policing, which ultimately has a knock-on financial effect on the tax payer; and on the Police's ability to deal with matters arising elsewhere before, during and after the festival.

The Council and residents anticipate a similar knock-on effect in terms of cost and inconvenience, resulting from increased litter in the vicinity, and question whether the licensed waste disposal contractor engaged for this event will be required to extend its services to collecting and clearing litter from the villages and surrounding area.

Public safety

Aside from the issues mentioned above, the fact that most participants will arrive by car undoubtedly raises the need for significant parking facilities and associated traffic marshalling. All the roads in the immediate vicinity of the venue are small country roads with many bends; some of which – including the one outside the proposed venue – have no pavement.

Not only does this raise the issue of pedestrian safety, but also the issue of traffic obstruction if vehicles park on the roads. The main road through Todd's Green, (Stevenage Road), for example, is narrow and easily blocked if vehicles park on the road. With no street lighting, and various blind bends, there is therefore a significant risk to vehicles and pedestrians in the vicinity – which is exacerbated by the access route from A1(M), J8 which passes over a very narrow humped back bridge and has no pavement at all on either side, therefore being particularly dangerous for pedestrians.

Because of the limited access to the venue itself, in the event of a major incident occurring at the site there would undoubtedly be serious, operational issues for the emergency services connected to evacuation of festival goers, traffic management and the ability to deal with the incident.

Prevention of public nuisance.

As mentioned above, residents will undoubtedly be subjected to two days of increased and unavoidable noise and disturbance, even if the amplified music is facing the A1(M). (In fact, some residents will be directly in the line of fire, as it were, and therefore subject to it throughout the event – and during anti-social hours.)

This is unacceptable at the best of times, but is likely to have a disproportionate effect on those residents who work anti-social hours, have young children or otherwise need to ensure regular sleep at a reasonable time.

General.

The Council believes that specific policies and plans for dealing with the above issues should be in place and available for consideration by the relevant authorities


prior to any license (or other application) being considered, so that an informed decision may be made.

~~If the event proceeds, with or without an alcohol license, it is likely to set a precedent for further events either at this venue or others in the locality, and therefore needs to be thoroughly considered from all aspects.~~

NOT RELEVANT.

Cathy Kerby

Cathy Kerby (Ms)
Clerk to Wymondley Parish Council



Thornboro
Todds Green
Herts. SG1 2JE

November 2017

North Hertfordshire District Council,
Licensing and Enforcement,
PO Box 10613
Nottingham
NG6 6DW

To whom it may concern,

Re: Sausage and Gobbler Productions Ltd. application for a premises licence under the Licensing Act 2003 in respect of Todd in the Hole, Bury Wood, Todds Green, Stevenage, SG1 2JE

We are residents of Todds Green and we are very disappointed that for the *second time in eight months* we have to object to the above application.

~~We are even more disappointed that the applicants leafleted Todds Green with their advertising for this event and presented it as if all permissions had already been agreed and the event was going ahead as planned. This was a couple of weeks before a very small notice of the application was published in a free paper that is *not* delivered to the residents of Todds Green. This in our opinion was very devious.~~

NOT
RELEVANT

We were further irritated when David Nye and Nicola Gates knocked on our door on a charm offensive. They spent thirty minutes trying to persuade us that their music festival was a good thing that we would enjoy. They ended by offering us free tickets to the event, which obviously we refused.

We wish to object to this application in the strongest possible terms for the following reasons:

a. General- all four objectives.

This application is very sketchy but promises to provide an 'Event Safety Management Plan', a 'Traffic Management Plan,' 'Risk Assessments', a 'Sound Management Plan' and a 'Noise Management Survey' all to follow in 3 months time. In their advertising the applicants say they have already conducted a 'noise sound survey' but there is no evidence of the results. What evidence has been presented

that proves noise will not disturb us? All this however will be submitted in three months time, after the deadline for residents to object. How are we to make an informed assessment of the event and its impact on the residents, wild life and the countryside in this area without all the full facts?

NOT RELEVANT.

There is no mention of an *impact assessment*.

b. The prevention of crime and disorder.

- **There is no public transport in this area:** All the participants of this music festival, who are coming from the Stevenage area will either walk or drive through the village of Todds Green. This is a rural location set in Green Belt Land. There is no street lighting and no other sources of light. Hundreds if not thousands of people will be walking or driving through our small village road very late at night, for 2 consecutive days.

The applicants state that they will be providing a shuttle bus service from the festival site to Stevenage train station and a fully manned taxi rank on site. This in no way will prevent local people from Symonds Green, Fishers Green and Stevenage Old and New Towns from walking from the bus stop in Fishers Green or driving through our village. The congestion through the village and at the round about right by the event location will be considerable. And traffic will back up through Todds Green.

Even if the road were closed to traffic, this would not stop pedestrians from coming through.

The horses and riders from the local riding academy use this road every day. We suspect they would have to suspend their business for the 2 days of the proposed music festival.

- **There is no mention in this application of how the surrounding residential areas will be policed and kept safe:** What assurances do we have that we and our property will be safe from so many people, many of whom will have been drinking alcohol for many hours? There may be a No Drugs Policy and an Alcohol Refusal Policy in place for the event, but who is to stop drugs and alcohol being taken on the way in and out of the event?
- We are not told what genre of music is to be performed at this event. That information will often inform the 'genre' and behaviour of the audience.

c. Public safety.

Parking: On the site overview, an area is identified for parking. However, there is no public transport in this area and the nearest bus stop is at least half a mile away. Even with the provision of a

shuttle bus service from the festival site to Stevenage train station and a fully manned taxi rank on site, we must assume the majority of the audience would arrive by car. When the event's car park is full the result will be street parking.

Todds Green is a small settlement with the Stevenage Road running through it. The Stevenage Road is quite small and if any vehicle parks then the road is blocked in that direction. With no street lighting of any sort and several blind bends, all the residents have provision for their cars off road, as it is too dangerous to leave them in the road.

All the roads in the immediate vicinity of the venue are narrow country roads with many bends. The roads outside the proposed venue have no pavements, footpaths or grass verges at all.

The access to the events venue from junction 8 of the A1M is via a narrow humped back railway bridge with no pavement, footpath or grass verge on either side of the road. Hardly conducive to the safety of up to 5,000 members of the public.

If there were to be an emergency it would be very difficult to get emergency vehicles in and out of the site.

- **As stated earlier, the provision of all these different plans and risk assessments to be produced in 3 months time is of no use to us when assessing their value.** What evidence is there that they will be meeting the needs of public safety? In their advertising, the applicants proudly state that they have employed a 'Health and Safety Advisor with 30 years experience with the Metropolitan Police'. That in no way demonstrates that the event will be safe as no evidence is produced.
- **We have no confidence what so ever in the statement that 'Ticket sales shall not exceed 4,999'.** Who is to know how many people will be let in on the day, even with a 'counter system'? Who is to know how many people will enter the site illegally as the site is far from secure with post and rail fencing and hedgerows around its perimeter?
- **There is no mention of the provision of public lavatories,** or if people will be camping at the venue over the 2 days and what facilities will be provided for them.

d. The prevention of public nuisance.

- **Noise and disturbance:** Our house is approximately 500 yards from the venue. The applicant states that the live, amplified music and recorded music stage will be facing the A1M. This means we will be in direct line for the full force in the noise. Noise and disturbance that will continue until late at night and for 2 days.

The applicants claim in their advertising leaflet to have already conducted a 'noise sound survey', but the results have not been published.

Our son works shifts on a 7-day rota and needs his sleep. The family next door to us have young children. This is a residential area.

~~Adjacent to the site is a riding academy stabling many horses and close by a field with llamas. These animals will be very distressed by the noise and disturbance of loud music and so many people. This is not the right site for such an event. If they must have it in this area, Knebworth House is geared up for this sort of thing and would be a better venue~~

NOT RELEVANT

- **Litter, pollution and anti social behaviour:** What assurances do we have that the hundreds of people passing through our village will behave in an appropriate manner, respect our property and the environment even when having been drinking alcohol for many hours?

The applicant states that a licensed waste disposal contractor will collect and dispose of waste on the site and 'leave the fields as they found them'. Will they collect and dispose of waste from our village? We doubt it.

e. The protection of children from harm.

This event is being billed as 'Fun for all the family'. What parents take their children to an event where there is live music/recorded music and alcohol sold until 1am? It sounds very adult to us, along with a range of tribute pop groups, rugby club tug of war and classic cars.

In their application they admit that some attractions could be unsuitable for a particular age group.

The residents of this area are being asked to suffer 2 days of noise, pollution and upheaval. Our peace will be shattered. Nothing has changed in the past eight months since the first application was made.

This is still an inappropriate place to stage such a music festival.

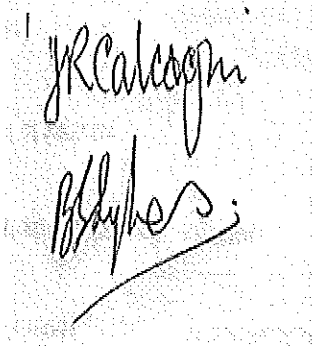
Of course we object and we are asking you to refuse this application for the second time this year, ~~and not to set a precedent for future ruined weekends,~~ which will inevitably include damage to our property and the environment.

NOT RELEVANT

~~In the applicants advertising, they claim to be from 'Old Stevenage families with strong farming and business ties in the local area'. It is a pity that they do not have more respect for the residents and wild life that live here, instead of planning to make big profits at our expense.~~

Thank you.

NOT RELEVANT

Handwritten signatures of Jennifer Calcagni and Bryant Sykes. The signature 'J. Calcagni' is written in a cursive style, and 'B. Sykes' is written below it, also in cursive. A horizontal line is drawn under the second signature.

Jennifer Calcagni and Bryant Sykes
Thornboro
Todds Green

APPENDIX

H

Revised application

Live Music – Outdoors

Saturday 21st June 2018

12:00hrs – 23:00hrs

Sunday 22nd June 2018

12:00hrs – 22:00hrs

Recorded Music – Outdoors

Saturday 21st June 2018

11:00hrs – 23:00hrs

Sunday 22nd June 2018

10:30hrs – 22:00hrs

Sale of Alcohol – on the premises

Saturday 21st June 2018

12:00hrs – 23:00hrs

Sunday 22nd June 2018

12:00hrs – 22:00hrs

Hours the premises are open to the public

Saturday 21st June 2018

10:00hrs – 01:00hrs

Sunday 22nd June 2018

10:00hrs – 22:00hrs

Operating schedule conditions offered by the applicant:

The premises licence holder will ensure that a draft event safety management plan will be submitted prior to the event to include a traffic management plan, sound management plan and noise management survey.

The premises licence holder will ensure that all drinks will be served in no-glass receptacles.

The premises licence holder will ensure that an alcohol refusal policy is in place for any persons acting or appearing to be in anyway intoxicated.

The premises licence holder will ensure that a zero tolerance drugs policy will be in place for the event – to be enforced by security staff, overseen by the security manager.

The premises licence holder will ensure that risk assessments are carried out identifying reasonably foreseeable risks associated with the events and the location with appropriate mitigation taken.

The premises licence holder will ensure that waste will be collected and disposed of using a licensed waste disposal contractor.

The premises licence holder will ensure that children under the age of 18 years will only be admitted entry accompanied by an adult over 21 years of age. In the event that a person is unable to prove they are over 18 years of age or over and is without an accompanying adult they will be refused entry.

The premises licence holder will ensure that a lost children policy will be in place – a designated welfare tent will be provided and a tannoy/speaker system will be in place for communication purposes.

The premises licence holder and designated premises supervisor will ensure that a “Challenge 25” Policy is in operation at all times the premises is open to the public for the sale or supply of alcohol, whereby all customers who appear to staff to be under twenty-five(25) years of age will be required to produce photographic identification proving that they can lawfully purchase or consume alcohol prior to the sale or supply of alcohol taking place. Acceptable forms of proof are a valid passport, a photo card driving licence, an EU/EEA national ID card, or an industry approved proof of age card (PASS). The premises licence holder and designated premises supervisor will ensure that clearly legible signs are displayed at prominent locations in the premises highlighting the Challenge 25 Policy.

The premises licence holder will ensure that all staff involved in the sale or supply of alcohol are over the age of 18 and provided with appropriate training in relation to the licensing objectives; training records will be kept in written or electronic format for all staff.

Operating schedule conditions agreed with environmental protection:

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 the event. The Licensing Authority and Council’s 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 the event. This timescale shall remain in place unless otherwise agreed in writing by the Council’s Noise Control Officer.

(a) A noise management plan shall be submitted to and approved in writing by the Council’s Noise Control Officer no later than six (6) weeks prior to the commencement of the event. The plan shall include, but not be limited to, the following unless otherwise agreed in writing by the Council’s 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’s 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 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’s 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's Noise Control Officer confirms the revised timescale in writing.

(b) Where the requirements of condition 2(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's Noise Control Officer to ascertain if any additional measures, noise predictions or noise criteria are required. If the Council's 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's Noise Control Officer, their requirements will form part of the noise management plan.

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

The premises licence holder shall ensure that a post event report is provided to the Licensing Authority and the Council's Noise Control Officer no later than thirty-one (31) days after the event. This timescale shall remain in place unless otherwise agreed in writing by the Council's 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.

Operating schedule conditions agreed with environmental Health:

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

Safety Officer

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