

**REPORT FROM: PLANNING, BUILDING CONTROL AND LICENSING SERVICES MANAGER**

**TO: LICENSING COMMITTEE**

**DATE: 4<sup>TH</sup> JULY 2016**

**Report Author: Andrew Smith**  
**Tel. No: 01282 661987**  
**E-mail: andrew.smith1@pendle.gov.uk**

**APPLICATION FOR A PREMISES LICENCE – (REACH FESTIVAL) PIKED EGDE FARM**

**PURPOSE OF REPORT**

To consider an application for a Premises Licence following receipt of representations from a Councillor on behalf of local residents.

**RECOMMENDATIONS**

- (1) The application must be determined with a view to promoting the four licensing objectives, namely – prevention of crime and disorder, public safety, prevention of public nuisance and protection of children from harm.
- (2) The Committee must take into consideration any representations made.
- (3) The Committee must have regard to the Guidance issued by the Government.
- (4) The Committee must have regard to its own Statement of Licensing Policy.

Having taken all of the above into consideration, the Committee must give reasons for its decision.

**REASONS FOR RECOMMENDATIONS**

The Licensing Committee may –

- (a) grant the Premises Licence, subject to –
  - (i) conditions which are consistent with the Operating Schedule, modified to such an extent as the Licensing Authority considers necessary for the promotion of the licensing objectives and;
  - (ii) any mandatory conditions;
- (b) exclude from the scope of the Licence any of the licensable activities to which the application relates;
- (c) reject the application.

For the purposes of section (a), the conditions mentioned in (a)(i) are modified if any of them are

## ISSUE

### A. The Application

1. The application (received 13<sup>th</sup> May 2016) is from Rickie Hurlstone of 250 Stainbeck Road, Leeds, Stuart Johnstone of Piked Edge Farm, Skipton Old Road, Colne and Stephen Souter of 20 Murray Drive, Leeds. A copy of the application is attached as Appendix 1. The Operating Schedule is contained in a separate document attached as Appendix 1A. The plan is attached as Appendix 1B.

### B. Application Details

2. The application is to provide the following licensable activities, on one occasion a year –

#### Live music (indoors and outdoors)

Saturday 12:00 to 00:00

#### Recorded music (indoors and outdoors)

Saturday 12:00 to 00:00

#### Late night refreshment (indoors and outdoors)

Saturday 23:00 to 00:00

#### Supply of alcohol (on the premises)

Saturday 12:00 to 00:00

#### Premises opening hours

Saturday 12:00 to 01:00

3. The applicant has indicated they will take the following steps to promote the licensing objectives –

### Introduction

### Licensable Activities & Operation

1. Live Music
2. Recorded Music
3. Provision of late night refreshment
4. Supply of alcohol

### Event Overview

Date:	Saturday 6th August 2016
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Location:	Piked Edge Farm, Skipton Old Road, Colne, BB8 7EP
Premises Type:	Outdoor Grass area with controlled 1 way private road
Site cap:	Maximum 2999 persons
Event Type:	Community festival with amplified music outdoors under controlled arenas
Audience Profile:	Over 18's
Hours of operation:	12:00-01:00

The event is intended to follow last year's pattern and be held outdoors on the same calendar Saturday as the 2015 event which this year falls on Saturday 6th August 2016 12:00-01:00. Setup times will start up to 2 days before and 1 day after for site setup and site cleanup.

The event is aimed to run once annually and we have no plans for seasonal variations or non standard timings. Any of the above will be discussed with Borough of Pendle licensing department & relevant authorities before any proposed changes would be concluded.

### **Statement of Intention**

Reach Festival was born in August 2015 with the aim to bring a celebration of music to the area of Colne, Skipton and surrounding areas. Our aim for Reach Festival is to provide an annual event that is popular, safe and inclusive for local people and diverse social backgrounds and provides over 18s with an annual summer music event to look forward to enabling local talent to showcase their skills to a wide audience alongside mainstream artists. The festival is a celebration of upfront music popular with the young community combined with music which caters for older groups of people. The music policy is likely to attract a friendly atmosphere. Our 2015 event was a success and brought a diverse crowd of people together with minimal reports of public nuisance and no serious injuries and we are proud to say that contact with the police or emergency services was not necessary due to the secure & safe environment we created and promoted. The police approved the atmosphere on all occasions they routinely attended the site and we aim to continue this policy within our measures moving forward. This operating schedule describes the arrangements for the event along with the measures and policies we have in place to promote the following license objectives:

### **General**

The promotion of all four licensing conditions; b. The prevention of crime & disorder, c. Public safety, d. The prevention of public nuisance & e. The protection of children from harm (Not applicable to our license (Strictly over 18s policy)) shall be achieved by promoting measures which will be described in more detail further into this document & working closely with the local authorities such as Pendle Borough Council, Lancashire Constabulary, Burnley Fire Safety Department, Borough of Pendle Planning, Building Control & Licensing Services & Lancashire County Council Public Health & Licensing Division to ensure all licensing objectives are accomplished and approved.

### **Prevention of crime and disorder**

#### **Crime Prevention**

The police will be immediately notified of any individual who is apprehended by security staff in accordance to a criminal offence. All necessary measures will be taken to prevent any opportunistic criminals or groups spoiling the event for the majority of customers. Door staff and

the designated premises manager and main organisers will have radio communication to collaborate on prevention of criminal and disorderly activity.

### Acceptable Behaviour

Any unacceptable behaviour by audience members will not be tolerated, any reports of such behaviour will result in apprehension and ejection from the venue. All information regarding such matters will be passed on to the police where necessary. We aim to maintain a friendly and welcoming atmosphere throughout the event.

### Door Supervisors

Fully trained and certified SIA license holders will be supplied; minimum of 2 for the first 100 customers and one for every 100 thereafter, plus extra gate/ surrounding area patrol security staff responsibilities include:

- A minimum of 2 licence holders at every exit and entrance to the site
- Patrol staff to check and monitor the site
- Mobile units to patrol surrounding roads, car park and surrounding area to ensure the safety and prevention of crime outside of our designated area
- Elevated staging and barriers used for security to crowd control and deal with any suspicious activity
- Stop & search on attendees for weapons/glass/drugs etc... upon entering the site & will be adopted with a clear "zero tolerance" policy.
- Attendees will require ID on entry

### Stewards & Marshalls

- Stewards shall be appointed in clothing which identifies them as a steward for duties such as guiding coaches to designated coach spaces, directing attendees to designated taxi & coach pick-up points etc. which are all contained within the site grounds.
- Stewards also will be present to make sure people enter and exit the site in an acceptable manner without causing public disturbance. Our intentions are to provide a safe and controlled manner at the entry & exits. Any unacceptable behaviour will be noted to the security teams and dealt with. The layout of our site eliminates the need for anyone to be near the main road outside of the site, marshals and security staff will be appointed to ensure this is the case.

### Age Verification

Any persons under the age of 18 will not be permitted on-site and will be refused at the point of entry. Any persons under the age of 25 will be required to provide photographic proof of their age before being granted entry. They will also be required to provide proof of age upon purchasing alcohol at the site bar.

### Signage

This event is strictly 18+ only, any person who fails to provide adequate identification will be refused at the point of entry. Adequate signs will be stationed at the main entrance. Signs will also display entry/exits/fire exits/public behaviour I.E keep quiet while leaving/taxi points/coach points/car park/no smoking/emergency/first aid/restricted areas etc.

### **Public Safety**

(Capacity limits, Safety Checks, Escape Routes, Access for emergency Vehicles, Queue Management, First Aid, Lighting, Temporary Electrical Installations, Emergency Installations, Emergency Announcements, Large Scale and Outdoor Events)

## **Capacity Limitations & Gate Management**

The event capacity will be capped at a maximum of 2999 people. A collator will be appointed to record number of persons entering/exiting the site and promote a one in/one out basis if figures reach the stated capacity. We will hold site meetings with the Burnley fire safety department to discuss capacity and the provision of emergency exits. Security staff will be placed in front of entrance to the tents and capacity will be controlled for in accordance with the acceptable safe density for standing audiences of 0.5m<sup>2</sup> or two persons per square metre.

## **Risk assessment & method statements**

Prior health & safety checks, risk assessment & method statements will be carried out on temporary structures, sound & light, electrical, vehicle access, emergency exits etc... to ensure public safety over all aspects.

Fire risks will be discussed with local fire authorities with reference to The Fire Precautions Regulations 1997.

## **Fire Points**

Fire points will be appointed to places near risk of fire e.g. electrical equipment, generators and will be highly visible.

## **Evacuation/Emergency Plan**

- All escape routes will be clearly signed, visible at all times and clear of all obstructions at all times.
- In case of an emergency all music will be muted and an evacuation announcement will be made. The designated fire marshal for that area will direct everyone to the nearest fire exit and to the designated fire safety zone.

## **Glass**

No glass will be permitted or sold onsite. Any glass found by security staff whilst entering the venue will be disposed of at the point of entry. Alcohol will be served in biodegradable plastic containers.

## **Temporary Structures**

All temporary structures will be fully inspected and necessary risk assessment/method statements will be used in setup and maintenance for public use by the supplier. Written confirmation of the inspection will be made available to a police or fire officer, licensing officer and/or health and safety inspector upon request.

## **Barriers & Fencing**

A secured perimeter fence will be placed around the entire festival site. Extra fencing and barriers will be used for health & safety & crowd control purposes including fencing around electrical equipment, out of bounds areas & entry system for stop & search purposes.

## **Electrical Supply, Cabling & Lighting**

- In the absence of adequate daylight, the lighting in any area accessible to the public, members or guests will be fully operational when they are present for public safety and will be a means of crime deterrence.
- All emergency lighting will be fully charged before the event; with backup generators on standby in case of a fault.
- All temporary electrical supplies, including generators, distribution cabling and all electrical appliances will be inspected and fitted by fully qualified electricians and will comply with BS7671 or BS7909 where applicable.

## **Medical Provision**

- Adequate and appropriate medical provisions will be available onsite including first aid boxes and trained staff.
- Suitably trained first-aiders will be on duty at all times when the public is present on the premises. These will be supplied by St John's Ambulance alongside additional trained first aiders.

## **Emergency Vehicles**

The designated separate road & access point for emergency vehicles will be free from obstruction at all times.

## **The prevention of public nuisance**

### **Traffic Management**

Coach travel is the main appointed method of transport and is the most economical way for ticket buyers to purchase entry including travel. We don't expect a high volume of vehicles but a one way road entrance with car park and appointed stewards are in place to make sure there are no issues caused with heightened traffic. Coach times are structured to arrive in staggered intervals to ensure there is no obstruction on the main road.

### **Sound and Noise Management**

Sound levels will be set in accordance with the code of practice for sound control of open air concerts. The organisers have appointed Audioserv Ltd to monitor noise levels in the surrounding area and adhere to restrictions.

The tents used for live sound are a new type that consist of 500mm of air surrounding the exterior of the structures. This has a dramatic impact on sound leakage. Acoustic barriers & speaker positioning will also be used to regulate sound levels.

### **Signage & Staff**

Necessary signage & staff will be appointed to display keep quiet signs and ensure public leave with minimal disturbance to surrounding area.

### **Waste Management**

Bins will be provided on site; litter will be controlled throughout the event and completely disposed of post event. All waste management and litter picking will be conducted by a local waste management service.

The applicants have also submitted the following documents to manage any licence that might be granted:

- Drugs Management Plan
- Traffic Management Plan
- Sound Management Plan

These documents are attached as Appendices 2, 3 and 4.

4. Representations have been received from a Councillor representing persons residing in the vicinity of the premises (attached as Appendix 5), and individuals residing in the vicinity of the premises (Appendix 6). Parties have been informed that only concerns that relate to the four licensing objectives can be considered by the Licensing Committee in relation to this application.
5. Representations have not been received from any of the Responsible Authorities.

### **C. Background Information**

6. A similar event was held on the same grounds on Saturday 1<sup>st</sup> August 2015 and Sunday 2<sup>nd</sup> August 2015 between 14:00 and 02:00 under a Temporary Event Notice. This event was for the sale by retail of alcohol, provision of regulated entertainment and the provision of late night refreshment.
7. A Temporary Event Notice has been submitted for Saturday 6<sup>th</sup> August 2016 between 12:00 and 00:00. This event is for the sale by retail of alcohol, provision of regulated entertainment and the provision of late night refreshment. No representations were received from either the Police or Environmental Health. This Notice will be withdrawn should the licence application be successful.
8. Under the Licensing Act 2003 in England and Wales the determination of an application for a premises licence where representations have been made can be made by a sub-committee as arranged by the licensing committee (section 10 (4) (a) (i) Licensing Act 2003).
9. A party who wishes to withdraw any representations they have made, may do so, by giving notice to the Authority no later than 24 hours before the day or the first day on which the hearing is to be held, or orally at the hearing (section 10 (a) and (b) Licensing Act 2003 (Hearings) Regulations 2005).
10. Time limits for hearings may be extended where it is in the public interest, and hearings can be adjourned where the Authority considers it necessary for further consideration of representations (sections 11 and 12 Licensing Act 2003 (Hearings) Regulations 2005).
11. Except where an Authority considers that the public interest in doing so outweighs the public interest in the hearing, the public shall not be excluded from a hearing (section 14 Licensing Act 2003 (Hearings) Regulations 2005).
12. At the beginning of the hearing, the Authority shall explain to the parties the procedure it proposes to follow (section 22 Licensing Act 2003 (Hearings) Regulations 2005).

### **D. Considerations**

13. At a hearing the Licensing Authority may:
- a. Grant the application subject to modifying conditions that are consistent with the operating schedule in a way it considers appropriate for the promotion of the licensing objectives.
  - b. Reject one or more requested licensable activities.
  - c. Reject the application.
  - d. Refuse to specify a person as a designated premises supervisor (DPS).
14. All decisions of the Licensing Authority, and any conditions imposed, must be appropriate for the promotion of the licensing objectives.

## IMPLICATIONS

**Policy:** There have been no changes to policy.

**Financial:** None arising directly from the report.

**Legal:** None arising directly from the report.

**Risk Management:** None arising directly from the report.

**Health and Safety:** None arising directly from the report.

**Sustainability:** None arising directly from the report.

**Community Safety:** None arising directly from the report.

**Equality and Diversity:** None arising directly from the report.

## APPENDICES

- 1. Copy of application.
  - a. Operating Schedule.
  - b. Plan
- 2. Drugs Management Plan.
- 3. Traffic Management Plan.
- 4. Sound Management Plan.
- 5. Representation 1.
- 6. Representation 2.

## LIST OF BACKGROUND PAPERS

None