



Licensing Sub-Committee

Date: Wednesday, 7 August 2019
Time: 10.00 am
Venue: Committee Room D, South Walks House, South Walks Road, Dorchester, DT1 1UZ (DT1 1EE for sat nav)

Membership: (Quorum 3)
Councillors Derek Beer, Les Fry and Bill Pipe

Chief Executive: Matt Prosser, South Walks House, South Walks Road, Dorchester, Dorset DT1 1UZ (Sat Nav DT1 1EE)

For more information about this agenda please telephone Democratic Services on 01305 or Elaine Tibble 01305 838223 elaine.tibble1@dorsetcouncil.gov.uk



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Members of the public are welcome to attend this meeting with the exception of any items listed in the exempt part of this agenda. **Please note** that if you attend a committee meeting and are invited to make oral representations your name, together with a summary of your comments will be recorded in the minutes of the meeting. Please refer to the guide to public participation at committee meetings for more information about speaking at meetings.

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AGENDA

Page No.

1 PROCEDURE FOR THE MEETING

3 - 6

2 APOLOGIES

To receive any apologies for absence.

3 DECLARATIONS OF INTEREST

To receive any declarations of interest.

4 OBJECTION TO TEMPORARY EVENT NOTICE FOR BREDY GATE, BREDY FARM, BREDY LANE, BURTON BRADSTOCK.

7 - 36

To consider a report of the Licensing Officer.

5 URGENT ITEMS

To consider any items of business which the Chairman has had prior notification and considers to be urgent pursuant to section 100B (4) b) of the Local Government Act 1972. The reason for the urgency shall be recorded in the minutes.

6 EXEMPT BUSINESS

To move the exclusion of the press and the public for the following item in view of the likely disclosure of exempt information within the meaning of paragraph 3 of schedule 12 A to the Local Government Act 1972 (as amended).

The public and the press will be asked to leave the meeting whilst the item of business is considered.

There is no scheduled exempt business for this meeting

THE LICENSING ACT 2003 (HEARINGS) REGULATIONS 2005

Rights of a Party

1. A party has the right to attend the hearing and may be represented by any person.
2. A party is entitled to give further information where the authority has asked for clarification.
3. A party can question another party, and/or address the authority, with consent of the authority.

Failure to Attend

4. If the authority is informed a party does not wish to attend, the hearing may proceed in their absence.
5. If a party has not indicated their attendance and fails to attend the hearing may be adjourned if considered in the public interest, or hold the hearing ensuring the party's representation is considered.
6. Where the authority adjourns the hearing it shall notify the parties of the date, time and place.

Procedural Information

7. At the start of the hearing, the authority shall explain the procedure which it proposes to follow and shall consider any request for permission for another person to appear at the hearing.
8. A hearing shall take the form of a discussion led by the authority and cross-examination shall not be permitted unless the authority considers that it is required.
9. The authority will allow the parties an equal maximum period of time in which to speak.
10. The authority may require any person behaving disruptively to leave, and may refuse that person to return, but such a person may, before the end of the hearing, submit in writing information they would have been entitled to give orally had they not been required to leave.

FOOTNOTE:

In relation to all other matters governed by the Licensing Act 2003 (Hearings) Regulations 2005 any party or their representative may contact the Licensing Department at West Dorset District Council and they will be provided with a full copy of the regulations on request.

LICENSING SUB-COMMITTEE PROCEDURE

1. At the start of the meeting the Chairman will introduce:
 - the members of the sub-committee

- the council officers present
 - the parties and their representatives
2. The Chairman will then deal with any appropriate agenda items.
 3. The Licensing Officer will be asked to outline the details of the application, including details of any withdrawn representations.
 4. The applicant or their representative is then invited to present their case.
 5. Committee members will be invited to ask questions.
 6. Where appropriate the Responsible Bodies e.g. representatives of Police, Fire Services, Environmental Services or Trading Standards will be invited to address the sub-committee on any relevant representations they may have.
 7. The Chairman may then allow an opportunity for questions.
 8. The Chairman will ask any person who has made representations, who have already expressed a wish to do so, to address the sub-committee. The sub-committee will have read all the papers before them, including any letters of representation. Members of the public are asked to keep their comments concise and to the point.
 9. The Local Ward Member, if present, will be given an opportunity to address the sub-committee.
 10. All parties will be given the opportunity to “sum up” their case.
 11. The Chairman will ask the Legal Advisor if all relevant points have been addressed before advising all parties present that the sub-committee will withdraw from the meeting to consider its decision in private. The sub-committee will be accompanied by the Democratic Services Officer and the Legal Advisor can be called upon to offer legal guidance.
 12. On returning the Chairman will:
 - Notify all those present of the sub-committee’s decision (or indicate when it will be made)
-
- Give brief details of any conditions attached to the licence approval;
- Or
- Outline the reasons for the refusal
 - Inform that detailed reasons will follow in writing (unless given on the day)
 - Inform those present of their right to appeal to the Magistrates’ Court

NOTE

The Chairman may vary this procedure, as circumstances require but will have regard to the rules of natural justice and the Licensing Act 2003 (Hearings) Regulations 2005.

The meeting will take place in public. However, the public can be excluded from all or part of the meeting where the sub-committee considers that the public interest in so doing outweighs the public interest in the meeting or that part of the meeting, taking place in public.

Under no circumstances must the parties or their witnesses offer the sub-committee information in the absence of the other parties.

The Chairman and the Sub-Committee have discretion whether to allow new information or documents to be submitted and read at the meeting.

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Date of Meeting: 7th August 2019

Lead Member: Cllr Emma Parker

Lead Officer: Roy Keepax

Executive Summary:

To consider a temporary event notice served on Dorset Council by the premises user Mr Charles Harris, for Bredy Gate, Bredy Farm, Bredy Lane, Burton Bradstock, Dorset, DT6 4ND following objections from a responsible authority namely Dorset Police.

Equalities Impact Assessment:

No equalities impact assessment associated with this report.

Budget:

No budget associated with this report.

Risk Assessment:

Having considered the risks associated with this decision, the level of risk has been identified as:

Current Risk: LOW
Residual Risk LOW

Other Implications:

No implications associated with this report.

Options:

1. Members can decide to:
 - 1.1 Allow the temporary event notice as served,
 - 1.2 impose one or more conditions from the existing premises licence onto the temporary event notice
 - 1.3 Issue a counter notice if they believe that the event would undermine the licensing objectives and should not take place.
2. Members may only consider matters that are linked to one or more of the licensing objectives. Members should give full reasons for their decision.

Reason for Options:

3. Where objection notices have been received from the Police and/or Environmental Health in relation to a temporary event notice, Dorset Council's scheme of delegation set out in the Constitution state that these applications should be dealt with by the Licensing Sub Committee.

Appendices:

Appendix 1 - Temporary event notice
Appendix 2 - Premises Licence for Bredy Gate
Appendix 3 - Objection notice from Dorset Police
Appendix 4 - Objection notice from Environmental Health
Appendix 5 - Withdrawal notice from Environmental Health

Background Papers:

4. Licensing Act 2003: <http://www.legislation.gov.uk/ukpga/2003/17/contents>

The Former West Dorset District Council's Statement of Licensing Policy

The Home Office Statutory Section 182 Guidance:

<https://www.gov.uk/government/publications/explanatory-memorandum-revised-guidance-issued-under-s-182-of-licensing-act-2003>

Officer Contact

Name: Roy Keepax

Tel: 01258 484031

Email: roy.keepax@dorsetcouncil.gov.uk

Background

- 5 A temporary event notice (TEN) was served on the Licensing Authority on 25 July 2019 notifying them of the premises users' intent to undertake licensable activities of the retail sale of alcohol both on and off the premises, the provision of regulated entertainment and the provision of late night refreshment at Bredy Gate on the following dates and times:

- | | |
|--------------------------------------|--------------------------|
| • Friday 3 rd July 2020 | 1100 hours to 2359 hours |
| • Saturday 4 th July 2020 | 0000 hours to 2359 hours |
| • Sunday 5 th July 2020 | 0000 hours to 2359 hours |
| • Monday 7 th July 2020 | 0000 hours to 0200 hours |

- 6 The TEN has been served for a music festival at the venue. Festivals have occurred at the venue since 2015 which are now run on a regular basis three times every year.

A copy of the TEN under consideration is attached at appendix 1.

- 7 The Licensing Act 2003 allows conditions from a premises licence that covers the same area as the TEN to be imposed on a TEN following an objection notice if they consider it appropriate for the promotion of the Licensing Objectives. Paragraph 7.39 of the statutory guidance states that the decision on imposing conditions from a premises licence to a TEN is "a decision for the Licensing Authority alone, regardless

of the premises user's views or willingness to accept the conditions". Any such conditions will be notified to the user on a specified form.

- 8 Bredy Gate was granted a Premises Licence at a Licensing Sub Committee following representations from Environmental Health and interested parties on 30th May 2019. The licence was granted with conditions to promote the licensing objectives that had been proposed by the applicant as well as those imposed by the Sub-Committee in response to the representation from Environmental Health. The reasons for the conditions were to minimise disturbance to the nearby sensitive properties and surrounding villages. The premises licence in place limits the licensable activities to:

Live music - Friday to Sunday Noon to 11.45pm

Recorded music - Friday to Monday 9.00am to 02.00am

Supply of Alcohol – Friday to Monday 11.00am to 02.00am

Late Night Refreshment – Friday to Monday 11.00pm to 01.00am

A copy of the premises licence is attached at appendix 2.

- 9 An Objection Notice to the TEN has been served by Dorset Police within the statutory three working days consultation period. The Police stated in their objection notice:

"The location is subject to a premises licence under the Licensing Act 2003 and this objection is made to ensure the Licensing Sub Committee of the Council can attach to the TEN the conditions they feel appropriate and proportionate noted on the licence at Appendix 2 relating to crime and disorder, public safety, prevention of public nuisance and protection of children from harm.

If the conditions are not attached, the event may take place without the necessary precautions to prevent disorder and drunkenness, provide directed control of the site, and ensure procedures are in place for children and health and safety and the safeguards for residents in the vicinity of the location".

The objection is attached at Appendix 3.

- 10 A TEN can be modified after an objection notice has been served by an amendment to the licensable activities that are covered or to the times during which the activities are to occur. The premises user and Dorset Police have agreed mediation before the hearing. If a modification is agreed then the objection notice is treated for the purposes of the Act as having been withdrawn from the time the TEN was modified. The meeting is set to take place on Monday 5th August at the Dorset Council office. No modification can be made that relates to attaching conditions from a premises licence to a TEN.

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Temporary Event Notice

Before completing this notice, please read the guidance notes at the end of the notice. If you are completing this notice by hand, please write legibly in block capitals. In all cases, ensure that your answers are inside the boxes and written in black ink or typed. Use additional sheets if necessary. You should keep a copy of the completed notice for your records. You must send at least one copy of this notice to the licensing authority and additional copies must be sent to the chief officer of police and the local authority exercising environmental health functions for the area in which the premises are situated. The licensing authority will give to you written acknowledgement of the receipt of the notice.

I, the proposed premises user, hereby give notice under section 100 of the Licensing Act 2003 of my proposal to carry on a temporary activity at the premises described below.

1. The personal details of premises user (Please read note 1)						
1. Your name						
Title	Mr					
Surname	Harris					
Fornames	Charles					
2. Previous names (Please enter details of any previous names or maiden names, if applicable. Please continue on a separate sheet if necessary)						
Title						
Surname						
Forenames						
3. Your date of birth	28/06/1983					
4. Your place of birth	Yeovil					
5. National Insurance Number	JN501841B					
6. Your current address (We will use this address to correspond with you unless you complete the separate correspondence box below)						
The Dairy House						
Bredy Farm						
Post town	Burton Bradstock	Postcode	DT6 4ND			
7. Other contact details						
Telephone numbers						
Daytime	01308898563					

Evening (optional)			
Mobile (optional)			
Fax number (optional)			
E-Mail address (if available)	info@bredyfarm.com		
8. Alternative address for correspondence (If you complete the details below, we will use this address to correspond with you)			
The Dairy House Bredy Farm			
Post town	Burton Bradstock	Postcode	DT6 4ND
9. Alternative contact details (if applicable)			
Telephone numbers:			
Daytime	01308898563		
Evening (optional)			
Mobile (optional)			
Fax number (optional)			
E-Mail address (if available)	info@bredyfarm.com		

2. The premises	
Please give the address of the premises where you intend to carry on the licensable activities or, if it has no address, give a detailed description (including the Ordnance Survey references) (Please read note 2)	
Bredy Gate Bredy Farm Bredy Lane Burton Bradstock DT6 4ND	
Does a premises licence or club premises certificate have effect in relation to the premises (or any part of the premises)? If so, please enter the licence or certificate number below.	
Premises licence number	PL0768
Club premises certificate number	

If you intend to use only part of the premises at this address or intend to restrict the area to which this notice applies, please give a description and details below. (Please read note 3)

The event will take place in a corner of the field known as Bredy Gate, divided from the rest of the field by stock fencing. This area is not covered by the premises licence. It is the same place as our previous festivals have been held in 2015, 2016, 2017, 2018 and the coming events in 2019.

Please describe the nature of the premises below. (Please read note 4)

The premises is a working livestock and arable farm.

Please describe the nature of the event below. (Please read note 5)

Regulated entertainment (amplification or music and speech) will be restricted to between the hours of 12.00hrs and 23.45hrs on each day of the TEN, amplification only to be used outside of these times for conveying safety messages to festival goers. There will be a cash bar from 11:00hrs until 02:00hrs each day. SIA Security officers will be on site throughout the whole event as well as trained first aiders and event stewards. The team running the event have many years experience running such events.

3. The licensable activities

Please state the licensable activities that you intend to carry on at the premises (please tick all licensable activities you intend to carry on). (Please read note 6)

The sale by retail of alcohol	<input checked="" type="checkbox"/>
The supply of alcohol by or on behalf of a club to, or to the order of, a member of the club	<input type="checkbox"/>
The provision of regulated entertainment	<input checked="" type="checkbox"/>
The provision of late night refreshment	<input checked="" type="checkbox"/>
Are you giving a late temporary event notice? (Please read note 7)	<input type="checkbox"/>

Please state the dates on which you intend to use these premises for licensable activities. (Please read note 8)

Event Starts 03/07/2020

Event Ends 06/07/2020

Please state the times during the event period that you propose to carry on licensable activities (please give times in 24 hour clock). (Please read note 9):

Fri 03 July 2020 11:00 - 23:59
Sun 05 July 2020 00:00 - 23:59

Sat 04 July 2020 00:00 - 23:59
Mon 06 July 2020 00:00 - 02:00

Please state the maximum number of people at any one time that you intend to allow to be present at the premises during the times when you intend to carry on licensable activities, including any staff, organisers or performers. (Please read note 10)

499

If the licensable activities will include the supply of alcohol, please state whether the supplies will be for consumption on or off the premises, or both (please tick as appropriate). (Please read note 11)

On the premises only	<input type="checkbox"/>
Off the premises only	<input type="checkbox"/>
Both	<input checked="" type="checkbox"/>

Please state if the licensable activities will include the provision of relevant entertainment. If so, please state the times during the event period that you propose to provide relevant entertainment.

Fri 03 July 2020 11:00 - 23:59 Sat 04 July 2020 00:00 - 23:59 Sun 05 July 2020 11:00 - 23:59 Mon 06 July 2020 00:00 - 02:00

4. Personal licence holders (Please read note 12)

Do you currently hold a valid personal licence? (Please tick)	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No
If "Yes" please provide the details of your personal licence below.	
Issuing licensing authority	West Dorset
Licence number	PA1342
Date of issue	27/02/2012
Date of expiry	
Any further relevant details	

5. Previous temporary event notices you have given (Please read note 13 and tick the boxes that apply to you)

Have you previously given a temporary event notice in respect of any premises for events falling in the same calendar year as the event for which you are now giving this temporary event notice?	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No
If answering yes, please state the total number of temporary event notices (including the number of late temporary event notices, if any) your associate(s) have given for events in the same calendar year.	7
Has any associate of yours already given a temporary event notice for the same premises in which the event period: a) ends 24 hours or less before; or b) begins 24 hours or less after the event period proposed in this notice?	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No

6. Associates and business colleagues (Please read note 14 and tick the boxes that apply to you)

Has any person with whom you are in business carrying on licensable activities given a temporary event notice for an event in the same calendar year as the event for which you are now giving a temporary event notice?	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No
If answering yes, please state the total number of temporary event notices (including the number of late temporary event notices, if any) your associate(s) have given for events in the same calendar year.	
Has any associate of yours already given a temporary event notice for the same premises in which the event period: a) ends 24 hours or less before; or b) begins 24 hours or less after the event period proposed in this notice?	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No
Has any person with whom you are in business carrying on licensable activities given a temporary event notice for an event in the same calendar year as the event for which you are now giving a temporary event notice?	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No
If answering yes, please state the total number of temporary event notices (including the number of late temporary event notices, if any) your business colleague(s) have given for events in the same calendar year.	
Has any person with whom you are in business carrying on licensable activities already given a temporary event notice for the same premises in which the event period: a) ends 24 hours or less before; or b) begins 24 hours or less after the event period proposed in this notice?	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No

7. Checklist (Please read note 15)	
I have: (Please tick the appropriate boxes)	
Sent at least one copy of this notice to the licensing authority for the area in which the premises are situated	<input type="checkbox"/>
Sent a copy of this notice to the chief officer of police for the area in which the premises are situated	<input type="checkbox"/>
Sent a copy of this notice to the local authority exercising environmental health functions for the area in which the premises are situated	<input type="checkbox"/>
If the premises are situated in one or more licensing authority areas, sent at least one copy of this notice to each additional licensing authority	<input type="checkbox"/>
If the premises are situated in one or more police areas, sent a copy of this notice to each additional chief officer of police	<input type="checkbox"/>
If the premises are situated in one or more local authority areas, sent a copy of this notice to each additional local authority exercising environmental health functions	<input type="checkbox"/>
Made or enclosed payment of the fee for the application	<input type="checkbox"/>
Signed the declaration in Section 9 below	<input type="checkbox"/>

8. Condition (Please read note 16)
It is a condition of this temporary event notice that where the relevant licensable activities described in Section 3 above include the supply of alcohol that all such supplies are made by or under the authority of the premises user.

9. Declarations (Please read note 17)

The information contained in this form is correct to the best of my knowledge and belief.

I understand that it is an offence:

(i) to knowingly or recklessly make a false statement in or in connection with this temporary event notice and that a person is liable on summary conviction for such an offence to a fine not exceeding level 5 on the standard scale; and
(ii) to permit an unauthorised licensable activity to be carried on at any place and that a person is liable on summary conviction for any such offence to a fine not exceeding £20,000, or to imprisonment for a term not exceeding six months, or to both.

Signature

Date

Name of Person signing

For completion by the licensing authority

10. Acknowledgement (Please read note 18)

I acknowledge receipt of this temporary event notice.

Signature

Date

Name of Officer signing

NOTES**General**

In these notes, a person who gives a temporary event notice is called a “premises user”.

The police and local authority exercising environmental health functions may intervene on the grounds of any of the four licensing objectives (the prevention of crime and disorder, public safety, the prevention of public nuisance, and the protection of children from harm) to prevent the occurrence of an event at which permitted temporary activities are to take place or to agree a modification of the arrangements for such an event. However, the licensing authority will intervene of its own volition in the cases described below.

First, it will issue a counter notice if there is an objection to a late temporary event notice (see note 7 below).

Secondly, it may issue a notice in relation to its decision to impose conditions on a temporary event notice (see note 2 below).

Thirdly, it will issue a counter notice if the first, second, third and fifth of the limits set out below would be exceeded. If any of the limits below are breached or if a counter notice has been issued, any licensable activities taking place would be unauthorised and the premises user would be liable to prosecution. The limitations apply to:

- the number of times a person may give a temporary event notice (50 times per year for a personal licence holder and 5 times per year for other people);

- the number of times a person may give a late temporary event notice (10 times per year for a personal licence holder and 2 times per year for other people);
- the number of times a temporary event notice may be given in respect of any particular premises (12 times in a calendar year);
- the length of time a temporary event may last for these purposes (168 hours or 7 days);
- the maximum aggregate duration of the periods covered by temporary event notices at any individual premises (21 days per calendar year); and
- the scale of the event in terms of the maximum number of people attending at any one time (a maximum of 499).

For the purposes of determining the overall limits of 50 temporary event notices per personal licence holder (in a calendar year) and of 5 for a non-personal licence holder (in a calendar year), temporary event notices given by an associate or a person who is in business with a premises user (and that business involves carrying on licensable activities) count towards those totals. The limits applying to late temporary event notices are included within the overall limits applying to the total number of temporary event notices. Note 14 below sets out the definition of an “associate”.

When permitted temporary activities take place, a premises user must ensure that either:

- a copy of the temporary event notice is prominently displayed at the premises; or
- the temporary event notice is kept at the premises either in his own custody or in the custody of a person present and working at the premises and whom he has nominated for that purpose.

Where the temporary event notice is in the custody of a nominated person, a notice specifying that fact and the position held by that person must be displayed prominently at the premises.

Where the temporary event notice or a notice specifying the nominated person is not displayed, a constable or an authorised person (for example, a licensing officer, fire officer or environmental health officer) may require the premises user to produce the temporary event notice for examination. Similarly, where the nominated person has the temporary event notice in his custody, a constable or authorised person may require that person to produce it for examination. Failure to produce the temporary event notice without reasonable excuse would be an offence.

It should also be noted that the following, among other things, are offences under the Licensing Act 2003:

- the sale or supply of alcohol to children under 18 years of age (maximum fine on conviction is a fine not exceeding level 5 on the standard scale, currently £5,000);
- allowing the sale of alcohol to children under 18 (maximum fine on conviction is a fine not exceeding level 5 on the standard scale, currently £5,000);
- knowingly allowing the consumption of alcohol on the premises by a person aged under 18 (maximum fine on conviction is a fine not exceeding level 5 on the standard scale, currently £5,000);
- allowing disorderly behaviour on the premises (maximum fine on conviction is a fine not exceeding level 3 on the standard scale, currently £1,000);
- the sale of alcohol to a person who is drunk (maximum fine on conviction is a fine not exceeding level 3 on the standard scale, currently £1,000);
- obtaining alcohol for a person who is drunk (maximum fine on conviction is a fine not exceeding level 3 on the standard scale, currently £1,000);

the standard scale, currently £1,000);

- knowingly allowing a person aged under 18 to make any sale or supply of alcohol unless the sale or supply has been specifically approved by the premises user or any individual aged 18 or over who has been authorised for this purpose by the premises user (maximum fine on conviction is a fine not exceeding level 1 on the standard scale, currently £200); and
- knowingly keeping or allowing to be kept on the premises any smuggled goods which have been imported without payment of duty or which have otherwise been unlawfully imported (maximum fine on conviction is a fine not exceeding level 3 on the standard scale, currently £1,000).

In addition, where the premises are to be used primarily or exclusively for the sale or supply of alcohol for consumption on the premises, it is an offence to allow children under 16 to be present when the premises are open for that purpose unless they are accompanied by an adult. In the case of any premises at which sales or supplies of alcohol are taking place at all, it is an offence for a child under 16 to be present there between the hours of midnight and 5am unless accompanied by an adult. In both instances, the penalty on conviction is a fine not exceeding level 3 on the standard scale, currently £1,000.

Note 1

A temporary event notice may only be given by an individual and not, for example, by an organisation or club or business. The individual giving the notice is the proposed “premises user”. Within businesses, clubs or organisations, one individual will therefore need to be identified as the proposed premises user.

If you include an e-mail address in section 1(7) or 1(9), the licensing authority may send to this the acknowledgement of receipt of your notice or any notice or counter notice it is required to give under sections 104A, 106A or 107 of the Licensing Act 2003.

Note 2

For the purposes of the Licensing Act 2003, “premises” means any place. Premises will therefore not always be a building with a formal address and postcode. Premises can include, for example, public parks, recreation grounds and private land.

If a premises licence or club premises certificate has effect in relation to the premises (or any part of the premises) which you want to use to carry on licensable activities, it is possible that any conditions which apply to the licence or certificate may be imposed on the temporary event notice if certain pre-conditions are met. These pre-conditions are that the police or the local authority exercising environmental health functions object to the notice and the licensing authority decides:

- not to give a counter notice under section 105 of the Licensing Act 2003;
- the conditions apply to the licence or certificate; and
- the imposition of the conditions on the notice would not be inconsistent with the carrying on of the licensable activities under the notice.

Note 3

A temporary event notice can be given for part of a building, such as a single room or a plot within a larger area of land. You should provide a clear description of the area in which you propose to carry on licensable activities. This is important as any licensable activities conducted outside the area of the premises protected by the authority of this temporary event notice would be unlawful and could lead to prosecution.

In addition, when holding the proposed event, the premises user would need to be able to restrict the number of people on the premises at any one time when licensable activities are taking place to less than 500. If more than 499 are on the premises when licensable activities are being carried on, the licensable activities would be unlawful and the premises user would be liable to prosecution. The maximum figure of 499 includes, for example, staff, organisers, stewards and performers.

Note 4

A description of the nature of the premises assists the chief officer of police and local authority exercising environmental health functions in deciding if any issues relating to the licensing objectives are likely to arise. You should state clearly that the premises to be used are, for example, a public house, a restaurant, an open field, a village hall or a beer tent.

Note 5

A description of the nature of the event similarly assists the chief officer of police and local authority exercising environmental health functions in making a decision as to whether or not to make an objection. You should state clearly that the event taking place at the premises would be, for example, a wedding with a pay bar, the supply of beer at a particular farmers' market, a discotheque, the performance of a string quartet, a folk group or a rock band.

Note 6

The licensable activities are:

- the sale by retail of alcohol;
- the supply of alcohol by or on behalf of a club to, or to the order of, a member of a club;
- the provision of regulated entertainment; and
- the provision of late night refreshment.

Please refer to Schedules 1 and 2 to the Licensing Act 2003 for fuller details of the definitions and exemptions relating to regulated entertainment and late night refreshment.

Regulated entertainment, subject to specified conditions and exemptions, includes:

- (a) a performance of a play;
- (b) an exhibition of a film;
- (c) an indoor sporting event;
- (d) a boxing or wrestling entertainment;
- (e) a performance of live music;
- (f) any playing of recorded music;
- (g) a performance of dance; and
- (h) entertainment of a similar description to that falling within (e), (f) or (g).

If you are uncertain whether or not the activities that you propose are licensable, you should contact your licensing authority for further advice.

Note 7

Late notices can be given no later than 5 working days but no earlier than 9 working days before the event in relation to which the notice is given. A late notice given later than 5 working days before the event to which it relates will be returned as void and the activities described in it will not be authorised.

The number of late notices that can be given in any one calendar year is limited to 10 for personal licence holders and 2 for non-personal licence holders. These count towards the total number of temporary event notices (i.e. 50 temporary event notices per year for personal licence holders and 5 temporary event notices for non-personal licence holders).

If there is an objection from either the police or local authority exercising environmental health functions, the event will not go ahead and a counter notice will be issued.

Note 8

The maximum period for using premises for licensable activities under the authority of a temporary event notice is 168 hours or seven days.

Note 9

You should state here the times during the event period, for example 48 hours, when you intend to carry on licensable activities. For example, you may not intend to carry on licensable activities throughout the entire 48 hour event period, and may intend to sell alcohol between 8.00 hrs and 23.00 hrs on each of the two days.

Note 10

No more than 499 may be on the premises for a temporary event at any one time when licensable activities are being carried on. If you intend to have more than 499 attending the event, you should obtain a premises licence for the event. Your licensing authority should be able to advise you. The maximum figure of 499 includes not only the audience, spectators or consumers but also, for example, staff, organisers, stewards and performers who will be present on the premises.

Note 11

If you indicate that alcohol will be supplied only for consumption on the premises, you would be required to ensure that no person leaves the premises with alcohol supplied there. If such a supply takes place, the premises user may be liable to prosecution for carrying on an unauthorised licensable activity. Similarly, if the premises user gives notice that only supplies of alcohol for consumption off the premises will take place, he/she must ensure that alcohol supplied is not consumed on the premises. The premises user is free to give notice that he/she intends to carry on both types of supplies. For this purpose, the supply of alcohol includes both of the first two licensable activities listed in note 6 above.

Note 12

The holder of a valid personal licence issued under the Licensing Act 2003 may give up to 50 temporary event notices in any calendar year subject to the other limitations in the 2003 Act. A proposed premises user who holds such a licence should give the details requested.

Note 13

As stated under Note 12, a personal licence holder (issued under the Licensing Act 2003) may give up to 50 temporary event notices (including 10 late notices) in any calendar year. An individual who does not hold a personal licence may only give 5 temporary event notices (including 2 late notices) in England and Wales in any calendar year. A calendar year is the period between 1st January to 31st December inclusive in any year.

If an event straddles two calendar years, it will count against the limits on temporary event notices (12 for each premises, 21 days for each premises, 50 per personal licence holder and 5 for non-holders) for each year. However, only one notice needs to be given.

For the purposes of determining the overall limits of 50 temporary event notices per personal licence holder (in a calendar year) and of 5 for a non-personal licence holder (in a calendar year), temporary event notices given by an associate or a person who is in business with a premises user (and that business involves carrying on licensable activities) count towards those totals. Note 14 below sets out the definition of an “associate”.

If a temporary event notice has been given for the same premises, by the same premises user, and would have effect within 24 hours before the start of the event period under the current proposal or within 24 hours after the end of that period, the temporary event notice given would be void and any licensable activities carried on under it would therefore be unlicensed.

For the purposes of determining whether or not the required gap of 24 hours is upheld, temporary event notices given by an associate or a person who is in business with a premises user (and that business involves carrying on licensable activities) count as if they had been given by the premises user. Note 14 below sets out the definition of an “associate”.

Note 14

An “associate” of the proposed premises user is:

- a. the spouse or civil partner of that person;
- b. a child, parent, grandchild, grandparent, brother or sister of that person;
- c. an agent or employee of that person; or

d. the spouse or civil partner of a person within (b) or (c).

For these purposes, a person living with another as that person's husband or wife is to be treated as that person's spouse.

Note 15

It is a requirement that you send at least one copy of this notice to the licensing authority at least ten working days (or five working days for a late notice) before the commencement of the proposed licensable activities. The authority will give you written acknowledgement of the receipt of the notice. This will be important proof that you gave the notice and when you gave it for the purposes of the Act. Some premises may be situated in two licensing authority areas, for example, where a building or field straddles the local authority boundary. Where this is the case, at least one copy of the notice must be sent to each of the licensing authorities identified, together with the appropriate fee in each case. In such circumstances, you will receive acknowledgements from all the relevant licensing authorities.

One copy must be sent to each of the chief officer of police and the local authority exercising environmental health functions for the area in which the premises is situated at least ten working days for a standard notice (or five working days for a late notice) before the commencement of the proposed licensable activities. Where the premises are situated in two police areas or environmental health areas, a further copy will need to be sent to the further police force and local authority exercising environmental health functions.

Note 16

Under the Licensing Act 2003, all temporary event notices are given subject to a mandatory condition requiring that where the licensable activities involve the supply of alcohol, all such supplies must be made by or under the authority of the named premises user. If there is a breach of this condition, the premises user and the individual making the supply in question would be liable to prosecution. For this purpose, the supply of alcohol includes both of the first two licensable activities listed in note 6 above.

Note 17

It is an offence knowingly or recklessly to make a false statement in, or in connection with, a temporary event notice. (A person is to be treated as making a false statement if he produces, furnishes, signs or otherwise makes use of a document that contains a false statement.) To do so could result in prosecution and a fine not exceeding level 5 on the standard scale.

Note 18

You should not complete section 10 of the notice, which is for use by the licensing authority. It may complete this section as one means of giving you written acknowledgement of its receipt of the notice.

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Licensing Act 2003 Premises Licence

WDPL0768

Part 1 - Premises Details

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

Bredy Gate

Bredy Farm, Bredy Lane, Burton Bradstock, Dorset, DT6 4ND.

Telephone 01308 898563

WHERE THE LICENCE IS TIME LIMITED THE DATES

Not applicable

LICENSABLE ACTIVITIES AUTHORISED BY THE LICENCE

- a performance of live music
- any playing of recorded music
- provision of late night refreshment
- 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 (Outdoors)			
	Sunday	Noon	11:45pm
	Friday	Noon	11:45pm
	Saturday	Noon	11:45pm
	Seasonal Variations: This is for the events to be held throughout the summer. 1st May to 30th September		
F. Playing of recorded music (Outdoors)			
	Sunday	Midnight	2:00am
	Sunday	9:00am	11:59pm
	Monday	Midnight	2:00am
	Friday	9:00am	11:59pm
	Saturday	Midnight	2:00am
	Saturday	9:00am	11:59pm
	Further Details: Recorded music past 23:45 will be incidental background music from the side stage/bar.		
I. Late night refreshment (Outdoors)			
	Sunday	Midnight	1:00am
	Sunday	11:00pm	11:59pm
	Monday	Midnight	1:00am
	Friday	11:00pm	11:59pm
	Saturday	Midnight	1:00am
	Saturday	11:00pm	11:59pm
	Further Details: To be able to offer hot food to customers at the end of the night.		
J. Supply of alcohol for consumption ON and OFF the premises			
	Sunday	Midnight	2:00am
	Sunday	11:00am	11:59pm
	Monday	Midnight	2:00am
	Friday	11:00am	11:59pm
	Saturday	Midnight	2:00am
	Saturday	11:00am	11:59pm

Licensing Act 2003 Premises Licence

WDPL0768

THE TIMES THE LICENCE AUTHORISES THE CARRYING OUT OF LICENSABLE ACTIVITIES continued ...

Activity (and Area if applicable)	Description	Time From	Time To
J. Supply of alcohol for consumption ON and OFF the premises continued ...	Further Details: These are the identical hours that we have always operated on using a TENS.		

THE OPENING HOURS OF THE PREMISES

Description	Time From	Time To
Sunday	Midnight	11:59pm
Monday	Midnight	Noon
Friday	10:00am	11:59pm
Saturday	Midnight	11:59pm
Further Details: The events include tent camping in the ticket price. Most guests will stay on site for the entire weekend, however, they will be some that stay in alternative accommodation within the village or nearby. We have SIA security on the gate 24/7.		

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

Part 2

NAME, (REGISTERED) ADDRESS, TELEPHONE NUMBER AND EMAIL (WHERE RELEVANT) OF HOLDER OF PREMISES LICENCE

Charles Harris
The Dairy House, Bredy Farm, Burton Bradstock, Dorset, DT6 4ND.
info@bredyfarm.com Telephone 01308898563

REGISTERED NUMBER OF HOLDER, FOR EXAMPLE COMPANY NUMBER, CHARITY NUMBER (WHERE APPLICABLE)

NAME, ADDRESS AND TELEPHONE NUMBER OF DESIGNATED PREMISES SUPERVISOR OR MANAGEMENT COMMITTEE WHERE THE PREMISES LICENCE AUTHORISES THE SUPPLY OF ALCOHOL

Abigail CHARLESWORTH Telephone 07540549164 or 07540549164
The Dairy House, Bredy Farm, Bredy Lane, Burton Bradstock,, Bridport, Dorset, DT6 4ND.

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. WDPA1913 Issued by West Dorset

ANNEXES

APPENDIX 1 - MANDATORY CONDITIONS

The licence is granted subject to the Mandatory conditions for sale of alcohol as set out in the Licensing Act 2003 as amended by the Licensing Act 2003 (Mandatory Licensing Conditions) Order 2010 and Order 2014.

1. Designated Premises Supervisor



Licensing Act 2003

Premises Licence

WDPL0768

ANNEXES continued ...

No supply of alcohol may be made under this premises licence -

- (i) at a time when there is no designated premises supervisor in respect of the premises licence, or
 - (ii) at a time when the designated premises supervisor does not hold a personal licence or his personal licence is suspended.
2. Every supply of alcohol under this premises licence must be made or authorised by a person who holds a personal licence.
 3. 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).
 4. The responsible person must ensure that free potable water is provided on request to customers where it is reasonably available.
 5.
 - (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 licences 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.
 6. The responsible person shall ensure that -



Licensing Act 2003

Premises Licence

WDPL0768

ANNEXES continued ...

- (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.

Minimum Drinks Pricing

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 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 the 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.

Licensing Act 2003

Premises Licence

WDPL0768

ANNEXES continued ...

If the Premises Licence allows Exhibition of Films

1. Where a premises licence authorises the exhibition of films, the licence must include a condition requiring the admission of children to the exhibition of any film to be restricted in accordance with this section.
2. Where the film classification body is specified in the licence, unless subsection (3)(b) applies, admission of children must be restricted in accordance with any recommendation by that body.
3. Where
 - (a) The film classification body is not specified in the licence, or
 - (b) The relevant licensing authority has notified the holder of the licence that this subsection applies to the film in question, admission of children must be restricted in accordance with any recommendation made by that licensing authority.
4. In this section "children" means any person aged under 18; and

"film classification body" means the person or persons designated as the authority under Section 4 of the Video Recordings Act 1984(c39) (authority to determine suitability of video works for classification).

If the Premises Licence has conditions in respect of Door Supervision except theatres, cinemas, bingo halls and casinos

1. Where a premises licence includes a condition that at specified times one or more individuals must be at the premises to carry out a security activity, each such individual must:
 - (a) be authorised to carry out that activity by a licence granted under the Private Security Industry Act 2001; or
 - (b) be entitled to carry out that activity by virtue of section 4 of the Act.
2. But nothing in subsection (1) requires such a condition to be imposed:
 - (a) in respect of premises within paragraph 8(3)(a) of Schedule 2 to the Private Security Industry Act 2001 (c12) (premises with premises licences authorising plays or films); or
 - (b) in respect of premises in relation to:
 - (i) any occasion mentioned in paragraph 8(3)(b) or (c) of that Schedule (premises being used exclusively by club with club premises certificate, under a temporary event notice authorising plays or films or under a gaming licence), or
 - (ii) any occasion within paragraph 8(3)(d) of that Schedule (occasions prescribed by regulations under that Act).
3. For the purposes of this section:
 - (a) "security activity" means an activity to which paragraph 2(1)(a) of that Schedule applies, and, which is licensable conduct for the purposes of that Act, (see Section 3(2) of that Act) and
 - (b) paragraph 8(5) of that Schedule (interpretation of references to an occasion) applies as it applies in relation to paragraph 8 of that Schedule.

APPENDIX 2 - OPERATING SCHEDULE

CRIME AND DISORDER

- A Supervisor's Register will be maintained at the licensed premises, showing the names, addresses and up-to-date



Licensing Act 2003 Premises Licence

WDPL0768

ANNEXES continued ...

contact details for the DPS and all personal licence holders.

- The Supervisors Register will state the name of the person who is in overall charge of the premises at each time that licensed activities are carried out, and this information will be retained for a period of twelve months and produced for inspection on request to an authorised officer.
- Persons entering or re-entering the premises may be searched at random by an SIA trained member of staff.
- All staff engaged outside the entrance to the premises, or supervising or controlling queues, shall wear high visibility jackets or vests.
- A minimum of **2** SIA licensed door supervisors shall be on duty at the premises at all times whilst it is open for business. **4** at busy times between **16:00** to **02:00** hours.
- There shall be a personal licence holder on duty on the premises at all times when the premises are authorised to sell alcohol.
- A minimum of **4** SIA licensed door supervisors shall be on duty at the premises between the hours of **16:00** and **02:00**.
- Security staff/designated supervisors will be familiar with the premises policy concerning the admission, exclusion and safeguarding of customers whilst in the premises.
- The PLH/DPS will ensure that an Incident Report Register is maintained on the premises to record incidents such as anti social behaviour, admissions refusals and ejections from the premises.
- The Incident Report Register will be produced for inspection immediately on the request of an authorised officer from the Licensing Authority or Police.
- A policy for searching patrons at the entrance to premises will be adopted and prominently displayed on the premises.
- The PLH/DPS will inform Dorset Police as soon as possible of any search resulting in a seizure of drugs or offensive weapons.
- The PLH/DPS staff will ask for proof of age from any person appearing to be under the age of **25** who attempts to purchase alcohol at the premises.
- A log shall be kept detailing all refused sales of alcohol. The log should include the date and time of the refused sale, a description of the person refused, why they were refused (e.g. no ID, fake ID) and the name of the member of staff who refused the sale. The log shall be available for inspection at the premises by the police or an authorised officer of a Responsible Authority (Licensing Act 2003).
- Plastic or toughened polycarbonate (or similar) glasses/bottles will be used in all outdoor areas.

PUBLIC SAFETY

- The number of persons permitted in the premises at any one time (including staff) shall not exceed **1000** persons.
- Before opening to the public, checks will be undertaken to ensure all accesses to the premises are clear for emergency vehicles. Hourly checks will be undertaken when the premises are open.
- Written records of all accidents and safety incidents involving members of the public and/or staff will be kept. These will be made available at the request of an authorised officer.

Licensing Act 2003 Premises Licence

WDPL0768

ANNEXES continued ...

- During opening hours the cellar door must be kept locked or supervised to prevent unauthorised access by the public.
- A suitably trained and competent person must ensure **before each event**, safety checks of the premises, decorative and functional fixtures, floor surfaces and equipment (including electrical appliances) to which the public may come into contact are undertaken. Records of these safety checks must be kept and made available for inspection by an authorised officer.
- Electrical installations will be inspected on a periodic basis (at least every 3 years or at a frequency specified in writing) by a suitably qualified and competent person. Inspection records/certificates will be kept and made available at the request of an authorised officer. If used, any temporary electrical wiring and distributions will also be inspected. Inspection records/certificates will be kept. These will be made available at the request of an authorised officer.
- **Before each event**, safety checks of guardings to stairs, balconies, landings and ramps will be undertaken, and a supervision policy will be maintained to prevent people from inappropriate behaviour, including climbing which may lead to a fall from height.
- A suitably trained First Aider or appointed person to deal with first aid issues will be provided at all times when the premises are open.
- First Aid equipment and materials adequate for the number of persons on the premises will be available on the premises at all times. All staff will be made aware of first aid location.
- A procedure for dealing with unwell members of the public will be in place including those who appear to be affected by alcohol or drugs. Staff will be appropriately trained in such procedures.
- A written health and safety policy covering all aspects of the safe use of strobes, lasers, smoke machines or any other special effects, will be provided and staff will be trained on the policy.

PREVENTION OF PUBLIC NUISANCE

- A direct telephone number for the manager at the premises shall be publicly available at all times the premises is open. This telephone number is to be made available to residents and businesses in the vicinity.
- The activities of persons using the external areas will be monitored after **23:45** hours and they will be reminded to have regard to the needs of local residents and to refrain from shouting and anti social behaviour etc when necessary.
- The PLH/DPS will adopt a "cooling down" period where music volume is reduced towards the closing time of the premises e.g. for the last hour of opening.
- Clear and legible notices will be displayed at exits, car parks and other circulatory areas requesting patrons to leave the premises quietly having regard to the needs of local residents, in particular emphasising the need to refrain from shouting, slamming car doors, sounding horns and loud use of vehicle stereos and anti-social behaviour.
- **2** SIA Registered door staff will be employed and used to manage queues and ensure queues are restricted to cordoned areas to prevent them obstructing footpaths and spilling out onto roads, and to keep noise and obstructions away from residential property.
- The premises supervisor and any door supervisors will monitor the activity of persons leaving the premises and remind them of their public responsibilities where necessary.
- A facility will be provided for customers to order taxis/private hire vehicles. Telephone numbers for taxi firms/private hire companies will be displayed in a prominent position on the premises.

Licensing Act 2003 Premises Licence

WDPL0768

ANNEXES continued ...

PROTECTION OF CHILDREN FROM HARM

- The PLH/DPS will ensure that an adult supervisor is stationed in the area(s) or levels which are occupied by children. The supervisors will be placed in the vicinity to exits to the premises. There will be one supervisor per 50 children at all times.
- Upon egress from the premises the Licensee will deploy staff on exit doors and within the vicinity of the premises to ensure the safe dispersal of children and the premises will not close until all children have left the area.
- The PLH/DPS will perform the necessary background checks including relevant police checks on all potential staff before offering them employment. The Licensee will report any child related concerns to the police he/she has about potential staff, existing staff and customers.
- The PLH/DPS will ensure staff receive training to deal with unaccompanied children on the premises and prevent them from harm.

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

CONDITIONS SET BY ENVIRONMENTAL HEALTH

- (1) At least 2 months before any outdoor event takes place, a Noise Management Statement and Plan shall be produced by a suitably qualified acoustic consultant and submitted to Environmental Protection and agreed prior to the event taking place. The plan shall appropriately reflect the Guidelines in Sections 3.1,3.2, 3.3,3.4, 3.5,3.7, 3.8,3.9, 3.10, 4.2, 4.3, 4.7, 4.8 (*see note), 4.9, 4.10, 4.11 and 4.12 of the Code of Practice on Environmental Noise at Concerts, as produced by the Noise Council (The Code). ** In relation to Section 4.8, it is not expected that such sound tests should be performed before every event. However, such a test should be performed after any significant change to the sound system or attenuation measures, and at least once every year.*

In particular, but without prejudice to the generality of Condition 1, the following conditions shall apply. (Note that a suitably worded Noise Management Plan, as required by Condition 1, should include provisions to address these following points):

- (2) The acoustic consultant shall identify appropriate sensitive receptors which may be affected by noise from the Licensed Premises. These will be sensitive premises likely to experience the largest increase in noise/highest noise level as a result of noise from the Licensed Premises. These shall be agreed with Environmental Protection prior to any event. The acoustic consultant shall carry out a survey in calm meteorological conditions to determine the representative background noise levels (as defined by the Code of Practice on Environmental Noise Control at Concerts) at these receptor locations, or locations acoustically representative of them. The information obtained from this survey shall be made available to an authorised officer of the council or a police constable upon request.
- (3) As soon as a music event is being prepared, a noise propagation test shall be undertaken in order to set appropriate control limits at the sound mixer position. The sound system shall be configured and operated in a similar manner as intended for the actual music events. The sound source used for the test shall be similar in character to the music likely to be produced during the events. *It is not expected that such sound tests should be performed before every event. However, such a test should be performed after any significant change to the sound system or attenuation measures, and at least once every year.*
- (4) The control limits set at the mixer position shall be adequate to ensure that the Music Noise Level (MNL) (as defined in the Code) shall not reasonably foreseeably at any noise sensitive premises exceed the



Licensing Act 2003 Premises Licence

WDPL0768

ANNEXES continued ...

background noise level (as determined in pursuit of compliance with Condition 2) by more than 15dB(A), or at such other differential level that may be agreed in writing between the applicant and the Environmental Health Service of Dorset Council, over a 15 minute period throughout the duration of music events rehearsals, or other checks.

- (5) The Licensee shall ensure that the promoter, sound system supplier, sound engineers and any other personnel with responsibilities affecting noise levels are informed of the sound control limits and that any instructions from the acoustic consultant regarding noise levels shall be implemented.
- (6) The Licensee shall ensure that the appointed acoustic consultant makes arrangements for the continual monitoring (with sound level meter) of noise levels at the sound miser position, and for prompt feedback to the sound engineer accordingly to ensure that the noise limits are not exceeded. An authorised officer of the Council shall have access to the results of the noise monitoring at any time.
- (7) Music events shall be run in accordance with the Noise Management Statement and Plan.
- (8) The Licensee shall take all reasonable steps to ensure that the MNL arising from the licensable activities do not exceed the limit set in Condition (4) at the sensitive receptors identified in response to Condition (2).
- (9) Measurements will include octave and one third octave band measurement where useful in identification of any intrusive frequency. In particular measurements required by Condition (6) will be made at 63Hz and 125Hz octave bands.
- (10) A written record of the method by which monitoring and measurements were undertaken shall be made by the acoustic consultant and maintained by or on behalf of the Licensee.
- (11) All noise measurements shall be undertaken in accordance with recognised professional acoustic practice. Written proof shall be available on request an authorised officer of the council so that any sound level meter used in pursuit of compliance with these conditions has been appropriately calibrated within a suitable timescale before its use.
- (12) In the event of the limits in Condition (4) being exceeded, or it being determined as necessary to reduce the noise levels to these limits, then in either case the Licensee shall: (i) take and keep a written record of the time and date when such levels are exceeded or the noise levels are required to be reduced (as the case may be); (ii) take and keep a written record of every step undertaken to reduce the noise levels below the limits and the time when such action was taken; and (iii) Produce such a written record to any officer of the Council (or other person appointed to act upon its behalf) upon request.
- (13) All data in respect of the monitoring carried out in pursuit of compliance with these conditions shall be in writing and that information, together with that secured by virtue of conditions (2) and (3) above, shall be both provided to the an authorised officer of the council within 15 working days of any request. The information shall be provided: (a) Unedited form; and (b) such other additional form(s) as the authorised officer may at any time required in writing.
- (14) Live and recorded music shall be played only within the hours specified on the Application for Premises Licence 047107.



**Licensing Act 2003
Premises Licence**

WDPL0768



Business Licensing

Licensing Act 2003 Premises Licence Summary

WDPL0768

Premises Details

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

Bredy Gate

Bredy Farm, Bredy Lane, Burton Bradstock, Dorset, DT6 4ND.

Telephone 01308 898563

WHERE THE LICENCE IS TIME LIMITED THE DATES

Not applicable

LICENSABLE ACTIVITIES AUTHORISED BY THE LICENCE

- a performance of live music
- any playing of recorded music
- provision of late night refreshment
- 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 (Outdoors)			
	Sunday	Noon	11:45pm
	Friday	Noon	11:45pm
	Saturday	Noon	11:45pm
	Seasonal Variations: This is for the events to be held throughout the summer. 1st May to 30th September		
F. Playing of recorded music (Outdoors)			
	Sunday	Midnight	2:00am
	Sunday	9:00am	11:59pm
	Monday	Midnight	2:00am
	Friday	9:00am	11:59pm
	Saturday	Midnight	2:00am
	Saturday	9:00am	11:59pm
	Further Details: Recorded music past 23:45 will be incidental background music from the side stage/bar.		
I. Late night refreshment (Outdoors)			
	Sunday	Midnight	1:00am
	Sunday	11:00pm	11:59pm
	Monday	Midnight	1:00am
	Friday	11:00pm	11:59pm
	Saturday	Midnight	1:00am
	Saturday	11:00pm	11:59pm
	Further Details: To be able to offer hot food to customers at the end of the night.		
J. Supply of alcohol for consumption ON and OFF the premises			
	Sunday	Midnight	2:00am
	Sunday	11:00am	11:59pm
	Monday	Midnight	2:00am
	Friday	11:00am	11:59pm
	Saturday	Midnight	2:00am
	Saturday	11:00am	11:59pm

Licensing Act 2003 Premises Licence Summary

WDPL0768

THE TIMES THE LICENCE AUTHORISES THE CARRYING OUT OF LICENSABLE ACTIVITIES continued ...

Activity (and Area if applicable)	Description	Time From	Time To
J. Supply of alcohol for consumption ON and OFF the premises continued ...	Further Details: These are the identical hours that we have always operated on using a TENS.		

THE OPENING HOURS OF THE PREMISES

Description	Time From	Time To
Sunday	Midnight	11:59pm
Monday	Midnight	Noon
Friday	10:00am	11:59pm
Saturday	Midnight	11:59pm
Further Details: The events include tent camping in the ticket price. Most guests will stay on site for the entire weekend, however, they will be some that stay in alternative accommodation within the village or nearby. We have SIA security on the gate 24/7.		

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

NAME, (REGISTERED) ADDRESS OF HOLDER OF PREMISES LICENCE

Charles Harris
The Dairy House, Bredy Farm, Burton Bradstock, Dorset, DT6 4ND.

REGISTERED NUMBER OF HOLDER, FOR EXAMPLE COMPANY NUMBER, CHARITY NUMBER (WHERE APPLICABLE)

NAME OF DESIGNATED PREMISES SUPERVISOR OR MANAGEMENT COMMITTEE WHERE THE PREMISES LICENCE AUTHORISES THE SUPPLY OF ALCOHOL

Abigail CHARLESWORTH

STATE WHETHER ACCESS TO THE PREMISES BY CHILDREN IS RESTRICTED OR PROHIBITED

Not applicable

Licensing Inbox

From: Bean, John <John.Bean@Dorset.PNN.Police.uk>
Sent: 29 July 2019 16:59
To: Licensing Inbox
Cc: Bredy Farm
Subject: TEN Application Number 49255 Music Festival Bredy Gate Burton Bradstock
3/8/2020 - 6/8/2020

Categories: Roy K

Under Section 104 (2), I would confirm that there are police objections to the above.

Given the hours specified in the notice there are concerns that primarily the licensing objective of the prevention of crime and disorder will be undermined as well as the licensing objectives of public safety, prevention of public nuisance and protection of children from harm.

The location is subject to a premises licence under the Licensing Act 2003 and this objection is made to ensure the Licensing Sub Committee of the Council can attach to the TEN the conditions they feel appropriate and proportionate noted on the licence at Appendix 2 relating to crime and disorder, public safety, prevention of public nuisance and protection of children from harm.

If the conditions are not attached, the event may take place without the necessary precautions to prevent disorder and drunkenness, provide directed control of the site, ensure procedures are in place for children and health and safety and the safeguards for residents in the vicinity of the location.

John Bean
Licensing Officer
Drug and Alcohol Harm Reduction Team
Prevention Department
Dorchester Police Station
Dorset Police
john.bean@dorset.pnn.police.uk
Tel 01202 226828
Mobile 07764 638709



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