

TEIGNBRIDGE DISTRICT COUNCIL

LICENSING AND REGULATORY SUB-COMMITTEE

CHAIR: Cllr Robert Hayes

DATE: 27 March 2024
REPORT OF: Licensing Officer
SUBJECT: **Application for a New Premises Licence**

PART I

RECOMMENDATION

That the Licensing Act 2003 Sub-Committee is requested to consider this application.

PART I

1. THE APPLICATION

Applicant: **Hearn Field Committee**

Premises: **Hearn Field and Pavilion, Shaldon Road, Combeinteignhead, Newton Abbot TQ12 4RR**

The application is for a Premises Licence to be granted under the Licensing Act 2003 is to allow the provision of plays, provision of films, provision of live music, provision of recorded music, performance of dance, provision of anything of a similar description to live music, recorded music or performances of dance and the supply of alcohol. Attached is a copy of the location plan and plan of premises (Appendix A).

The operating schedule shows: -

Hours premises open to the public: Monday to Sunday 8am to 11.30pm.

Relevant licensable activities:

- Supply of alcohol.
- Provision of regulated entertainment: live music and anything similar.
- Provision of plays and films

TEIGNBRIDGE DISTRICT COUNCIL

Hours of licensable activities:

Provision of plays	Monday to Sunday 10am to 11.30pm
Provision of films	Monday to Sunday 12 noon to 11.30pm
Provision of Live Music	Monday to Sunday 10am to 11.30pm
Playing of Recorded Music	Monday to Saturday 10am to 11.30pm Sunday 10am to 11pm
Provision of Dance	Monday to Sunday 10am to 11.30pm
Anything of a Similar Description	Monday to Sunday 10am to 11.30pm
Supply of Alcohol	Monday to Sunday 12 noon to 11pm

Seasonal variation on all licensable activities – none.

Designated premises supervisor: Disapplied

Supply of alcohol is for consumption on and off the premises.

Steps to promote licensing objectives:

- General

This application is made on behalf of the Haccombe-with-Combe Parish Council, which owns and manages the Hearn Field and Pavilion for its own community. On a day to day basis these facilities are run by a sub-Committee of the Parish Council (The Hearn Field Committee or "H.F Committee"). HF Committee members have had considerable experience in the management of the facilities and the running of events, including those with a TENs licence for the sale of alcohol. This has involved the development of policies and systems for the safe management of facilities and events.

Events at the Hearn Field have been, and will continue to be, mainly family events around a specific entertainment, advertised well in advance. The sale of alcohol is never intended to be a primary activity.

The HF Committee will ensure that at all times when the premises are used for licensable activity, they are in a fit and safe condition,

The HF Committee will have and further develop as necessary Policies and systems to promote the four licensing objectives.

- The Prevention of Crime and Disorder

We intend to deliver community and family-based events which are expected to have a low crime and disorder consequence. Furthermore, events will be mainly advertised in our local community which has a low incidence of recorded crime. However, we will continue to take measures to be aware of and prevent crime and disorder, as follows:

A HF Committee representative has ongoing monthly Police and Communities Together (PACT) meetings at the Hearn Field with our Community Policing Team.

The Hearn Field is open to the public at all times; but vehicles are excluded from the field without permission of the Committee.

TEIGNBRIDGE DISTRICT COUNCIL

All doors on the Pavilion are secured. Machinery and equipment is locked out of site in one of two sheds.

Tickets for larger events are pre-sold to control numbers attending, and we are able to manage our boundary and gates.

We only engage gate and marshalling staff who are known members of our community. They complete training before events and are identified to attendees with high visibility clothing.

There will also be sufficient trained staff on duty for the purpose of fulfilling the terms and conditions of the licence. Staff serving alcohol will undertake training in their responsibilities in relation to the sale of alcohol, particularly with regard to drunkenness and underage persons. Records will be kept of training.

Staff will be aware of who their supervisor is, who are the committee members managing the event, and a system to contact them without delay should the need arise.

- Public Safety

The HF Committee has current systems to manage, and will continue to implement the following measures to protect public safety:

The Pavilion will be inspected, certified and maintained for safety, including fire and electrical safety.

Appropriate types and numbers of fire extinguishers, and first aid kit are maintained on site. All parts of the facility have a good mobile signal, and emergency services can easily access from the road.

Before events, a written risk assessment will be completed, and control measures will be put in place. Individuals will be identified to implement and check before the event.

Staff training before events to include issues of public safety. Staff identified to the attendees by wearing high visibility clothing.

The above will include issues associated with alcohol consumption. Staff will know that it is an offence to sell alcohol to a person who is drunk or underage.

Larger events will have identified first aiders and a local doctor as appropriate.

Numbers attending larger events will be managed in the interests of public safety. This will include as appropriate ticket sales and/or controlling access through the boundary gates.

Provide and service appropriate glass and other waste disposal facilities during events.

Discernibly quieter music for the last half an hour.

- The Prevention of Public Nuisance

Noise Prevention - We will keep any speakers within the premises and won't position them close to entrances or exits. We will not deliberately play or direct music outside the premises. We will not remove bottles or waste late at night. We will take all reasonable steps to ensure that noise does not cause an unreasonable disturbance to the wider public, such as passers-by. We will ensure all staff and volunteers understand our noise control requirements.

Odour Control - We use sealed waste bins with close fitting lids. The waste is collected on a regular basis by the council. The waste storage area has adequate drainage and can be properly cleaned. We have a regular programme of cleaning and maintenance. We recycle waste wherever possible. We have clean and accessible toilets that are open to the public during events and when the coffee bar is open. Members of the committee regularly walk

TEIGNBRIDGE DISTRICT COUNCIL

the field and can report back and deal with any litter problems. During an event, members of the public are encouraged to dispose of their litter responsibly by having well signed bins.

Light Pollution - There is a thick hedge separating the road and Wellings from Hearn Field. There is lighting on the pavilion which is only used during events /bookings on the field after dark. They are positioned away from the dwellings and road behind. The security light is activated by sensors and is properly set, ensuring it does not repeatedly come on and off. It is directed away from the dwellings and road. Some temporary lighting may be used during an event for practical or atmospheric purposes, but this will be only for a period of a few hours and will be positioned away from dwellings.

- The Protection of Children from Harm

As previously stated, it is the intention to use the Premises Licence to continue to deliver community and family-oriented activities. In this context children will normally be expected to attend events appropriate for their age and in the company of a responsible adult or family member.

Furthermore, procedures will be in place to ensure:

If an age restriction applies, then this will be clearly advertised in advance of the event. Staff serving alcohol will undertake training in their responsibilities in relation to the sale of alcohol, particularly with regard to Challenge 25, drunkenness and underage persons. Records will be kept of training.

Entertainers or others working closely with children will be asked to supply a current copy of their DBS certificate.

Information will be made available to the public about child safeguarding issues including flyers/signage to remind adults of their responsibilities in relation to children and responsible drinking.

We will ensure that the relevant events staff (promoters/presenters) are briefed so that age appropriate family friendly language and material is used and that communications are responsible and do not encourage inappropriate or irresponsible behaviour.

Conditions Agreed – Environmental Health

The following conditions that would need to be added to the event booking form to protect the residents from any potential disruption.

- Residents who are potentially going to be disturbed should be sent a letter / leaflet outlining the nature of the event, the date, the start and finish times. This could also include a post on the local social media platform or notice boards, people are less likely to complain if they are aware of what is happening.
- Please consider the orientation of the sound equipment, face them away from noise sensitive premises.
- Your application states that the music will end no later than 11pm, I think it would be wise to advise that as part of your booking process you request that music should be reduced in volume for the final hour of the event.

TEIGNBRIDGE DISTRICT COUNCIL

- Please can you ensure that you place signs around the pavilion advising users to leave the site quietly and respectfully as it is a residential area.

2. RELEVANT REPRESENTATIONS

Responsible authorities:

Police – no objection.

Environmental Health Officer – no objection – advice given.

Fire Officer – no objection.

Planning Officer – no objection.

Food and Safety - no representation received.

Child Protection Agency - no representation received.

Weights & Measures – no representation received.

Health Authority - no representation received.

Interested parties:

18 representations received on the grounds of Public Nuisance.

Note: Relevant extracts from D.C.M.S. Guidance and the Council’s own Licensing Policy are attached at the end of the report to assist members consider these representations.

Name Debbie Rosenveldt

Title Licensing Officer

Wards affected	<i>Kerswell-with-Combe</i>
Contact for any more information	<i>Debbie Rosenveldt</i>
Background Papers (For Part I reports only)	<i>Licensing Act 2003 Section 182 Guidance for Police and Licensing Authorities and Statement of Licensing Policy</i>
Key Decision	<i>No</i>
In Forward Plan	<i>No</i>
Community Impact Assessment attached:	<i>No</i>
Appendices attached:	<i>Appendix A – Location map Appendix B – Premises plan Appendix C – National guidance Appendix D - Policy</i>