

LICENSING AND REGULATION COMMITTEE

3 December 2003

Attendance:

Councillors:

Carter (Chairman) (P)

Baxter (P)
Bennetts (P)
Coates (P)
Evans (P)
Hammerton (P)

Johnston (P)
Mather (P)
Maynard (P)
Pines (P)
Sutton (P)

780. **PUBLIC PARTICIPATION**

There were no questions asked or statements made.

781. **CHAIRMAN'S ANNOUNCEMENT**

The Chairman announced that the Council's Environmental Protection Team had achieved the highest rating following an inter-authority audit of Local Authorities in Hampshire. The Chairman formally congratulated the Team.

782. **APPLICATION FOR THE GRANT OF A PUBLIC ENTERTAINMENT LICENCE - THE CRICKETERS ARMS, JACKLYNS LANE, ALRESFORD**

(Report LR94 refers)

Members considered the above licensing application in accordance with the procedure note approved by the Licensing Sub Committee on 18th September 1995 (minute 95 refers).

In response to questions from Members regarding Appendix 2c, the Director of Health and Housing explained that 60 decibels was the equivalent to the sound of people chatting. He also confirmed that the City Council did not restrict entertainment to a particular decibel level.

At the invitation of the Chairman the licensee, Mr Gallear answered questions and explained that The Cricketers Arms was a food driven pub and therefore he intended only to use the Public Entertainment Licence for the occasional birthday and anniversary party.

The Committee briefly deliberated in open session.

In his closing remarks, the Chairman stated that in reaching its decision, the Committee had considered the application, the case presented by the applicant together with the observations of the Police, Officers and comments received from members of the public. They also had regard to the Council's responsibilities under the Human Rights Act and Crime and Disorder Act.

RESOLVED:

1. That the licence be granted for one year to be in compliance with the Standard Conditions and Regulations of Winchester City Council and to include the following Additional Conditions:-

- (i) The premises, described as the inside bars and function room of the Cricketers Arms Public House, may be used for the purposes of this licence during the following times –

Thursdays, Fridays and Saturdays inclusive from 8.00pm to 12.00 midnight
- (ii) The premises may only be used for the purposes of this licence on not more than six occasions during the period of one year that the Licence is in force.
- (iii) The City Secretary and Solicitor shall be notified at least seven days in advance of the dates that it shall be intended to use the premises for the purposes of this licence.
- (iv) All doors and windows that are capable of being opened directly to the outside of the premises shall not be kept open, wedged open, or be maintained open by an electrical, mechanical or other device whilst the premises are in use for the purposes of this Licence.
- (v) The maximum number of persons permitted to be on the premises whilst in use for the purposes of this licence shall not exceed 150 persons in the whole premises.
- (vi) The Licensees or other person nominated by them shall be on duty at all times whilst the premises are in use for the purposes of this Licence to receive and respond to any complaints of noise or other nuisance received from any person.

2. That the licensees be reminded of the need to take all possible steps to minimise any nuisance to residents caused by persons leaving the premises.

3. That the licensees be reminded that only the inside bars of the Cricketers Arms are licensed for the purposes of public entertainment and no public entertainment may take place in the garden.

4. That the licensees be reminded of the need to make a proper application to the Council should any variation of this Licence or its conditions be sought.

783. **APPLICATION FOR THE GRANT OF A PUBLIC ENTERTAINMENT LICENCE FOR AN OPEN AIR MUSIC FESTIVAL ON PRIVATE LAND AT CHEESEFOOT HEAD, NEAR WINCHESTER**
(Report LR95 refers)

Members considered the above licensing application in accordance with the procedure note approved by the Licensing Sub Committee on 18th September 1995 (minute 95 refers).

In answer to questions, the Director of Health and Housing confirmed that there were fewer noise complaints at the 2003 event than in previous years, possibly due to the good weather. Wind direction was checked on the day of the event, enabling staff efforts to be concentrated in those areas where complaints were most likely to occur. The City Secretary and Solicitor advised that the Event Management Plan was to be negotiated during Safety Team meetings and agreed 28 days prior to the event. He continued that preliminary discussions regarding Stewarding had taken place, with further discussions pending.

Inspector Schofield, from Hampshire Constabulary, reported that at the 2003 event there had been 193 crimes (decreased by 50 from 2002), 110 of which were drug-related. He continued that, overall, crime was down on previous years.

In response to Members' questions, Inspector Schofield explained that he had met with the Parish Council regarding traffic management and resolved that, although the route along the B3047 via Itchen Abbas would be used at the 2004 event, the signage would be kept covered until the event date.

The applicant and representative of the Mean Fiddler Organisation, Mr Melvin Benn, together with Mr Ian Donaldson (also from Mean Fiddler Organisation) addressed Members and answered questions raised.

Regarding the proposed use of CCTV, Mr Benn explained that in the past there had been a tendency for tent door Stewards to lose concentration, due to the static nature of the post. He proposed, therefore, that CCTV be used in addition to mobile Stewards, with an overall reduction of Stewards of approximately 10 per cent. However, should the Committee disagree, he was prepared to continue with the same level of Stewarding used at the last event.

Mr Benn answered questions regarding the request for Stewards to undergo fire safety training, and confirmed that he agreed to this request.

The Committee retired to deliberate in camera.

In his closing remarks, the Chairman stated that in reaching its decision, the Committee had considered the application, the case presented by the applicant together with the observations of the Police, Officers and comments received from members of the public. They also had regard to the Council's responsibilities under the Human Rights Act and Crime and Disorder Act.

RESOLVED:

1 That the City Secretary & Solicitor be given authority to grant the application for a music festival on land near Cheesefoot Head, between the hours of 1pm on Saturday 29 May 2004 and 7am on Sunday 30 May 2004 and to issue an entertainment licence accordingly, subject to:

- (vii) The imposition of licence conditions, based on the 2003 event with such further amendments or additions, having particular regard to the stewarding arrangements, as the City Secretary and Solicitor may deem necessary (in consultation with the Chairman in the case of major changes);

- (viii) The agreement of the Event Management Plan, by the City Secretary and Solicitor (in consultation with the Chairman in respect of the arrangements for stewarding and CCTV for the event);
- (ix) The maximum attendance not exceeding 35,000 paying audience and 3,000 guest ticket holders (total 38,000).

2 That the applicant be requested, prior to the issue of the licence, to undertake in writing with the Council to implement the entirety of the Event Management Plan and the Traffic Management Plan (including any amendments subsequently agreed with the Council).

3 That the applicant be reminded that the Committee attaches the greatest importance to the protection of the SSSI and to maintaining the value of the AONB generally.

4 That in the event of a funfair being provided on site, permission be given under the relevant byelaws for this to continue in operation through the night until 7am on Sunday 30 May 2004.

The meeting commenced at 6.30pm and concluded at 8.45pm

Chairman