

7 PUBLIC ENTERTAINMENTS LICENSING REPORT TO DETERMINE THE OPERATING HOURS FOR AN APPLICATION FOR NOZSTOCK MUSIC FESTIVAL ON 23RD JULY 2005 AT ROWDEN PADDOCKS, BROMYARD.

LOCAL GOVERNMENT (MISCELLANEOUS PROVISIONS) ACT 1982

Report By: Head of Environmental Health and Trading Standards

Wards Affected:

Bromyard

Purpose

1. To determine whether to grant a finishing time later than the current policy of 03.00 hours for an occasional public entertainment.

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 Entertainments 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 variation specified in the application;
- (b) make such variations as they think fit, including subject to the four categories above; impose terms, conditions or other restrictions other than those specified or

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

- (c) refuse the application.

Conditions

3. Amongst the various Conditions and Regulation 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 establishments as follows and was amended by this Committee on 1st March 2005 to speed up the issue of licences.

11.00 until 03.00 (Monday to Saturday)	In respect of premises that <u>do not</u> have the benefit of a liquor licence under the Licensing Act 1964
	And where there are no objections to the application.
	And subject to consultation with the Chair (or in his absence the Vice Chair) of the Regulatory Committee

The application for deviation from policy

4. Mr Peter Nosworthy requests a variation of the licence condition to extend the opening entertainment hours from 01.00 pm to 05.00am. The intended venue for this event is farmland at Rowden Paddocks, Bromyard on 23rd July 2005 for 800 people on site.

The applicants request permission to hold a one-day live music festival. There would be a disco from 12 am until 5 am, two stages until 12.30/1am. The audience will be a mixed profile of all ages. There is a campsite on site.

Issues

5. The main cause for concern to the Police and ourselves is the potential for disturbance to others.
6. This is a one-off event, we have no problem with granting a licence until 03.00 hours, whether this event should be allowed to finish later than 03.00 hours is a matter for consideration
7. The Council has in the past granted terminal hours up to 03.30 hours and imposed special conditions designed to minimise the chances of nuisance occurring. (The special conditions imposed can be found in appendix 1)

8. A site inspection has taken place on 5th May 2005 together with the applicants, Environmental Health, The Police and the Fire Safety Officer. A number of safety issues were discussed.
9. The Police have responded following the site inspection and have no observations to make on the application.
10. The fire brigade was consulted and have the following comments see appendix 2.
11. Environmental Health Officer comments that there are no objections to make on the application but would ask the Licensing Manager to attach such conditions as appropriate to safeguard public safety and prevent public nuisance

see annex 1

Options

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