

**APPLICATION FOR GRANT OF PREMISES LICENCE
'BIG CHILL, EASTNOR CASTLE DEER PARK,
EASTNOR, LEDBURY, HR8 1RD.' - LICENSING ACT
2003**

Report By: Head Of Environmental Health And Trading Standards

Wards Affected:

Ledbury

1. Purpose

To consider an application for a premises licence in respect of the Big Chill, Eastnor Castle Deer Park, Eastnor, Ledbury, HR8 1RD.

2. Background Information

Applicant	Chillfest Ltd 257-259 Pentonville Road, London, N1 9NL	
Solicitor	N/A	
Type of application:	Date received:	28 Days consultation
New	3 March 2009	30 March 2009

The advertisement for the premises has not been seen at this time.

3. Licence Application

The application for a new premises licence has received representations from the Environmental Health Officer. It is therefore now brought before the sub-committee for determination.

4. Summary of Application

The application is for a time limited licence to operate between 6 August and 10 August 2009.

5. The licensable activities applied for are (all indoors and outdoors): -
Plays, Films, Live Music, Recorded Music, Performance of dance, Provisions for making music, Provision of facilities for dancing, entertainment of a similar nature to the provision of facilities for music and dance, Late Night Refreshment and Supply of Alcohol (On & Off Premises).

6. Current Situation

The event is run via an Event Management Plan. This is still under discussion between the applicant and the Environmental Health Officer. It is very likely that this will be agreed between all parties in the foreseeable future.

7. Point of Law

The Licensing Act 2003 (Hearings) Regulations 2005 section 11(1) states: -
'an authority may extend a time limit provided for in these Regulations for a specified period where it considers this to be necessary in the public interest'.

8. Herefordshire Council Licensing Policy

In making its decision the committee will be obliged to have regard to its own policy, the DCMS guidance and all documents submitted in respect of the application.

9. Options: -

It is for the committee to take such steps below as it considers necessary for the promotion of the licensing objectives:

- Grant the licence subject to conditions that are consistent with the operating schedule accompanying the application and the mandatory conditions set out in the Licensing Act 2003.
- Grant the licence subject to modified conditions to that of the operating schedule where the committee considers it necessary for the promotion of the licensing objectives and add mandatory condition set out in the Licensing Act 2003.
- To exclude from the scope of the licence any of the licensable activities to which the application relates.
- To refuse to specify a person in the licence as the premise supervisor
- To reject the application.
- To adjourn the matter to a specified date if they felt that it is in the public interest to do so

10. Officers Recommendation

The Licensing Officer recommends that as this is a large scale public event where there will be about 40,000 people in attendance that it would be in the public interest to allow the environmental health officer to agree conditions with the applicant.

11. Background Papers

- Application Form
- Environmental Health Representation

Background papers were available for inspection in the Council Chamber, Brockington, 35 Hafod Road, Hereford, 30 minutes before the start of the hearing.