

## Consultation Response – Licensing Policy 2020-2025

<u>Response</u>	<u>Comment from</u>	<u>Comment</u>	<u>Response</u>
1	Burley Gate Community Shop	I totally support your proposed document on behalf of Burley Gate Community Shop	Thank you
2	Dormington & Mordiford Parish Council	<p>Section 21.21, Special Effects: I think the policy should place far more emphasis on risk assessment for storage and transport, not just for use; also for security and for fire safety - I think this should be a requirement when applying for either a TENS or permanent licence.</p> <p>Section 22.19, Noise and Vibration Greater emphasis on controlling noise produced by music festivals by noise sampling and by time limits as there are no doors to close.</p> <p>Page 35 - item which proposes education and risk reduction initiatives to young drivers and other at-risk users alongside the work of multi-agency road safety partners It is our opinion this paragraph needs to be more specific, ie duration and nature of the initiatives with clearly defined and measurable outcomes.</p> <p>For events requiring marquees, weather is a major consideration, particularly when an event takes place at night, and if located under or adjacent to trees, so risk assessments need to cover this and the emergency arrangements need to reflect this. In particular the music festival held for a couple of years running at Moor Mills was mentioned as an example.</p>	<p>The legislation does not allow a Licensing Authority to attach conditions. Health and Safety legislation would still apply.</p> <p>Noise management is on an intelligent lead basis. If there are noise issues they should be reported to the EHO</p> <p>Road Safety is not one of the Licensing Objectives and therefore cannot be included in the policy.</p> <p>The organisers of events, under other legislation, are required to have a risk assessment in place which should cover these issues.</p>
3	Dorstone Parish Council	<p>At last night's PC meeting the policy consultation was discussed, Ward Councillor was present. The consultation runs to over 90 pages, two suggestions made; Any changes to the current policy the text was changed to italics A document showing the changes from the current policy is circulated</p>	A summary of changes was supplied through the Parish Council Liaison Officer

4	The Ducker	<p>I have read through as requested and only Section 14 Opening Hours is missing from the link I go to!?</p> <p>Apart from that I have no problems with the new proposed Licensing Policy.</p>	<p>Section14. Opening Hours has been removed as it is not a licensable activity.</p>
5	Golden Cross Inn	<p>I appreciate the opportunity to review the proposed policy Herefordshire Council are currently reviewing. Aside from some spelling errors which I am sure will be ironed out in the final document there are only three areas that I would have cause to ask for further consideration:</p> <p>7.4-7.10 Newspaper Advertising in connection with Licensing applications. As we write today, Newspaper circulation is at an all time low - in five years' time (when next the document will be scheduled for review), the Newspapers will be a thing of the past. As this is supposed to be a method of delivering notice to a wide audience I feel that consideration should be given to the use of the internet. As much as I dislike facebook, it is one of the most read mediums we currently have in place. It might make sense for Herefordshire Council set up a specific facebook page for posting notifications. It would also create a mode for reply (which will carry the risk of abuse, however, a moderator could be tasked with managing the correspondence).</p> <p>8.5 implies that all premises have CCTV or will be expected to have CCTV - many premises in the County do not merit such action and perhaps some adjustment to wording would be worthy in this section</p> <p>20.5 Training - at various points in the consultation reference is made to the merits of recognised training. British Institute of Innkeeping qualifications are mentioned - not many publicans are members of this body - it is expensive and the training programmes are also costly (although unquestionably good). Training services around Hereford are very limited and tend to be costly. Would it not merit consideration for the Licensing Department to liase with HAND (who do have a small pot of gold) and other bodies to put together some useful training programmes that can be held within the County at locations easily accessed and at an affordable cost? Wye Valley Brewery do a cellar management course which is first class - why not talk to them about other training programmes - they have the facilities to host training groups. We have Heineken &amp; Weston's in the county - why not engage them in the development of professional qualifications for our industry, within the confines of our County?</p> <p>These matters aside, whilst long-winded, the documentation looks fit for purpose</p>	<p>Legislation requires the advert to be in a local paper and the local authority cannot vary this.</p> <p>This have been amended and now reads 'where fitted'</p> <p>Whilst BIIAB is mentioned it says 'or any other training package equivalent to BIIAB'. The Licensing Authority will not recommend any particular training program, as this would be unfair to businesses, hence why it says or equivalent.</p>
6	Hereford BID	<p>Thank you for sending us the draft licensing policy and as requested, I have put below a couple of points/ queries we would like to make:</p> <ul style="list-style-type: none"> <li>• Could you confirm how this policy differs from the last (in general terms)</li> </ul>	<p>Details shared</p>

		<ul style="list-style-type: none"> <li>• There is no mention of principles/ guidance that will be applied to residential areas created in the city centre/ process with developers/ considerations, also known as 'agents of change principle' <ul style="list-style-type: none"> <li>○ We would like to see significant guidance here on this subject as increasingly more accommodation is taken/ developed in Hereford and the concern is the amount of friction this is likely to cause between stakeholders in the absence of policy clarity</li> </ul> </li> </ul>	The 'Agent of Change Principle' is best included in the Planning Policy as it put requirements on builders/designers to ensure that noise from licensed premises does not disturb residents
7	Member of the public	<p>Thank you for the information. I have read through the detailed well written document. I understand consideration has been given taking in to account the Health and Safety at Work act too.</p> <p>My comments:</p> <p>Section 22-19 noise and vibration should apply to people within the premises, and not just external. Noise exposure to employees, and compliance with the regulations (Control of Noise at Work Regulations 2005).</p> <p>23-24 for children the same applies an additional duty of care exists to protect them from noise that has potential to harm their hearing.</p> <p>Noise measurements can be undertaken by environmental health and standards/limitations established to avoid harm to people</p>	The Licensing Act requires that we do not duplicate other legislation which to include this would do. However, that legislation is enforced by Environmental Health who do monitor that type of noise
8	Swan Brewery	<p>Having reviewed the document and recalling our own experience of applying for a premises licence, we would like to suggest that applications can be made electronically. We had quite a job doing all the photocopying, checking addresses (2 on the list we were given were incorrect), posting. I am not sure why the hard copies are required; the application is then scanned in and uploaded to the council site for the public to review.</p> <p>The other aspect is the publicising via a newspaper. Given that fewer people read physical newspapers, is there a better way to publicise the application. Yes we can use the Hereford Times (we used the Ad mag I think as it was cheaper) but if truly a wider reach was required then a paid for Facebook advert would fulfil that better.</p>	<p>Online applications have been available for a number of years through the Government Portal.</p> <p>The legislation requires the advert to be in a local paper. The legislation cannot not be amended by the Licensing Authority.</p>
9	Wye Float	<p>As a non-profit charity event all our funds are donated to the charity's.</p> <p>7.3 An application for a new/variation to a premises licence or a new/variation to a club premises certificate requires the applicant to advertise on the premises (during the consultation period).</p>	Advertisement is covered by legislation and requires it to be advertised in a local newspaper. Therefore it is

		<p>The act also requires an applicant to advertise in a local newspaper or where there is non a publication which is circulated in the immediate vicinity of the premises. For a small event the advertising cost charged by our local paper in Hereford is very high. Is there any way small events / charity's can be offered an alternative? Such as using social media or online advertising.</p>	not within the power of the local authority to change.
9	West Midlands Ambulance Service	<p>Please include the following: At para 21.10: And the Purple Guide published by the Events Industry Forum <a href="http://www.thepurpleguide.co.uk">www.thepurpleguide.co.uk</a> At 21.16: "appropriate and suitable first aid or medical cover is available when the public are present. This may range from simple first aid to full doctor led medical facilities with transporting ambulances, depending on the event profile and risk" Medical personnel should be adequately trained and equipped, in proportion to the event profile and risk. They should have no other function apart from medical duties. The First Aid At Work qualification is not suitable for treating the public. At 23.11: Impose a time limit for checks? Up to the employer I suppose, but time between checks should be decided, depending on the nature of the workforce? Transient/Temporary every 12 months, Trusted personnel longer? Must reduce the risk of offending between checks and going un-noticed.</p>	These changes have been included.