



## Licensing Sub-Committee

**Date:** Wednesday, 21 July 2021  
**Time:** 2.00 pm  
**Venue:** Committee Room 1, County Hall, Dorchester,  
Dorset, DT1 1XJ

**Membership: (Quorum 3 )**  
Councillors Jon Andrews, Les Fry and Emma Parker

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**Chief Executive:** Matt Prosser, County Hall , Dorchester, Dorset DT1 1XJ

**For more information about this agenda please telephone Democratic Services**  
**George.dare@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. There is a Hearing Loop Induction System available for public use on request. Please speak to a Democratic Services Officer for assistance in using this facility. Recording, photographing and using social media at meetings Dorset Council is committed to being open and transparent in the way it carries out its business whenever possible. Anyone can film, audio-record, take photographs, and use social media such as tweeting and blogging to report the meeting when it is open to the public, so long as they conform to the Protocol for filming and audio recording of public council meetings.

# **A G E N D A**

## **Page No.**

### **1 ELECTION OF CHAIRMAN AND STATEMENT FOR THE PROCEDURE OF THE MEETING**

5 - 8

To elect a Chairman for the meeting and the Chairman to present and explain the procedure for the meeting.

### **2 APOLOGIES**

To receive any apologies for absence.

### **3 DECLARATIONS OF INTEREST**

To disclose any pecuniary, other registrable or non-registrable interests as set out in the adopted Code of Conduct. In making their decision councillors are asked to state the agenda item, the nature of the interest and any action they propose to take as part of their declaration.

If required, further advice should be sought from the Monitoring Officer in advance of the meeting.

### **4 OBJECTIONS TO TEMPORARY EVENT NOTICES**

9 - 32

To consider three Objection Notices to 3 Temporary Event Notices (TENs) served by Sally Francis for the Shaftesbury Fringe.

### **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 x 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 exempt business scheduled for this meeting.**

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## **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 Services at Dorset 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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## Licensing Sub-Committee 21 June 2021 Objections to Temporary Event Notices

### For Decision

**Portfolio Holder:** Cllr J Haynes, Customer and Community Services

**Local Councillor(s):** Cllrs D Beer and T Cook

**Executive Director:** J Sellgren, Executive Director of Place

Report Author: Aileen Powell  
Title: Licensing Officer  
Tel: 01258 484022  
Email: aileen.powell@dorsetcouncil.gov.uk

**Report Status:** Public

**Recommendation:** The Sub-Committee considers the Temporary Event Notices in the light of the objection notice made by Environmental Health and oral evidence and resolves to take such steps as it considers appropriate and proportionate for the promotion of the licensing objectives of;

- a) The prevention of crime and disorder
- b) The prevention of public nuisance
- c) Public safety
- d) The protection of children from harm

**Reason for Recommendation:** The Sub-Committee must consider the oral representations and information given at the hearing before reaching a decision.

#### 1. Executive Summary

To consider three Objection Notices to 3 Temporary Event Notices (TENs) served by Sally Francis for the Shaftesbury Fringe.

#### 2. Financial Implications

Any decision of the Sub-Committee could lead to an appeal by any of the parties involved that could incur costs.

### 3. Climate implications

None

### 4. Other Implications

Public Health and Community Safety

### 5. Risk Assessment

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

Current Risk: Medium

Residual Risk: Medium

### 6. Equalities Impact Assessment

Not Applicable

### 7. Appendices

Appendix 1 – Temporary Event Notices

Appendix 2 – Objection Notices

### 8. Background Papers

[Licensing Act](#)

[Section 182 Guidance](#)

[Dorset Council Licensing Policy](#)

[LGA Councillors Handbook](#)

### 9. Details

9.1. Three TENs were served on the Licensing Authority on 8 July for the 2021 fringe festival held in Shaftesbury.

9.2. **Notice 1** is for Mustons Yard is from 27 August to 29 August from 11am to 11pm on each of the three days.

9.3. **Notice 2** is for the Car Park next to Angola '76 is from 27 August to 29 August from 11am to 11pm on each of the three days.

9.4. **Notice 3** is for Angola '76 is from 27 August to 30 August from 11am to Midnight on each of the four days.

9.5. All of the notices are for sale of alcohol and entertainment with Notice 3 also covers late night refreshment.

- 9.6. Objection notices have been served by Environmental Health within the statutory three working days consultation period. The notices are attached at Appendix 2.

## **10. Considerations**

- 10.1. Paragraph 7.28 of the Section 182 Guidance sets how the Authority should decide what actions are appropriate.

*If the licensing authority receives an objection notice from the police or EHA that is not withdrawn, it must (in the case of a standard TEN only) hold a hearing to consider the objection unless all parties agree that this is unnecessary. The licensing committee may decide to allow the licensable activities to go ahead as stated in the notice. If the notice is in connection with licensable activities at licensed premises, the licensing authority may also impose one or more of the existing licence conditions on the TEN (insofar as such conditions are not inconsistent with the event) if it considers that this is appropriate for the promotion of the licensing objectives. If the authority decides to impose conditions, it must give notice to the premises user which includes a statement of conditions (a “notice (statement of conditions)”) and provide a copy to each relevant party. Alternatively, it can decide that the event would undermine the licensing objectives and should not take place. In this case, the licensing authority must give a counter notice.*

## **11. Recommendation**

- 11.1 The Sub-Committee considers the notices in the light of written and oral evidence and resolves to take such steps as it considers appropriate and proportionate for the promotion of the licensing objectives of;

- a) the prevention of crime and disorder
- b) the prevention of public nuisance
- c) public safety
- d) the protection of children from harm.

- 11.2. The steps that the Sub-Committee may take are:

- a) issue counter notices for one or all the three TENs
- b) not to issue counter notices for one or all the three TENs.

### **Footnote:**

Issues relating to financial, legal, environmental, economic and equalities implications have been considered and any information relevant to the decision is included within the report.

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## Appendix 1.1 - TEN 1 for Mustons Yard

### 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.

<b>1. The personal details of premises user (Please read note 1)</b>			
1. Your name			
Title	Mrs		
Surname	Francis		
Forenames	Sally Claire		
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	██████		
4. Your place of birth	██████		
5. National Insurance Number	██████████		
6. Your current address (We will use this address to correspond with you unless you complete the separate correspondence box below)			
██████████			
██████████			
Post town	Shaftesbury	Postcode	██████
7. Other contact details			
Telephone numbers			
Daytime	██████████		

Evening (optional)	
Mobile (optional)	██████████
Fax number (optional)	
E-Mail address (if available)	██████████
8. Alternative address for correspondence (If you complete the details below, we will use this address to correspond with you)	
██████████ ██████████	
Post town	Shaftesbury
Postcode	██████████
9. Alternative contact details (if applicable)	
Telephone numbers:	
Daytime	██████████
Evening (optional)	
Mobile (optional)	██████████
Fax number (optional)	
E-Mail address (if available)	██████████

<b>2. The premises</b>	
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)	
Angola 76 Mustons Lane  Shaftesbury SP7 8AD	
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	NDPL0473
Club premises certificate number	



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 checked="" type="checkbox"/>
Both	<input 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.

Live Music & DJ between 11:00 & 23:00

**4. Personal licence holders (Please read note 12)**

Do you currently hold a valid personal licence? (Please tick)  Yes  No

If "Yes" please provide the details of your personal licence below.

Issuing licensing authority	North Dorset
Licence number	NDPA1111
Date of issue	04/06/2021
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?  Yes  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?  Yes  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

<b>7. Checklist (Please read note 15)</b>	
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"/>

<b>8. Condition (Please read note 16)</b>
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);

### 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.

<b>1. The personal details of premises user (Please read note 1)</b>			
1. Your name			
Title	Mrs		
Surname	Francis		
Forenames	Sally Claire		
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	██████████		
4. Your place of birth	██████		
5. National Insurance Number	██████████		
6. Your current address (We will use this address to correspond with you unless you complete the separate correspondence box below)			
██████████			
██████████			
Post town	Shaftesbury	Postcode	██████
7. Other contact details			
Telephone numbers			
Daytime	██████████		

Evening (optional)	
Mobile (optional)	██████████
Fax number (optional)	
E-Mail address (if available)	██████████
8. Alternative address for correspondence (If you complete the details below, we will use this address to correspond with you)	
██████████ ██████████	
Post town	Shaftesbury
Postcode	██████████
9. Alternative contact details (if applicable)	
Telephone numbers:	
Daytime	██████████
Evening (optional)	
Mobile (optional)	██████████
Fax number (optional)	
E-Mail address (if available)	██████████

<b>2. The premises</b>	
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)	
Angola 76 Mustons Lane  Shaftesbury SP7 8AD	
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	NDPL0473
Club premises certificate number	



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 checked="" type="checkbox"/>
Both	<input 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.

Live music on 27th, 28th & 29th August from 11am -11pm

**4. Personal licence holders (Please read note 12)**

Do you currently hold a valid personal licence? (Please tick)  Yes  No

If “Yes” please provide the details of your personal licence below.

Issuing licensing authority	North Dorset
Licence number	NDPL0473
Date of issue	01/07/2021
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?  Yes  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?  Yes  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

<b>7. Checklist (Please read note 15)</b>	
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"/>

<b>8. Condition (Please read note 16)</b>
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.

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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);

## Appendix 1.3 TEN 3 for Angola '76

### 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.

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<b>1. The personal details of premises user (Please read note 1)</b>			
1. Your name			
Title	Mrs		
Surname	Francis		
Forenames	Sally Claire		
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	████████		
4. Your place of birth	████████		
5. National Insurance Number	████████		
6. Your current address (We will use this address to correspond with you unless you complete the separate correspondence box below)			
████████			
████████			
Post town	Shaftesbury	Postcode	████████
7. Other contact details			
Telephone numbers			
Daytime	████████		

Evening (optional)	
Mobile (optional)	██████████
Fax number (optional)	
E-Mail address (if available)	██████████
8. Alternative address for correspondence (If you complete the details below, we will use this address to correspond with you)	
██████████ ██████████	
Post town	Shaftesbury
Postcode	██████████
9. Alternative contact details (if applicable)	
Telephone numbers:	
Daytime	██████████
Evening (optional)	
Mobile (optional)	██████████
Fax number (optional)	
E-Mail address (if available)	██████████

<b>2. The premises</b>	
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)	
Angola 76 Mustons Lane  Shaftesbury SP7 8AD	
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	NDPL0473
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)

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

Cafe-bar and restaurant

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

Shaftesbury Fringe festival 2021

**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      27/08/2021  
 Event Ends        30/08/2021

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 27 August 2021 11:00 - 00:00                      Sat 28 August 2021 11:00 - 00:00  
 Sun 29 August 2021 11:00 - 00:00                      Mon 30 August 2021 11:00 - 00:00

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)	80
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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 checked="" type="checkbox"/>
Off the premises only	<input type="checkbox"/>
Both	<input 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.

live and bar. Live music from 11am to 10pm

**4. Personal licence holders (Please read note 12)**

Do you currently hold a valid personal licence? (Please tick)  Yes  No

If "Yes" please provide the details of your personal licence below.

Issuing licensing authority	North Dorset
Licence number	NDPL0473
Date of issue	01/06/2016
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?  Yes  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?  Yes  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

<b>7. Checklist (Please read note 15)</b>	
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"/>

<b>8. Condition (Please read note 16)</b>
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);

## Appendix 2 – Objection Notices

### TEN 1

I write in response to the recent TEN application: 056617 – Mrs Francis

Location: Mustons Yard, Shaftesbury, SP7 8AD

Event: Shaftesbury Fringe Festival 2021

Having checked the location and the details given for the TEN, Environmental Health have some concerns:

- 3 x 12hr events, Mustons Yard (27<sup>th</sup> – 29<sup>th</sup> August 2021)
- 23:00 finish on each of the 3 days
- Lack of any Noise Management Plan, which would support how the applicant may intend to meet the Licensing Objectives and, importantly, demonstrate how they intend on protecting neighbouring residents from a potential noise nuisance
- EP have three active noise complaints in the vicinity of this event

The history of complaints in the vicinity of the proposed event suggests that, were the event to go ahead as described, it is likely that nuisance would be caused to neighbouring residents.

Therefore, Dorset Council's Environmental Protection object to the proposed TEN.

### TEN 2

I write in response to the recent TEN application: 056615 – Mrs Francis

Location: Mustons Lane, Shaftesbury, SP7 8AD

Event: Shaftesbury Fringe Festival 2021

Having checked the location and the details given for the TEN, Environmental Health have some concerns:

- 3 x 12hr events, Mustons Lane (27<sup>th</sup> – 29<sup>th</sup> August 2021)
- 23:00 finish on each of the 3 days
- Lack of any Noise Management Plan, which would support how the applicant may intend to meet the Licensing Objectives and, importantly, demonstrate how they intend on protecting neighbouring residents from a potential noise nuisance
- EP have three active noise complaints in the vicinity of this event

The history of complaints in the vicinity of the proposed event suggests that, were the event to go ahead as described, it is likely that nuisance would be caused to neighbouring residents.

Therefore, Dorset Council's Environmental Protection object to the proposed TEN.

### TEN 3

I write in response to the recent TEN application: 056600 – Mrs Francis

Location: Angola 76, Mustons Lane, Shaftesbury, SP7 8AD

Event: Shaftesbury Fringe Festival 2021

Having checked the location and the details given for the TEN, Environmental Health have some concerns:

- 4 x 13hr events, Angola 76 (27<sup>th</sup> – 30<sup>th</sup> August 2021)
- 00:00 finish on each of the 4 days
- Lack of any Noise Management Plan, which would support how the applicant may intend to meet the Licensing Objectives and, importantly, demonstrate how they intend on protecting neighbouring residents from a potential noise nuisance
- EP have 3 active noise complaints in the vicinity of this event

The history of complaints in the vicinity of the proposed event suggests, were the event to go ahead as described, that it is likely that nuisance would be caused to neighbouring residents.

Therefore, Dorset Council's Environmental Protection object to the proposed TEN.