

**PUBLIC ENTERTAINMENTS LICENSING
DETERMINATION TO GRANT A LICENCE FOR
RADNOR AND WEST HEREFORDSHIRE HUNT BALL
ON SATURDAY 12TH JUNE 2003 IN A MARQUEE AT
HERGEST CROFT, KINGTON, HEREFORDSHIRE.
LOCAL GOVERNMENT (MISCELLANEOUS
PROVISIONS) ACT 1982**

Report By: Head Of Environmental Health And Trading Standards

Wards Affected:

Kington

Purpose

1. To consider an Occasional Public Entertainment application that requests a finishing time later than the current policy of 0100 hours.

Background

2. Local Authorities are, when licensing public entertainment events, permitted to make the licence conditional.

The purpose of conditions attached to and forming part of a licence broadly fall into four categories.

- a) Securing the safety of everyone present: this includes fire safety and some health and safety matters
- b) Securing adequate access to the premises in emergencies
- c) Ensuring adequate sanitary arrangements in the premises and
- d) Preventing nuisance and disturbance in the neighbourhood.

The holder of an Entertainment's Licence may at any time apply to the Authority for such variations of the terms, conditions and restrictions on a subject to which the licence is held.

The Authority may:-

- a) Make the variations specified in the application
- b) Make such variations as they think fit, including subject to the four categories above. Impose terms, conditions or restrictions other than those specified or
- c) Refuse the application

Further information on the subject of this report is available from Suzanne Laughland, Acting Licensing Manager
on (01432) 261675

Conditions

3. Amongst the various Conditions and Regulations there are specific ones which related to finishing times for events.

Condition 4.1 of the Standard Conditions for Licensing of Premises for Public Entertainment.

Premises licensed for public entertainment shall only be opened and used for any of the said purposes on such days and during such hours as the Licensing authority specifies in the schedule to the licence conditions.

The Regulations (Standard Conditions) of the Council specify the opening times of entertainment establishment as follows:-

| | |
|---|---|
| 11.00 until 0100 the following day Monday to Saturday | In respect of premises that <u>do not</u> have the benefit of a liquor licence under the Licensing Act 1964 |
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The application for deviation from policy

4. Mr M Williams on behalf of the Radnor and West Herefordshire Hunt requests a variation of the conditions to extend the opening entertainment hours from 0100 to 0300, the intended venue for this event is a marquee at Hergest Croft, Kington, on Saturday 12 June 2004.

Issues

5. The main cause of concern to the Police and ourselves is the potential for disturbance to others. The 0100 hours finishing time is a policy designed to limit the intrusive effects of events and has worked well over the years supported by and with the co-operation of the police.
6. This is a one off event, we have no problem with granting a licence until 0100 hours, whether this event should be allowed to finish later than 0100 hours is the matter for consideration.
7. The Council in the past has dealt with such applications for deviation from policy and to allow many of them to terminate at times later than the 0100 hours but impose special conditions designed to minimise the chances of nuisance occurring. (The special conditions imposed can be found in appendix 1)
8. The Police were consulted and state they have no objections.
9. The Fire Brigade were consulted and state

Access to the performance are for all emergency vehicles should be maintained at all times.

Egress from the performance site should be maintained so that the audience and players can disperse away in the event of an accident.

Receptacles should be provided for rubbish.

Any props or materials used in the production should be non-flammable.

A Fire Risk Assessment should be carried out to identify any risks and control measures put in place. This should include the provision of fire fighting equipment.

Recommended follow guidance notes on fire precautions in Tents and Marquees.

Options

- To grant the extended hours.
- To grant the extended hours and impose conditions.
- To refuse the extended hours.
- To come to some other conclusion.