

Agenda for meeting of the Licensing and Enforcement Sub Committee
Wednesday, 8th September, 2021, 9.30 am



Members of Licensing and Enforcement Sub Committee

Councillors M Chapman, A Dent & T Woodward

East Devon District Council
Blackdown House
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Venue: Online via the Zoom app

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(or group number 01395 517546)
Friday, 27th August 2021

Important - this meeting will be conducted online and recorded by Zoom only.
Please do not attend Blackdown House.
Members are asked to follow the [Protocol for Remote Meetings](#)

This meeting is being recorded by EDDC for subsequent publication on the Council's website and will be streamed live to the Council's Youtube Channel at <https://www.youtube.com/channel/UCmNHQruge3LVl4hcgRnbwBw>

- 1 Minutes of the previous meeting held on 11 August 2021 (Pages 3 - 6)
- 2 Apologies
- 3 Declarations of interest
Guidance is available online to Councillors and co-opted members on making [declarations of interest](#)
- 4 Matters of urgency
Information on [matters of urgency](#) is available online
- 5 Confidential/exempt items
To agree any items to be dealt with after the public (including the Press) have been excluded. There are no items which officers recommend should be dealt with in this way.
- 6 Determination of an application for the grant of a premises licence to allow the provision of regulated entertainment and the sale of alcohol for consumption ON the premises at The Ham Recreation Ground and adjoining car park, Sidmouth, EX10 8DB. The application is to cover the period of 1st – 5th June 2022.
(Pages 7 - 88)

[Decision making and equalities](#)

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EAST DEVON DISTRICT COUNCIL

Minutes of the meeting of the Licensing and Enforcement Sub Committee held online via the Zoom app on 11 August 2021

Attendance list at end of document

The meeting started at 9.30 am and ended at 10.40 am

11 Minutes of the previous meeting held on 7 July 2021

The minutes of the previous meeting held on 7 July 2021 were agreed as a correct record.

12 Declarations of interest

There were no declarations of interest.

13 Matters of urgency

There were no matters of urgency.

14 Confidential/exempt items

There were no confidential / exempt items.

15 Determination of an application for the grant of a premises licence to allow the provision of regulated entertainment, provision of late night refreshment and the sale of alcohol for consumption ON the premises at 'Hawkfest', Hills Farm, Whitford Road, Kilminster, EX13 7NS. The application is to cover the period of 26 – 30 August 2021

The Sub Committee considered the application for the grant of a premises licence to allow the provision of regulated entertainment, provision of late night refreshment and the sale of alcohol for consumption ON the premises at 'Hawkfest', Hills Farm, Whitford Road, Kilminster, EX13 7NS. The application is to cover the period of 26 – 30 August 2021. The meeting was a hearing to consider the application for a premises licence under the Licensing Act 2003.

The Chair introduced the members of the Sub Committee.

The applicant, present and entitled to make representations, was Steve Littley, accompanied by Kris Tait of the Hawkfest Event Management Team.

The interested party, present and entitled to make representations was Cllr Peter Ball, Kilminster Parish Council, also representing Richard Quincey, Louise Quincey, John Thorne, Jean Thorne, Simon Buse and Samantha Buse.

There were no representations from any of the responsible bodies.

The Sub Committee's legal advisor, Giles Salter, outlined the procedure for the meeting.

The Licensing Manager, Steve Saunders, presented his report and summarised the application. Informal mediation had taken place and none of the representations had been withdrawn. Interested parties making representations had agreed that Cllr Peter Ball would represent them at the meeting. There had been no further updates to the report and the appendices since publication prior to the meeting.

In response to a question from a Member, Mr Saunders confirmed that there had not been any previous complaints regarding the premises and its current licence.

The applicant's case, presented by Kris Tait and Steve Littley, made the following points:

- The licence application was for up to 1,000 attendees although it was anticipated that attendance would be considerably less
- Tickets for the event are sold in advance through a fan club website only with no tickets available at the gate
- The band, Hawkwind, had been in existence for 52 years and the event management team knew the demographic of its fans well. The majority of those attending the event would be in the 50+ age range and families who had followed the band for many years
- The event schedule planned for bands to stop at approximately 11pm and the organisers were committed to ensuring that noise levels always remained within agreed levels
- Directions to the event are provided with tickets and a holding car park would ensure that traffic entering the site would not need to queue on Whitford Road, Kilmington village
- The event is family orientated with magic shows and other family friendly activities

In response to questions from the Sub Committee, the applicant advised the following:

- The application sought to license the marquee for up to 1,000 people and once live music had ended in the marquee, late night music would continue in the function room which was sound proofed
- To date approximately 530 tickets had been sold and tickets are for the whole weekend with no day tickets available
- An emergency telephone number would be available for local residents during the weekend with the Parish Council assisting in communicating this to residents
- The provision of stewards / security for the event was outlined together with first attenders and a first aid centre in the event office. It was noted that a defibrillator is available nearby in Kilmington
- Covid-19 safety measures will be in place
- There would be food available at the event and attendees would also bring their own food and could access local facilities which are within easy reach of the site
- There would be no traffic movement within the site for the duration of the event and attendees wishing to leave during the weekend would be required to use a separate car park
- It was anticipated that bands would start playing at approximately 2pm on Saturday and 3pm on Sunday

The interested party, Cllr Peter Ball, addressed the Sub Committee and made the following points:

- Kilmington Parish Council had held meetings and had good discussions with the applicant regarding concerns raised by local residents

- There were concerns about the size of the event in relation to the size of Kilmington with a small population of approximately 830 and traffic safety for residents and those accessing the site
- Local residents had experienced difficulty in obtaining more information and details of what was being proposed and some concerns would have been alleviated sooner if information had been more readily available
- Concerns remained regarding noise and traffic and residents were seeking greater certainty that noise levels would be monitored and that all possible actions would be taken to ensure the safety of all road users
- There is an increase in traffic generally due to the number of 'staycations' and the A35 at Kilmington is a known accident black spot. Whitford Road has a 30mph speed limit and is used by horse riders, cyclists and residents accessing the children's playground

Regarding traffic management measures, the legal advisor clarified that the Sub Committee's remit when determining licence applications only covered the application site itself and that conditions could not be imposed on the highways. The Sub Committee noted the concerns of local residents and suggested that the Parish Council contacts the Police regarding signage to the event should the licence be granted, and also continues to hold discussions with the event organiser. The applicant advised that 'no access' signage would be in place at various points to ensure that event traffic followed the agreed route.

In response to a question from Members, Cllr Ball confirmed that the Parish Council would make the emergency phone number available to residents through all available social media channels.

In their closing statement the applicant advised that, as a local venue, they wished to maintain a good relationship with neighbouring residents. The focus of the event was as a family festival with a good reputation which had been built up and which all those involved wanted to maintain.

The Chair thanked all participants for attending the meeting and advised that the decision of the Sub Committee would be notified to all parties in writing within five working days.

Attendance List

Councillors present:

K Bloxham (Vice-Chair)

A Dent

J Whibley (Chair)

Councillors also present (for some or all the meeting)

None

Officers in attendance:

Giles Salter, Solicitor

Stephen Saunders, Licensing Manager

Wendy Harris, Democratic Services Officer

Rebecca Heal, Solicitor

Sarah Jenkins, Democratic Services Officer

Councillor apologies:

None

Chair

Date:

Report to: Licensing and Enforcement Sub Committee



Date of Meeting 8th September 2021

Document classification: Part A Public Document

Exemption applied: None

Review date for release N/A

Application for the grant of a time-limited premises licence under the Licensing Act 2003 for The Ham Recreation Ground and adjoining car park, Sidmouth.

Report summary:

The report summarises an application for the grant of a time limited premises licence to be considered by the sub-committee under the Licensing Act 2003.

Is the proposed decision in accordance with:

Budget Yes No

Policy Framework Yes No

Recommendation:

That members consider an application for the grant of a premises licence to allow the provision of regulated entertainment and the sale of alcohol for consumption ON the premises at The Ham Recreation Ground and adjoining car park, Sidmouth, EX10 8DB. The application is to cover the period of 1st – 5th June 2022.

Reason for recommendation:

To comply with statutory processes.

Officer: Emily Westlake, Licensing Officer - ewestlake@eastdevon.gov.uk 01404 515616

Portfolio(s) (check which apply):

- Climate Action and Emergencies
- Coast, Country and Environment
- Council and Corporate Co-ordination
- Culture, Tourism, Leisure and Sport
- Democracy and Transparency
- Economy and Assets
- Finance
- Strategic Planning
- Sustainable Homes and Communities

Equalities impact Low Impact

Climate change Low Impact

Risk: Low Risk;

Links to background information

EDDC Statement of Licensing Policy 2021-2026
Licensing Act 2003 Guidance issued under Section 182

APPENDIX A – Licensing application

APPENDIX B – Plan of premises

APPENDIX C – Conditions offered in Operating Schedule

APPENDIX D – Location maps and photographs

APPENDIX E – Noise management plan

APPENDIX F – Representations list

APPENDIX G – Responses to Notice of Hearing

APPENDIX H – Copy Premises licence – The Ham, Folk Week Licence 2021

Link to [Council Plan](#):

Priorities (check which apply)

- Outstanding Place and Environment
 - Outstanding Homes and Communities
 - Outstanding Economic Growth, Productivity, and Prosperity
 - Outstanding Council and Council Services
-

Report in full

1 Description of Application

- 1.1 An application has been received from J R Event Services Ltd on behalf of the Sidmouth Jazz and Blues Festival Ltd for the grant of a new (time-limited) premises licence at The Ham Recreation Ground and adjoining car park, Sidmouth, EX10 8DB. The application is to provide licensable activities at The Ham for an event known as “The Sidmouth Jazz and Blues Festival”.
- 1.2 The Sidmouth Jazz and Blues Festival is new to Sidmouth and is planned to take place at various locations throughout the Town from the 1st – 5th June 2022. Time-limited premises licences have already been granted for Connaught Gardens (Licence Number: PLWA0882) and Blackmore Gardens (Licence Number: PLWA0883) and this hearing is to consider an application for a proposed temporary concert venue to be located at The Ham Recreation Ground and adjoining car park.
- 1.3 The application form is provided in full at **APPENDIX A**.
- 1.4 A plan of the premises, submitted as part of the application, is attached at **APPENDIX B**. The plan sets out both the extent of the site and the area proposed for licensable activities which is outlined in red.
- 1.5 The proposed licensed area includes an auditorium for concerts on the grassy area of the Ham together with food stalls and bar, spread between the Ham Recreation Ground and the adjacent car park in front of Sidmouth swimming pool.
- 1.6 The car park to the rear of the swimming pool is proposed for use as an event production space, not to be included within the licensed area.
- 1.7 The structures to be included within the licensable area are specified on the plan.
- 1.8 The applicant has requested the premises licence to start on the 1st June 2022 and be valid for a limited time period, ending on the 5th June 2022.

1.9 The proposed timings and licensable activities applied for are as follows:

Provision of live music (indoors & outdoors):

Wednesday	11.00 - 23.00
Thursday	11.00 – 23.00
Friday	11.00 – 23.00
Saturday	11:00 - 23:00
Sunday	11.00 – 22.00

Provision of recorded music (indoors & outdoors):

Wednesday	11.00 - 23.00
Thursday	11.00 – 23.00
Friday	11.00 – 23.00
Saturday	11:00 - 23:00
Sunday	11.00 – 22.00

Provision of anything of a similar description to live music, recorded music or performance of dance (indoors & outdoors):

Wednesday	11.00 - 23.00
Thursday	11.00 – 23.00
Friday	11.00 – 23.00
Saturday	11:00 - 23:00
Sunday	11.00 – 22.00

Sale of Alcohol (for consumption ON the premises only):

Wednesday	12.00 - 22.45
Thursday	12.00 - 22.45
Friday	12.00 - 22.45
Saturday	12.00 - 22.45
Sunday	12.00 – 22.00

Premises opening hours:

Wednesday	11.00 - 23.00
Thursday	11.00 – 23.00
Friday	11.00 – 23.00
Saturday	11:00 - 23:00
Sunday	11.00 – 23.00

- 1.10 The applicant proposes to licence both indoor and outdoor areas for regulated entertainment, the indoor areas comprising of temporary structures to be erected within the licensed area.
- 1.11 The applicant has stated that the whole licensable area capacity is 2,750 when auditorium and outdoor space combined.
- 1.12 The Ham Recreation Ground is owned by Sidmouth Town Council. The car parks to the front and rear of Sidmouth Swimming Pool are owned and operated by East Devon District Council.
- 1.13 The conditions offered by the applicant in the operating schedule submitted with the application are attached at **APPENDIX C.**

- 1.14 Additional plans and photos detailing the location of the proposed event space are attached at **APPENDIX D**.
- 1.15 The applicant has submitted a noise management plan (NMP) with the application and this is attached at **APPENDIX E**.
- 1.16 An Event Management Plan (EMP) has not been submitted with the application. The applicant has advised that this will be provided as soon as it is available.

2 Statutory Bodies' Response

- 2.1 Devon & Cornwall Police
No representations have been received.
- 2.2 Devon & Somerset Fire & Rescue Service
No representations have been received.
- 2.3 Area Child Protection Committee and Local Safeguarding Children Board
No representations have been received.
- 2.4 Devon Trading Standards
No representations have been received.
- 2.5 East Devon District Council, Environmental Health Service
No representations have been received.

When confirming that they would not be making a representation, Environmental Health made the following comments:

"Having worked with the applicant to develop the Noise Management Plan as best as possible within the confines of the site's location together with the bringing forward of the end times of the music to 23:00, I do not anticipate any environmental health concerns with the licence application and therefore I have no objections".

- 2.6 East Devon District Council, Planning & Countryside Service
No representations have been received.
- 2.7 Primary Care Trust
No representations have been received.
- 2.8 Home Office
No representations have been received.

3 Representations and Responses to Notices of Hearing

- 3.1 **3** representations have been received in relation to this application.
- 3.2 This includes **2** objections against the application from local residents and **1** representation in support of the application from Sidmouth Town Council.
- 3.3 The objections make reference to all four licensing objectives but relate primarily to public safety.
- 3.4 All representations are attached in full at **APPENDIX F**.

- 3.5 Both objectors have made reference in their representations to the annual Sidmouth Folk Week and the licensable activities that take place on the Ham Recreation Ground during that event. A copy of the premises licence granted for the Ham Recreation Ground for Sidmouth Folk Week 2021 is attached at **APPENDIX H** for information. It should be noted that, in accordance with East Devon District Council's Licensing Policy, a separate application is required for each individual event regardless of whether the event occurs annually. This means that the licences for Sidmouth Folk Week are applied for and determined on a yearly basis and may differ from event to event.

Responses to Notices of Hearing

- 3.6 Details of the responses to the statutory Notice of Hearing are attached at **APPENDIX G**.
- 3.7 Of the **3** representations received:
- 3.8 The Town Council have confirmed that they will not be attending the hearing.
- 3.9 Both objectors have confirmed that they will attend the sub-committee hearing with one of the objectors representing both parties.
- 3.10 Both objectors have made additional key points when responding to the notice of hearing, as detailed at **APPENDIX G**. These key points must be considered by the committee in conjunction with the original representations.

4 Proposed Operating Schedule and Mediation

- 4.1 The conditions offered by the applicant in the operating schedule are attached at **APPENDIX C**.
- 4.2 Mediation has not been undertaken for this contested application.

5 Relevant Licensing Policy and Guidance Considerations

Licensing Objectives

- 5.1 Section 3.1.1 of the Policy states: 'The Licensing Authority has a duty under the Act to carry out its licensing functions with a view to promoting the four licensing objectives.'
These are:-
- The prevention of crime and disorder
 - Public safety
 - The prevention of public nuisance
 - The protection of children from harm

- 5.2 Section 3.1.2 of the policy states: These objectives are the only matters to be taken into account in determining the application and any conditions attached must be appropriate in achieving the licensing objectives.
- 5.3 Section 3.1.3 of the Policy states: A licence will only be granted where the Licensing Authority is satisfied that these objectives have been met.

Large Scale Public Events

- 5.4 Section 5.5 of the policy sets out the Licensing Authority's recommendation that all organisers of large scale public events attend the multi-agency Safety Advisory Group (SAG).

Section 5.5.7 of the Policy states: For large scale events that are occasional in nature and where the maximum number of attendees exceeds 499 people, the licensing authority will

require an application for a full time-limited premises licence. A separate application will be required for each individual event regardless of whether the event occurs annually or on more than one occasion in any year. This will allow the Responsible Authorities and members of the public the opportunity to consider each application in light of previous events held. Responsible Authorities and Interested Parties should be have the opportunity to make representations relevant to the nature of the event which is planned. Large scale events have significant potential to undermine the promotion of the licensing objectives, due to their size, complexity and the potential implications for planning such events. Risks can be adequately mitigated by the submission of an up to date, relevant, detailed and complete operating schedule specific to the proposed event on each separate occasion.

Conditions

- 5.5 Section 6 of the policy sets out what the Sub Committee should consider before imposing conditions on a licence.
- 5.6 Section 6.3 of the policy states: Generally it is recognised that the licensing function is not to be seen as a mechanism for the general control of anti-social behaviour by individuals/groups once they are beyond the direct control of the licence holder of any premises concerned. But the Licensing Authority's discretion may be engaged if relevant representations are made and there is an evidential link between the disturbance and the licensed venue.

Environmental Factors

- 5.7 Section 5.6 of the Policy sets out the Licensing Authority's expectations noting the potential impact to the environment from time limited, outdoor licensed events.
- 5.8 Section 5.6.2 states: Any operating schedule submitted in respect of time limited premises licences should include proposed times of operating and details of how the applicant intends to comply with the licensing objectives and in particular, how outside areas will be managed to prevent noise, smell, or obstruction nuisance to residents and the public.

Licensing Hours

- 5.9 Section 10.1 of the Policy states: The licensing authority will deal with the issue of licensing hours on the individual merits of each application. When the Authority's discretion is engaged consideration will be given to the individual merits of an application but the presumption will be to grant the hours requested unless there are objections to those hours raised by Responsible Authorities or any other person on the basis of the licensing objectives. However, when issuing a licence with hours beyond midnight higher standards of control will generally need to be included in operating schedules to promote the licensing objectives especially for premises which are situated near residential areas.
- 5.10 Section 10.4 of the Policy states: The terminal hours will normally be approved where the applicant can show that the proposal would not adversely affect the licensing objectives unless, after hearing relevant representation the licensing authority believe it necessary, proportionate and reasonable to restrict the hours required.

Nuisance

- 5.11 Section 16.1 of the Policy states: To promote the licensing objectives, applicants for licences for licensable activities will be required to demonstrate the measures they have in place for the prevention of public nuisance. The impact of the licensable activities on people living in the vicinity should not be disproportionate or unreasonable. The issues will mainly concern noise nuisance, light pollution, noxious smells and litter. The prevention of public nuisance can include low-level nuisance affecting a few people living locally as well as a major disturbance affecting the whole community. It may also include the prevention of the reduction of the living and working amenity and environment of interested parties.

Capacity

5.12 Section 17.1 of the Policy states: Where it is considered necessary to control the maximum numbers of persons attending premises for the purpose of preventing crime and disorder or for public safety the licensing authority will expect this to be addressed in the operating schedule. The licensing authority, if relevant representations are made and only then if such conditions are deemed necessary, proportionate and reasonable, may impose a condition stipulating a maximum number of persons permitted to attend premises where it considers it necessary to prevent crime and disorder or for public safety purposes.

5.13 The **Guidance** issued under Section 182 Licensing Act 2003 states:

The licensing authority may not impose any conditions unless its discretion has been engaged following receipt of relevant representations and it has been satisfied at a hearing of the necessity to impose conditions. It may then only impose conditions that are appropriate to promote one or more of the four licensing objectives. Such conditions must also be expressed in unequivocal and unambiguous terms to avoid legal dispute.

It is perfectly possible that in certain cases, because the test is one of appropriate, where there are other legislative provisions which are relevant and must be observed by the applicant, no additional conditions at all are needed to promote the licensing objectives.

The Act requires that licensing conditions should be tailored to the size, style, characteristics and activities taking place at the premises concerned.

Licensing authorities should therefore ensure that any conditions they impose are only those which are appropriate for the promotion of the licensing objectives, which means that they must not go further than what is needed for that purpose.

Licensing authorities should only impose conditions which are appropriate and proportionate for the promotion for the licensing objectives. If other existing law already places certain statutory responsibilities on an employer or operator of premises, it cannot be appropriate to impose the same or similar duties.

5.14 The **Guidance** issued under Section 182 Licensing Act 2003 states the following in relation to **Public safety** at Sections 2.7 – 2.9:

Licence holders have a responsibility to ensure the safety of those using their premises, as a part of their duties under the 2003 Act. This concerns the safety of people using the relevant premises rather than public health which is addressed in other legislation. Physical safety includes the prevention of accidents and injuries and other immediate harms that can result from alcohol consumption such as unconsciousness or alcohol poisoning. Conditions relating to public safety may also promote the crime and disorder objective as noted above. There will be course be occasions when a public safety condition could incidentally benefit a person's health more generally, but it should not be the purpose of the condition as this would be outside the licensing authority's powers (be ultra vires) under the 2003 Act. Conditions should not be imposed on a premises licence or club premises certificate which relate to cleanliness or hygiene.

A number of matters should be considered in relation to public safety. These may include:

- Fire safety;
- Ensuring appropriate access for emergency services such as ambulances;
- Good communication with local authorities and emergency services, for example communications networks with the police and signing up to local incident alerts (see paragraph 2.4);
- Ensuring the presence of trained first aiders on the premises and appropriate first aid kits;

- Ensuring the safety of people when leaving the premises (for example, through the provision of information on late-night transportation);
- Ensuring appropriate and frequent waste disposal, particularly of glass bottles;
- Ensuring appropriate limits on the maximum capacity of the premises (see paragraphs 2.12 – 2.13, and Chapter 10; and
- Considering the use of CCTV in and around the premises (as noted in paragraph 2.3 above, this may also assist with promoting the crime and disorder objective).

The measures that are appropriate to promote public safety will vary between premises and the matters listed above may not apply in all cases. As set out in Chapter 8 (8.38 – 8.46), applicants should consider when making their application which steps it is appropriate to take to promote the public safety objective and demonstrate how they achieve that.

5.15 The **Guidance** issued under Section 182 Licensing Act 2003 states the following in relation to **Ensuring safe departure of those using premises** at Section 2.10

Licence holders should make provision to ensure that premises users safely leave their premises. Measures that may assist include:

- Providing information on the premises of local taxi companies who can provide safe transportation home; and
- Ensuring adequate lighting outside the premises, particularly on paths leading to and from the premises and in car parks.

5.16 The **Guidance** issued under Section 182 Licensing Act 2003 states the following in relation to **Maintenance and repair** at Section 2.11:

Where there is a requirement in other legislation for premises open to the public or for employers to possess certificates attesting to the safety or satisfactory nature of certain equipment or fixtures on the premises, it would be inappropriate for a licensing condition to require possession of such a certificate. However, it would be permissible to require as a condition of a licence or certificate, if appropriate, checks on this equipment to be conducted at specified intervals and for evidence of these checks to be retained by the premises licence holder or club provided this does not duplicate or gold-plate a requirement in other legislation. Similarly, it would be permissible for licensing authorities, if they receive relevant representations from responsible authorities or any other persons, to attach conditions which require equipment of particular standards to be maintained on the premises. Responsible authorities – such as health and safety authorities – should therefore make their expectations clear in this respect to enable prospective licence holders or clubs to prepare effective operating schedules and club operating schedules.

5.17 The **Guidance** issued under Section 182 Licensing Act 2003 states the following in relation to **Safe Capacities** at Sections 2.12 – 2.13:

“Safe capacities” should only be imposed where appropriate for the promotion of public safety or the prevention of disorder on the relevant premises. For example, if a capacity has been imposed through other legislation, it would be inappropriate to reproduce it in a premises licence. Indeed, it would also be wrong to lay down conditions which conflict with other legal requirements. However, if no safe capacity has been imposed through other legislation, a responsible authority may consider it appropriate for a new capacity to be attached to the premises which would apply at any material time when the licensable activities are taking place and make representations to that effect. For example, in certain circumstances, capacity limits may be appropriate in preventing disorder, as overcrowded venues can increase the risks of crowds becoming frustrated and hostile.

The permitted capacity is a limit on the number of persons who may be on the premises at any time, following a recommendation by the relevant fire and rescue authority under the Regulatory Reform (Fire Safety) Order 2005. For any application for a premises licence or club premises certificate for premises without an existing permitted capacity where the applicant wishes to take advantage of the special provisions set out in section 177 of the 2003 Act, the applicant should conduct their own risk assessment as to the appropriate capacity of the premises. They should send their recommendation to the fire and rescue authority which will consider it and decide what the “permitted capacity” of those premises should be.

6. Observations

- 6.1 Following the implementation of the first set of regulations under the Police Reform and Social Responsibility Act on 25 April 2012 a new provision relating to the ‘test’ that Licensing Committees should consider when deciding on licensing applications was introduced. The evidential level for Licensing Committees has been lowered so that the test now is that their decisions need only be ‘appropriate’ and no longer ‘necessary’.
- 6.2 The application being considered is for the grant of a Premises Licence to allow:
- Sale of alcohol for consumption ON the premises
 - The performance of live music (indoors and outdoors)
 - Playing of recorded music (indoors and outdoors)
 - Anything of a similar description to live music, recorded music or performances of dance (indoors and outdoors)
- 6.3 Both objectors have responded to the notice of hearing indicating that they will be attending the hearing and one of the objectors will address the committee on behalf of both parties.
- 6.4 Details of all representations received are attached at **APPENDIX F** and include 1 representation in support of the application. These representations must be considered in conjunction with the responses to notice of hearing and additional key points set out at **APPENDIX G**.
- 6.5 The applicant has provided a “festival statement of facts” when responding to the Notice of Hearing which is included at **APPENDIX G** and this should be considered in conjunction with the premises licence application.
- 6.6 Mr Trevor Spink is nominated as the Designated Premises Supervisor. Mr Spink holds a Personal Licence, issued by Tunbridge Wells Borough Council.
- 6.7 The Sub Committee will now need to consider whether to grant this application as it stands or in the light of the representations to refuse the application or grant it in a different form.

Legal Advice

1. As relevant representations have been made in respect of the application, this hearing must be held. (Relevant representations are about the likely effect of the grant of the application on the promotion of the licensing objectives, by any person, bodies representing them or responsible authorities). The sub-committee must disregard any information or evidence not relevant to the licensing objectives.
2. The sub-committee must consider this application in accordance with Section 4 of the Licensing Act 2003, which requires that licensing functions must be carried out with a view to promoting the four licensing objectives. The licensing authority must also have regard to its

own licensing policy and the Secretary of State's guidance, but may depart from both if it has good reason to do so. Those reasons should be stated.

3. Section 18 of the Act requires the licensing authority to grant a premises licence unless it considers additional steps are needed for the promotion of the licensing objectives having regard to any relevant representations.

The steps are:

- (a) to grant the licence subject to:
 - (i) the conditions in the operating schedule modified to such extent as members consider necessary for the promotion of the licensing objectives, and
 - (ii) any condition which must under sections 19, 20 or 21 be included in the licence;
- (b) to exclude from the scope of the licence any of the licensable activities to which the application relates
- (c) to refuse to specify a person in the licence as the premises supervisor
- (d) to reject the application.

The conditions of the licence are modified if any are altered or omitted or any new condition is added. Different conditions may be applied to different parts of the premises, and to different licensable activities. The sub-committee must give its reasons for its decision to take any of these steps. Similarly, if any part of an application is rejected, the sub-committee must give its reasons.

4. The Act requires mandatory conditions to be imposed where supplying alcohol or exhibiting films are approved as licensed activities. It also requires a mandatory condition to be imposed where door supervisors or other individuals carrying out security activities are conditions on the licence.

(a) Section 19 - Mandatory conditions relating to the supply of alcohol

- 1. (a) There shall be no sale or supply of alcohol when there is no designated premises supervisor in respect of this premises licence or at a time when the said premises supervisor does not hold a personal licence or when his/her licence is suspended.
- (b) Every supply of alcohol under the premises licence must be made or authorised by a person who holds a personal licence.
Source: Section 19 Licensing Act 2003
- 2. (1) The responsible person must ensure that staff on relevant premises do not carry out, arrange or participate in any irresponsible promotions in relation to the premises.
- (2) In this paragraph, an irresponsible promotion means any one or more of the following activities, or substantially similar activities, carried on for the purpose of encouraging the sale or supply of alcohol for consumption on the premises -
 - (a) games or other activities which require or encourage, or are designed to require or encourage, individuals to-
 - (i) drink a quantity of alcohol within a time limit (other than to drink alcohol sold or supplied on the premises before the cessation of the period in which the responsible person is authorised to sell or supply alcohol), or

- (ii) drink as much alcohol as possible (whether within a time limit or otherwise);
 - (b) provision of unlimited or unspecified quantities of alcohol free or for a fixed or discounted fee to the public or to a group defined by a particular characteristic in a manner which carries a significant risk of undermining a licensing objective.
 - (c) provision of free or discounted alcohol or any other thing as a prize to encourage or reward the purchase and consumption of alcohol over a period of 24 hours or less in a manner which carries a significant risk of undermining a licensing objective.
 - (d) selling or supplying alcohol in association with promotional posters or flyers on, or in the vicinity of, the premises which can reasonably be considered to condone, encourage or glamorise anti-social behaviour or to refer to the effects of drunkenness in any favourable manner.
 - (e) dispensing alcohol directly by one person into the mouth of another (other than where that other person is unable to drink without assistance by reason of a disability).
3. The responsible person shall ensure that free potable water is provided on request to customers where it is reasonably available.
 4.
 - (1) The premises licence holder shall ensure that an age verification policy applies to the premises in relation to the sale or supply of alcohol.
 - (2) The designated premises supervisor in relation to the premises licence must ensure that the supply of alcohol at the premises is carried on in accordance with the age verification policy.
 - (3) The policy must require individuals who appear to the responsible person to be under 18 years of age (or such older age as may be specified in the policy) to produce on request, before being served alcohol, identification bearing their photograph, date of birth and either –
 - (a) a holographic mark, or
 - (b) an ultraviolet feature.
 5. The responsible person must ensure that-
 - (a) where any of the following alcoholic drinks is sold or supplied for consumption on the premises (other than alcoholic drinks sold or supplied having been made up in advance ready for sale or supply in a securely closed container) it is available to customers in the following measures-
 - (i) beer or cider: ½ pint;
 - (ii) gin, rum, vodka or whisky: 25 ml or 35 ml; and
 - (iii) still wine in a glass: 125 ml; and
 - (b) these measures are displayed in a menu, price list or other printed material which is available to customers on the premises and
 - (c) where a customer does not in relation to a sale of alcohol specify the quantity of alcohol to be sold, the customer is made aware that these measures are available.
 6.
 - (1) A relevant person shall ensure that no alcohol is sold or supplied for consumption on or off the premises for a price which is less than the permitted price.
 - (2) For the purposes of the condition set out in paragraph 7(1) —

- (a) “duty” is to be construed in accordance with the Alcoholic Liquor Duties Act 1979;
 - (b) “permitted price” is the price found by applying the formula —

$$P = D + (D \times V)$$
 where—
 - (i) P is the permitted price,
 - (ii) D is the amount of duty chargeable in relation to the alcohol as if the duty were charged on the date of the sale or supply of the alcohol, and
 - (iii) V is the rate of value added tax chargeable in relation to the alcohol as if the value added tax were charged on the date of the sale or supply of the alcohol;
 - (c) “relevant person” means, in relation to premises in respect of which there is in force a premises licence—
 - (i) the holder of the premises licence,
 - (ii) the designated premises supervisor (if any) in respect of such a licence, or
 - (iii) the personal licence holder who makes or authorises a supply of alcohol under such a licence;
 - (d) “relevant person” means, in relation to premises in respect of which there is in force a club premises certificate, any member or officer of the club present on the premises in a capacity which enables the member or officer to prevent the supply in question; and
 - (e) “value added tax” means value added tax charged in accordance with the Value Added Tax Act 1994.
- (3) Where the permitted price given by Paragraph (b) of paragraph 2 would (apart from this paragraph) not be a whole number of pennies, the price given by that sub-paragraph shall be taken to be the price actually given by that sub-paragraph rounded up to the nearest penny.
- (4) (1) Sub-paragraph (2) applies where the permitted price given by Paragraph (b) of paragraph 2 on a day (“the first day”) would be different from the permitted price on the next day (“the second day”) as a result of a change to the rate of duty or value added tax.
- (2) The permitted price which would apply on the first day applies to sales or supplies of alcohol which take place before the expiry of the period of 14 days beginning on the second day.

Source: Section 19A Licensing Act 2003

5. The sub-committee will need to consider the hours of operation proposed in relation to the licensable activities in the light of the promotion of the licensing objectives, the effectiveness of the operating schedule proposed by the applicant, the representations received, the location of the premises in relation to residential and other commercial properties including other licensed premises, the history of the management of the premises and how it is proposed to be run in the future, the evidence produced of any problems in the past, and the likely impact of any extension of hours and activities. These issues, and any other relevant ones, may be explored at the hearing.

6. Human Rights Act 1998

- 6.1 The sub-committee must also have regard to the provisions of the Human Rights Act 1998 when determining this application. The 1998 Act made the European Convention of Human Rights directly enforceable in British courts. The relevant provisions are Article 6 (right to a fair trial), Article 8 (right to respect for private and family life), Article 11 (freedom of association) and Article 1 of the First Protocol (right to peaceful enjoyment of one's possessions). These provisions are explained below. Essentially, they require the sub-committee to identify correctly the competing interests, give each appropriate weight in the circumstances of the case, and balance them against each other in order to arrive at a fair and reasonable decision.
- 6.2 Under Article 6, "everyone is entitled to a fair and public hearing within a reasonable time by an independent and impartial tribunal established by law". The procedures established by this Council for hearings under the Licensing Act 2003 are compliant with Article 6.
- 6.3 Under Article 8, "everyone has the right to respect for his private and family life, his home and his correspondence". This right may not be interfered with except in accordance with the law and as may be "necessary in a democratic society in the interests of national security, public safety or the economic well-being of the country, for the prevention of disorder or crime, for the protection of health or morals, or for the protection of the rights and freedoms of others". In Licensing Act cases this means that the sub-committee must have regard to the effect of its decisions on local residents, and balance their interests against those of the public at large (e.g. the customers of the premises under consideration) and the people operating the business from the premises.
- 6.4 Under Article 11, "everyone has the right to freedom of peaceful assembly and to freedom of association with others" except where it is lawful to restrict that freedom in the interests of national security or public safety, for the prevention of disorder or crime, for the protection of health or morals or for the protection of the rights and freedoms of others". In Licensing Act cases this means, for example, that the sub-committee is entitled to impose conditions to ensure that patrons of licensed premises do not unreasonably disturb others living or working nearby. Again, the sub-committee should balance the competing interests.
- 6.5 Article 1 of the First Protocol (that is, the first amendment to the Convention) says that every natural or legal person (meaning a human being or a company) is entitled to peaceful enjoyment of his possessions, except where the law provides for restrictions on that right in the public interest. This means, for example, that it is compliant with the Convention to impose restrictions, such as those provided in the Licensing Act 2003, upon business premises where it is in the public interest to do so. On the other hand the same applies to the owners and occupiers of neighbouring premises.

7. Appeals

If the sub-committee imposes conditions on the licence with which the applicant disagrees, or modifies the licensable activities permitted or refuses to specify a person a designated premises supervisor, he or she may appeal within 21 days of notification of the decision to the Magistrates' Court. The applicant may also appeal if an application for a premises licence is rejected. Those making relevant representations may appeal if they believe that the licence should not have been granted, or that, when granting the licence, the licensing authority ought to have imposed different or additional conditions or excluded a licensable activity or refused to specify a person as designated premises supervisor. The magistrates' court may dismiss the appeal, or substitute its own decision, or send back the case to the licensing authority with directions as to how the case is to be dealt with. The magistrates' court may make any costs order it thinks fit.

8. Review Provisions

If extended hours/licensable activities are granted, the Licensing Act contains review provisions which enable any person, bodies representing them or any of the responsible authorities to apply to this licensing authority for a review of the licence. A hearing follows which enables the sub-committee to use the normal powers at a hearing (set out above) but also to suspend the licence for a period of up to three months or to revoke it.

9. Police Closure

A senior police officer may close any premises for 24 hours (this can be extended) where s/he reasonably believes there is or is likely imminently to be disorder on, or in or in the vicinity of the premises and their closure is necessary in the interests of public safety. Closure can also be affected if public nuisance is being caused by noise coming from the premises and closure of the premises is necessary to prevent that nuisance

10. Surveillance Camera Code of Guidance-June 2013

Where a relevant authority has licensing functions and considers the use of surveillance camera systems as part of the conditions attached to a licence or certificate, it must in particular have regard to guiding principle one in this code. Any proposed imposition of a blanket requirement to attach surveillance camera conditions as part of the conditions attached to a licence or certificate is likely to give rise to concerns about the proportionality of such an approach and will require an appropriately strong justification and must be kept under regular review. Applications in relation to licensed premises must take into account the circumstances surrounding that application and whether a requirement to have a surveillance camera system is appropriate in that particular case. For example, it is unlikely that a trouble-free community pub would present a pressing need such that a surveillance camera condition would be justified. In such circumstances where a licence or certificate is granted subject to surveillance camera system conditions, the consideration of all other guiding principles in this code is a matter for the licensee as the system operator.

Guiding principle one states:

Use of a surveillance camera system must always be for a specified purpose which is in pursuit of a legitimate aim and necessary to meet an identified pressing need.

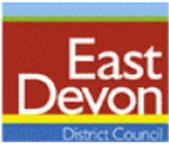
Legitimate aim and necessity are considered in relation to the four licensing objectives which are set out elsewhere within this report if the Committee is considering conditioning any premises licence with the installation of a CCTV surveillance system.

Financial implications:

The only financial implication is if the applicant appeals against the decision made, with the possibility of court costs.

Legal implications:

Legal implications are included within the report



* required information

Section 1 of 21

You can save the form at any time and resume it later. You do not need to be logged in when you resume.

System reference	<input type="text" value="Not Currently In Use"/>	This is the unique reference for this application generated by the system.
Your reference	<input type="text" value="Sidmouth International Jazz & Blues Festival
The Ham 2022"/>	You can put what you want here to help you track applications if you make lots of them. It is passed to the authority.
Are you an agent acting on behalf of the applicant?	<input checked="" type="radio"/> Yes <input type="radio"/> No	Put "no" if you are applying on your own behalf or on behalf of a business you own or work for.

Applicant Details

* First name	<input type="text" value="Ian"/>	
* Family name	<input type="text" value="Bowden"/>	
* E-mail	<input type="text" value="[REDACTED]"/>	
Main telephone number	<input type="text"/>	Include country code.
Other telephone number	<input type="text"/>	
<input checked="" type="checkbox"/> Indicate here if the applicant would prefer not to be contacted by telephone		

Is the applicant:

- Applying as a business or organisation, including as a sole trader
 Applying as an individual

A sole trader is a business owned by one person without any special legal structure. Applying as an individual means the applicant is applying so the applicant can be employed, or for some other personal reason, such as following a hobby.

Applicant Business

Is the applicant's business registered in the UK with Companies House?	<input checked="" type="radio"/> Yes <input type="radio"/> No	Note: completing the Applicant Business section is optional in this form.
Registration number	<input type="text" value="13135057"/>	
Business name	<input type="text" value="Sidmouth Jazz & Blues Festival Ltd"/>	If the applicant's business is registered, use its registered name.
VAT number	- <input type="text" value="none"/>	Put "none" if the applicant is not registered for VAT.
Legal status	<input type="text" value="Private Limited Company"/>	

Continued from previous page...

Applicant's position in the business

Home country

The country where the applicant's headquarters are.

Registered Address

Address registered with Companies House.

Building number or name

Street

District

City or town

County or administrative area

Postcode

Country

Agent Details

* First name

* Family name

* E-mail

Main telephone number

Include country code.

Other telephone number

Indicate here if you would prefer not to be contacted by telephone

Are you:

- An agent that is a business or organisation, including a sole trader
- A private individual acting as an agent

A sole trader is a business owned by one person without any special legal structure.

Agent Business

Is your business registered in the UK with Companies House? Yes No

Note: completing the Applicant Business section is optional in this form.

Registration number

Business name

If your business is registered, use its registered name.

VAT number

Put "none" if you are not registered for VAT.

Legal status

Continued from previous page...

Your position in the business

Home country

The country where the headquarters of your business is located.

Agent Registered Address

Address registered with Companies House.

Building number or name

Street

District

City or town

County or administrative area

Postcode

Country

Section 2 of 21

PREMISES DETAILS

I/we, as named in section 1, apply for a premises licence under section 17 of the Licensing Act 2003 for the premises described in section 2 below (the premises) and I/we are making this application to you as the relevant licensing authority in accordance with section 12 of the Licensing Act 2003.

Premises Address

Are you able to provide a postal address, OS map reference or description of the premises?

- Address OS map reference Description

Address Description

Further Details

Telephone number

Non-domestic rateable value of premises (£)

Section 3 of 21**APPLICATION DETAILS**

In what capacity are you applying for the premises licence?

- An individual or individuals
- A limited company / limited liability partnership
- A partnership (other than limited liability)
- An unincorporated association
- Other (for example a statutory corporation)
- A recognised club
- A charity
- The proprietor of an educational establishment
- A health service body
- A person who is registered under part 2 of the Care Standards Act 2000 (c14) in respect of an independent hospital in Wales
- A person who is registered under Chapter 2 of Part 1 of the Health and Social Care Act 2008 in respect of the carrying on of a regulated activity (within the meaning of that Part) in an independent hospital in England
- The chief officer of police of a police force in England and Wales

Confirm The Following

- I am carrying on or proposing to carry on a business which involves the use of the premises for licensable activities
- I am making the application pursuant to a statutory function
- I am making the application pursuant to a function discharged by virtue of Her Majesty's prerogative

Section 4 of 21**NON INDIVIDUAL APPLICANTS**

Provide name and registered address of applicant in full. Where appropriate give any registered number. In the case of a partnership or other joint venture (other than a body corporate), give the name and address of each party concerned.

Non Individual Applicant's Name

Name

Details

Registered number (where applicable)

Description of applicant (for example partnership, company, unincorporated association etc)

Continued from previous page...

Private Limited Company

AddressBuilding number or name Street District City or town County or administrative area Postcode Country **Contact Details**E-mail Telephone number Other telephone number * Date of birth / / * Nationality [Documents that demonstrate entitlement to work in the UK](#)**Section 5 of 21****OPERATING SCHEDULE**When do you want the premises licence to start? / /
dd mm yyyyIf you wish the licence to be valid only for a limited period, when do you want it to end / /
dd mm yyyy

Provide a general description of the premises

For example the type of premises, its general situation and layout and any other information which could be relevant to the licensing objectives. Where your application includes off-supplies of alcohol and you intend to provide a place for consumption of these off- supplies you must include a description of where the place will be and its proximity to the premises.

Temporary concert venue on the Ham grass area providing a 2,000 seater auditorium or 2,750 for standing concerts alongside undercover and open air food retailers and bar, spread between the grass area and the adjacent car park. This area is highlighted with a red line on the plan.

The whole licensable area capacity is 2,750 (when auditorium and outdoor space combined).

Continued from previous page...

If 5,000 or more people are expected to attend the premises at any one time, state the number expected to attend

Section 6 of 21

PROVISION OF PLAYS

[See guidance on regulated entertainment](#)

Will you be providing plays?

- Yes No

Section 7 of 21

PROVISION OF FILMS

[See guidance on regulated entertainment](#)

Will you be providing films?

- Yes No

Section 8 of 21

PROVISION OF INDOOR SPORTING EVENTS

[See guidance on regulated entertainment](#)

Will you be providing indoor sporting events?

- Yes No

Section 9 of 21

PROVISION OF BOXING OR WRESTLING ENTERTAINMENTS

[See guidance on regulated entertainment](#)

Will you be providing boxing or wrestling entertainments?

- Yes No

Section 10 of 21

PROVISION OF LIVE MUSIC

[See guidance on regulated entertainment](#)

Will you be providing live music?

- Yes No

Standard Days And Timings

MONDAY

Start

End

Start

End

TUESDAY

Start

End

Start

End

Give timings in 24 hour clock. (e.g., 16:00) and only give details for the days of the week when you intend the premises to be used for the activity.

Continued from previous page...

WEDNESDAY

Start	11:00		End	23:00
Start			End	

THURSDAY

Start	11:00		End	23:00
Start			End	

FRIDAY

Start	11:00		End	23:00
Start			End	

SATURDAY

Start	11:00		End	23:00
Start			End	

SUNDAY

Start	11:00		End	22:00
Start			End	

Will the performance of live music take place indoors or outdoors or both?

Where taking place in a building or other structure tick as appropriate. Indoors may include a tent.

- Indoors
 Outdoors
 Both

State type of activity to be authorised, if not already stated, and give relevant further details, for example (but not exclusively) whether or not music will be amplified or unamplified.

Music on outdoors main stage will be amplified for concerts. Concert space is ticketed and stewarded at all times and between 11:00 and 23:00 (to 22:00 on Sunday 5th June). Two concerts per day will take place with sound checks between each concert.

State any seasonal variations for the performance of live music

For example (but not exclusively) where the activity will occur on additional days during the summer months.

n/a

Non-standard timings. Where the premises will be used for the performance of live music at different times from those listed in the column on the left, list below

For example (but not exclusively), where you wish the activity to go on longer on a particular day e.g. Christmas Eve.

n/a

Continued from previous page...

Section 11 of 21

PROVISION OF RECORDED MUSIC

[See guidance on regulated entertainment](#)

Will you be providing recorded music?

- Yes No

Standard Days And Timings

MONDAY

Start

End

Start

End

Give timings in 24 hour clock.
(e.g., 16:00) and only give details for the days
of the week when you intend the premises
to be used for the activity.

TUESDAY

Start

End

Start

End

WEDNESDAY

Start

End

Start

End

THURSDAY

Start

End

Start

End

FRIDAY

Start

End

Start

End

SATURDAY

Start

End

Start

End

SUNDAY

Start

End

Start

End

Will the playing of recorded music take place indoors or outdoors or both?

- Indoors Outdoors Both

Where taking place in a building or other structure tick as appropriate. Indoors may include a tent.

State type of activity to be authorised, if not already stated, and give relevant further details, for example (but not exclusively) whether or not music will be amplified or unamplified.

See previous notes

Continued from previous page...

State any seasonal variations for playing recorded music

For example (but not exclusively) where the activity will occur on additional days during the summer months.

n/a

Non-standard timings. Where the premises will be used for the playing of recorded music at different times from those listed in the column on the left, list below

For example (but not exclusively), where you wish the activity to go on longer on a particular day e.g. Christmas Eve.

n/a

Section 12 of 21

PROVISION OF PERFORMANCES OF DANCE

[See guidance on regulated entertainment](#)

Will you be providing performances of dance?

- Yes No

Section 13 of 21

PROVISION OF ANYTHING OF A SIMILAR DESCRIPTION TO LIVE MUSIC, RECORDED MUSIC OR PERFORMANCES OF DANCE

[See guidance on regulated entertainment](#)

Will you be providing anything similar to live music, recorded music or performances of dance?

- Yes No

Standard Days And Timings

MONDAY

Start

End

Start

End

TUESDAY

Start

End

Start

End

WEDNESDAY

Start

End

Start

End

Give timings in 24 hour clock. (e.g., 16:00) and only give details for the days of the week when you intend the premises to be used for the activity.

Continued from previous page...

THURSDAY

Start	<input type="text" value="11:00"/>	End	<input type="text" value="23:00"/>
Start	<input type="text"/>	End	<input type="text"/>

FRIDAY

Start	<input type="text" value="11:00"/>	End	<input type="text" value="23:00"/>
Start	<input type="text"/>	End	<input type="text"/>

SATURDAY

Start	<input type="text" value="11:00"/>	End	<input type="text" value="23:00"/>
Start	<input type="text"/>	End	<input type="text"/>

SUNDAY

Start	<input type="text" value="11:00"/>	End	<input type="text" value="22:00"/>
Start	<input type="text"/>	End	<input type="text"/>

Give a description of the type of entertainment that will be provided

Any jazz and blues related entertainment which might not fit under previous sections.

Will this entertainment take place indoors or outdoors or both?

- Indoors
 Outdoors
 Both

Where taking place in a building or other structure tick as appropriate. Indoors may include a tent.

State type of activity to be authorised, if not already stated, and give relevant further details, for example (but not exclusively) whether or not music will be amplified or unamplified.

See previous notes

State any seasonal variations for entertainment

For example (but not exclusively) where the activity will occur on additional days during the summer months.

n/a

Non-standard timings. Where the premises will be used for entertainment at different times from those listed in the column on the left, list below

For example (but not exclusively), where you wish the activity to go on longer on a particular day e.g. Christmas Eve.

n/a

Continued from previous page...

Section 14 of 21

LATE NIGHT REFRESHMENT

Will you be providing late night refreshment?

- Yes
 No

Section 15 of 21

SUPPLY OF ALCOHOL

Will you be selling or supplying alcohol?

- Yes
 No

Standard Days And Timings

MONDAY

Start

End

Start

End

Give timings in 24 hour clock.
(e.g., 16:00) and only give details for the days
of the week when you intend the premises
to be used for the activity.

TUESDAY

Start

End

Start

End

WEDNESDAY

Start

End

Start

End

THURSDAY

Start

End

Start

End

FRIDAY

Start

End

Start

End

SATURDAY

Start

End

Start

End

SUNDAY

Start

End

Start

End

Continued from previous page...

Will the sale of alcohol be for consumption:

- On the premises
 Off the premises
 Both

If the sale of alcohol is for consumption on the premises select on, if the sale of alcohol is for consumption away from the premises select off. If the sale of alcohol is for consumption on the premises and away from the premises select both.

State any seasonal variations

For example (but not exclusively) where the activity will occur on additional days during the summer months.

n/a

Non-standard timings. Where the premises will be used for the supply of alcohol at different times from those listed in the column on the left, list below

For example (but not exclusively), where you wish the activity to go on longer on a particular day e.g. Christmas Eve.

n/a

State the name and details of the individual whom you wish to specify on the licence as premises supervisor

Name

First name

Family name

Date of birth / /

Enter the contact's address

Building number or name

Street

District

City or town

County or administrative area

Postcode

Country

Personal Licence number (if known)

Continued from previous page...

Issuing licensing authority
(if known)

Tunbridge Wells Borough Council

PROPOSED DESIGNATED PREMISES SUPERVISOR CONSENT

How will the consent form of the proposed designated premises supervisor be supplied to the authority?

- Electronically, by the proposed designated premises supervisor
- As an attachment to this application

Reference number for consent form (if known)

If the consent form is already submitted, ask the proposed designated premises supervisor for its 'system reference' or 'your reference'.

Section 16 of 21

ADULT ENTERTAINMENT

Highlight any adult entertainment or services, activities, or other entertainment or matters ancillary to the use of the premises that may give rise to concern in respect of children

Give information about anything intended to occur at the premises or ancillary to the use of the premises which may give rise to concern in respect of children, regardless of whether you intend children to have access to the premises, for example (but not exclusively) nudity or semi-nudity, films for restricted age groups etc gambling machines etc.

n/a

Section 17 of 21

HOURS PREMISES ARE OPEN TO THE PUBLIC

Standard Days And Timings

MONDAY

Start

End

Start

End

TUESDAY

Start

End

Start

End

WEDNESDAY

Start

End

Start

End

THURSDAY

Start

End

Start

End

Give timings in 24 hour clock. (e.g., 16:00) and only give details for the days of the week when you intend the premises to be used for the activity.

Continued from previous page...

FRIDAY

Start End

Start End

SATURDAY

Start End

Start End

SUNDAY

Start End

Start End

State any seasonal variations

For example (but not exclusively) where the activity will occur on additional days during the summer months.

n/a

Non standard timings. Where you intend to use the premises to be open to the members and guests at different times from those listed in the column on the left, list below

For example (but not exclusively), where you wish the activity to go on longer on a particular day e.g. Christmas Eve.

n/a

Section 18 of 21

LICENSING OBJECTIVES

Describe the steps you intend to take to promote the four licensing objectives:

a) General – all four licensing objectives (b,c,d,e)

List here steps you will take to promote all four licensing objectives together.

Arrangements for planning and organising this event will - where reasonably practicable - be in accordance with guidance issued by the HSE and the HSE and IOSH supported 'Purple Guide'. As such, the event has contracted the services of an Event Safety Advisor with experience of outdoor events and festivals. They will be responsible for the writing and implementation of the Event Safety and Management Plan and Event Risk Assessment. The objective of these documents will be to ensure, so far as is reasonably practicable, the safety of the public and staff in their enjoyment of the event and to promote a unified, co-ordinated response should any emergency arise from the event. To achieve this objective, the main aims of this plan will be to:

- To identify roles, duties and responsibilities for the creation of an Event Management Team and key contractors
- To identify lines of communication and control
- To identify safety and welfare measures and the implementation of them

The Event Management Team will use their knowledge and experience of similar events when planning this event to ensure that they comply with legal requirements at all times and that, where possible and applicable, Approved Codes of Practice and Guidance are followed in presenting the event. Additionally, we will use the "4Cs" in planning for safety - Competence,

Continued from previous page...

Control, Co-operation and Communication.

COMPETENCE - All staff and contractors employed for this Event will be chosen for their competence in their particular field

CONTROL & COOPERATION - The Event Management team and Event H&S Advisor will have input into the planning of the Event and will use the outcomes of the team meetings and site visits to determine a hierarchy of control and a set of documents relating to the control of the Event as a whole. The Event Management Team will involve Responsible Authorities, other Local Council Departments, Emergency Services and contractors as necessary in planning the Event.

COMMUNICATION - Effective communication is seen as the key to controlling risks and ensuring safe and professional operation of the Event. To enable a safe and well managed event to take place, communication must be maintained throughout. This will include communication prior to and during the event between the Event Management Team and Responsible Agencies; communication with the public before and during the event; and during the event open periods, provision of an effective Event Control system primarily using radios and with back-up systems of mobile phones and group messages to act as a communication centre to receive, log, distribute and control the flow of information across all departments during the event.

b) The prevention of crime and disorder

No bar staff under the age of 18 will be employed.

All bar staff will be fully briefed by DPS on licensing legislation prior to the gates opening.

Challenge 25 policy in operation

SIA registered security staff will be on duty from gate opening to close and will monitor the event site at all times.

Illegal substances will not be permitted on the event site.

Bag and random body searches (via attendee profiling) will be in operation at the ticket checkpoints.

The main access and egress points will be stewarded and lit after dark.

Advice will be sought from Devon & Cornwall Police Authority and additional measures will be taken if thought necessary.

Acknowledgment of the audience demographics will be taken into account with regards to security provision and bag searches.

c) Public safety

All aspects of staff and public safety are addressed in the Event Safety & Management Plan and associated appendices. As a minimum, the following measures will be in place:

- o All aspects of the event operation will be risk assessed and necessary provisions made to limit the impact of that risk.
- o All interested parties (including SAG) will be consulted throughout the event planning stages and measures will be taken as necessary.
- o Event briefings will take place prior to gate opening, throughout the event (if necessary) and a hot debrief will take place as required after each day of the event.
- o The following provisions will be in place in line with the "Event Safety Guide" and as dictated by the Event Risk Assessment.
 - o Medical and First aid
 - o Stewards & Security
 - o Fire provision inc appropriate FFE
 - o Sanitary facilities
 - o A maximum capacity for the venue will be adhered to in order to ensure the safety of all whilst arriving, on site and leaving the event site.
 - o Access for emergency vehicles to be maintained at all times

d) The prevention of public nuisance

The following measures will be in place to limit the impact of the event on the local area:

- o Advice to be sought on the recommended sound levels and monitoring of sound levels will be carried out throughout each event open period.
- o Event site PA directed away from residential properties.
- o Event finish time will be in accordance with published timings and as agreed with the venue.
- o Waste Management and continual litter picking will take place during each event day; all waste associated with the event

Continued from previous page...

will be removed immediately after the event with a final sweep carried out the following morning post event.

e) The protection of children from harm

All children under the age of 18 will be accompanied by a parent/guardian.

o As parties enter the site each child will be issued with a wrist band onto which guardians will be encouraged to write a mobile phone number. Should a child then be misplaced the number can be called and the child re-united with the guardian.

o All misplaced children will be cared for in the "Disney Tent" by DBS checked stewards. This area will have strict access limitations.

o Guardians/Parents will be required to complete a "Lost Child" document prior to re-uniting

o Proof of age provisions will be in place at all public bars; all bar staff will be briefed on age restriction policies.

o All stewards to be fully briefed on the measures in place to protect children/vulnerable adults from harm.

o All members of staff will be made aware of the Lost and Found Child Procedure, set out in a separate document and appended to the Event Management & Safety Plan.

Section 19 of 21

NOTES ON DEMONSTRATING ENTITLEMENT TO WORK IN THE UK

Continued from previous page...

Entitlement to work/immigration status for individual applicants and applications from partnerships which are not limited liability partnerships:

A licence may not be held by an individual or an individual in a partnership who is resident in the UK who:

- does not have the right to live and work in the UK; or
- is subject to a condition preventing him or her from doing work relating to the carrying on of a licensable activity.

Any premises licence issued in respect of an application made on or after 6 April 2017 will become invalid if the holder ceases to be entitled to work in the UK.

Applicants must demonstrate that they have an entitlement to work in the UK and are not subject to a condition preventing them from doing work relating to the carrying on of a licensable activity. They do this in one of two ways: 1) by providing with this application copies or scanned copies of the documents listed below (which do not need to be certified), or 2) by providing their 'share code' to enable the licensing authority to carry out a check using the Home Office online right to work checking service (see below).

Documents which demonstrate entitlement to work in the UK

- An expired or current passport showing the holder, or a person named in the passport as the child of the holder, is a British citizen or a citizen of the UK and Colonies having the right of abode in the UK [please see note below about which sections of the passport to copy].
- An expired or current passport or national identity card showing the holder, or a person named in the passport as the child of the holder, is a national of a European Economic Area country or Switzerland.
- A Registration Certificate or document certifying permanent residence issued by the Home Office to a national of a European Economic Area country or Switzerland.
- A Permanent Residence Card issued by the Home Office to the family member of a national of a European Economic Area country or Switzerland.
- A **current** Biometric Immigration Document (Biometric Residence Permit) issued by the Home Office to the holder indicating that the person named is allowed to stay indefinitely in the UK, or has no time limit on their stay in the UK.
- A **current** passport endorsed to show that the holder is exempt from immigration control, is allowed to stay indefinitely in the UK, has the right of abode in the UK, or has no time limit on their stay in the UK.
- A **current** Immigration Status Document issued by the Home Office to the holder with an endorsement indicating that the named person is allowed to stay indefinitely in the UK or has no time limit on their stay in the UK, **when produced in combination with** an official document giving the person's permanent National Insurance number and their name issued by a Government agency or a previous employer.
- A birth or adoption certificate issued in the UK, **when produced in combination with** an official document giving the person's permanent National Insurance number and their name issued by a Government agency or a previous employer.
- A birth or adoption certificate issued in the Channel Islands, the Isle of Man or Ireland **when produced in combination with** an official document giving the person's permanent National Insurance number and their name issued by a Government agency or a previous employer.
- A certificate of registration or naturalisation as a British citizen, **when produced in combination with** an official document giving the person's permanent National Insurance number and their name issued by a Government agency or a previous employer.

Continued from previous page...

- A **current** passport endorsed to show that the holder is allowed to stay in the UK and is currently allowed to work and is not subject to a condition preventing the holder from doing work relating to the carrying on of a licensable activity.
- A **current** Biometric Immigration Document (Biometric Residence Permit) issued by the Home Office to the holder which indicates that the named person can currently stay in the UK and is allowed to work relation to the carrying on of a licensable activity.
- A **current** Residence Card issued by the Home Office to a person who is not a national of a European Economic Area state or Switzerland but who is a family member of such a national or who has derivative rights or residence.
- A **current** Immigration Status Document containing a photograph issued by the Home Office to the holder with an endorsement indicating that the named person may stay in the UK, and is allowed to work and is not subject to a condition preventing the holder from doing work relating to the carrying on of a licensable activity **when produced in combination with** an official document giving the person's permanent National Insurance number and their name issued by a Government agency or a previous employer.
- A Certificate of Application, **less than 6 months old**, issued by the Home Office under regulation 18(3) or 20(2) of the Immigration (European Economic Area) Regulations 2016, to a person who is not a national of a European Economic Area state or Switzerland but who is a family member of such a national or who has derivative rights of residence.
- Reasonable evidence that the person has an outstanding application to vary their permission to be in the UK with the Home Office such as the Home Office acknowledgement letter or proof of postage evidence, or reasonable evidence that the person has an appeal or administrative review pending on an immigration decision, such as an appeal or administrative review reference number.
- Reasonable evidence that a person who is not a national of a European Economic Area state or Switzerland but who is a family member of such a national or who has derivative rights of residence in exercising treaty rights in the UK including:-
 - evidence of the applicant's own identity – such as a passport,
 - evidence of their relationship with the European Economic Area family member – e.g. a marriage certificate, civil partnership certificate or birth certificate, and
 - evidence that the European Economic Area national has a right of permanent residence in the UK or is one of the following if they have been in the UK for more than 3 months:
 - (i) working e.g. employment contract, wage slips, letter from the employer,
 - (ii) self-employed e.g. contracts, invoices, or audited accounts with a bank,
 - (iii) studying e.g. letter from the school, college or university and evidence of sufficient funds; or
 - (iv) self-sufficient e.g. bank statements.

Family members of European Economic Area nationals who are studying or financially independent must also provide evidence that the European Economic Area national and any family members hold comprehensive sickness insurance in the UK. This can include a private medical insurance policy, an EHIC card or an S1, S2 or S3 form.

Original documents must not be sent to licensing authorities. If the document copied is a passport, a copy of the following pages should be provided:-

- (i) any page containing the holder's personal details including nationality;
- (ii) any page containing the holder's photograph;
- (iii) any page containing the holder's signature;
- (iv) any page containing the date of expiry; and
- (v) any page containing information indicating the holder has permission to enter or remain in the UK and is permitted to work.

Continued from previous page...

If the document is not a passport, a copy of the whole document should be provided.

Your right to work will be checked as part of your licensing application and this could involve us checking your immigration status with the Home Office. We may otherwise share information with the Home Office. Your licence application will not be determined until you have complied with this guidance.

Home Office online right to work checking service

As an alternative to providing a copy of the documents listed above, applicants may demonstrate their right to work by allowing the licensing authority to carry out a check with the Home Office online right to work checking service.

To demonstrate their right to work via the Home Office online right to work checking service, applicants should include in this application their 9-digit share code (provided to them upon accessing the service at <https://www.gov.uk/prove-right-to-work>) which, along with the applicant's date of birth (provided within this application), will allow the licensing authority to carry out the check.

In order to establish the applicant's right to work, the check will need to indicate that the applicant is allowed to work in the United Kingdom and is not subject to a condition preventing them from doing work relating to the carrying on of a licensable activity.

An online check will not be possible in all circumstances because not all applicants will have an immigration status that can be checked online. The Home Office online right to work checking service sets out what information and/or documentation applicants will need in order to access the service. Applicants who are unable to obtain a share code from the service should submit copy documents as set out above.

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NOTES ON REGULATED ENTERTAINMENT

Continued from previous page...

In terms of specific **regulated entertainments** please note that:

- Plays: no licence is required for performances between 08:00 and 23.00 on any day, provided that the audience does not exceed 500.
- Films: no licence is required for 'not-for-profit' film exhibition held in community premises between 08.00 and 23.00 on any day provided that the audience does not exceed 500 and the organiser (a) gets consent to the screening from a person who is responsible for the premises; and (b) ensures that each such screening abides by age classification ratings.
- Indoor sporting events: no licence is required for performances between 08.00 and 23.00 on any day, provided that the audience does not exceed 1000.
- Boxing or Wrestling Entertainment: no licence is required for a contest, exhibition or display of Greco-Roman wrestling, or freestyle wrestling between 08.00 and 23.00 on any day, provided that the audience does not exceed 1000. Combined fighting sports – defined as a contest, exhibition or display which combines boxing or wrestling with one or more martial arts – are licensable as a boxing or wrestling entertainment rather than an indoor sporting event.
- Live music: no licence permission is required for:
 - o a performance of unamplified live music between 08.00 and 23.00 on any day, on any premises.
 - o a performance of amplified live music between 08.00 and 23.00 on any day on premises authorised to sell alcohol for consumption on those premises, provided that the audience does not exceed 500.
 - o a performance of amplified live music between 08.00 and 23.00 on any day, in a workplace that is not licensed to sell alcohol on those premises, provided that the audience does not exceed 500.
 - o a performance of amplified live music between 08.00 and 23.00 on any day, in a church hall, village hall, community hall, or other similar community premises, that is not licensed by a premises licence to sell alcohol, provided that (a) the audience does not exceed 500, and (b) the organiser gets consent for the performance from a person who is responsible for the premises.
 - o a performance of amplified live music between 08.00 and 23.00 on any day, at the non-residential premises of (i) a local authority, or (ii) a school, or (iii) a hospital, provided that (a) the audience does not exceed 500, and (b) the organiser gets consent for the performance on the relevant premises from: (i) the local authority concerned, or (ii) the school or (iii) the health care provider for the hospital.
- Recorded Music: no licence permission is required for:
 - o any playing of recorded music between 08.00 and 23.00 on any day on premises authorised to sell alcohol for consumption on those premises, provided that the audience does not exceed 500.
 - o any playing of recorded music between 08.00 and 23.00 on any day, in a church hall, village hall, community hall, or other similar community premises, that is not licensed by a premises licence to sell alcohol, provided that (a) the audience does not exceed 500, and (b) the organiser gets consent for the performance from a person who is responsible for the premises.
 - o any playing of recorded music between 08.00 and 23.00 on any day, at the non-residential premises of (i) a local authority, or (ii) a school, or (iii) a hospital, provided that (a) the audience does not exceed 500, and (b) the organiser gets consent for the performance on the relevant premises from: (i) the local authority concerned, or (ii) the school proprietor or (iii) the health care provider for the hospital.

Continued from previous page...

- Dance: no licence is required for performances between 08.00 and 23.00 on any day, provided that the audience does not exceed 500. However, a performance which amounts to adult entertainment remains licensable.
- Cross activity exemptions: no licence is required between 08.00 and 23.00 on any day, with no limit on audience size for:
 - o any entertainment taking place on the premises of the local authority where the entertainment is provided by or on behalf of the local authority;
 - o any entertainment taking place on the hospital premises of the health care provider where the entertainment is provided by or on behalf of the health care provider;
 - o any entertainment taking place on the premises of the school where the entertainment is provided by or on behalf of the school proprietor; and
 - o any entertainment (excluding films and a boxing or wrestling entertainment) taking place at a travelling circus, provided that (a) it takes place within a moveable structure that accommodates the audience, and (b) that the travelling circus has not been located on the same site for more than 28 consecutive days.

Section 21 of 21

PAYMENT DETAILS

This fee must be paid to the authority. If you complete the application online, you must pay it by debit or credit card.

Non domestic Rateable Value Band A No rateable value to £4,300 - Fee £100 B £4,301 to £33,000 - Fee £190 C £33,001 to £87,000 - Fee £315 D £87,001 to £125,000 - Fee £450 E £125,001 and above - Fee £635

Multiplier for Band D & E - Town centre premises used exclusively or primarily for sale of alcohol - Band D - £ 900 Band E - £1905 Events of 5,000 or more people incur additional fees. Please see our website for details.

* Fee amount (£)

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).

Ticking this box indicates you have read and understood the above declaration

This section should be completed by the applicant, unless you answered "Yes" to the question "Are you an agent acting on behalf of the applicant?"

* Full name

* Capacity

* Date

13	/	07	/	2021
dd		mm		yyyy

Continued from previous page...

Once you're finished you need to do the following:

1. Save this form to your computer by clicking file/save as...
2. Go back to <https://www.gov.uk/apply-for-a-licence/premises-licence/east-devon/apply-1> to upload this file and continue with your application.

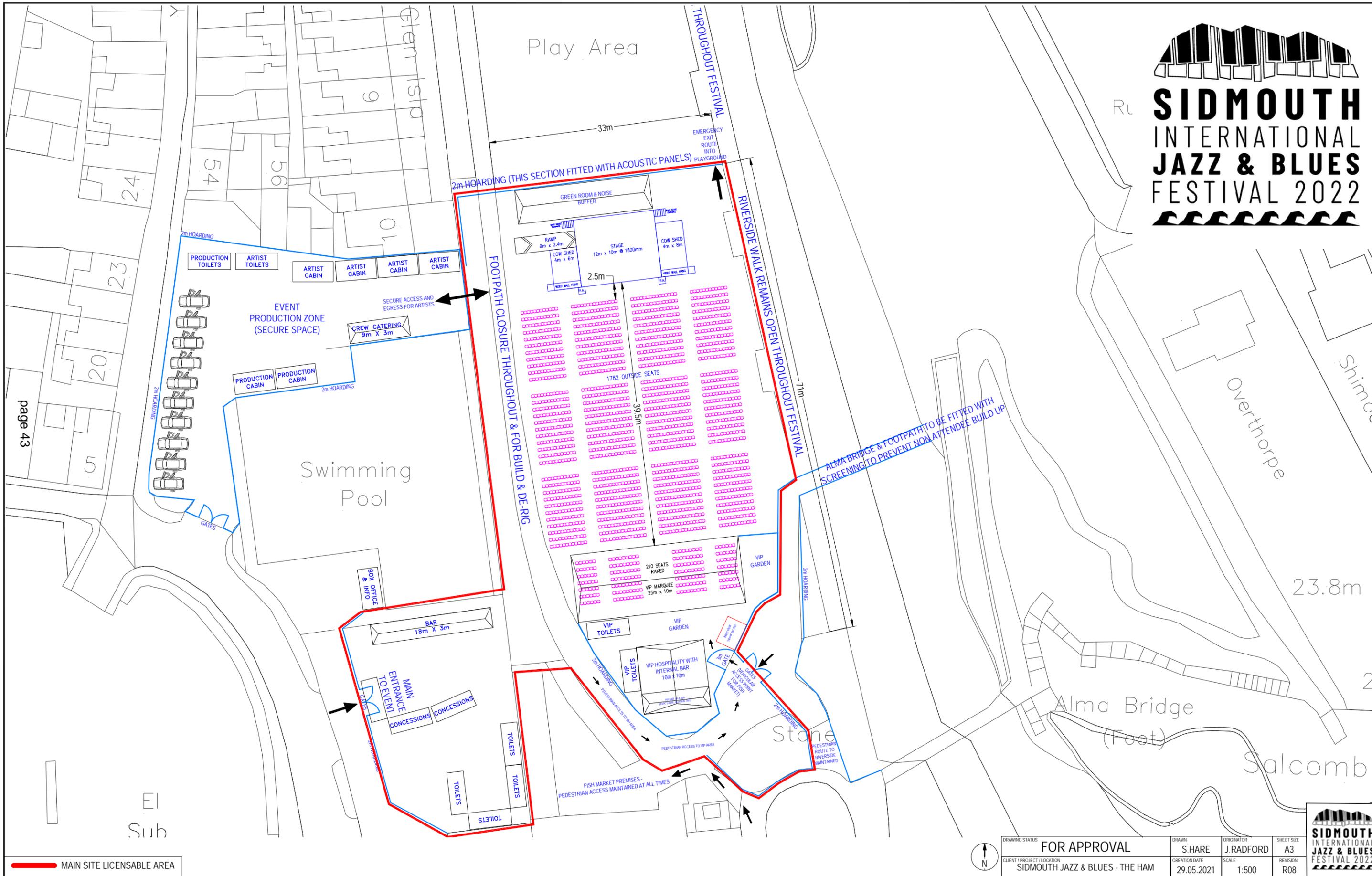
Don't forget to make sure you have all your supporting documentation to hand.

IT IS AN OFFENCE LIABLE TO SUMMARY CONVICTION TO A FINE OF ANY AMOUNT UNDER SECTION 158 OF THE LICENSING ACT 2003, TO MAKE A FALSE STATEMENT IN OR IN CONNECTION WITH THIS APPLICATION

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

OFFICE USE ONLY

Applicant reference number	Sidmouth International Jazz & Blues Festival T
Fee paid	
Payment provider reference	
ELMS Payment Reference	
Payment status	
Payment authorisation code	
Payment authorisation date	
Date and time submitted	
Approval deadline	
Error message	
Is Digitally signed	<input type="checkbox"/>



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DRAWING STATUS	FOR APPROVAL	DRAWN	S.HARE	ORIGINATOR	J.RADFORD	SHEET SIZE	A3
CLIENT / PROJECT / LOCATION	SIDMOUTH JAZZ & BLUES - THE HAM	CREATION DATE	29.05.2021	SCALE	1:500	REVISION	R08



Time-Limited Premises Licence Application – 1st June 2022 – 5th June 2022

The Ham Recreation Ground, Sidmouth - Sidmouth Jazz & Blue Festival 2022

Conditions offered within Operating Schedule:

Arrangements for planning and organising this event will - where reasonably practicable - be in accordance with guidance issued by the HSE and the HSE and IOSH supported 'Purple Guide'. As such, the event has contracted the services of an Event Safety Advisor with experience of outdoor events and festivals. They will be responsible for the writing and implementation of the Event Safety and Management Plan and Event Risk Assessment. The objective of these documents will be to ensure, so far as is reasonably practicable, the safety of the public and staff in their enjoyment of the event and to promote a unified, co-ordinated response should any emergency arise from the event. To achieve this objective, the main aims of this plan will be to:

- To identify roles, duties and responsibilities for the creation of an Event Management Team and key contractors
- To identify lines of communication and control
- To identify safety and welfare measures and the implementation of them

The Event Management Team will use their knowledge and experience of similar events when planning this event to ensure that they comply with legal requirements at all times and that, where possible and applicable, Approved Codes of Practice and Guidance are followed in presenting the event. Additionally, we will use the "4Cs" in planning for safety - Competence, Control, Co-operation and Communication.

COMPETENCE - All staff and contractors employed for this Event will be chosen for their competence in their particular field.

CONTROL & COOPERATION - The Event Management team and Event H&S Advisor will have input into the planning of the Event and will use the outcomes of the team meetings and site visits to determine a hierarchy of control and a set of documents relating to the control of the Event as a whole. The Event Management Team will involve Responsible Authorities, other Local Council Departments, Emergency Services and contractors as necessary in planning the Event.

COMMUNICATION - Effective communication is seen as the key to controlling risks and ensuring safe and professional operation of the Event. To enable a safe and well managed event to take place, communication must be maintained throughout. This will include communication prior to and during the event between the Event Management Team and Responsible Agencies; communication with the public before and during the event; and during the event open periods, provision of an effective Event Control system primarily using radios and with back-up systems of mobile phones and group messages to act as a communication centre to receive, log, distribute and control the flow of information across all departments during the event.

No bar staff under the age of 18 will be employed.

All bar staff will be fully briefed by DPS on licensing legislation prior to the gates opening.

Challenge 25 policy in operation

APPENDIX C

SIA registered security staff will be on duty from gate opening to close and will monitor the event site at all times.

Illegal substances will not be permitted on the event site.

Bag and random body searches (via attendee profiling) will be in operation at the ticket checkpoints.

The main access and egress points will be stewarded and lit after dark.

Advice will be sought from Devon & Cornwall Police Authority and additional measures will be taken if thought necessary.

Acknowledgment of the audience demographics will be taken into account with regards to security provision and bag searches.

All aspects of staff and public safety are addressed in the Event Safety & Management Plan and associated appendices. As a minimum, the following measures will be in place:

- All aspects of the event operation will be risk assessed and necessary provisions made to limit the impact of that risk.
- All interested parties (including SAG) will be consulted throughout the event planning stages and measures will be taken as necessary.
- Event briefings will take place prior to gate opening, throughout the event (if necessary) and a hot debrief will take place as required after each day of the event.
- The following provisions will be in place in line with the “Event Safety Guide” and as dictated by the Event Risk Assessment.
- Medical and First aid
- Stewards & Security
- Fire provision inc appropriate FFE
- Sanitary facilities
- A maximum capacity for the venue will be adhered to in order to ensure the safety of all whilst arriving, on site and leaving the event site.
- Access for emergency vehicles to be maintained at all times

The following measures will be in place to limit the impact of the event on the local area:

- Advice to be sought on the recommended sound levels and monitoring of sound levels will be carried out throughout each event open period.
- Event site PA directed away from residential properties.
- Event finish time will be in accordance with published timings and as agreed with the venue.
- Waste Management and continual litter picking will take place during each event day; all waste associated with the event will be removed immediately after the event with a final sweep carried out the following morning post event.

All children under the age of 18 will be accompanied by a parent/guardian.

- As parties enter the site each child will be issued with a wrist band onto which guardians will be encouraged to write a mobile phone number. Should a child then be misplaced the number can be called and the child re-united with the guardian.
- All misplaced children will be cared for in the “Disney Tent” by DBS checked stewards. This area will have strict access limitations.
- Guardians/Parents will be required to complete a “Lost Child” document prior to re-uniting

APPENDIX C

- Proof of age provisions will be in place at all public bars; all bar staff will be briefed on age restriction policies.
- All stewards to be fully briefed on the measures in place to protect children/vulnerable adults from harm.
- All members of staff will be made aware of the Lost and Found Child Procedure, set out in a separate document and appended to the Event Management & Safety Plan

An Event Noise Management Plan is entered as part of the Licensing process and will be updated/amended and distributed again to Statutory Bodies not later than 28 days prior to the event start date.

An Event Safety Management Plan will be entered as part of the licensing process no later than two months prior to the event start date and updated/amended and distributed again to Statutory Bodies not later than 28 days prior to the event start date.

The Licence Holder must ensure that the Venue Manager receives all health and safety data relevant to the premises, prior to the premises being open to the public.

The Licence Holder must ensure that radio contact between festival stewards and SIA Security staff is maintained during the hours that the premises are open to the public.

The Licence Holder must ensure that all festival stewards receive training in safety routines prior to premises being opened to the public.

The Licence Holder must fully comply throughout the duration of the licence with the festival safety and other policies as submitted to the Licensing Authority with the application for the grant of the Premises Licence.

The Licence Holder must ensure that all security stewards are correctly registered with the Security Industry Authority.

The Licence Holder must ensure that all vulnerable areas are fenced off with appropriate fencing.

The Licence Holder must ensure that adequate lighting is provided throughout the premises during the hours that the premises are open to the public.

The Licence Holder must, throughout the duration of the licence, have regular contact with the Licensing Authority and Devon and Cornwall Police.

The Licence Holder must fully comply throughout the duration of the licence with the Risk Assessment submitted to the Licensing Authority.

The Licence Holder must ensure the public are informed of emergency procedures prior to the commencement of all concerts and events.

APPENDIX C

The Licence Holder must ensure that an appropriate method for checking the number of people entering and leaving the premises is employed and steps will be taken so that, once the maximum occupancy is reached, no further persons are admitted.

The Licence Holder must ensure that trained stewards are on duty at all times that the premises are open to the public.

SIA stewarding levels will be commensurate with the determined risk levels for the venue concerned. Exact numbers of SIA and stewarding staff to be defined and documented through consultative process with relevant authorities not later than 60 days prior to event commencement. To this end the Licence holders would wish to convene a "Safety Advisory Group" meeting with relevant authorities to explain our actions and take advice where necessary.

Stewards/Security will not consume, or be under the influence, of alcohol or controlled substances whilst on duty.

The Licence Holder must ensure that the fire safety measures with which the premises are provided are maintained in good working order, and their adequacy must be determined on a regular basis, by the carrying out of a fire risk assessment as required by, and in accordance with the Regulatory Reform (Fire Safety) Order 2005.

The Licence Holder must ensure that noise levels are monitored and adjusted to comply and levels as determined in consultation with the Environmental Health Officer responsible for the event.

The License holder will ensure that children under 18 will either be accompanied by a responsible adult.

The Licence Holder must ensure that alcohol is not purchased or consumed by under-age persons.

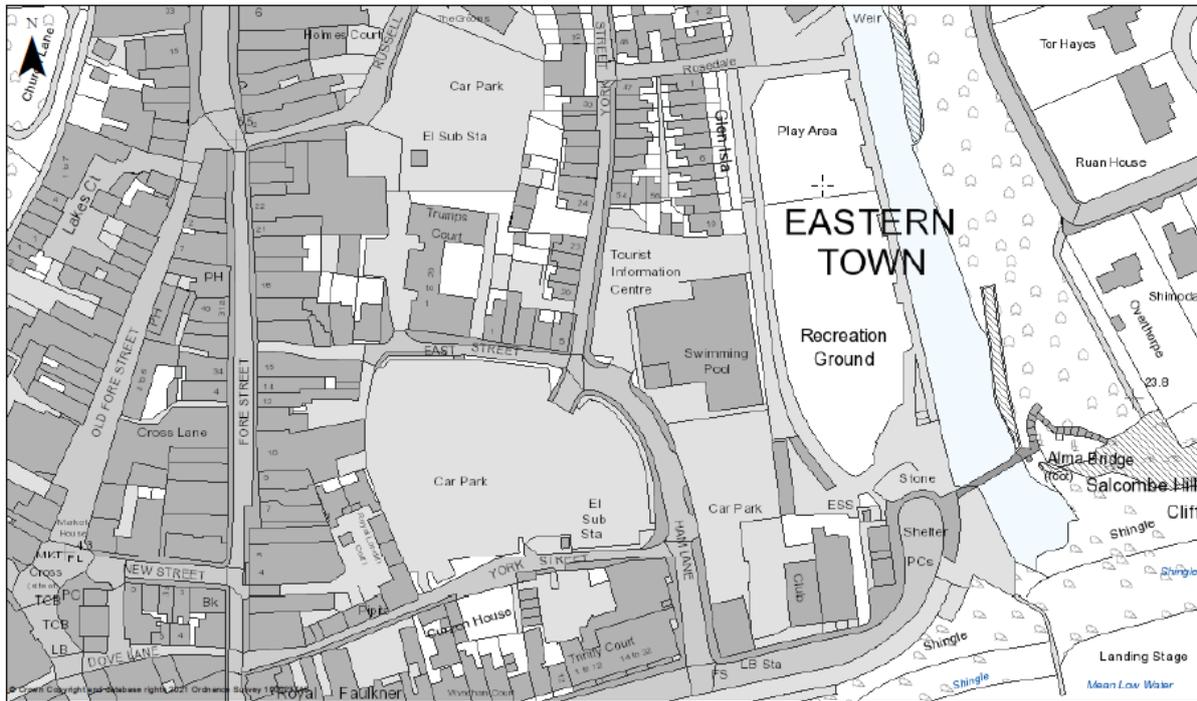
No beverages, either alcoholic or non-alcoholic, should be sold in glass bottles. All glass bottled beverages are to be poured into glasses at the point of sale. All glasses will be plastic.

The extent of the area within which the various licensable activities will be permitted is as shown outlined in **RED** on the plan submitted to and approved by the Licensing Authority.

A "Challenge 25" policy will be in operation throughout the event.

Location maps and photographs – The Ham Recreational Ground

Location Map Showing Recreation Ground and adjacent Car parks:



Map Tile: SY1287SE Full Reference: SY12781 87370



1:1,263

Aerial Map Showing Recreation Ground and adjacent Car parks of same map above:



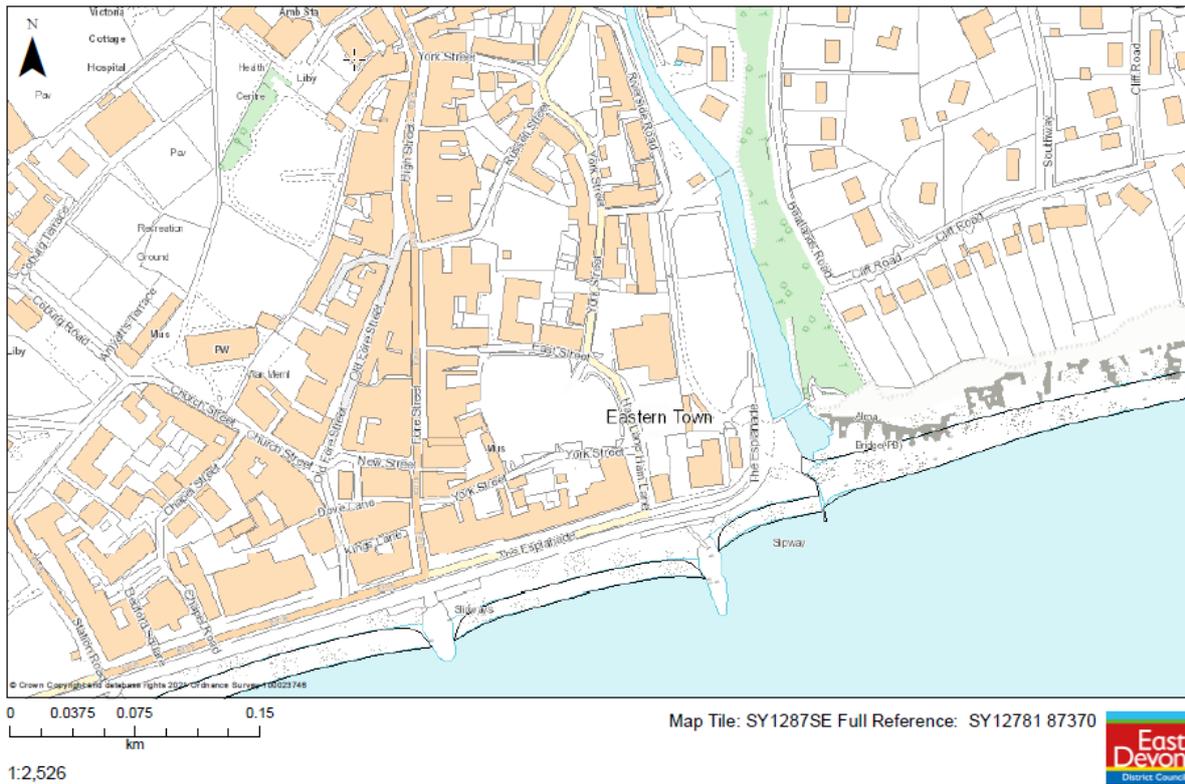
Map Tile: SY1287SE Full Reference: SY12783 87375



1:1,263

APPENDIX D

Location Map Showing Recreation Ground and Car parks from a distance:



Aerial Map Showing Recreation Ground and Car parks of same map above:



Map taken from Google Maps:

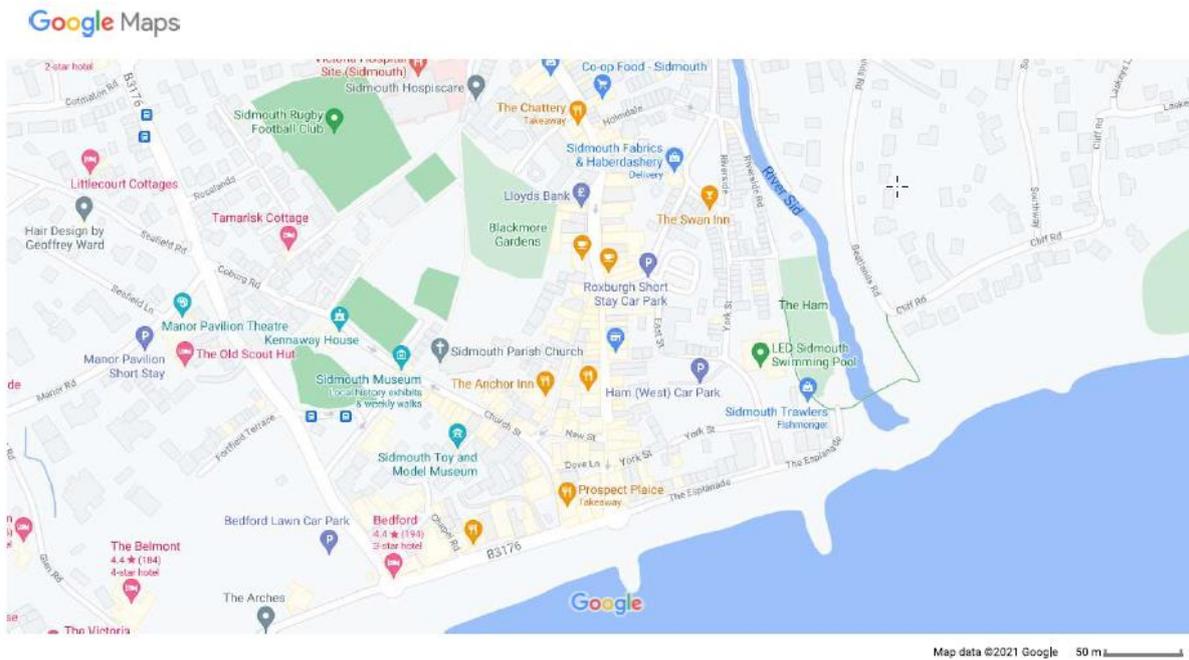


Image of “The Ham Recreation Ground” taken from Google Street View (so may not be current):





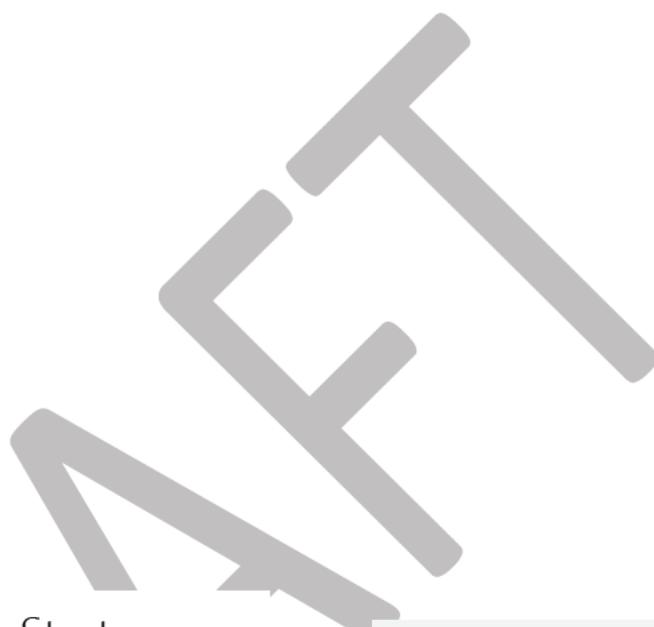
Ham (East) Short Stay Car Park from Esplanade side:



Ham (East) Short Stay Car Park from opposite direction:



|| July 2021 || Version 2.1



Core Noise Management Strategy

Sidmouth Jazz and Blues Festival
The Ham
Sidmouth
EX10 8XR

1st – 5th June 2022

Amended JCR July 2021

Prepared by:

Joynes Nash



Client: John Radford JR Event Services Ltd
Date: 22nd April 2011
Author: Simon Joynes
Status: Client Draft
Version: 1.1

Signature:



DISCLAIMER

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The opinions and interpretations presented in this report represent our reasonable technical interpretation of the data made available to us. However, due to the uncertainty inherent in the estimation of all parameters, we cannot, and do not guarantee the accuracy or correctness of any interpretation and we shall not, except in the case of gross or wilful negligence on our part, be liable or responsible for any loss, cost damages or expenses incurred or sustained by anyone resulting from any interpretation made by any of our officers, agents or employees. Joynes Nash accepts no responsibility for data provided by others.

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www.joynes-nash.co.uk

Simon Joynes



Pete Nash



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1. Purpose of the Noise Management Strategy

Joynes Nash have been asked to devise a methodology for controlling noise from Sidmouth Jazz Festival due to take place at The Ham, Sidmouth between the 1st & 5th June 2022.

Our client is seeking a premises license and this strategy is expected to fulfil any such requirements of that process. However, it remains a 'live document' which will evolve and subsequently develop as operation requirements become clearer.

Indeed, those responsible remain committed to the management of noise and the purpose of this document is to provide a proactive means of controlling such, by seeking to identify and implement measures to minimise and control any impacts in a proactive and proportionate way.

Indeed, it is our client's full intention to manage this event in a similar manner to their successful involvement in the well accepted Sidmouth Folk Festival which takes place annually. That said it is appreciated that this is a new event and it was deemed an ideal opportunity to review the venue, its interaction with the community and make improvements where they can be identified.

2. Introduction to The Ham, Sidmouth

'The Ham' is a long narrow parcel of land which is situated at the eastern end of Sidmouth, by the mouth of the river Sid. It extends from the fisherman's huts to the south to the children's play area in the north with residential properties situated at the north western corner. It is understood to host multiple events which include the not too dissimilar Sidmouth Folk Festival, the Sidmouth Sea Festival and the annual fun fair. The residential receptors to the north west are indeed immediately adjacent to the site albeit there a number of other residential receptors in the immediate vicinity including those further north and those to the south east near York Street.

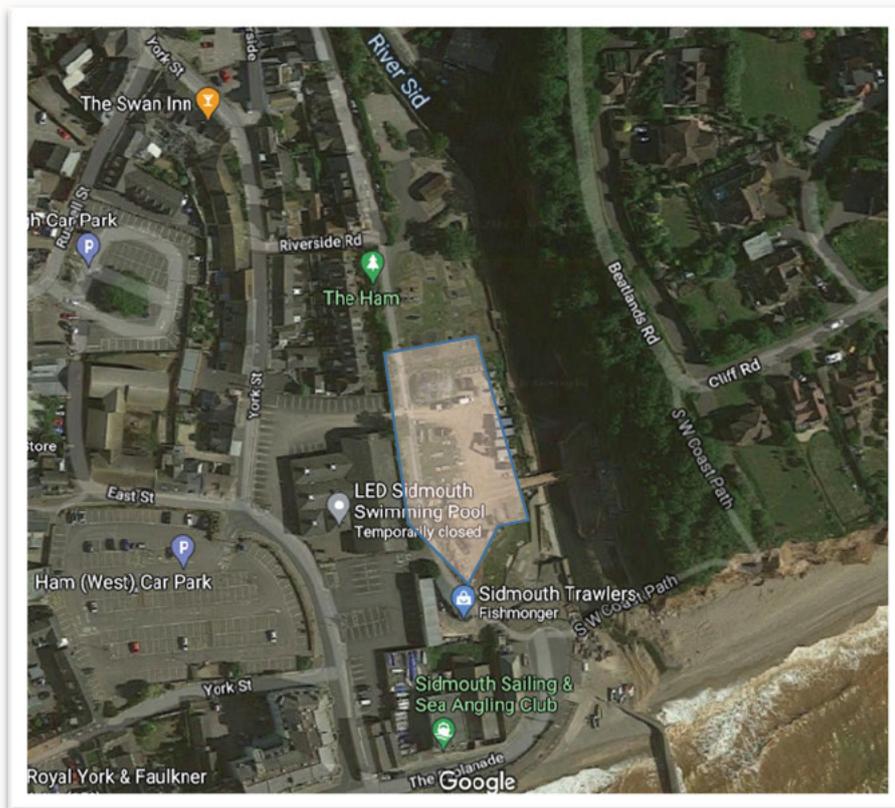


Figure 1 of the The Ham, Sidmouth in relation to the village and receptors.

3. Sidmouth Jazz and Blues 2022

Whilst a new offering for Sidmouth the Jazz and Blues Festival will mirror the event which currently takes place in Rye, Sussex. Providing for the finest in Jazz, Blues, R&B, Soul, Funk, Contemporary and Crossover music the event will take place primarily from a single main stage up to 23.00hrs. The Sunday will see an early finish to the main stage sound of 22:00hrs.

Following additional feedback from the initial License application the following actions have now been included to reduce the effect of noise on the local area:

- Reduction in site hours with removal of the late night Jazz Lounge.
- No amplified music after 23:00 (22:00 on Sunday)
- Stage moved 6metres in a Southerly direction to allow for a marquee behind to reduce noise
- Additional use of acoustic panels to rear fence line to reduce noise

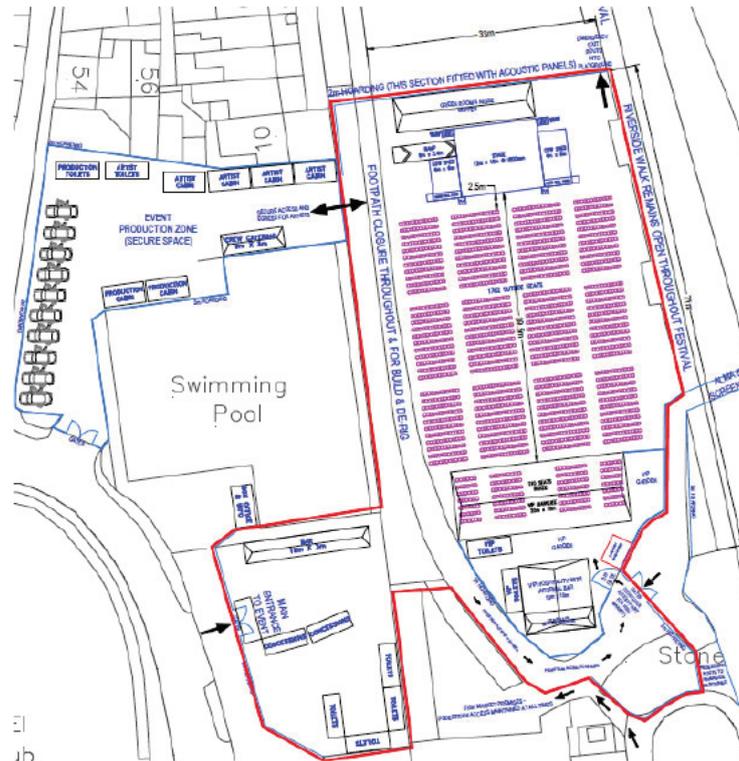


Figure 2 of the proposed layout of the venue in relation to the village and receptors.

4. Entertainment Noise Criteria – Up to 23.00hrs (22:00hrs Sunday)

The criteria typically applied to music events and indeed those which are likely to cause some disturbance was historically contained within the Code of Practice for Noise from Concerts 1995. Indeed, whilst this does continue to offer some guiding principles it has been withdrawn and is currently subject to review. This is understood to have arisen due to not only its age but also the change to the nature of events within the UK, where we have seen a rapid expansion in the smaller bespoke event sector, lifestyle events over the more traditional mass concert gatherings.

Regarding permitted levels, events present several challenges and indeed there needs to be a careful balance between the needs of the organisers being able to deliver a successful event and the impacts on the local community. In fact, proceeding the Code's withdrawal, we had seen many debates on permitted levels, frequency of events and in many instances a more risk based approach been taken, where commitment to manage noise was rewarded.

The outcome of which is that for many spaces to operate we have seen a relaxation in both the permitted levels and number of events or event days. Indeed, The Ham is a good example of this risk based approach where multiple events take place annually without due concern in the knowledge that such also brings wider gains to the wider economy, something which is typically more amenable to the local communities. Likewise, the venue within the obvious constraints has been designed to minimise noise emissions from both a layout and technical perspective and

therefore it is trusted at this stage that noise emissions will be minimised throughout. A target level of 75dB remains the objective for the majority of residential receptor positions.

5. Definition of Inaudibility – Post 23.00hrs to 09.00hrs

In terms of activities proceeding beyond 23.00hrs events typically consider inaudibility criteria and we refer to the subjective assessment guidance taken from the Institute of Acoustics Guidance. This is where noise is at a sufficiently low level such that it is not recognisable as emanating from the source in question and it does not alter the perception of the ambient noise environment that would prevail in the absence of the source in question. The strict dictionary definition of being 'unable to be heard' is not appropriate in this instance.

It is also worth noting that the use of such 'inaudibility' criteria has been debated for some time and there are arguments raised for and against the use of such. Inaudibility is not necessarily an objective test and there are variabilities in tolerance / interpretation which are inevitable. These may include an individual's level of hearing, background noise, weather conditions and lifestyle etc.

One of the biggest difficulties for the operators of the venue remains that they have no access to residents to observe impact, but subjective assessments will be made externally and should a complaint be received representatives of the event (inc. consultants) will offer to visit any premises and assess internally whether the definition of inaudibility is being met.

6. Low Frequency Noise

Whilst the event is not expected to present a significant amount of low frequency noise, it is acknowledged that low frequency noise may cause unreasonable disturbance.

Again, until such times that guidance is available, the withdrawn Code of Practice for Noise from Pop Concerts does offer some relevant principles. It concludes that it is the frequency imbalance which causes disturbance and advises that a level of up to 70dB in either of the 63Hz or 125Hz octave frequency band is satisfactory; a level of 80dB or more in either of those octave frequency bands causes significant disturbance. However, the guidance is based on frequency imbalance at distances over 2km and not appropriate for close receptors.

Any low frequency content control will therefore be based on professional experience.

7. Types of Sound Generating Equipment to be used.

Given the nature of the venue and its intended offering any event sound systems shall be designed and set up in such a way as to minimise noise impact at noise sensitive properties. Sound systems shall therefore be flown array systems focus the noise into the audience area. The sub bass levels will be controlled through a Cardioid array arrangements of sub woofers. Most subwoofers radiate energy in a 360° manner where in contrast a Cardioid setup produces significantly more output at the front than the rear and therefore assists with minimising impact on identified receptors.

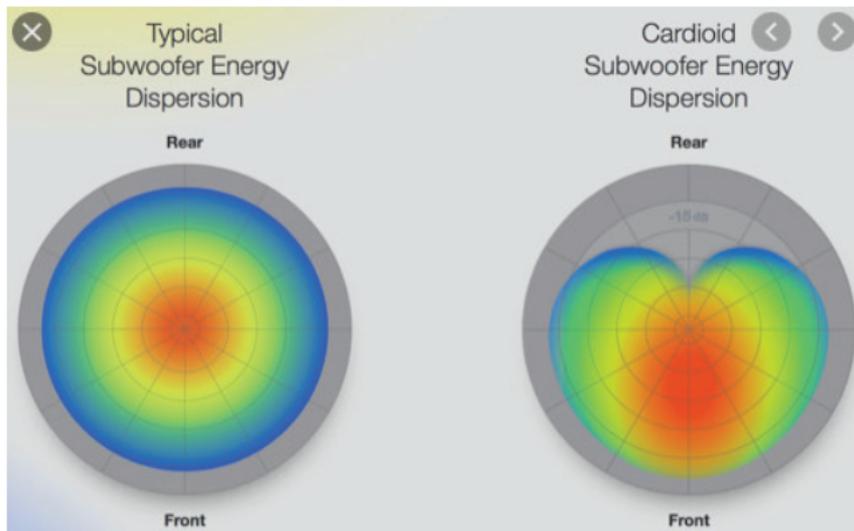


Figure 3 – Comparison of typical and Cardioid subwoofer energy dispersion patterns.

In any instance careful and detailed alignment of any sound system shall be ensured to optimise the coverage throughout the audience areas and balance this against offsite environmental noise impact.

During any event any guest engineers or individual acts /performers shall have only limited control over the PA system in their area. The maximum level at sound shall always be under the direct control of the Management Team or its contractors and adjusted only by them or with their approval.

8. Sound Propagation Tests

Any performance is likely to need a form of sound propagation test, which usually take place for up to 1hr ahead of the event. These will be conducted during the day no earlier than 09.00hrs unless alternative agreements are reached. At other times system technical checks may be conducted at lower levels so as not to give rise to unnecessary disturbance.

9. Complaints Management

Whilst the strategies shown in this document are aimed at minimising impact, events are from time to time expected to receive complaints. The key source of concern amongst local communities is typically who to contact, the various roles and responsibilities and the response time to complaints. Therefore, the event organisers will publish a phone number and email address to those residing in the local neighbourhood and make such available on websites etc. Any information / comments and actions taken will be logged on a database.

10. Noise Monitoring Procedure

Throughout the event proactive noise monitoring will take place by acoustic consultants who will make objective assessments within the community.

Any objective measurements will usually be conducted over a 15-minute period, albeit shorter measurement periods may be undertaken to determine compliance etc. No fixed monitoring positions are considered necessary at this stage and will be dependent on site layout, findings of sound checks, weather etc. In addition, continuous source noise measurements will be undertaken from the front of house positions to demonstrate that source levels are not unreasonable. All measurements will be recorded and made available for inspection upon request.

11. Specific Noise Management Plan

A specific noise management plan has been prepared for the event, the principles of which are to be adhered to throughout its operation. This is presented as a standalone document and can be found in Appendix A. The succinct nature of such providing a quick accessible guide so that all staff involved can be inducted and advised of overall requirements. Any third-party providers will also be required to read and sign stating that they are aware of any limitations.

12. Record Management and Reporting

Those responsible will manage records to enable them to be reported in a timely manner to relevant bodies and authorities. These can also be requested from the venue management team.

13. Strategy Review Procedure

In order to ensure that the strategy continues to fulfil its aims and objectives it is to be reviewed and updated annually. This includes an assessment of compliance, review of complaints data and any community or regulatory feedback. The results of which are made available to the various stakeholders as necessary.

With respect to the involvement of the Local Authority specific consultation and agreements will be sought where there are any proposed amendments that influence noise, monitoring arrangements and following any significant amendments following the annual review. Likewise, those responsible will consider any formal comments received from the Local Authority and make any necessary changes to the strategy as deemed necessary.

14. Conclusion

The implementation of this Core Noise Management Strategy will provide a robust but flexible way to manage noise and proactively prevent public nuisance being caused. The strategy builds on existing good practice and the review mechanism will be used successfully to learn and develop the strategy to minimise any impact and disturbance.

Indeed, any amplified music will be under the direct control of those responsible for the premises and any third-party hirer will be contractually obliged to observe and implement any instructions of either them or their technical advisors.

This document is a 'working document' that will be updated as required and reviewed at least annually with input from the regulatory authorities and other interested parties. In doing so this way, there is not only greater control, but the implementation of improved procedures year on year for the control and management of noise. It also permits a risk based approach to noise management, which rewards compliance and the minimisation of impact on the community to be reflected year on year with opportunity for growth and adaption of a plan to reflect a changing environment for noise guidance in the UK.

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Appendix A – Specific Noise Management Plan

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The Ham, Sidmouth

Specific Noise Management Plan

V1.1 April 2021

Review Date: January 2022

DRAFT

General Restrictions

	Operating Hours (Where audible at residential)	Specific Controls
Temporary Plant Generators / Lighting Towers	07.00 to 23.00hrs	At all times positioned so as not to cause a disturbance to residential neighbours or wider community
External Mobile Plant Vehicles, Telehandlers, Lifts	07.00 to 21.00hrs	At all times operated so as not to cause a disturbance to residential neighbours
People / Crowd Noise (Entry and exit from venue)	N/A	Appropriate marshalling to be conducted during the event to minimise impact on community
Public Address Systems (Non Concert PA systems)	07.00 to 21.00hrs	PA systems should be kept to a minimum and ideally only in emergency situations, or be limited to specific event requirements
External Rigging, Set Building	07.00 to 21.00hrs	
Deliveries and Vehicle Movements	07.00 to 23.00hrs	Vehicle movements to permit event build and derig to be restricted to the operating hours where audible at residential premises or the wider community.
External Waste Collection	07.00hrs to 21.00hrs	Specified waste collection area.

Sound Amplification Equipment

Audio hire companies providing audio equipment for any event shall observe the following:

- a) Any sound amplification equipment used at any times will be installed in such a way as to minimise the noise impact on residential premises or sensitive receptors.
- b) The sound amplification equipment will be maintained in a proper and efficient condition so as to minimise the noise impact on residential premises or sensitive receptors.
- c) The sound amplification equipment will be operated in such a proper and efficient manner so as to minimise the noise impact on residential or sensitive receptors.

Noise Limits and Restrictions

Guidelines
The MNL should achieve an acceptable balance between the community and the event organisers.
For events continuing or held between the hours of 23.00 and 09.00 the music should not be audible within noise-sensitive premises with windows open in a typical manner for ventilation

Noise Monitoring

Compliance will be achieved with the target targets at all times. During all performances, subjective observations / measurements shall will be regularly carried out. This is to provide a check that all measures are in place and that those responsible are working to prevent public nuisance being caused. Immediate action will be taken to reduce levels should any issues arise.

Staff Training

Staff, specifically those at events in charge of sound equipment shall be fully briefed in the contents of the NMP and the need to ensure that noise is kept within acceptable parameters.

Complaints Management

A telephone complaints line will be available for the duration of the event. Should any noise complaints be received, a responsible and competent person will investigate the complaint and if noise levels are deemed unacceptable, immediate action will be taken to reduce the levels of the noise source.

A complaints log will be maintained throughout the event, detailing addresses of complaints, times and actions. Such will also be available to the Local Authority on request along with details of actions.

People / Crowd Noise

Whilst there is no formal mechanism for evaluating or controlling crowd noise, consideration will be given to minimising such as critical points such as arrival and dispersal at the premises. This will generally be done by ensuring that queueing where possible will be conducted internally rather than externally in any communities. Likewise, appropriate mechanisms to stagger arrival and departure, temporary screening, marshalling and signage etc. will be considered for each event.

Where the nature of the function, the number of people attending and the opening and closing time of the function make it appropriate, marshals will marshal and monitor the entrance and egress from the premises including the behaviour of those within the vicinity of the premises. This will help achieve orderly arrival and departure of persons and will reduce the risk of nuisance occurring.

Minicabs and Taxis

Preferred minicab companies shall be made available and publicised to encourage people to leave the premises promptly. Such companies (where practicable) should be informed of appropriate set down and pick up points and appropriate marshalling provided during events to ensure that such does not have a detrimental impact on local communities. All such facilities should be within the site or away from residential properties to discourage people from the public highway.

Deliveries and other Vehicle Movements

Noise from vehicles can be a constant source of noise both on the site and in the surrounding neighbourhood. Careful consideration should be given to vehicle routing, times of operation and deliveries and the need for vehicles to use reversing alarms or refrigerated plant etc. Restrictions are in place in accordance with the plan detailed below.

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Appendix B – Noise Monitoring Proformas

Noise Observation Reporting

Date:	
Name of Event:	
Event Duration:	
Event Description:	(Number of Arenas, Audience Size, Sound System used and Orientation etc)

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Details of Observations Undertaken

MONITORING LOCATION	TIME	SUBJECTIVE ASSESMENT / MEASUREMENTS	REMEDIAL ACTIONS REQUIRED / TAKEN
<i>Example - New Street, Eccles</i>	<i>00.10 - 00.15</i>	<i>Noise from event largely inaudible within external to No.11. Very occasional and low bass beat detectable between lulls in traffic noise, not detectable in vehicle and unlikely to be audible within residential units.</i>	<i>No action taken / action taken to reduce low frequency to minimise any potential impact as levels at source can accommodate such reductions.</i>

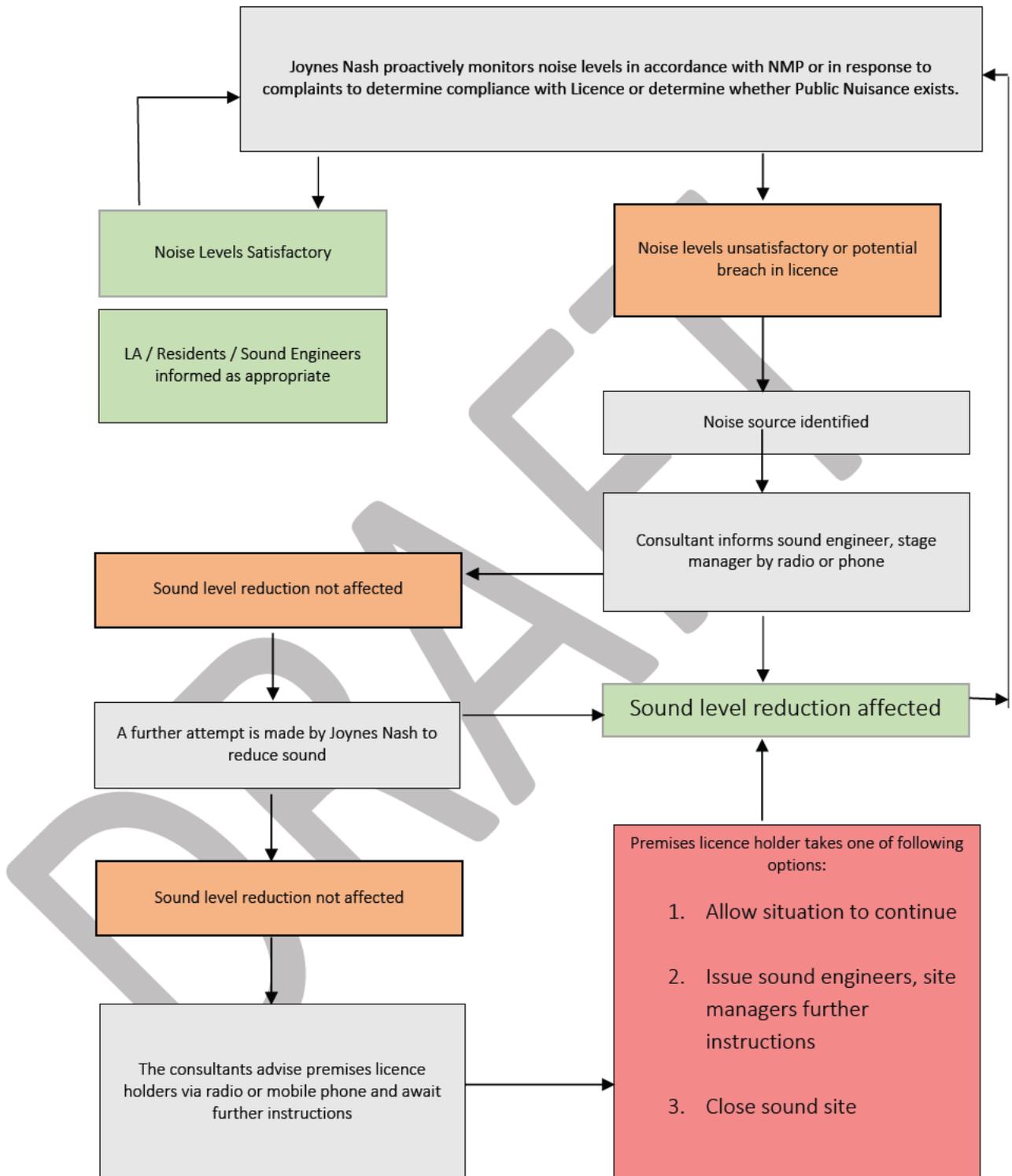
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Complaints Received

COMPLAINT ADDRESS	TIME	NATURE OF COMPLAINT	SUBJECTIVE ASSESMENT / MEASUREMENT	TIME OF VISIT	REMEDIAL ACTIONS REQUIRED / TAKEN
<i>Example - New Street, Eccles</i>	<i>00.10 - 00.15</i>	<i>What are they hearing, when and how effecting property? Is this regular and how long been happening</i>			<i>No action taken / action taken to reduce low frequency to minimise any potential impact as levels at source can accommodate such reductions.</i>

Appendix C – Indicative Noise Response Flowchart



Appendix D - Glossary of Terms

1. Noise is defined as unwanted sound. The range of audible sound is from 0 dB to 140 dB. The frequency response of the ear is usually taken to be about 18 Hz (number of oscillations per second) to 18000 Hz. The ear does not respond equally to different frequencies at the same level. It is more sensitive in the mid-frequency range than the lower and higher frequencies and because of this, the low and high frequency components of a sound are reduced in importance by applying a weighting (filtering) circuit to the noise measuring instrument. The weighting which is most widely used and which correlates best with subjective response to noise is the dB(A) weighting. This is an internationally accepted standard for noise measurements.
2. For variable noise sources such as traffic, a difference of 3 dB(A) is just distinguishable. In addition, a doubling of a noise source would increase the overall noise by 3 dB(A). For example, if one item of machinery results in noise levels of 30 dB(A) at 10 m, then two identical items of machinery adjacent to one another would result in noise levels of 33 dB(A) at 10 m. The 'loudness' of a noise is a purely subjective parameter but it is generally accepted that an increase/decrease of 10 dB(A) corresponds to a doubling/halving in perceived loudness.
3. External noise levels are rarely steady but rise and fall according to activities within an area. In an attempt to produce a figure that relates this variable noise level to subjective response, a number of noise metrics have been developed. These include:

LAeq noise level - This is the 'equivalent continuous A-weighted sound pressure level, in decibels' and is defined in BS 7445 [1] as the 'value of the A-weighted sound pressure level of a continuous, steady sound that, within a specified time interval, T, has the same mean square sound pressure as a sound under consideration whose level varies with time'. It is a unit commonly used to describe community response plus, construction noise and noise from industrial premises and is the most suitable unit for the description of other forms of environmental noise. In more straightforward terms, it is a measure of energy within the varying noise.

LA90 noise level - This is the noise level that is exceeded for 90% of the measurement period and gives an indication of the noise level during quieter periods. It is often referred to as the background noise level and issued in the assessment of disturbance from industrial noise.

LA10 noise level - This is the noise level that is exceeded for 10% of the measurement period and gives an indication of the noisier levels. It is a unit that has been used over many years for the measurement and assessment of road traffic noise.

REPRESENTATIONS LIST APPENDIX F

Application No: 052285

Application Date: 13 July 2021

Licence Type: Premises Licence WITH Alcohol

Licence No: N/A

Application Type: New Application

Premises: Ham Recreational Ground (The)
Port Royal, SIDMOUTH, Devon, EX10 8DB.

Applicant: Sidmouth Jazz & Blues Festival Limited

Person making Representation: Stephen Pemberton

Representation Accepted: Representation has been accepted

Reason:

Details:

OBJECTION:

To: EDDC Licensing Committee

Re: Proposed Sidmouth Jazz and Blues Festival, 2022.

PLEASE PRESENT THIS FULL WRITTEN OBJECTION TO ALL EDDC LICENSING COMMITTEE COUNCILLORS. - please CONFIRM that this has been done.

This is a representation against a premises licence under the Licensing Act 2003.
This links to ALL the Licensing Objectives:

- The Prevention of Crime and Disorder
- Public safety
- The Prevention of Public Nuisance
- The Protection of Children from Harm

and specifically to: Public Safety.

In SUMMARY these include:

- " Health and safety issues created by denied access to The Ham Path and Cycleway for the Public to, and from, the seafront and Town
- " Health and Safety issues for diversion over the unsafe, unsuitable, small bridge
- " Safety issues of funnelled, congested access through York Street and Mill street for pedestrians, cars and vans, those with mobility and disability and access issues
- " Health and Safety issues preventing those viewing the Festival from the new Alma Bridge and Zig-Zag path
- " Excessive, unsafe numbers of 2,000 attending, and diverted in and around the area
- " The consequences of these matters for the other Licensing Objectives

These matters have been forced through by the Sidmouth Town Council Town Clerk, Chairman and the Organiser.

The Sidmouth Town Clerk, the Chairman and Sidmouth Town Councillors have allowed The Ham path/cycleway to be closed to the public. This raises Safety issues and is excessive and above arrangements long established for the Sidmouth Folk Festival.

Sidmouth Town Council have provided no information to the Public about the Festival Site Plan, or it's consequences. This will cause great consternation when this is understood.

A second letter on this matter was sent to local residents. This had been the opportunity for Sidmouth Town Council and the Festival Organiser to be open and transparent with local residents and Sidmouth Town Residents about it's plans: it has failed again to do this.

Public Safety:

1: During the proposed Jazz and Blues Festival for 2022 the plan is for the path/cycleway to the Esplanade to be closed for the 7 day duration of the Festival.

The Festival proposes to fence off the path/cycleway and the whole of the grassed area of The Ham preventing public use for the set-up time, set-down time and the duration of the Festival.

This is a main public access artery from Sidmouth Town, Sidford, The Byes, to, and from the seafront and Town.

This is unknown to Sidmouth residents and will cause great consternation.

Premises: Ham Recreational Ground (The)
Port Royal, SIDMOUTH, Devon, EX10 8DB.

The Ham path/cycleway has never been cut off from Public use in living memory.

2: Concerns are raised about access and mobility issues which will be caused for those who cannot easily be diverted.

The proposal is that they should go around and over the small, unsafe bridge, along the riverside path: this will include those who are frail, disabled, in wheelchairs or with motorised wheelchairs, as well as those cycling or walking to and from the seafront.

3: The small bridge to the riverside can be a dangerous hazard.

4: An excessive 2,000 people are expected to attend the proposed Jazz and Blues Festival on The Ham (1,000 more than the Folk Week Marquee accomodates). This is excessive.

This adds increased access and public safety issues to, and from, the Esplanade and Town.

5: Festival traffic, pedestrian and motorised traffic of all sorts will be channelled, dangerously, through York Street, Mill Street and around The Ham area itself.

The path, where it exists, takes one person. Wheelchairs and Motorised wheelchairs, prams, children and others will have to go in the road.

The roadway is mostly only wide enough for one car: this will cause extreme unsafe travel for everyone.

6: They also propose to have the Alma Bridge 'boarded off' to prevent viewing from the bridge and the zig-zag path creating Public Safety concerns.

The Broader Matters Needing Consideration:

1: There are clear knock-on effects of Public Safety concerns on all the other Objectives. Public Nuisance is caused, which will be vented once this is understood by those affected. Potential Public Disorder is created through excessive numbers, and Protection of Harm to children created through excessive numbers and being channelled through York Street and Mill Street.

2: The handling of this Application and Objection Process by the EDDC Licensing Manager raises serious concerns for transparency and openness, and supporting the representation of Public concern.

The Application Notice asking for Objections is not easily seen by the Public-one was placed (out of the way?) in the corner of The Ham where few people go-; the Site Plan which shows the details of what is proposed, has to be requested, and has been difficult to obtain from EDDC Licensing (the Organiser said they weren't able to provide it to local residents- it is on one sheet of paper).

The view from the EDDC Licensing Manager is that it is up to the Organiser to decide where they put the Application Notice to inform the Public of their proposals. This does not support Public Information, knowledge or Right to Object.

Many Sidmouth residents are unaware that this is proposed and the difficulties it will cause to many in one year's time.

What is Required:

1: This needs to go back to the Organiser and Sidmouth Town Council to address the concerns they create.

2: The Licensing Committte need to set clear objectives to the Organiser and the Sidmouth Town Clerk and Chairman, setting out the clear responsibilities for Public Safety which both EDDC and Sidmouth Town Council have, and which they need 'to be seen' to uphold and protect.

3: The proposed Festival far exceeds the arrangements of the established Sidmouth Folk Festival.

The Folk Festival arrangements should be the maximum agreed for the proposed Festival.

Stephen Pemberton,
Address removed
August 9th 2021.

Evidence:

Suggestion:

Application No: 052285

Premises: Ham Recreational Ground (The)
Port Royal, SIDMOUTH, Devon, EX10 8DB.

Person making Representation: Garland Pickard

Representation Accepted: Representation has been accepted

Reason:

Details:

I wish to object to the Application of a Jazz and Blues Festival in 2022. My first objection was turned down as it was considered to be too broad, so I now state that I wish to object on Safety issues. Certain members the Town Council have agreed with the Applicant on the majority of his wishes although I am lead to believe that few Councillors are aware of the full facts concerning this application. For the first time ever the Ham Path and Cycleway is shown on the Plan to be closed to members of the general public, and this is the nub of the situation, as because of this pedestrians wanting to go to the promenade will have to go by means of either going over the ' Bridge ' leading to Red Wall or by using the totally inadequate York Street. The surface of the bridge is in a deplorable state and too steep for those who are elderly, those pushing prams, wheelchair users and motorised buggy users: I use this path two or three times every day and have often chatted with those on motorised buggies who all tell me that they will go up over the bridge to get to the north end of the Ham Path but none would ever go down towards the river as it is too steep for them to safely use because if anything went wrong with their buggies they would be afraid of hitting the wall and railing, with the possibility in their minds of landing up in the river. So that will necessitate in them having to use York Street which is very narrow and two large cars have difficulty in passing without one having to mount the pavement; the pavement is also very narrow and two people cannot pass without one having to go into the road which is also used by lorries delivering to the rear of High Street shops. It is also too narrow for motorised buggies to use and they will be forced to use the road as well, as will parents pushing a pram with young children; this will be very dangerous and could easily lead to an accident, especially as it being summer with more than the usual amount of traffic using the road, and that is why normally you never see a pram being pushed either up or down York Street because these people go through the car park to use Ham Path but they will not be able to do this because both of Ham East car parks will be closed to members of the public to walk through. In order for the Applicant to take over all of the Ham there is no other alternative than members of the public using York Street: the leaders of the Town Council have either not thought this through or have decided that it is a risk worth taking. There will also be an unsafe number of people expected at the site as it will be double the number of the annual Folk Festival which caters for 1,000 people to be seated and this application is for 2,000 seated people, and as there will be two shows daily both morning and evening, will the organiser be expecting 2,000 attendees or perhaps 4,000 on a daily basis? This no one has been told and even 2,000 is far too many for a gathering in such a small residential area. This application is for the wrong area at the wrong time, as at this time of year the town is full anyway and it will be like trying to put a quart into a pint pot. No, the number should be halved to 1,000 maximum, as the Folk Festival has always been, or else have to take place in a different area, as in it's present form it is far too dangerous.

Garland Pickard

Evidence:

Suggestion:

Application No: 052285

Premises: Ham Recreational Ground (The)
Port Royal, SIDMOUTH, Devon, EX10 8DB.

Person making Representation: Christopher HOLLAND, Sidmouth Town Council

Representation Accepted: Representation has been accepted

Reason: Supporting rep

Details: Sidmouth Town Council met last night and as Licensing Consultee considered the latest application and made the following comments:

50 Premises Licence Application 1 to 5 June 2022 - Sidmouth Jazz & Blues Festival at The Ham, Port Royal, Sidmouth, EX10 8DB

Members were asked to consider the Premises Licence Application for the Sidmouth Jazz & Blues Festival to be held on The Ham from 1 to 5 June 2022.

At the June 2021 meeting, the Council as Trustee, gave permission to Sidmouth Jazz & Blues Festival to use the Ham from 26 May to 9 June 2022, to include set up and take down days. The Licensing application made to East Devon District Council for the licensable activities (to which Sidmouth Town Council is a consultee) was in line with that permission.

RESOLVED: That Sidmouth Town Council supports the licence application for the Sidmouth Jazz & Blues Festival 1 to 5 June 2022, with the following additional comments:

" No single-use plastic glasses should be used during the festival. All glasses should be made of a reusable material or biodegradable.

" A Risk Assessment must be carried out for the proposed diversion route for the footpath closure.

" Sidmouth Town Council should continue discussions with the organiser in order to build a good working relationship and ensure that residents concerns are taken into consideration during the development of the festival.

Kind regards,

Chris

Christopher E Holland
Town Clerk

Evidence:

Suggestion:

Sidmouth Jazz and Blues Festival Ltd
The Ham Recreational Ground, Port Royal, Sidmouth EX10 8DB
Responses to Notice of Hearing

Applicant

Sidmouth Jazz and Blues Festival Ltd	
[REDACTED]	
Hearing Unnecessary	No
Attending	Yes – John Radford is representing as agent for the applicant.
Email Address	[REDACTED]
Supporting documents	Statement of Facts below for Key points
Summary of key points	<p>Sidmouth Jazz and Blues Festival</p> <p>Statement of Facts</p> <p>Public Safety</p> <ul style="list-style-type: none"> • As part of the Event Planning the promoter is and will continue to engage with the local Safety Advisory Group in EDDC to ensure that the event is well planned and safe – both for the attendees and those potentially affected by the event. • The promoter and his team have and will continue to engage with all relevant Statutory Bodies to ensure that the health, safety and well-being of both attendees and those potentially affected by the event are understood and managed at all times. This will be through both the Safety Advisory Group process and relevant documentation required for an event such as that proposed including, but not limited to the following: <ol style="list-style-type: none"> a. Event Safety Management Plan b. Event Risk Assessments c. Event Fire and Evacuation Plan d. Supporting appendices for above documents • The event will attract a maximum of circa 2,000 and is inside a controlled space. The controlled space is required to ensure the safety and well-being of those inside as well as provide control of capacity. During the build and break phases of the event a sterile area is required to ensure the safety of those on site and those potentially affected by their works. • The event is a managed open-air concert of 2,000 within an area of 2,400sq metres approximately. This excludes toilets, welfare, bars etc and is therefore well within the safe operating space required for an event of this nature as recommended via the Purple Guide and other guidance notes regarding evacuation, fire and general site safety for events.

APPENDIX G

Responsible Authority – N/A as no reps received from RA's

1.	N/A
Hearing Unnecessary	N/A
Attending	N/A
Email Address	N/A
Supporting documents	N/A
Summary of key points	N/A

Interested Parties

1.	Mr Garland Pickard [REDACTED]
Hearing Unnecessary	No
Attending	Yes – represented by Stephen Pemberton
Email Address	[REDACTED]
Supporting documents	Mr Pickard would like it noted that he has emailed the Chairman and the Committee Members of the Licensing Team of his objections ahead of the hearing. (this email is not attached and is for information only)
Summary of key points	<p>Public Safety and Protection of Children from Harm</p> <p>Red wall path bridge in dilapidated state. Dangerous for elderly, parents with prams and children and those in wheelchairs and motorised buggies. The above only go up towards Ham Path and never down towards the river. Ham path has never before been closed to the public even when the gas works closed and was demolished, after the new works were opened in Pathwhorlands. Never closed when new sewer pipe was being built by Kiers in 1960 – 61 as when the new holding tank was being built – indeed South West Water had holes cut into the hoarding so that people could see the works progressing.</p> <p>The closure of Ham Path, as seen in the plan will necessitate those using the walk from the Byes to the seafront, including the numbered cycle way to gain access to the Esplanade via a most unsatisfactory and narrow road, York Street, and with a narrow pavement which is not wide enough for a pram or wheelchair this foreseeing foot traffic on the road which is so narrow that cars and lorries, which deliver to the rear of High Street shops, sometimes have to go onto the pavement in order to pass. This will endanger children and mothers pushing prams.</p> <p>The Town Council seem so keen for the Jazz and Blues Festival to take place that they have not thought through the consequences of their actions and I rust that the Town council are well insured of any eventuality.</p> <p>The plan shows seating of 2,000 and with two shows daily that means up to 4,000 people are expected daily which is FOUR TIMES greater that the Folk Festival.</p>

APPENDIX G

	<p>At this time of year the town is at full capacity anyway and comfortable such a large increase of people and I propose that the seating should be kept the same as for the Folk Festival which has seating of 1,000 and is very rarely full to capacity. This is the wrong event in the wrong place and at the wrong time of year.</p>
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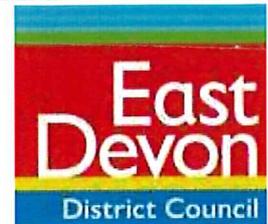
2.	Mr Stephen Pemberton [REDACTED]
Hearing Unnecessary	No
Attending	Yes
Email Address	[REDACTED]
Supporting documents	Full objection previously received and acknowledged by EDDC Licensing Manager.
Summary of key points	<p>OBJECTION: KEY POINTS: To: EDDC Licensing Committee Re: Proposed Sidmouth Jazz and Blues Festival, 2022.</p> <p>This is a representation against a premises licence under the Licensing Act 2003.</p> <p>This links to ALL the Licensing Objectives:</p> <ul style="list-style-type: none"> • The Prevention of Crime and Disorder • Public safety • The Prevention of Public Nuisance • The Protection of Children from Harm <p>and specifically to: Public Safety.</p> <p>KEY POINTS:</p> <ul style="list-style-type: none"> • Excessive, unsafe numbers of 2,000 attending, at least 2 Events each day, and diverted in and around the area • Health and safety issues created by denied access to The Ham Path and Cycleway for the Public to, and from, the seafront and Town. • Health and Safety issues for diversion over the unsafe, unsuitable, small bridge • Safety issues of funnelled, congested access through York Street and Mill street for all pedestrians, cars, vans and lorries, those with mobility wheelchairs, wheelchairs, frailties and disabilities, the elderly and access issues to, and from the Town • Health and Safety issues preventing those viewing the Festival from the new Alma Bridge and Zig-Zag path • Forced through by STC Town Clerk and Chairman, who, it appears, on knowing their Plans, have allowed the Organiser to put through their Plans and advised that it would go through with no Objection

APPENDIX G

	<ul style="list-style-type: none"> • Lack of public information, consultation, awareness, openness and transparency for Sidmouth residents and Users of The Ham pathway and cycleway by Sidmouth Town Council of the Plans it has agreed and it has allowed to go through • Openness and Transparency of the EDDC Licensing Manager in promoting and ensuring Public awareness, information, and the right to question and Object to the Application • The established Folk Festival arrangements are the maximum arrangements agreeable • The consequences of these for ALL of the other Licensing Objectives <p>Stephen Pemberton, Address removed August 18th 2021.</p>
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3.	Sidmouth Town Council C/O Chris Holland	
	[REDACTED]	SUPPORTING REP
Hearing Unnecessary	Yes	
Attending	No	
Email Address	[REDACTED]	
Supporting documents	None	
Summary of key points	None	

East Devon District Council
 Blackdown House
 Border Road
 Heathpark Industrial Estate
 Honiton
 EX14 1EJ
 DX 48808 Honiton
 Tel: 01395 516551



Licensing Act 2003

PLWA0872

Premises Licence

East Devon District Council has granted this Premises Licence in accordance with the Licensing Act 2003. The licence authorises the identified premises to accommodate the licensable activities set out in the document and the plan deposited with and approved by the Licensing Authority. Where the sale of alcohol is authorised as a licensable activity the licence identifies the Designated Premises Supervisor.

Part 1 - Premises Details

POSTAL ADDRESS OF PREMISES, OR IF NONE, ORDNANCE SURVEY MAP REFERENCE OR DESCRIPTION

Ham Recreational Ground (The)

Port Royal, SIDMOUTH, Devon, EX10 8DB.

WHERE THE LICENCE IS TIME LIMITED THE DATES

Commences **29/07/21**

expires **06/08/21**

LICENSABLE ACTIVITIES AUTHORISED BY THE LICENCE

- a performance of live music
- any playing of recorded music
- a performance of dance
- entertainment of a similar description to that falling within a performance of live music, any playing of recorded music or a performance of dance
- the supply of alcohol

THE TIMES THE LICENCE AUTHORISES THE CARRYING OUT OF LICENSABLE ACTIVITIES

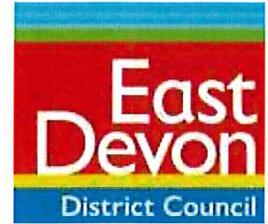
Activity (and Area if applicable)	Description	Time From	Time To
E. Performance of live music (Indoors & Outdoors)	Monday to Sunday	10:00am	11:00pm
F. Playing of recorded music (Indoors & Outdoors)	Monday to Sunday	10:00am	11:00pm
G. Performance of dance (Indoors & Outdoors)	Monday to Sunday	10:00am	11:00pm
H. Entertainment of a similar description to that falling within E, F, or G (Indoors & Outdoors)	Monday to Sunday	10:00am	11:00pm
J. Supply of alcohol for consumption ON and OFF the premises	Monday to Sunday	10:00am	11:00pm

THE OPENING HOURS OF THE PREMISES

Description	Time From	Time To
Monday to Sunday	9:30am	11:00pm



East Devon District Council
Blackdown House
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Licensing Act 2003
Premises Licence

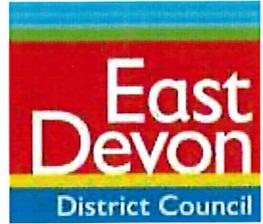
PLWA0872

WHERE THE LICENCE AUTHORISES SUPPLIES OF ALCOHOL WHETHER THESE ARE ON AND / OR OFF SUPPLIES

- J. Supply of alcohol for consumption ON and OFF the premises

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Premises Licence

Part 2

NAME, (REGISTERED) ADDRESS, TELEPHONE NUMBER AND EMAIL (WHERE RELEVANT) OF HOLDER OF PREMISES LICENCE	
Sidmouth FolkWeek Productions Ltd	[REDACTED]
REGISTERED NUMBER OF HOLDER, FOR EXAMPLE COMPANY NUMBER, CHARITY NUMBER (WHERE APPLICABLE)	
Sidmouth FolkWeek Productions Ltd	05610997
NAME, ADDRESS AND TELEPHONE NUMBER OF DESIGNATED PREMISES SUPERVISOR WHERE THE PREMISES LICENCE AUTHORISES THE SUPPLY OF ALCOHOL	
[REDACTED]	[REDACTED]
PERSONAL LICENCE NUMBER AND ISSUING AUTHORITY OF PERSONAL LICENCE HELD BY DESIGNATED PREMISES SUPERVISOR WHERE THE PREMISES LICENCE AUTHORISES FOR THE SUPPLY OF ALCOHOL	
Licence No. [REDACTED]	Issued by East Devon



Henry Gordon Lennox
Strategic Lead - Governance & Licensing

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Licensing Act 2003

PLWA0872

Premises Licence

ANNEXES

ANNEXE 1 - MANDATORY CONDITIONS

1. (a) There shall be no sale or supply of alcohol when there is no designated premises supervisor in respect of this premises licence or at a time when the said premises supervisor does not hold a personal licence or when his/her licence is suspended.
(b) Every supply of alcohol under the premises licence must be made or authorised by a person who holds a personal licence.
2. (1) The responsible person must ensure that staff on relevant premises do not carry out, arrange or participate in any irresponsible promotions in relation to the premises.
(2) In this paragraph, an irresponsible promotion means any one or more of the following activities, or substantially similar activities, carried on for the purpose of encouraging the sale or supply of alcohol for consumption on the premises-
 - (a) games or other activities which require or encourage, or are designed to require or encourage, individuals to-
 - (i) drink a quantity of alcohol within a time limit (other than to drink alcohol sold or supplied on the premises before the cessation of the period in which the responsible person is authorised to sell or supply alcohol), or
 - (ii) drink as much alcohol as possible (whether within a time limit or otherwise);
 - (b) provision of unlimited or unspecified quantities of alcohol free or for a fixed or discounted fee to the public or to a group defined by a particular characteristic in a manner which carries a significant risk of undermining a licensing objective;
 - (c) provision of free or discounted alcohol or any other thing as a prize to encourage or reward the purchase and consumption of alcohol over a period of 24 hours or less in a manner which carries a significant risk of undermining a licensing objective;
 - (d) selling or supplying alcohol in association with promotional posters or flyers on, or in the vicinity of, the premises which can reasonably be considered to condone, encourage or glamorise anti-social behaviour or to refer to the effects of drunkenness in any favourable manner;
 - (e) dispensing alcohol directly by one person into the mouth of another (other than where that other person is unable to drink without assistance by reason of disability).
3. The responsible person must ensure that free potable water is provided on request to customers where it is reasonably available.
4. (1) The premises licence holder or club premises certificate holder must ensure that an age verification policy is adopted in respect of the premises in relation to the sale or supply of alcohol.
(2) The designated premises supervisor in relation to the premises licence must ensure that the supply of alcohol at the premises is carried on in accordance with the age verification policy.
(3) The policy must require individuals who appear to the responsible person to be under 18 years of age (or such older age as may be specified in the policy) to produce on request, before being served alcohol, identification bearing their photograph, date of birth and either-



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Licensing Act 2003

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Premises Licence

ANNEXES continued ...

- (a) a holographic mark, or
(b) an ultraviolet feature.
5. The responsible person must ensure that-
- (a) where any of the following alcoholic drinks is sold or supplied for consumption on the premises (other than alcoholic drinks sold or supplied having been made up in advance ready for sale or supply in a securely closed container) it is available to customers in the following measures-
- (i) beer or cider: ½ pint;
(ii) gin, rum, vodka or whisky: 25 ml or 35 ml; and
(iii) still wine in a glass: 125 ml;
- (b) these measures are displayed in a menu, price list or other printed material which is available to customers on the premises; and
- (c) where a customer does not in relation to a sale of alcohol specify the quantity of alcohol to be sold, the customer is made aware that these measures are available.”
6. (1) A relevant person shall ensure that no alcohol is sold or supplied for consumption on or off the premises for a price which is less than the permitted price.
- (2) For the purposes of the condition set out in paragraph 7(1) -
- (a) “duty” is to be construed in accordance with the Alcoholic Liquor Duties Act 1979;
(b) “permitted price” is the price found by applying the formula -
- $$P = D + (D \times V)$$
- where-
- (i) P is the permitted price,
(ii) D is the amount of duty chargeable in relation to the alcohol as if the duty were charged on the date of the sale or supply of the alcohol, and
(iii) V is the rate of value added tax chargeable in relation to the alcohol as if the value added tax were charged on the date of the sale or supply of the alcohol;
- (c) “relevant person” means, in relation to premises in respect of which there is in force a premises licence-
- (i) the holder of the premises licence,
(ii) the designated premises supervisor (if any) in respect of such a licence, or
(iii) the personal licence holder who makes or authorises a supply of alcohol under such a licence;
- (d) “relevant person” means, in relation to premises in respect of which there is in force a club premises certificate, any member or officer of the club present on the premises in a capacity which enables the member or officer to prevent the supply in question; and
- (e) “value added tax” means value added tax charged in accordance with the Value Added Tax Act 1994.
- (3) Where the permitted price given by Paragraph (b) of paragraph 2 would (apart from this paragraph) not be a whole number of pennies, the price given by that sub-paragraph shall be taken to be the price actually given by that sub-paragraph rounded up to the nearest



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Premises Licence

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ANNEXES continued ...

- penny.
- (4) (1) Sub-paragraph (2) applies where the permitted price given by Paragraph (b) of paragraph 2 on a day ("the first day") would be different from the permitted price on the next day ("the second day") as a result of a change to the rate of duty or value added tax.
- (2) The permitted price which would apply on the first day applies to sales or supplies of alcohol which take place before the expiry of the period of 14 days beginning on the second day.
7. (a) Admission of children (under the age of 18) to any exhibition of films must be restricted in accordance with the film classification applied by the body designated as the authority under Section 4 of the Video Recordings Act 1984.
- (b) Where the film classification is not specified or where the Licensing Authority notifies the licence holder that Section 20(3) (b) applies to the film in question, admission of children must be restricted in accordance with any recommendations made by the Licensing Authority.
8. Any person used to carry out a security activity as required under any condition of this licence/certificate must be licensed or authorised to do so by the Security Industry Authority.

ANNEXE 2 - CONDITIONS CONSISTENT WITH THE OPERATING SCHEDULE

1. The Licence Holder must ensure that the Venue Manager receives all health and safety data relevant to the premises, prior to the premises being open to the public.
2. The Licence Holder must ensure that radio contact between festival stewards and SIA Security staff is maintained during the hours that the premises are open to the public.
3. The Licence Holder must ensure that all festival stewards receive training in safety routines prior to premises being opened to the public.
4. The Licence Holder must fully comply throughout the duration of the licence with the festival safety and other policies as submitted to the Licensing Authority with the application for the grant of the Premises Licence.
5. The Licence Holder must ensure that all security stewards are correctly registered with the Security Industry Authority.
6. The Licence Holder must ensure that all vulnerable areas are fenced off with security fencing.
7. The Licence Holder must ensure that adequate lighting is provided throughout the premises during the hours that the premises are open to the public.



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Premises Licence

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ANNEXES continued ...

8. The Licence Holder must, throughout the duration of the licence, have regular contact with the Licensing Authority and the Devon and Cornwall Constabulary.
9. The Licence Holder must fully comply throughout the duration of the licence with the Risk Assessment submitted to the Licensing Authority.
10. The Licence Holder must ensure the public are informed of emergency procedures prior to the commencement of all concerts and events.
11. The Licence Holder must ensure that an appropriate method for checking the number of people entering and leaving the premises is employed and steps will be taken so that, once the maximum occupancy is reached, no further persons are admitted.
12. The Licence Holder must ensure that trained stewards are on duty at all times that the premises are open to the public.
13. SIA stewarding levels will be commensurate with the determined risk levels for the venue concerned based on evidence from 2019 in regard to public disorder. Exact numbers of SIA and SFWP stewarding staff to be defined and documented through consultative process with relevant authorities not later than 60 days prior to event commencement. To this end the Licence holders would wish to convene a "Safety Advisory Group" meeting with relevant authorities to explain our actions and take advice where necessary.
14. When going off duty stewards will remove any identifying clothing.
15. Stewards will not consume, or be under the influence, of alcohol or controlled substances whilst on duty.
16. The Licence Holder must ensure that the fire safety measures with which the premises are provided are maintained in good working order, and their adequacy must be determined on a regular basis, by the carrying out of a fire risk assessment as required by, and in accordance with the Regulatory Reform (Fire Safety) Order 2005.
17. The Licence Holder must ensure that noise levels are monitored and adjusted to comply and levels as determined in consultation with the Environmental Health Officer responsible for the event.
18. The License holder will ensure that children under 12 will either be accompanied by a responsible



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Premises Licence

PLWA0872

ANNEXES continued ...

adult or signed in as appropriate to designated workshops and events. Under 16's must be accompanied by a responsible adult at any event that is programmed to run after midnight.

19. The Licence Holder must ensure that alcohol is not purchased or consumed by under-age persons.

20. No beverages, either alcoholic or non-alcoholic, should be sold in glass bottles. All glass bottled beverages are to be poured into glasses at the point of sale. All glasses will be plastic or toughened glass.

21. The extent of the area within which the various licensable activities will be permitted is as shown outlined in **RED** on the plan submitted to and approved by the Licensing Authority.

22. A "Challenge 25" policy will be in operation throughout the event.

ANNEXE 3 - CONDITIONS ATTACHED AFTER A HEARING BY THE LICENSING AUTHORITY

None.

ANNEXE 4 - PLAN APPROVED BY THE LICENSING AUTHORITY

The licensable activities authorised by this licence will be confined to the areas that are outlined in **RED** on the plans submitted to and approved by the Licensing Authority.

