		Bath & North East Somerset Cou	uncil also explored
MEETING:		Licensing Sub Committee	AGENDA
MEETING DATE:		Thursday 6 December 2018	ITEM NUMBER
TITLE:	e Park, Royal Victoria Park		
WARD:	West	on	* ,
		AN OPEN PUBLIC ITEM	
List of att	achme	nts to this report:	
Annex A	Appli	cation for a new premises licence	
Annex B	Plan	of licensed premises and site plan	
Annex C	Repre	esentations received from Other Persons	

### 1 THE ISSUE

1.1 An application has been submitted by Brand Events TM Ltd under s.17 Licensing Act 2003 in respect of an annual premises licence for Pub In the Park, Royal Victoria Park, Marlborough Lane, Bath, BA1 2NQ.

### **2 RECOMMENDATION**

2.1 That the Sub Committee determines this application.

### 3 RESOURCE IMPLICATIONS

3.1 The costs of processing licences are covered by the fees charged. The fee for this application is £100.00.

### 4 STATUTORY CONSIDERATIONS AND BASIS FOR PROPOSAL

- 4.1 An Equality Impact Assessment (EqIA) has been completed. No adverse or other significant issues were found.
- 4.2 Consideration must be given to the Human Rights Act 1998 and the "convention rights".
- 4.3 The Sub Committee have been delegated authority to determine the application on behalf of the Licensing Authority in accordance with the Licensing Act 2003.

4.4 When reaching a decision, the Licensing Authority must carry out its functions with a view to promoting the four licensing objectives.

### 5 THE REPORT

- 5.1 An application has been received for a new Premises Licence (Annex A).
- 5.2 The application proposes the following licensable activities:
  - 1) **The Sale of Alcohol** by retail for consumption on and off the premises between the following hours:

Friday	17:00 – 22:45
Saturday	11:00 – 22:45
Sunday	11:00 – 22:00

2) Regulated Entertainment by way of the playing of **Recorded Music**, outdoors only:

Friday	17:00 – 22:45
Saturday	11:00 – 22:45
Sunday	11:00 – 22:00

3) Regulated Entertainment by way of the performance of **Live Music**, outdoors only:

Friday	• a	17:00 – 22:45
Saturday		11:00 – 22:45
Sunday		11:00 – 22:00

4) Regulated Entertainment by way of the **Exhibition of Film**, indoors and outdoors only:

Friday	17:00 – 22:45
Saturday	11:00 – 22:45
Sunday	11.00 - 22.00

5) Regulated Entertainment by way of the **Performance of Dance**, outdoors only:

Friday	17:00 – 22:45
Saturday	11:00 – 22:45
Sunday	11:00 – 22:00

6) Anything of a similar description to the Performance of Dance, Live and Recorded Music, outdoors only:

Friday 17:00 - 22:45Saturday 11:00 - 22:45Sunday 11:00 - 22:00

7) Hours the premises are open to the public:

Friday 17:00 - 22:45Saturday 11:00 - 22:45Sunday 11:00 - 22:00

- 8) The following **measures** have been offered by the applicant to promote the licensing objectives:
- The Premises Licence shall be restricted to one 3-day event per calendar year;
- Key Date 1 No later than 6 months prior to the proposed dates of the event taking place, the Premises Licence Holder shall notify all Responsible Authorities and SAGE of their intention to hold the event and the proposed date(s) it is to be held;
- Key Date 2 No later than 120 days prior to the event taking place, the Premises Licence Holder shall consult with Bath & North East Somerset Council Highways and Police with regard to his proposals for traffic management, security and stewarding;
- Key Date 3 No later than 90 days prior to the event taking place the Premises Licence Holder shall submit draft copies of the Event Management Plan to SAGE for consultation;
- Key Date 4 No later than **35 days** prior to the event taking place:

the Premises Licence Holder will submit final copies of the event management plan and any subsequent changes must immediately be brought to the attention of SAGE; and

the Premises Licence Holder will submit a noise management plan to the Environmental protection team who will agree in writing of their approval;

 Key Date 5 During the week immediately prior to the event and if requested to do so the Premises Licence Holder shall provide access to the event site to any member of SAGE or other Responsible Authority for the purposes of a site inspection and confirmation of compliance with the Event Safety Management Plan.

- Engagement of competent and experienced security company who shall provide a detailed crowd management plan depending on the size and nature of the event.
- Provision of event control operation to oversee the safe management of the event and to co-ordinate resources and contingencies in the event of an incident.
- Provision of competent and experienced stewarding and security personnel.
- Provision of SIA accredited staff at key points to carry out specific jobs, namely bar areas, eviction etc.
- Remove any items of contraband from patrons and agree chain of custody with local police.
- Advance liaison with police to identify any trends/intelligence which may surround a particular group or audience profile.
- A list of all persons evicted from the event site will be logged and handed over to the police if required.
- PitP has produced specific Alcohol and Drugs policies. These will be communicated out to all relevant staff.
- No under 16's are permitted on site without a responsible adult.
- No under 16's shall work at the licensed site unless a suitable and sufficient Risk Assessment has been carried out and all control measures effectively implemented.
- Provision of DBS accredited personnel on site.
- Challenge 21 rule for the sale of alcohol shall be adopted for the event.
- Any films shown shall have appropriate age certification or theatre shows etc. with adult content will be clearly advertised.
- Any persons believed to be drinking under-age shall be intercepted by security personnel and alcohol disposed of.
- 5.3 The proposed licensed area and site plan is attached at Annex B.
- 5.4 The Licensing Act 2003 (Section 4) states that it is the duty of all Licensing Authorities to carry out their functions under the Act with a view to promoting the licensing objectives. The licensing objectives are:
  - a) The Prevention of Crime and Disorder;
  - b) Public Safety;

- c) The Prevention of Public Nuisance; and
- d) The Protection of Children from Harm.

Each objective is of equal importance. As there are no other licensing objectives, these four are of paramount consideration at all times. When considering applications, representations or notifications, the Licensing Authority will have regard to these licensing objectives.

- 5.5 The Licensing Authority may grant the application with or without additional conditions.
- 5.6 Section 4(3)Licensing Act 2003 states that the Licensing Authority should also have regard to the Council's Licensing Policy, the Statutory Guidance issued under Section 182 of the Licensing Act 2003, and the Licensing Act itself, and in particular to:
  - a) Paragraphs 3-6, 8-10, 13-14, 17-24, 29,33-36, 38-41 of the 2015 policy.
  - b) Chapters 2, 8, 9 and 10 of the Statutory Guidance as revised **April 2018.**
  - c) Sections 4, 9, 10, 11, 12, 13, 16, 17, 18, 23, 182, and 183 of the Act.
- 5.7 The Licensing Authority recognises that Licensing and Planning are separate regimes. Where an application is granted by the Licensing Authority which would require planning permission this would not relieve the applicant of the need to obtain that permission. It will still be necessary for the applicant to ensure that he/she has **ALL** the necessary permissions in place to enable them to run the business within the law.
- 5.8 If the application is refused the applicant may appeal within 21 days of the notification to the Magistrates' Court. If the application is granted the person making the relevant representation may appeal within 21 days of the notification to the Magistrates' Court. On appeal the court may either dismiss the appeal, substitute the decision appealed against for any other decision which could have been made by the Licensing Authority, or remit the case to the Licensing Authority to dispose of in accordance with the direction of the court. The court may make such order for costs as it thinks fit.
- 5.9 In accordance with the requirements of the Act, copies of the application were forwarded to the Police, the Fire Authority, Environmental Health, Development Control, Trading Standards, Health Authority and the Safeguarding Children and Young Persons Team.
- 5.10 The applicant is required to place a notice at the premises for a period of 28 consecutive days starting the day after the application is made, and to place an advert in a local newspaper within 10 working days of submitting the application to the licensing authority.

- 5.11 **Eight representations** have been received within the statutory period from "other persons", comprising of local residents, residents' associations and councillors, expressing concern that the applicant's proposals will undermine the Prevention of Public Nuisance Licensing objective and in some representations, that the proposals are likely to undermine the Protection of Children from Harm licensing objective (Annex C).
- 5.12 This report has not been sent to the Trades Union because they would have no involvement.

### 6. RATIONALE

6.1 As representations have been received the Sub Committee must determine the application in accordance with the Licensing Act 2003.

### 7 OTHER OPTIONS CONSIDERED

7.1 None.

### 8 CONSULTATION

8.1 In accordance with the Licensing Act 2003 (Premises Licence and Club Premises Certificate) Regulations 2005, the applicant has given notice of the application to all the relevant Responsible Authorities and has advertised the application in the manner prescribed, both at the premises and within a local publication.

### 9 RISK MANAGEMENT

9.1 A risk assessment related to the issue and recommendations has been undertaken, in compliance with the Council's decision making risk management guidance.

### 10 ADVICE SOUGHT

10.1 The Council's Monitoring Officer (Head of Legal & Democratic Services and Council Solicitor), section 151 Officer (Director of Finance) and Head of Building Control and Public Protection have had the opportunity to input to this report and have cleared it for publication.

Contact person	Terrill Wolyn, Public Protection Officer 01225 396939
Background	Licensing Act 2003
papers	Guidance issued under s.182 of the Licensing Act 2003
	Licensing Act 2003 (Premises and Club Premises Certificates) Regulations 2005
	B&NES Statement of Licensing Policy

# 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.

relev	(Insert ) ly for a p ribed in vant licer	d Events TM Ltd name(s) of applicant) remises licence under secti Part 1 below (the premises asing authority in accordan	) and I/we ar	e mak	ing this applicat	ion to you as the
Pub i   Roya	al address in the Pa al Victori borough	a Park	nance survey 1	map re	ference or descri	ption
		9				
Post to	own ]	Bath		2	Postcode	BA1 2NQ
		ber at premises (if any) ateable value of premises	£0			
Please	state who	ant details  ether you are applying for a p	oremises licen	ce as	Please tick as	s appropriate
		dual or individuals * other than an individual *			please complete	e section (A)
i	parti	limited company/limited liab nership		X	please complete	section (B)
. i		partnership (other than limite			please complete	` ,
ii		unincorporated association			please complete	
	recognis	(for example a statutory cor			please complete	. /
	charity	Environmental S	Services		please complete please complete	2
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premis	ses for	licensa	ble ac	tivities;	or		iness	whic	h inv	olves the use	e of the		
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Mr		Mrs		Miss			Ms			ner Title (for mple, Rev)	r		
Surna	me		ls.		-		Fi	irst n	ames		-		
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Mr [	1	Mrs [		Miss		N	⁄Is			r Title (for aple, Rev)	= 1		
urnam	ne						Fir	st na	mes				

	If you wish the licence to be valid only for a limited period, when do you want it to end?	DD MM	YYYY
	This premise license is only for the event Pub in the Park which is an Victoria Park in Bath.	annual event hel	d at Royal
	The space is open park space. Consists of open grassland, established woodland.	flora, pathways	and
i	Entertainment facilities will take the form of temporary installations benthe Park (PitP) Event.	uilt specifically f	or the Pub
e e	cicensed activity such as the sale of alcohol and music entertainment or demonstrated and included in the sale of alcohol and music entertainment or demonstrated in the sale of alcohol will take place both within these structures and vent site. The sale of alcohol for off site consumption will take place etained from the customer to be collected at the end of each session	nt site. The sale a	within the
S	uch likely activities include bars, wine and craft ale tasting sessions, and music stages.	restaurant style o	perations
01	ote; the premises license being applied for proposes a capacity of 4,99 ne time. For clarity this includes all public, staff, contractors, chefs, persons directly related to and specifically attending the PitP even, with	erformers and an	v other
T	ne license application is for an event to take place yearly and on an on	-going basis.	4
	5,000 or more people are expected to attend the premises at any the time, please state the number expected to attend.	4999	fix.
W	hat licensable activities do you intend to carry on from the premises?		
(pl	ease see sections 1 and 14 and Schedules 1 and 2 to the Licensing Ac	t 2003)	
Pro	ovision of regulated entertainment (please read guidance note 2)	Please tick apply	all that
a)	plays (if ticking yes, fill in box A)	·.	
b)	films (if ticking yes, fill in box B)		X
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)		X
f)	recorded music (if ticking yes, fill in box F)		X
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)		

D ( C1 ) (1	T 10 11	
Date of birth	I am 18 years old or over	Please tick yes
Nationality		·
Current residential address if different from premises address		
Post town		Postcode
Daytime contact telephone number	er	
E-mail address (optional)		
(B) OTHER APPLICANTS		
give any registered number. In the body corporate), please give the na  Name Brand Events TM Ltd		
Address	V	
Vencourt Place		
London W6 9NU		
		•
Registered number (where applicable 8742448	*)	
escription of applicant (for example ompany	e, partnership, company, unin	corporated association etc.)
elephone number (if any)		
mail address (optional) trickt@brandevents.co.uk		
ort 3 Operating Schedule	22	
hen do you want the premises licence	ce to start?	DD MM YYYY 0   1   0   6   2   0   1   9

<u>Provision of late night refreshment</u> (if ticking yes, fill in box I)	
Supply of alcohol (if ticking yes, fill in box J)	X
In all cases complete boxes K, L and M	

# A

Stand	Plays Standard days and timings (please read		Will the performance of a play take place indoors or outdoors or both – please tick (please read guidance note 3)	Indoors	
	guidance note 7)		(Product road gurannos rivos 5)	Outdoors	
Day	Start	Finish		Both	
Mon			Please give further details here (please read guida	nce note 4)	
Tue					
Wed			State any seasonal variations for performing play guidance note 5)	vs (please read	
Thur					
Fri			Non standard timings. Where you intend to use the performance of plays at different times to tho column on the left, please list (please read guidance)	se listed in the	
Sat					
Sun					

Films Standard days and timings (please read			Will the exhibition of films take place indoors or outdoors or both – please tick (please read guidance note 3)	Indoors	
	nce note			Outdoors	
Day	Start	Finish		Both	X
Mon			Please give further details here (please read guide	ance note 4)	
Tue					
Wed			State any seasonal variations for the exhibition of read guidance note 5)	of films (please	
Thur					2 2
Fri	17:00	22:45	Non standard timings. Where you intend to use the exhibition of films at different times to those column on the left, please list (please read guidance)	listed in the	or
Sat	11:00	22:45			
Sun	11:00	22:00			

Indoor sporting events Standard days and timings (please read guidance note 7)			Please give further details (please read guidance note 4)
Day	Start	Finish	
Mon			
Tue			State any seasonal variations for indoor sporting events (please read guidance note 5)
Wed			
Thur			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 (please read guidance note 6)
Fri			
Sat	197		
Sun	-		

# D

Boxing or wrestling entertainments Standard days and timings (please read		nd	Will the boxing or wrestling entertainment take place indoors or outdoors or both – please tick (please read guidance note 3)	Indoors	
	nce note 7)			Outdoors	
Day	Start	Finish		Both	
Mon			Please give further details here (please read guida	ance note 4)	
Tue					
Wed		·	State any seasonal variations for boxing or wrest entertainment (please read guidance note 5)	ling	
Thur					
Fri			Non standard timings. Where you intend to use to boxing or wrestling entertainment at different time in the column on the left, please list (please read guarantee).	nes to those list	ted
Sat					
Sun	-				

Live music Standard days and timings (please read			Will the performance of live music take place indoors or outdoors or both – please tick (please read guidance note 3)	Indoors	
	nce note			Outdoors	X
Day	Start	Finish		Both	
Mon <u>I</u>			Please give further details here (please read guida	ance note 4)	
Tue					
Wed			State any seasonal variations for the performance (please read guidance note 5)	e of live music	
Thur					
Fri	17:00	22:45	Non standard timings. Where you intend to use the performance of live music at different times the column on the left, please list (please read guid	o those listed i	
Sat	11:00	22:45		6 u	
Sun	11:00	22:00			

### F

Recorded music Standard days and timings (please read			Will the playing of recorded music take place indoors or outdoors or both – please tick (please read guidance note 3)	Indoors	
guida	guidance note 7)			Outdoors	X
Day	Start	Finish		Both	
Mon			Please give further details here (please read guida	ance note 4)	
Tue					
Wed			State any seasonal variations for the playing of re (please read guidance note 5)	ecorded music	
Thur					
Fri	17:00	22:45	Non standard timings. Where you intend to use the playing of recorded music at different times to the column on the left, please list (please read guidants).	those listed in	r L
Sat	11:00	22:45			
Sun	11:00	22:00			

# G

Performances of dance Standard days and timings (please read			Will the performance of dance take place indoors or outdoors or both – please tick (please read guidance note 3)	Indoors	
	nce note			Outdoors	X
Day	Start	Finish		Both	
Mon			Please give further details here (please read guida	nce note 4)	
Tue					
Wed			State any seasonal variations for the performanc read guidance note 5)	e of dance (ple	ase
Thur		,			
Fri	17:00	22:45	Non standard timings. Where you intend to use the performance of dance at different times to the column on the left, please list (please read guidance)	se listed in the	
Sat	11:00	22:45			
Sun	11:00	22:00			

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 entertainm providing	ent you will be	
Day	Start	Finish	Will this entertainment take place indoors or	Indoors	П
Mon			outdoors or both – please tick (please read guidance note 3)	Outdoors	X
				Both	
Tue			Please give further details here (please read guide	ance note 4)	•
Wed					
Thur			State any seasonal variations for entertainment of description to that falling within (e), (f) or (g) (p) guidance note 5)		
Fri	17:00	22:45			
Sat	11:00	22:45	Non standard timings. Where you intend to use to the entertainment of a similar description to that (e), (f) or (g) at different times to those listed in the	falling within	
			left, please list (please read guidance note 6)	o commit on u	
Sun	11:00	22:45			
				\$	

Late night refreshment Standard days and timings (please read guidance note 7)		nd	Will the provision of late night refreshment take place indoors or outdoors or both – please tick (please read guidance note 3)	Indoors	
		)		Outdoors	
Day	Start	Finish		Both	
Mon			Please give further details here (please read guid	dance note 4)	
Tue					
Wed			State any seasonal variations for the provision of refreshment (please read guidance note 5)	of late night	
Thur					
Fri		·	Non standard timings. Where you intend to use the provision of late night refreshment at different listed in the column on the left, please list (please	ent times, to the	ose
Sat			note 6)		-
Sun	1200				

	1 6 1			,	
Stan	Supply of alcohol Standard days and timings (please read		Will the supply of alcohol be for consumption  - please tick (please read guidance note 8)	On the premises	
guida	ance note	7)		Off the premises	
Day	Start	Finish		Both	X
Mon			State any seasonal variations for the supply of al guidance note 5)	cohol (please r	ead
Tue					3
Wed					
Thur			Non standard timings. Where you intend to use t	he premises fo	<u>r</u>
			the supply of alcohol at different times to those list column on the left, please list (please read guidance	ted in the	
Fri	17:00	22:45	<b>Q</b>		
Sat	11:00	22:45			
Sun	11:00	22:00			

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		
Patrick Tola	nd	
Date of birt	h 04/09/82	
Address 88 Sheen Co North Sheen		
Postcode	TW10 5DF	
Personal lices LBWands/04	nce number (if known) 998	
Issuing licens Wandsworth	ing authority (if known) Council	

K				
Please highlight an matters ancillary t children (please rea	o the use of the	premises that		

L

•
u intend the premises to be
m those listed in the column dance note 6)

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)

The Premises Licence shall be restricted to one 3-day event per calendar year.

Key Date 1 No later than 6 months prior to the proposed dates of the event taking place: -

• The Premises Licence Holder shall notify all Responsible Authorities and SAGE of their intention to hold the event and the proposed date(s) it is to be held.

Key Date 2 No later than 120 days prior to the event taking place: -

 The Premises Licence Holder shall consult with Bath and North East Somerset Council Highways and Police with regard to his proposals for traffic management, security and stewarding Key Date 3 No later than 90 days prior to the event taking place: -

• The Premises Licence Holder shall submit draft copies of the Event Management Plan to SAGE

for consultation

Key Date 4 No later than 35 days prior to the event taking place: -

• The Premises Licence Holder will submit final copies of the event management plan and any subsequent changes must immediately be brought to the attention of SAGE

• The premise licence holder will submit a noise management plan to the Environmental protection team who will agree in writing of their approval.

Key Date 5 During the week immediately prior to the event and if requested to do so: -

• The Premises Licence Holder shall provide access to the event site to any member of SAGE or other Responsible Authority for the purposes of a site inspection and confirmation of compliance with the Event Safety Management Plan.

All Events will be planned and managed by experienced professionals with a track record of largescale outdoor public events and food event production.

- · Carry out liaison and attendance at meetings as required with SAG representatives, enforcing agencies etc.
- Appropriate fencing will be installed around the event site perimeter to restrict access and to create safe working areas - as well as defining the limits of the licensed premises.
- Production of comprehensive risk assessments for each event and for the use of the licensed premise.
- Production of a schedule of all licensed activities.
- Collation and review of all necessary safety related documentation from third party suppliers.
- Production of detailed event safety management plan (ESMP).
- Entry to each event, regardless of type will be restricted to ticket / wristband access only.
- Numbers on site shall be regulated and monitored.
- Events shall all be given suitable lead time to ensure proper scheduling, appointment of reputable contractors etc.
- Provision of suitable food hygiene facilities such as hot and cold hand wash facilities, cold stores, food hygiene inspections, storage spaces, cleaning regimes, cleansing schedules and food management systems.
- Provision of sanitary facilities, hand-wash toilets etc in accordance with respective national guidance.
- Production of detailed site layout plan, showing clear ingress / egress routes, audience circulation areas, welfare, medical facilities etc.
- Establish clear method of communication between all key personnel on site in the event of a minor and major incident.
- Facilities shall be established for use by less abled patrons such as toilets and access routes.
- Designated parking areas shall be established and managed by experienced traffic management
- To undertake site cleansing operations in order to manage litter on site and to provide staff, waste receptacles etc and to ensure a large build-up of waste on site is not permitted
- The organisers shall ensure that detailed contingency and cancellation policies and procedures are in place for each event.

### b) The prevention of crime and disorder

Engagement of competent and experienced security company who shall provide a detailed crowd management plan depending on the size and nature of the event.

- Provision of event control operation to oversee the safe management of the event and to coordinate resources and contingencies in the event of an incident.
- Provision of competent and experienced stewarding and security personnel.
- Provision of SIA accredited staff at key points to carry out specific jobs, namely bar areas, eviction etc
- Remove any items of contraband from patrons and agree chain of custody with local police.
- Advance liaison with police to identify any trends / intelligence which may surround a particular group or audience profile.
- A list of all persons evicted from the event site will be logged and handed over to the police if required.
- PitP has produced specific Alcohol and Drugs policies. These will be communicated out to all relevant staff.

#### c) Public safety

- A general assessment of the site has been carried out and its suitability as a venue confirmed.
- There are numerous escape routes afforded throughout the event site and into places of relative safety.
- Enclosed venues shall be subject to specific fire risk assessments.
- Engagement of competent suppliers and service providers.
- Engagement of experienced event safety advisors.
- The proposed site provides ample footprint for the proposed content and activities.
- Seating will be provided though a mixture of temporary seating installations plastic furniture and or picnic bench style provisions.
- All temporary structures and other major infrastructure elements will be subject to a formal sign of by a competent person prior to use of opening.
- Installation, distribution and sign off of temporary electrical systems to be carried out by a competent professional contractor.
- Provision of appropriate medical and welfare facilities, which are clearly signed and staffed for the duration of the event.
- Access to fresh and tested drinking water for working personnel and members of the public.
- Production of detailed fire safety assessment and ensure all necessary controls are in place and monitored throughout the event period.
- Access to potentially hazardous areas will be restricted to members of the public and unauthorised personnel.
- The location of significant buried services will be established and communicated to relevant personnel.
- Generators and other electrical / technical areas shall only be accessible by technical crew, contractors and event staff.
- Appropriate warning signage will be prominently displayed to advise of potential hazards on site.
- A suitable and sufficient front of stage barrier will be installed and signed off by a competent person
- Lighting levels throughout the event site will be set to allow patrons to clearly navigate their way around the site.
- Non-essential vehicle movement shall not be permitted on site during the public opening period. Any essential vehicle movement shall be carried out using a banksman.
- Production and or servicing vehicles shall use the back of house / production roads SFARP.
- No alcohol shall be served in glass vessels\* and patrons shall not be permitted to bring glass onto site.
- \* With the exception of managed taster sessions and master classes.
- Weather monitoring shall take place during the build, event and break periods and appropriate contingency plans (predominantly for high winds, lightning and heavy rains) shall be in place.

[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.

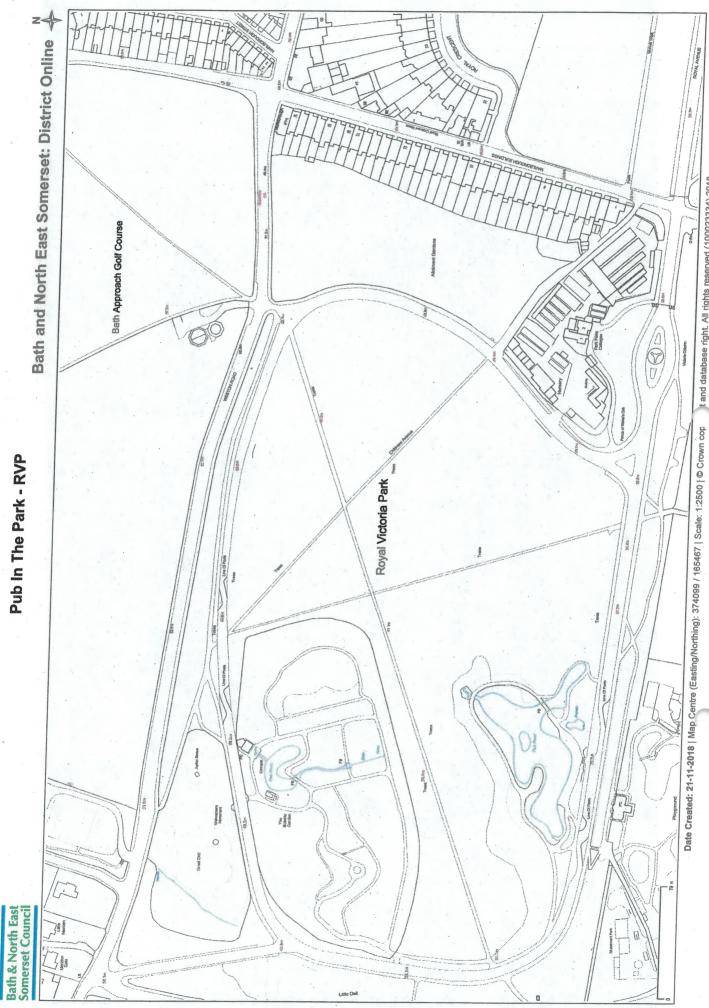
Declaration	• [Applicable to individual applicants only, including those in a partnership which is not a limited liability partnership] I understand I am not entitled to be issued with a licence if I do not have the entitlement to live and work in the UK (or if I am subject to a condition preventing 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	Patrick Toland		
Date	04/10/18		
Capacity	Operations Manager		

d) The prevention of public nuisance	
• A noise management plan and propagation tests shall be produced and carried out for each	h event
<ul><li>if required.</li><li>Dedicated noise complaint line during key events for local residents to contact if noise levents.</li></ul>	zelc
become a nuisance.	CIS
• Limited overnight work shall be carried out during the build or break periods.	
• The position of direct lighting (e.g. tower lights) shall not be in such a way which affects	
residents but must be balanced to provide adequate / suitable lighting levels for navigation	n and
<ul><li>around the site.</li><li>No build-up of litter or waste will be permitted anywhere out of the event site or on local</li></ul>	
highways.	
• The event shall minimise the effect on the environment where possible	
• Encourage patrons to share transport to minimise disruption and environmental impact SF	
• Consultation shall be carried out with local residents via engagement local groups and court herever receible	ncils
<ul><li>wherever possible.</li><li>Traffic Management Plan to minimise impact on local environs and facilitate ready access</li></ul>	to and
from the event site.	to and
<ul> <li>Every effort will be made to prevent pollution of any watercourse.</li> </ul>	
e) The protection of children from harm	
• No under 16's are permitted on site without a responsible adult.	
<ul> <li>No under 16's shall work at the licensed site unless a suitable and sufficient Risk Assessmenteen carried out and all control measures effectively implemented.</li> </ul>	ent nas
• Provision of DBS accredited personnel on site.	- 1
• Challenge 21 rule for the sale of alcohol shall be adopted for the event.	
• Any films shown shall have appropriate age certification or theatre shows etc with adult co	ntent
will be clearly advertised.	
<ul> <li>Any persons believed to be drinking under-age shall be intercepted by security personnel and alcohol disposed of.</li> </ul>	10
• Closure times and the provision of transport links shall take account of the need to prevent	voung
or vulnerable persons leaving the site without means of reaching their destination.	,
Checklist:	
Please tick to indicate agree	ment
	_
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.	

### Consent of individual to being specified as premises supervisor

Patrick Toland	•	
[full name of prospective premises sup	ervisor]	
of		
88 Sheen Court, North Sheen TW10	5DF	
[home address of prospective premises superv	sor]	
hereby confirm that I give my consen supervisor in relation to the application	to be specified as the	he designated premises
Premise Licence for Pub in the Park	•	w
[type of application]	*	
by		
Brand Events TM Ltd		
name of applicant]		
relating to a premises licence [number of	f existing licence, if any]	
or		
Pub in the Park		
Royal Victoria Park Marlborough Lane		
Bath BA1 2NQ		
ame and address of premises to which the appli	cation relates]	

and any premises licen by	ce to be grante	ed or varied in	respect of this ap	plication made
Brand Events TM Ltd				
[name of applicant]				
concerning the supply o	f alcohol at			
Pub in the Park Royal Victoria Park Marlborough Lane				
Bath				
BA1 2NQ			4	
in a state of		× ×		
[name and address of premis	es to which applic	ation relates]		
I also confirm that I am intend to apply for or c below.				
Personal licence number				
LBWands/04998				
[insert personal licence numbe	r, if any]	****************		# # W W W W W W W W W W W W W W W W W W
Personal licence issuing	authority			
Wandsworth Council				
[insert name and address and i	telephone number	of personal licenc	e issuing authority, if a	any]
	$\bigcap$			
Signed	H			
Name (please print)	Patrick Toland	,		
	1	1		
Date -	20/10	18		



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## Bath & North East Somerset Council

### **LICENSING ACT 2003**

### REPRESENTATION FORM

Please read the notes at the back of this form prior to completing it.

I/We object to the following application:

Application number:	18/02845/LAPRE
Applicant's name:	Brand Events
Premises name and address:	Pub in the Park, Royal Victoria Park, Marlborough Lane, Bath BA1 2NQ
Application for a:	Premises Licence
Objector Details:	
Objector's Name:	Nicola Isherwood
Objector's Address:	Royal Crescent
	Bath,
	BA1 2LR
organisation name if applicable:	Royal Crescent Society Residents Association
Objection Details:	
	to the following licensing objective(s):
revention of crime and disorder	
revention of public nuisance	
otection of children from harm	
ublic safety	
	0

Please detail your objection(s) as fully as possible in the box below and attach any supporting documents as necessary. If you do not then the Committee may not understand why you have objected.

Try to be as specific as possible and detail how the applicant's proposal will have an adverse effect on one or more of the licensing objectives.

I/We have already made a written representation and have no further comments

I am writing on behalf of residents of Royal Crescent who wish to object to the licence application for the forthcoming Pub in the Park events in 2019, based on their experience of the noise nuisance created by this year's event which ran from June 8<sup>th</sup> -10<sup>th</sup>.

The positioning of the stage and it's close proximity to the back of Marlborough Lane and Buildings mean't that many residents at the western end of Royal Crescent experienced loud noise disturbance inside their homes from the music which lasted throughout the weekend given there were performances both during the day as well as in the evening. The Sunday evening performance was particularly disruptive to residents and their families when some quiet enjoyment in their own homes would be reasonably expected.

Due to the consumption of alcohol being a key part of the event, Residents also experienced some very noisy behaviour from the crowds leaving the event via Royal Crescent after each of the performances, which was particularly noticeable after each of the evening performances. There didn't appear to be any security staff or management of these crowds of any kind as they left the event.

I am aware that a full copy of my representation (including my name and address) will be sent to the applicant and will form part of a public document prior to any hearing on this matter.



### **LICENSING ACT 2003**

### INTERESTED PARTY REPRESENTATION

Please read the notes at the back of this form prior to completing it.

I/We object to the following application:

Application number:	Reference:18/02845/LAPRE
Applicant's name:	Brand Events TM Ltd
Premises name and address:	
Application for a:	Pub in the Park
Objector Details:	
Objector's Name:	Peter & Denise Wells
Objector's Address:	Cranwells Park Bath BA1 2YD
Organisation name if applicable:	
<b>Objection Details:</b> My/our representation is relevant t	to the following licensing objective(s):
Prevention of crime and disorder Prevention of public nuisance Protection of children from harm	
Public safety	

Please detail your objection(s) as fully as pos Committee may not understand why you hav	ssible in the box below. If you do not then the e objected.
Please attach supporting documents/further pages.	pages as necessary and number all extra
Try to be as specific as possible and give examusic from the premises between 10pm and until 2 am this will cause a nuisance to me an	1 am. I am concerned that if the premises open
I/We have already made a written representa	tion and have no further comments
The resident living round the park were subject Brand Events say they will submit a noise material to reduce the sound levels from this years even something like that of the fair the licence should be a subject to the sound levels.	nagenent plan but it doean't say they are going ent. Unless the noise level will be reduced to
I am aware that a full copy of my representa be sent to the applicant and will form part of on this matter.	
Signed	Peter Wells
Date	19/11/2018
Contact telephone number(s) (This is essential as we may need to contact you at short notice)	

### **REPRESENTATION from Lansdown Crescent Association**

Rec'd 12/11/2018

**Appilication No** 

18/02845/LAPRE

**Applicants Name** 

**Brand Events** 

Premises name and address

Pub in the Park, Royal Victoria Park, Marlborough Lane, Bath

BA1 2NQ.

Application for

**Premises Licence** 

Objector.

Rachael Hushon on behalf Lansdown Crescent Association

**Objectors Address** 

Lansdown Place West BA1 5EZ

Organisation name if applicable: Lansdown Crescent Association

Licensing Objective: Prevention of Public Nuisance

#### **Details of Objection**

Our Objection is based on noise nuisance during this year's Pub in the Park event June 8th – 10<sup>th</sup>.

The volume levels were sustained and amplified at such levels that local residents had no respite for the entire duration of the event. Residents of the area mostly live in listed properties which have single glazing, thus affording little insulation from the high and sustained volume levels generated by this event. Given this extreme care should be taken by the Case Officer and the Organisers to prevent public nuisance.

The Organisers have not sought to consult with local residents to offer reassurance on reasonable volume levels or reasonable hours the noise should continue for. Any Premises Licence should have severe noise restrictions for any evening performances. These volume levels should be routinely monitored so that organisers are responsible and accountable to local people who want to enjoy a reasonable level of peace and quiet in their own homes in residential neighbourhoods.

Signed: Rachael Hushon - Date 12th November 2018

### **REPRESENTATION from Leslie Hynes**

Rec'd 19 11 2018

**Applicants Name** 

**Brand Events** 

Premises name and address

Pub in the Park, Royal Victoria Park, Marlborough Lane, Bath

BA1 2NQ.

Appilcation for

**Premises Licence** 

Objector

Leslie Hynes

Objectors Address Flat

Marlborough Buildings, Bath BA1 2LY.

Organisation name if applicable

**Prevention of Public Nuisance** 

**Details of Objection** 

Our Objection is based on noise nuisance during this year's Pub in the Park event June 8<sup>th</sup> – 10<sup>th</sup>. In all there were 16 registered complaints with the Council, which as far as I can tell were never contested. As we are the nearest RA to the event, it was striking that complaints came from a wide area of Bath, across the park as far as RUH, up the hill and all around RVP. The organisers refused to take into consideration our suggestions on location of their stage, on which subject we have a lot of experience, and placed it in close proximity to the rear of Marlborough Buildings when they had the whole of Middle Common to use. Due to the nature of the event – Pub in the Park, the behavior of the departing crowds was far worse than normal. On this basis any Premises Licence should have severe noise restrictions and limits on alcohol consumption for any evening performances.

Signed (typed in) and dated.

Leslie Hynes 19 Nov. 2018

### **REPRESENTATION from Cllr Sue Craig**

Rec'd 14 11 2018

From: Sue Craig (CLLR).

**Sent:** 14 November 2018 14:56 **To:** Wendy Stokes; Licensing

**Cc:** Andrew Furse (Cllr); Rob Appleyard (Cllr) **Subject:** Party in the Park - 18/02845/LAPRE

### Wendy,

Please could I ask that particular consideration be given to the location and hours of this event in Royal Victoria Park and that the application is referred to the Licensing Sub Committee for determination?

This event caused considerable nuisance to the residents of Marlborough Building last year due to the noise levels and I believe there were also complaints from much further afield for the same reason?

Is there any reason why it couldn't be sited on the middle common rather than close to this residential area?

If the location can't be changed then the licensing hours should be restricted, particularly on the Sunday, as people have to get up for work/school the following day.

**Councillor Sue Craig** 

Liberal Democrat Councillor for Kingsmead

### **REPRESENTATION The Cavendish Road Society**

Rec'd 19/11/2018

Applicants Name:

**Brand Events** 

Premises name and address:

Pub in the Park, Royal Victoria Park, Marlborough Lane,

Bath BA1 2NQ.

Application for:

**Premises License** 

Objector:

Emilio Pimentel-Reid on behalf of The Cavendish Road Society

Objector's Address:

Cavendish Place, Bath BA1 2UB

Organization name if applicable: The Cavendish Road Society (TCRS)

Prevention of Public Nuisance: Details of Objection:

1. Our Main Objection is based on noise nuisance during this year's 'Pub in the Park 'event June 8<sup>th</sup> - 10<sup>th</sup>.

The volume levels were sustained and amplified at such levels that local residents (especially those on Cavendish Road, Park Place and lower Park Street) had no respite for the entire duration of the event. As you are aware residents of the area live in listed properties which have single glazing, thus affording little insulation from the high and sustained volume levels generated by this event. Given this extreme care should be taken by the Case Officer and the Organisers to prevent public nuisance.

The Organisers have not sought to consult with The Cavendish Road residents to offer reassurance on reasonable volume levels or reasonable hours the noise should continue for. Any Premises License should have severe noise restrictions for any evening performances. These volume levels should be routinely monitored so that organisers are responsible and accountable to local people who want to enjoy a reasonable level of peace and quiet in their own homes in residential neighbourhoods.

- 2. In addition note that residents parking is affected all the way up to Sion Hill during the event again with no consultation or traffic management in place during set up, during the event and strike off.
- 3. Finally due to the consumption of alcohol being a key part of the event, TCRS Residents also experienced some very noisy behaviour from the crowds returning to their cars after each of the performances, which was particularly noticeable after each of the evening performances. Again there didn't appear to be any security staff or management of these crowds of any kind as they left the event.

Signed Emilio Pimentel-Reid/ Secretary/ The Cavendish Road Society

Date 19<sup>th</sup> November 2018

From: Andrew Furse (Cllr)
Sent: 19 November 2018 18:33

**To:** Terrill Wolyn **Cc:** Sue Craig (CLLR)

Subject: Re: RVP Pub in the Park

Terrill,

I too wish to submit my objection on the following grounds;

- 1. Noise and nuisance to neighbouring property. there were numerous complaints last year as the impact to residents enjoyment of their own property due to the noise from the event. I see no new mitigation to these problems with this years arrangements.
- 2. Noise and nuisance to other park users. Not only are normal park users restricted in their enjoyment of this open space during the whole period of set up and breakdown of the event, they are unable to enjoy the peace and beauty of the remaining part of the park as their local amenity. Especially, since for many local residents living in flats that this is their outdoor space.
- 3. Protection from children from harm. The event is noisey and impacts on families and with young children in the local vicinity. It needs to be recognised that for many local properties there is no double glazing since these are listed buildings, and as such there is little for no sound proofing. The impact to young children from their lack of sleep needs to be considered, especially since this has been a contributing factor last year.

In addition, whilst making this objection, i want to emphasise the following;

A. that last year local councillors were informed of such an event, and concerns were raised with both cabinet members and officers as to the inappropriateness of such an event in RVP. There has been no similar engagement this year.

B. Last year I made my views clear to cabinet members that such an event, encouraged by the cabinet members, increases unnecessary competition to the City's already large and diverse range of pubs and restaurants, excluding many local businesses.

C. that residents and local councillors do not feel that this event serves the residents of Bath, that it brings nothing extra to the city's cultural experience, and that it is seen as an elitist event by many who lose their park access as well as being priced out of the event itself.

Finally - checking the licensing web site for this event the dates being applied for are not clear although the times are.

thank you for your attention.

Regards

Cllr Andrew Furse

Kingsmead Ward

### **Bath & North East Somerset Council**

### **LICENSING ACT 2003**

### REPRESENTATION FORM - MINOR VARIATION

Please read the notes at the back of this form prior to completing it.

I/We object to the following application:

Application number:	18/02845/LAPRE		
Applicant's name:	Brand Events  Pub in the Park, Royal Victoria Park, Marlborough Lane, Bath BA1 2NQ		
Premises name and address:			
Application for a:	Minor Variation Application NEW		
Objector Details:			
Objector's Name:	Stephen Huard		
Objector's Address:	The Garden Flat,		
	Marlborough Buildings,		
	Bath BA1 2LY		
Organisation name if applicable:	Marlborough Lane and Buildings Residents Association		
Objection Details:			
ly/our representation is relevant	to the following licensing objective(s):		
revention of crime and disorder			
revention of public nuisance			
rotection of children from harm			
ublic safety			

Please detail your objection(s) as fully as possible in the box below and attach any supporting documents as necessary.

Try to be as specific as possible and detail how the applicant's proposal will have an adverse effect on one or more of the licensing objectives.

Our objection is based on noise nuisance during this year's Pub in the Park event June 8<sup>th</sup> - 10<sup>th</sup>. In all there were 15 registered complaints with the Council, which as far as I can tell were never contested. As we are the nearest RA to the event, it was striking that complaints came from a wide area across Bath, across the park as far as RUH, up the hill and all around RVP. The organisers refused to take into consideration our suggestions on location of their stage, on which subject we have a lot of experience, and placed it in close proximity to the rear of Marlborough Buildings when they had the whole of Middle Common to use. Due to the nature of the event - Pub in the Park, the behaviour of the departing crowds was far worse than normal. On this basis any Premises Licence should have severe noise restrictions and limits on alcohol consumption for any evening performances.

I am aware that a full copy of my representation (excluding my personal data) may be sent to the applicant.

Signed		S W Huard	\$1.000 mm (Aug. to 1 mg, to 1	
Date		11 <sup>th</sup> November 2018		
•				

Contact telephone number(s)
(This is essential as we may need to contact you at short notice)

There will not be a hearing to determine this application. The Licensing Authority will consider all relevant representations and determine the application accordingly.

Form to be returned to licensing@bathnes.gov.uk or:

Licensing Team
Public Protection Service
Lewis House

From: Mr Stephen W Huard Sent: 19 November 2018 10:25

To: Terrill Wolyn

Subject: Fwd: Events in RVP

Terrill,

Forwarded for your information. I rely on this document in quoting 15 complaints about Pub in the Park in June 8th to 10th 2018. It is in answer to Question 15 sub section 5 from Councillor Andy Furse.

best regards

Stephen Huard Chairman MLBRA

# QUESTIONS AND ANSWERS - COUNCILLORS

M 15 Question from:

Councillor Andrew Furse

Large-scale évents in Royal Victoria Park வண்டு செல்லில் இது புடியில் முற

Private events held in Royal Victoria Park are having a negative impact on park users and local residents. Access routes are being blocked and late night noise from live music is keeping people awake — including schoolchildren preparing for exams. Residents are concerned that the Council is prioritising income-generating events over the needs of local residents.

- 1. Can the Cabinet member list events undertaken and planned for 2018?
- 2. Can the Cabinet member detail income received and expected for 2018 with comparisons to 2017 and 2016?
- 3. Will the Cabinet member ensure that on-site sound monitoring will be carried out and that the out of hours telephone number will be attended during future events?
- 4. What will the Cabinet member do to improve communication and signage when areas of the park are cordoned off for private bookings?
- 5. What complaints have been received regarding recent events?

What work is being done to assess the impact on the local economy, either positive or negative, such as diverting potential customers from our own pubs?

Answer from:

Councillor Bob Goodman

- 1. Please see attached spreadsheet
- 2 2016/17 £58,437 2017/18 - £118,219

2018/19 - currently forecasting £105,876

3. A political decision was taken to cease the reactive Environmental Health out of hours noise service in 2008/09.

However, there are still ways for people to contact Environmental Health if they are concerned about noise:

If they have access to a telephone, they can contact the Council's Out of hours call centre team, and they will take the details and pass them onto the Environmental Protection Team for the next working day.

If they have access to a smartphone or the internet, they can download the Noise App, and this allows them to report that directly to the team including the facility to take a recording of the noise at the time - which can then be accessed to the team.

For ongoing cases (possibly similar to the 'party houses'), we have several pieces of specialist noise recording equipment that an officer can consider deploying, which are then operated by the complainant. Officers then review recordings made with a view to deciding whether enforcement action is warranted.

Whilst the reactive out of hours service has been ceased, we still have the option of a proactive out of hours visit. If something is say, a problem for an hour every Friday night at 11.30, then as the intelligence is so specific and reliable, officers may decide to undertake a visit as opposed to deploying the noise recording equipment.

For short duration events with a higher than usual likelihood of complaints, such as a significant event for example, officers work with the organisers through the Safety Advisory Group for Events process to identify controls and a monitoring response to the event (sound checks etc.) Officers will dynamically decide whether a visit is needed, and this decision is based on the number of complaints received..... zero complaints would not trigger a visit whereas several complaints are more likely to.

Our advice to anyone is to actually contact the out of hours call centre team whilst they are being disturbed. For new cases, this information will be passed to the officer on the next working day and will usually trigger the commencement of an investigation where the person allegedly causing the noise will be notified and asked to be considerate etc. If they are disturbed by a one off short term event, their complaint may be the complaint that triggers an officer visit that night (should it be decided that this is an event which warrants this response).

Event Organisers are asked to produce a Noise Management Plan ahead of their events and based on risk assessment, we can request that an Environmental Protection Officer is on call, with the costs of this borne by the event organiser.

4. Event organisers are required to communicate details of their events with residents in the immediate vicinity of the park/open space, or if on the highway, the street affected. Event Organisers do this by contacting the respective Chairs of the

Residents Associations concerned and by leaflet drops into properties, again in the immediate vicinity.

- 5. In relation to Pub in the Park the Council received 15 complaints
- 6. Brand Events have been asked to provide data on the numbers of people attending and their postcode areas. In addition, they worked with our destination management company, Visit Bath, on production of digital content to promote the City to those attending the event and encourage ticket holders to explore the City. The Council is not in a position to carry out Economic Impact Assessments on all of the events which occur across the authority area. As per the Events Policy the Council looks to support events and festivals which can, at their best, be powerful agents of social cohesion, providing opportunities for celebration, pride in a place or locality, participation, and involvement of diverse groups. A varied programme of events contributes to: (a) Economic development (b) Social/cultural regeneration (c) Cultural vibrancy (d) A strong tourism base (e) Cultural and community provision (f) Local priorities which seek to encourage vibrant sustainable communities that are active, lively and inclusive.