

PREMISES LICENCE APPLICATION

Alcohol and Gambling Licensing Sub-Committee Remote hearing 10.00.am Tuesday 15th September 2020

1.0 Purpose of Report

1.1 To consider an application for a new premises licence submitted by Showtime Events Group Ltd for Party in the Park on Abington Park, Northampton.

2.0 Summary

- 2.1 An application was submitted on behalf of the proposed licence holder by its Director Mr David Bailey. The application was received by Northampton Borough Council on 31st May 2020. Following police representation, a remote hearing took place before an Alcohol and Gambling licensing subcommittee on 14th July 2020, when it was decided to adjourn the matter until today to allow the police and the applicant more time to discuss and agree upon a set of proposed conditions and for the applicant to submit further details on any of the conditions upon which agreement could not be reached.
- 2.2 Northamptonshire Police have now submitted a final list of conditions which they would wish to see imposed on this premises licence, which you can see full detail of at **Appendix E.** It has not been possible at this time for complete agreement by the applicant to be reached on all 35 proposed conditions, with regards to which he will make representations to the sub-committee.

3.0 Application Details

3.1 The application was submitted for the purposes of holding weekend music and entertainment events for up to 4,999 people on Abington Park and permission for the following activities was requested:

a) Sale of Alcohol for consumption on & off the premises

Friday – Saturday 12.00 - 22.30

Sunday 12.00 - 21.30

b) Live Music

Friday - Saturday 12.00.- 22.30

Sunday 12.00 - 21.30

c) Recorded Music

Friday - Saturday 12.00.- 22.30

Sunday 12.00 – 21.30

d) Performance of Dance

Friday - Saturday 12.00.- 22.30

Sunday 12.00 – 21.30

e) Provision of Anything of a Similar Description to Live Music, Recorded Music or Performances of Dance

Friday - Saturday 12.00.- 22.30

Sunday 12.00 - 21.30

f) Opening Hours

Friday – Saturday 12.00 – 23.00

Sunday 12.00 – 22.00

The proposed Designated Premises Supervisor is Mr David Bailey, the holder of a personal licence issued by Northampton Borough Council.

4.0 Consultations/Representations

- 4.1 When a request for a new premises licence or club premises certificate is received, the applicant must display a notice at or near the premises and serve a copy of the application upon the responsible authorities. For electronic applications, it is a requirement of the local authority to serve a copy of the application upon the other responsible authorities.
- 4.2 This gives responsible authorities and interested parties the opportunity to make representations in relation to the application for a period of 28 calendar days. The last date for making representations was 28th June 2020.
- 4.3 The obligatory notice was displayed on the premises as verified by licensing officers and notice was also published in the Northampton Chronicle and Echo as required.
- 4.4 Northamptonshire Police considered the application and PC Sandy Tracey, Licensing Officer with the Police, made a representation on the grounds of the licensing objectives of preventing crime and disorder and preventing public nuisance. There were no other representations from any responsible authority or any member of the public.

5.0 Attendance

5.1 The local authority is required to send a notice of hearing to all interested parties and request confirmation of attendance. A notice of hearing was sent to the following persons on 30th June 2020:

Applicant – Mr David Bailey – Showtime Events Group Ltd

Mr Roger Buckley – Event Safety Officer

Northants Police – PC Sandy Tracey

6.0 Plan of Premises Layout & Location

Please see premises Plan and Location map attached.

7.0 Options

- 7.1 If representations are received, then at the end of the consultation period the licensing authority must hold a hearing to consider them. It must take such steps as it considers appropriate for the promotion of the licensing objectives, which are:
 - the prevention of crime and disorder;
 - public safety;
 - o the prevention of public nuisance; and,
 - the protection of children from harm.

The steps the Sub-Committee can take once it has considered representations and any evidence submitted by the applicant and the responsible authority are to:

- a) grant the licence subject to -
 - the conditions mentioned in subsection (2)(a) of the Act modified to such extent as the authority considers appropriate for the promotion of the licensing objectives, and
 - ii) any condition which must under section 19, 20 or 21 be included in the licence;
- b) grant the license but exclude from its scope any licensable activity to which the application relates;
- c) grant the license but refuse to specify a particular person in the licence as the designated premises supervisor or
- **d)** reject the licence application.

8.0 Policy Considerations

8.1 Any decision made must have taken into account the Council's Statement of Licensing Policy and the statutory guidance issued under section 182 of the Licensing Act 2003.

9.0 Legal guidance for determination of the application

9.1 Each application must be considered on its own merits and any conditions attached to licences and certificates must be tailored to the individual style and characteristics of the premises and events concerned. This is essential to

avoid the imposition of disproportionate and overly burdensome conditions on premises where there is no need for such conditions. Standardised conditions should be avoided and indeed, may be unlawful where they cannot be shown to be necessary for the promotion of the licensing objectives in any individual case.

9.2 Any party at the hearing aggrieved by the decision of the sub-committee may appeal to the Magistrates' Court within 21 days of the date of the decision being supplied to them in writing.

Appendix No	Title
A.	Application for new premises licence – Pages 5 to 17
В.	Plan and location – Page 18
C.	Blue Notice – Page 19
D.	Police Representation Email – Page 20
E.	Proposed police conditions – Final Version – Pages 21 to 25
Report	Martin O'Connell
Author	Senior Licensing Enforcement Officer

Appendix A - Application



Northampton Application for a premises licence Licensing Act 2003

For help contact

licensing@northampton.gov.uk

Telephone:

Section 1 of 19		• required information
You can save the form a	t any time and resume it later. You do not	need to be logged in when you resume.
System reference	Not Currently In Use	This is the unique reference for this application generated by the system.
Your reference	Party In The Park - Abington	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 Yes	on behalf of the applicant? • 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	David	
* Family name	Bailey	

☐ Indicate here if you would prefer n	ot to be contacted by telephone	_
Are you:		
Applying as a business or organisat Applying as an individual	tion, including as a sole trader	A sole trader is a business owned by one person without any special legal structure. Applying as an individual means you are applying so you can be employed, or for some other personal reason, such as following a hobby.
Applicant Business Is your business registered in Yes the UK with Companies House?	C No	Note: completing the Applicant Business section is optional in this form.
Registration number 09945120		1
Business name SHOW TIN	ME EVENTS GROUP LIMITED	If your business is registered, use its registered name.
VAT number - N/A		Put "none" if you are not registered for VAT.
Legal status Private Lir	nited Company	1
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Continued from previous page		
Your position in the business Director		

Section 2 of 19	
PREMISES DETAILS	
l/we, as named in section 1, ap described in section 2 below (t in accordance with section 12	ply for a premises licence under section 17 of the Licensing Act 2003 for the premises he premises) and I/we are making this application to you as the relevant licensing authority of the Licensing Act 2003.
Premises Address	
Are you able to provide a post	al address, OS map reference or description of the premises?
	p reference C Description
Postal Address Of Premises	
Building number or name	Abington Park
treet	Park Avenue
istrict	
ity or town	Northampton
ounty or administrative area	
ostcode	NN1 5LW
ountry	United Kingdom

Section 3 of 19						
APPLICATION DETAILS						
In wha	t capacity are you appl	ying for the premises licence?				
	An individual or individuals					
⊠ A	A limited company					
	A partnership					
	An unincorporated asso	ociation				
□ A	A recognised club					
□ A	A charity					
_ T	he proprietor of an edu	ucational establishment				
□ A	health service body					
		red under part 2 of the Care Standards Act an independent hospital in Wales				
□ ad	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					
☐ Th	he chief officer of polic	e of a police force in England and Wales				
_ O	ther (for example a sta	tutory corporation)				
Confirm	m The Following					
⊠ la	am carrying on or prope ne use of the premises f	osing to carry on a business which involves or licensable activities				
□ la	am making the applicat	ion pursuant to a statutory function				
□ la vir	I am making the application pursuant to a function discharged by virtue of Her Majesty's prerogative					
Section 4 of 19						
NONINI	DIVIDUAL APPLICANT	rs .				
Provide partners	name and registered a ship or other joint vent	ddress of applicant in full. Where appropriate give any registered number. In the case of a ure (other than a body corporate), give the name and address of each party concerned.				
Non Individual Applicant's Name						
Name		Show Time Events Ltd				
Details						
	egistered number (where opplicable) 09945120					

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

OPERATING SCHEDULE	
When do you want the premises licence to start?	dd mm yyyy
f you wish the licence to b ralid only for a limited peri when do you want it to en	e od, / / /
Provide a general descripti	on of the premises
	emises, its general situation and layout and any other information which could be relevant to the syour application includes off-supplies of alcohol and you intend to provide a place for supplies you must include a description of where the place will be and its proximity to the
he event will be fenced an onsumption.	d we wish to have all the area within the fencing as place for
5,000 or more people are xpected to attend the remises at any one time, rate the number expected ttend	
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Section 6 of 19	ige
Section 6 of 19 PROVISION OF PLAYS	
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	Start	Give timings in 24 hour clock. End (e.g., 16:00) and only give details for the days
	Start	End of the week when you intend the premises to be used for the activity.
TUESDAY		
	Start	End
	Start	End
WEDNESDAY		
	Start	End
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THURSDAY		
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	page Start 12:00	End
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Continued from previous FRIDAY SATURDAY SUNDAY	Page	End 22:30 End
Continued from previous FRIDAY SATURDAY	Page	End 22:30 End

NB: Applicant made an error in the form as timings for live music should read as 12.00 - 22.30hrs, not 20.30hrs as reads above.

Section 11 of 19					
PROVISION OF RECORDED MUSIC					
Will you be providing red	corded music?				
Yes	○ No				
Standard Days And Tim	nings				
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	Start	End	(e.g., 16:00) and only give details for the days		
	Start	End	of the week when you intend the premises to be used for the activity.		
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SUNDAY					
	Start 12:00	End 21:30			
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]		
Will the playing of record	ded music take place indoc	ors or outdoors or both?	Where taking place in a building or other		
← Indoors	Outdoors	○ Both	structure tick as appropriate. Indoors may include a tent.		

NB: Applicant made an error in the form as timings for live music should read as 12.00 - 22.30hrs, not 20.30hrs as reads above.

Section 12 of 19			
PROVISION OF PERF	ORMANCES OF DANCE		
Will you be providing	performances of dance?		
∀es	C No		
Standard Days And	Timings		
MONDAY			
	Start	End	Give timings in 24 hour clock. (e.g., 16:00) and only give details for the day
	Start	End	of the week when you intend the premises
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SATURDAY			
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SUNDAY			
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○ Indoors	Outdoors	C Both	structure tick as appropriate. Indoors may include a tent.
State type of activity t exclusively) whether	to be authorised, if not already s or not music will be amplified o	stated, and give relevant for unamplified.	further details, for example (but not

PROVISION OF ANY DANCE	THING OF A SIMILAR DESC	RIPTION TO LIVE MUSIC, RECORDED MUSIC OR PERFORMANCES OF
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Yes	C No	
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	Start 12:00	End 22:30
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	s entertainmen	t take pla			rs or bo	th?		Where taking place in a building or other structure tick as appropriate. Indoors may
C Ir	ndoors		Out	tdoors	\subset	Boti	h .	include a tent.
State ty exclusi	ype of activity to vely) whether o	o be auth or not mu	norised, it isic will b	f not already : e amplified o	stated, a r unam	and g plifie	jive relevant d.	further details, for example (but not
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← Ye			No					
	15 of 19							
	Y OF ALCOHOL							
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	SUNDAY	c		7				
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Will the sale of alcohol be for consumption:			If the sale of alcohol is for consumption on	
On the premises	C Off the premises	•	Both	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				
I				
State the name and details of licence as premises supervisor	the individual whom you	u wis	sh to specify on the	•
Name				
First name	David			
Family name	Bailey]
Enter the contact's address				_
Personal Licence number (if known)	PA2813			
				1
Issuing licensing authority (if known)	Northampton			
			_	

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Standard Days And Timin	as	
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MONDAT		Give timings in 24 hours do d
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FRIDAY		
Sta	rt 12:00	End 23:00
Sta	rt	End

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SATURDAY	
Start 12:00	End 23:00
Start	End
SUNDAY	
Start 12:00	End 22:00
Start	End
State any seasonal variations	

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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.

All drinks that are purchased for consumption on the premises will be served in plastic or polycarbonate containers.

Where alcohol is sold for consumption off the premises, they must be placed in a carrier bag prior to being handed over to the customer, informing them that this alcohol is cannot consumed in the licensable area.

b) The prevention of crime and disorder

All people entering the licensable area shall be ID checked and in accordance with challenge 21, they. Any person under the age off 18 will be refused service. Any person found to be buying or giving alcohol to a underage person will be asked to leave the event.

Roaming response teams will be deployed to check on the perimeter fencing,

All public must come in a designated entrance where bag searches will be in operation.

c) Public safety

All staff will have colored high viz vests, (Blue SIA) (Yellow Stewards) (Orange Supervisors & Managers) (Purple Event Manger)

Safety office will be on the event and myself David Bailey having completed my level 4 safety officer course will also be on

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site at all times.

First aid will be supplied by a professional medical company

d) The prevention of public nuisance

Have a zero tolerance to any anti sociable behavior, with perimeter checks.

The stage will be angled a cross field as not to impacted on the property around the event.

Between the hours of 12.00-18.00 the music levels shall not exceed LAeq,1min45DB. Between 18.00-22.30 shall not exceed LAeq,1min55DB Music on the stage will be stopped at 22.30 on the Friday & Saturday, Sunday 21.30. The Funfair music will be turned down at the same times. conformity checks of music noise leaves shall be retained 3 months after the event, and upon requested be made available to the local authority for inspection.

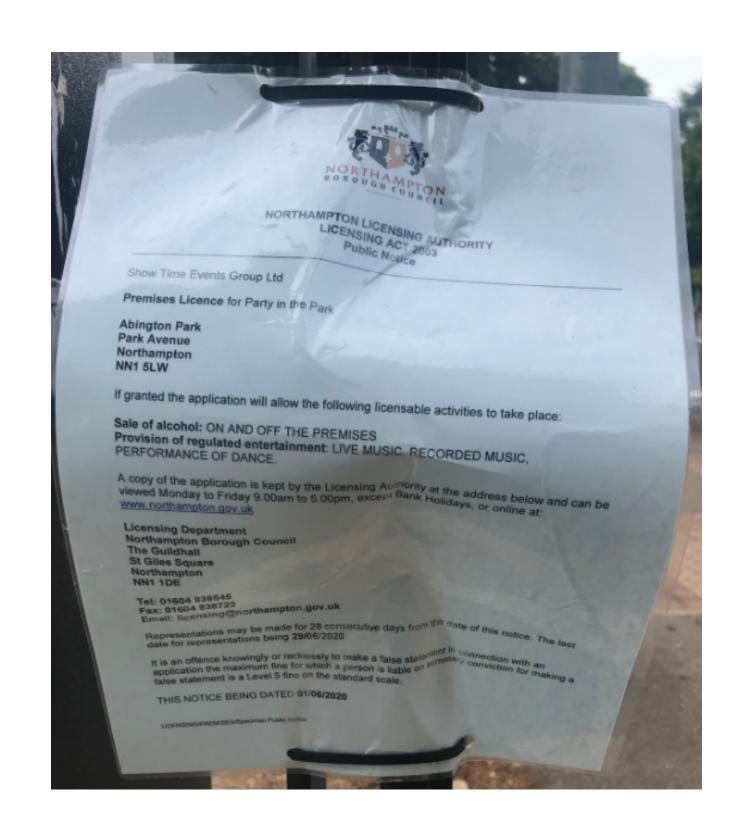
e) The protection of children from harm

Lost children unit manned by trained staff will be located at the event control and clearly signed. Both bars will run a challenge 21 policy and will have on site refresher training before the event opens.

Appendix B - Plan of licenced area layout



Appendix C - Blue Notice



Appendix D - Police Representation Email

Dear Sir or Madam,

I act on behalf of the Chief Officer of Police, Mr Adderley, he has delegated responsibility and has authorised me to act on his behalf with regard to representations made by Northamptonshire Police to Licensing Authorities across the county of Northamptonshire.

I am placing a holding objection to the above application due to there being insufficient detail in the application to fully support the Licensing Objectives; This application gives us concern regarding the Reduction of Crime & Disorder and Public Nuisance objectives.

I will be in touch with the applicant to work out a potential way forward with this application.

Kind regards,

Sandy TRACEY

Police Constable 0010 Sandy TRACEY

Northamptonshire Police Alcohol Licensing Constable

Wellingborough Police Station Midland Road, Wellingborough. NN8 1HF.

Telephone 101 Ext. 346307

Appendix E – Proposed Police Conditions – Final Version

- 1. A fully working and maintained Body Worn Video system capable of recording and storing images must be installed on the premises. The system must record at all times whilst the premises are open to the public and images must be stored for a minimum of 28 days with date & time stamping. As a minimum this must cover all entry and exit points, both sides of all areas where the sale/supply of alcohol takes place.
 - 2. There will be a minimum of 20 Body Worn Video sets in use at this event each day.

Rationale - This will be an event that will attract up to 5000 people. We have made enquiries with companies that hire Body worn video kits out for events. The approximate cost of hiring a kit with the required attachments is approximately £25-£30 per week. Therefore if you were to hire 20 kits this would be at a cost of approximately £550-£600. The reason we wish you to use 20 kits is because this would be a ratio of 1 kit per 250 guests. It is our job to ensure the Prevention of Crime and Disorder, to keep the public safe and to prevent harm to children during an event such as this. We feel the use of 20 kits per 250 attendees is a fair and proportionate request. I have the details of 2 local security companies who are willing to hire kits out for your event. They have both priced hire of each kit and all the required attachments as between £25-£30 for 4 weeks hire. If you want their details please let me know.

- 3. A person conversant with the retrieval and down loading the Body Worn Video footage must be present on the premises at all times whilst they are open. This staff member will be available to assist officers to view incidents as soon as practicable after they occur in order to conduct an initial investigation and in line with current Data Protection Legislation.
- 4. Each concession/marquee selling alcohol at this event shall have a personal licence holder on the premises whilst the event is open to the public.

Rationale - This event will attract a number of people of all ages. A person who holds a Personal Licence has undertaken training specific to the **responsible** sale of alcohol. As I have said, it is our job to ensure the safety of adults and children attending this event. To request that each stand that sells alcohol has a Personal Licence holder present at each outlet is fair and proportionate in relation to an event type such as this.

5. When alcohol is sold at the event the following conditions shall apply to all bars, both for the public and in hospitality areas:

- a) Bars will be closed at least 30 minutes before the event finish time.
- b) Bars will not be permitted to run price promotions, happy hours or other promotions designed to encourage excessive drinking.
- 5. Northamptonshire Police will be given a minimum of 3 months' notice prior to any event.
- 6. Drinks shall not be sold or served in glass vessels or containers or served in any measure greater than a pint.
- 7. Substantial food and non-intoxicating beverages, including free drinking water, shall be available throughout the permitted hours in all parts of the premises where alcohol is sold or supplied for consumption on the premises.
- 8. A Challenge 21 proof of age scheme shall be operated at the premises.
- 9. All training records shall be made available to Police, officers of the licensing authority and Trading Standards upon request.
- 10. Ticket holders attending this event shall not bring any alcohol in or out of the Licensable Area.

Note for clarity - - Stall holders or anyone involved in the organisation of an event are not defined as members of the public for this condition. I have re-worded for clarity.

- 11. The number of locations where alcohol is sold at the event shall not exceed those indicated on the event plan
- 12. At all locations where alcohol is sold, the name and contact telephone number of the Designated Premises Supervisor shall be displayed in a prominent position on the premises, so that is it clearly visible. The named Personal Licence Holder for that location will also be displayed with their contact telephone number.
- 13. An advertised 'hotline' telephone number to the Licensee shall be available to local residents.
- 14. All staff engaged outside the entrance to the premises, or supervising or controlling queues, shall wear high visibility jackets or vests

Explanation note - I have removed the word yellow as requested.

15. The licence holder shall ensure that any queue to enter the premises which forms outside the premises is orderly and supervised by door staff so as to ensure that there is no public nuisance or obstruction to the public highway and that the queue area is covered by the venue's BWV system

- 16. Patrons shall be encouraged not to congregate outside the premises after the event has finished.
- 17. Promotional literature and tickets will contain information regarding public transport options and public conveniences and shall request persons to leave the area quietly.
 - 18. The premises will have a documented searching policy. This document will be retained upon the premises and made available to an officer from a responsible authority for inspection upon reasonable request. Searches will be carried out where deemed appropriate by SIA licenced door staff. All searches will be monitored by the venue's CCTV system.
- 19. The premises will have a documented drugs policy. This document will be retained upon the premises and made available to an officer from a responsible authority for inspection upon reasonable request
- 20. An incident log shall be kept at the premises and made available on request to an authorised officer of the Council or the Police. It must be completed within 24 hours of the incident and will record the following:
- (a) All crimes reported to the venue
- (b) All ejections of patrons
- (c) Any complaints received concerning crime and disorder
- (d) Any incidents of disorder (e) all seizures of drugs or offensive weapons (f) any faults in the CCTV system, searching equipment or scanning equipment
- (g) Any refusal of the sale of alcohol
- (h) Any visit by a relevant authority or emergency service
- 21. In the event that a serious and/or sexual assault is committed on the premises (or appears to have been committed) the management will immediately ensure that:
- (a) The police (and, where appropriate, the East Midlands Ambulance Service) are called without delay;
- (b) All measures that are reasonably practicable are taken to apprehend any suspects pending the arrival of the police;
- (c) The crime scene is preserved so as to enable a full forensic investigation to be carried out by the police; and
- (d) Such other measures are taken (as appropriate) to fully protect the safety of all persons present on the premises.
 - 22. Northamptonshire Police Control Room must be provided with the particulars of the nominated safety co-ordinator and the Licensee.
 - 23. Unless otherwise agreed, no later than 28 days prior to the event an Event Management Plan must be presented to a member of Northamptonshire Police Licensing Team for their comment and advice. The Event Management Plan shall include, as a minimum:

- a) Emergency and Evacuation procedures;
- b) Crowd management and stewarding arrangements;
- c) A detailed plan showing site layout and emergency egress points;
- d) A detailed plan of parking arrangements for each event.
 - 24. The premises will have a recordable means of monitoring and controlling its capacity
 - 25. There shall be adequate means of control to ensure that only permitted numbers of persons gain access to the event site.
 - 26. There shall be a minimum of 50 stewards (1:100) and 25 (1:200) Security Industry Authority licenced Staff employed each day both within and outside the licensed area at all times during the event. In addition, there shall be 6 x Pit team and 4 x Chapter 8, 1 x Security Manager. 2 x level 3 event mangers 1 x level 4 safety officer with CP badge

Rationale - Northamptonshire please have a responsibility to uphold the Licensing Objectives, we have a duty of care to Northamptonshire residents in keeping them safe. We feel that having a ratio as requested of stewards and Security Industry Authority licenced staff is proportionate and reasonable. As an example we ask for a minimum of 1:100 SIA for a nightclub, most nightclubs employ far more. As this event is a music event that runs to within the hours of darkness we have estimated that 1:200 SIA is a fair and proportionate request and we respectfully request that the Licensing Committee would support this.

- 27. A communication system must be provided to ensure the effective operation of the site under both normal and emergency evacuation conditions. The Licensee must provide an adequate incident control centre and a rendezvous point for the Police and other emergency services.
- 28. Adequate rigid barriers or fences designed to adequately resist right-angle and parallel loads commensurate with probable crowd pressure must be provided around any stage and other location where it is necessary to limit crowd pressure in the interests of safety.
- 29. In case of evacuation, details of all marquees, tented structures and temporary structures should be provided including emergency exits and signage.
- 30. Emergency exits and entrances to the event area must be kept clear at all times and must be provided with clearly visible signage.

- 31. Adequate drinking water points in suitable locations must be provided and maintained.
- 32. Adequate parking shall be provided within the confines of Abington Park for persons attending events.

Rationale - We will be happy to remove this condition once we have been made aware of an adequate parking plan. In our opinion to state that the town centre car parks can be used would cause public nuisance to residents living around the event site.

If this were the case we would expect significant congestion, unlawful and disrespectful parking and a strain on police resources as a result. We understand that consent to park within the confines of the park had been authorised by NBC but have since been withdrawn. Please can you provide us with the new arrangements?

- 33. There shall be a welfare point (or equivalent area) for the reporting and management of lost children. The welfare point will be staffed by trained (and appropriately certified by the Disclosure and Barring Service) members of staff who will be in radio contact with the safety co-ordinator.
- 35. Sufficient numbers of stewards/marshals shall be employed as required by the size of the event to ensure that patrons leave the premises safely.