

LICENSING AND REGULATION COMMITTEE

25 May 2004

Attendance:

Councillors:

Carter (Chairman) (P)

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

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

Others in attendance:

Councillor Hoare (Standing Deputy for Councillor Hammerton)
Councillor Wagner (Standing Deputy for Councillor Johnston)

1513. **APOLOGIES**

Apologies were received from Councillors Hammerton and Johnston.

1514. **PUBLIC PARTICIPATION**

There were no questions asked or statements made.

1515. **APPLICATION FOR AN OCCASIONAL PUBLIC ENTERTAINMENT LICENCE FOR AN OPEN AIR MUSIC FESTIVAL ON PRIVATE LAND AT LITTLE TAPNAGE FARM, TITCHFIELD LANE, WICKHAM**

(Report LR104 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).

Councillor Evans declared a personal (but not prejudicial) interest in this item, as a Wickham Parish Councillor. She confirmed that she had taken no part in the objection from the Parish Council.

The Licensing and Registration Manager summarised the contents of a letter that had been received from Hampshire Constabulary. The letter stated that Policing arrangements at the event in 2003 were inadequate and that the minimum numbers of Police required for this event were as follows;

2 Inspectors, 6 Sergeants and 26 Constables (2 shifts),
4 Traffic Motorcyclists (2 shifts), and
2 Controllers (2 shifts).

In response to Members' questions, the Licensing and Registration Officer confirmed that the Ostrich Farm continued to operate at Little Tapnage Farm and that the animals were situated in close proximity to the land proposed for the event. He advised that the event in 2003 ended at 12.30am and was attended by 800 people, although the event organisers had expected 1500. He also confirmed that although the access to the site was difficult, there was adequate parking available.

At the invitation of the Chairman, the Director of Health and Housing answered questions from Members and explained that Officers had attended on-site at the event in 2003 following numerous telephoned complaints. The Director also answered questions from Members regarding equivalent noise levels to those proposed for the event, and agreed that a sound test could be arranged prior to the event.

Regarding the issue of the ostriches at the same site, the Director advised that the Council's veterinary contractor did not believe that a music event and keeping of ostriches at the same site were compatible. However, there was no notification of any problems associated with the ostriches at the event held in 2003.

At the invitation of the Chairman, Mr Armstrong, the applicant, addressed the Committee and gave a brief history of the formation of his company, Sound Proj-x. He explained that the organisation of the event involved many local businesses. He advised that he had distributed approximately 400 letters and spoken to many residents of Knowle about the event, and only a small number had objected.

Mr Armstrong responded to Members' questions and explained that the entertainment would begin with live 'rock' and 'indie' bands during the afternoon, followed by 'house' music played by 'DJ's' from early evening until the conclusion of the event. He confirmed that Policing arrangements were not yet in place and explained that negotiations were continuing with Hampshire Constabulary regarding the cost and numbers. A fully trained security team would also be present at the event. Mr Armstrong also confirmed that the event was for people aged over 18 years only.

Councillor Evans addressed the Committee as a Ward Member and advised that residents of Titchfield Lane, adjacent to the site of the proposed event, had not reported any problems from sound levels at the event in 2003.

At the invitation of the Chairman, Mr Kelly, a resident of Knowle, addressed the Committee. He objected to the application, as he believed the proposed event was too large for this location and would attract increased traffic. He continued that the noise he had experienced during the event held in 2003 reverberated as it echoed around the new buildings. Although he accepted that speaker stacks could be faced away from Knowle to reduce the noise in that area, he was concerned that the noise would be re-directed towards other residential areas.

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 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 licence application for a music festival on land at Little Tapnage Farm, Titchfield Lane, Wickham on Saturday 10 July 2004 subject to the standard conditions of the Council and the following additional conditions:

- (1) The event shall not take place until the Licensee shall not less than 14 days prior to the event have agreed in writing with the City Secretary and Solicitor of the Council arrangements for such number of Police Officers to be present during the period of the event as the Council (after consultation with the Police) considers necessary for securing the safety of persons present on the site and for securing adequate access for emergency vehicles. The Licensee shall ensure that the agreed number of Officers are so provided during the event.
- (2) The hours during which the premises may be used for the purposes of this Licence shall be –

from 3pm on Saturday 10 July 2004 until 12.30am on Sunday 11 July 2004 or such earlier time as may be specified by the City Secretary and Solicitor, should the Applicant subsequently apply for an earlier terminal hour.
- (3) The maximum number of persons permitted to be admitted to the premises whilst in use for the purposes of this licence shall not exceed 1500.
- (4) Noise levels from the event shall not exceed the following:
 - (i) Between the hours of 3pm and 11pm noise levels from the event shall not exceed 55dB $L_{Aeq (5mins)}$ and between the hours of 11pm and 12.30am on the following day, noise levels shall not exceed 45dB $L_{Aeq (5mins)}$ as measured at a distance of 1m from the façade of any noise sensitive dwellings.
 - (ii) In addition in the frequency range of 63 and 125 Hz noise levels shall not exceed 65dB (L) as measured at 1m from the facade of any noise sensitive dwelling.
 - (iii) If required by the Director of Health and Housing, the Licensee shall undertake a sound check test at a time and in a manner to be specified by the Director of Health and Housing.

Unrestricted access to the sound mixing position and backstage area of the stage shall be allowed at all times to the Licensing Authority for the purpose of sound level measurements and communication with the mixing engineer.

A plan showing the layout and direction of all stage loudspeakers and mixing desks shall be submitted to the Authority at least 21 days prior to the event. The plan should include a schedule of amplification equipment to be provided on site including any equipment associated with sponsor activities or trade stands.

- (5) All site electrical installations and generators shall be installed and checked by a competent electrician. Electrical circuits should be suitably protected with earth leakage detection systems or earth spikes as appropriate.
- (6) A lighting plan, including details of general and emergency lighting shall be provided to and agreed with the Licensing Authority 14 days before the event.
- (7) An adequate and wholesome supply of drinking water shall be provided throughout the event. 'Wholesome' shall mean the standard required to meet the Water Supply (Water Quality) Regulations 1989 (as amended) relating to the quality of water intended for human consumption.
- (8) The minimum level of sanitary accommodation to be provided is 8 female wc's, 2 male wc's and 5 urinals. Sufficient handwashing facilities should be provided and regular inspections carried out to ensure that the wc's remain in a clean state throughout the event.
- (9) Lasers shall not be used unless a risk assessment has been completed to the satisfaction of the Director of Health and Housing at Winchester City Council for the use and operation of lasers. The assessment shall include the technical information to comply with HS(G) 95 'The Radiation Safety of Lasers used for Display Purposes'.
- (10) Warning notices of the use of strobe lights or lasers shall be conspicuously displayed at the entrance to the Event and at the Marquee.
- (11) An adequate number of persons suitably qualified in first aid shall be provided.
- (12) The compliance with the requirements, where applicable, of Hampshire Fire and Rescue Service in the attached 'Guidance for Outside Events and Tented Structures'.
- (13) The Licensee shall submit details of suitable security measures to ensure public safety in view of the proximity of the ostrich farm to and for approval by the City Secretary and Solicitor 14 days prior to the event.

2 The Licensee shall give an undertaking to implement the matters set out in the document named "BIGTOP! 2004", 10 July 2004" at Little Tapnage Farm, Titchfield Lane, Wickham – Event Details.

1516. **VOTE OF THANKS TO CHAIRMAN**

As this was the last meeting, both in the current Municipal Year and for the Chairman who was due to retire from Office, the Committee thanked the Chairman for his hard work over the last 12 months. The Chairman reciprocated appropriately.

The Committee thanked the Licensing and Registration Officer, who was also due to retire, for his hard work.

The meeting commenced at 6.30pm and concluded at 8.10pm

Chairman