REPORT OF THE DEPUTY CHIEF EXECUTIVE

LICENSING SUB COMMITTEE – 18 JUNE 2013

LICENSING ACT 2003 – CONSIDERATION OF AN OBJECTION NOTICES GIVEN WITH REGARD TO TEMPORARY EVENT NOTICES

Mr Stanley Shawn Reeves S&D Leisure Europe Ltd 1 Chadwicks Depot Collingham Street Cheethamhill Manchester M8 8RQ

1.0 PURPOSE OF THE REPORT

1.1 To consider objection notices given by Northumbria Police with regard to two temporary event notices.

2.0 DESCRIPTION OF DECISION

2.1 The Sub-Committee is requested to consider the objection notices and, having regard to them, give the premises user counter notices if they consider it necessary for the promotion of the crime prevention objective to do so.

3.0 INTRODUCTION/BACKGROUND

3.1 Mr Reeves has given the Council two temporary event notices outlining his intention to use Herrington Country Park for :-

the sale by retail of alcohol and the provision of late night refreshment;

during the periods of:-

Friday 21 June 2013 to Tuesday 25 June between the hours of 12 noon and 02:00: and

Wednesday 26 June 2013 to Monday 1 July 2013 between the hours of 12 noon and 02:00

Copies of the temporary event notices are attached at Appendix 1

3.2 Northumbria Police have objected to the temporary event notices.

Their objections are based on the licensing objective of the prevention of crime and disorder and are detailed below:-

'I have spoken with the applicant Stanley Shawn Reeves this morning and explained that the Police will be objecting to the application, based on the licensing objective crime and disorder. Large scale public events like the one planned bring a strong risk of criminal and anti social behaviour, alcohol being available to the public has proved in the past to make these issues more problematic. Alcohol can change the personality of an individual, it clouds judgement and brings about behaviour that can spoil the enjoyment of others.

A fairground environment needs to be as safe as possible alcohol can influence persons perception of danger and risk and without strong measures to manage this can cause criminal and anti social behaviour to flourish.

Northumbria Police has policed events like the one planned "The Hoppings" for many years the event has passed off in the past without any major incidents, alcohol has never been on sale during times the public have access.

The application states the "TEN" would be covered by Public Liability Insurance, if the event was non Policed which is rumoured to be the case, would this insurance still be viable.

The application states that the bar will open at 12 midday till 22:00 for members of the public, then from 22:00 till 02:00 for showmen only, how does the applicant propose to remove the public before commencing the showmen's bar.

The application refers to SIA certified personnel, but does not mention numbers.

How does the applicant propose to record the number of persons allowed inside his temporary structure and fenced beer garden, and no mention of the type of drinking vessel is highlighted i.e. Polycarbonate/Plastic etc.'

4.0 CURRENT POSITION

4.1 The Council must hold a hearing to consider the objection notices and, having regard to them, give the premises user counter notices if it considers it necessary for the promotion of the crime prevention objective to do so. Counter notices will prevent the temporary event notices from being used.

5.0 REASONS FOR THE DECISION

5.1 To comply with the requirements of Section 105 of the Licensing Act 2003.

6.0 ALTERNATIVE OPTIONS

6.1 None.

7.0 RELEVANT CONSIDERATIONS/CONSULTATIONS

7.1 There are no other considerations.

8.0 GLOSSARY

8.1 No acronyms or abbreviations have been used in this report.

9.0 APPENDICES

9.1 Appendix 1 – Temporary Event Notices.

BACKGROUND PAPERS

10.1 None.

Appendix 1

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 of	details of premises user (Ple	ease read note	e 1)	
1. Your name		2001 110 2000 20 10		
Title	Mr ☑ Mrs ☐ Miss☐ Ms ☐ Other (please state)			
Surname	Reeves			
Forenames	Stanley Shawn			
2. Previous name	es (Please enter details of a	ny previous na	ames or maiden	names, if applicable.
Title	on a separate sheet if necessary) Mr. Mrs Miss Ms Other (please state)			
Surname	WILL WILS [WISS] WIS	☐ Office (big	ase state)	
Forenames				
3. Your date of bit	rth	Day	Month	Year
4. Your place of b	irth		. 1	
5. National Insura				
6. Your current ad the separate corre	dress (We will use this add espondence box below)	ress to corres	pond with you u	nless you complete
S&D Leisure	Europe Ltd, 1 Chadwick	s Depot, Co	llingham Stree	t, Cheethamhill,
Post town Mano	chester	Postcode M	8 8RQ	
7. Other contact d	etails			
Telephone numbe	rs			
Daytime	1			
Evening (optional)				
Mobile (optional)				
Fax number (optio	nal)			
E-Mail address				
(if available)	ace for company dense (If	vav sammlata	the details but	
address to corresp	ess for correspondence (If your with you)	you complete	the details below	v, we will use this
S&D Leisure Europe Ltd, Clarendon Enterprise Centre, Bristol & West House, Post Office Road,				
Post town Bourn	nemouth P	ostcode Bł	11 1BL	

9. Alternative contact details (if applicable)
Telephone numbers:
Daytime
Fundamental Continue D
Evening (optional)
Mobile (optional)
Fax number (optional)
F-Mail address
(if available)
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)
Herrington Country Park, Chester Road, Penshaw, Sunderland, Tyne & Wear,
DH4 7EL
DITA / CC
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
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 premises will be a mobile bar. It will be an enclosed area and supervised by SIA
qualified staff to make sure alcohol is kept within the footprint of the enclosure.
, , , , , , , , , , , , , , , , , , , ,
Please describe the nature of the premises below. (Please read note 4)
A trailer based mobile bar with external and internal serving areas. Fixed seating
inside for up 60 and standing room for up to 40. External fenced beer garden to
seat up to 100. Internal and external recorded CCTV and SIA certified personnel
seat up to 100. Internal and external recorded con a state of certained personner
Please describe the nature of the event below. (Please read note 5)
,
To provide drink and refreshments to fairground workers after hours of fairground
set-up and operation

O Th. 11				
The licensable activities				
Please state the licensable activities licensable activities you intend to ca	that you inten rry on). (Pleas	d to carry on at the premise read note 6)	ses (pleas	e tick all
The sale by retail of alcohol				
The supply of alcohol by or on behal member of the club	f of a club to,	or to the order of, a		
The provision of regulated entertainr	nent			
The provision of late night refreshme	ent		M	
Are you giving a late temporary ever	nt notice? (Plea	ase read note 7)		
Please state the dates on which you icensable activities. (Please read no		hese premises for		
Friday 21st June –Monday 24th J	June			
Please state the times during the ever please give times in 24 hour clock).	ent period that (Please read r	you propose to carry on lic ote 9)	ensable a	ctivities
Daily; 12midday to 22.00h opera 22.00h to 02.00h bar open Please state the maximum number o to allow to be present at the premises carry on licensable activities, including	to showmen f people at any s during the tin	only one time that you intend nes when you intend to	206	
Please read note 10) f the licensable activities will include			la -	
lcohol, please state whether the sup	plies will be	On the premises only		
or consumption on or off the premise please tick as appropriate). (Please i		Off the premises only		
		Both		
Personal licence holders (Please r	read note 12)			
o you currently hold a valid persona	I licence?	No.	Yes	No
Please tick) "Yes" please provide the details of y	our personal l	icence below		
ssuing licensing authority	oui personari			
sully licensing authority		h Borough Council		
icence number				
icence number ate of issue				
icence number Date of issue				
Licence number Date of issue Date of expiry Any further relevant details				

Previous temporary event notices you have given (Please read note 13 that apply to you)	and ti	ck the box	es
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 M	
If answering yes, please state the number of temporary event notices (including the number of late temporary event notices, if any) you have given for events in that same calendar year			
Have you 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 ✓	
Associates and business colleagues (Please read note 14 and tick the I you)	poxes (hat apply t	0
Has any associate of yours 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?	Yes	No M	
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 M	
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?	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 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?	Yes	No M	
7. Checklist (Please read note 15)			
I have: (Please fick the appropriate boxes)			-
Sent at least one copy of this notice to the licensing authority for the area in which the premises are situated		M	
Sent a copy of this notice to the chief officer of police for the area in which the premises are situated			
Sent a copy of this notice to the local authority exercising environmental heal functions for the area in which the premises are situated	11		
If the premises are situated in one or more licensing authority areas, sent at lone copy of this notice to each additional licensing authority. If the premises are situated in one or more police areas, sent a copy of this n			
to each additional chief officer of police If the premises are situated in one or more local authority areas, sent a copy or this n	1		1
this notice to each additional local authority exercising environmental health functions	OI .		
Made or enclosed payment of the fee for the application		M	1
Signed the declaration in Section 9 below		Ø	
			-4

described in Section	se read note 16) his temporary event notice that where the relevant licensable activities n 3 above include the supply of alcohol that all such supplies are made by hity of the premises user.
9. Declarations (Pl	ease read note 17)
The information co	ntained in this form is correct to the best of my knowledge and belief.
event notice and the not exceeding leve (ii) to permit an una	researchessly make a false statement in or in connection with this temporary recklessly make a false statement in or in connection with this temporary recklessly make a false statement on summary conviction for such an offence to a fine it is on the standard scale; and authorised licensable activity to be carried on at any place and that a summary conviction for any such offence to a fine not exceeding £20,000, for a term not exceeding six months, or to both.
Signature	Margold
Date	22/05/20 3
Name of Person signing	Stanley Reeves

For completion by the licensing authority

Acknowledgem	nent (Please read note 18)	
l acknowledge rece	ipt of this temporary event notice.	
Signature	Henut On behalf of the licensing authority	
Date	7 SUNE 2013	
Name of Officer signing	Thomas TERRET	

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 (P	lease read not	10 1	
1. Your name		icaco icaa iio	10 1)	
Title	Mr Mrs Miss M	s Other (pl	ease state)	
Surname	Reeves			
Forenames	Stanley Shawn			
2. Previous name Please continue Title	es (Please enter details of a on a separate sheet if nece Mr Mrs Miss Ms	any previous nassary)	ames or maider	n names, if applicable.
Surname	I I I I I I I I I I I I I I I I I I I	Other (pie	ease state)	
Forenames				
3. Your date of bi	rth	Day	Month	TV T
4. Your place of b	pirth	,	World	Year
5. National Insura		-		
6. Your current ac	dress (We will use this add espondence box below)	ress to corres	pond with you u	place very service
	TOTAL DOX DOIOW		,	riless you complete
S&D Leisure	Europe Ltd, 1 Chadwick	s Depot, Col		
S&D Leisure	Europe Ltd, 1 Chadwick	s Depot, Col	lingham Stree	
S&D Leisure	Europe Ltd, 1 Chadwick	s Depot, Col	lingham Stree	
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S&D Leisure Post town Manc 7. Other contact de Telephone number Daytime Evening (optional) Mobile (optional) Fax number (option -Mail address f available)	Europe Ltd, 1 Chadwick hester F etails 's	s Depot, Col	lingham Stree	t, Cheethamhill,
S&D Leisure Post town Manc 7. Other contact de Telephone number Daytime Evening (optional) Mobile (optional) Fax number (optional) Fax number (optional) I dayailable) Alternative addres	Europe Ltd, 1 Chadwick thester Fetails	s Depot, Col	lingham Stree	t, Cheethamhill,
S&D Leisure Post town Manc 7. Other contact de Telephone number Daytime Evening (optional) Mobile (optional) Fax number (optional) -Mail address f available) Alternative addred ddress to correspond	Europe Ltd, 1 Chadwick thester F etails ss for correspondence (if yound with you)	s Depot, Col	lingham Stree	t, Cheethamhill,

9. Alternative contact details	(if appl	icable)
Telephone numbers: Daytime		
Evening (optional)		
Mobile (optional)		
Fax number (optional)		
E-Mail address (if available)		
2. The premises		
Please give the address of the		lises where you intend to carry on the licensable activities ed description (including the Ordnance Survey references)
Herrington Country Park. DH4 7EL	Cheste	er Road, Penshaw. Sunderland. Tyne & Wear.
		mises certificate have effect in relation to the premises (or ase enter the licence or certificate number below.
Premises licence number		
Club premises certificate nur	nber	
		remises at this address or intend to restrict the area to e a description and details below. (Please read note 3)
qualified staff to make sur	re alco	ar. It will be an enclosed area and supervised by SIA hol is kept within the footprint of the enclosure.
Please describe the nature of	f the pre	emises below. (Please read note 4)
inside for up 60 and stand seat up to 100. Internal ar	ling roo	xternal and internal serving areas. Fixed seating om for up to 40. External fenced beer garden to mal recorded CCTV and SIA certified personnel
Please describe the nature of	the eve	ent below. (Please read note 5)
To provide drink and refre set-up and operation	shmen	ts to fairground workers after hours of fairground

2 The Proposition of the			
The licensable activities			
Please state the licensable activitie licensable activities you intend to care	s that you intenderry on). (Pleas	d to carry on at the premis e read note 6)	ses (please tick all
The sale by retail of alcohol			M
The supply of alcohol by or on beha member of the club	alf of a club to,	or to the order of, a	
The provision of regulated entertain	ment		
The provision of late night refreshm	ent		M
Are you giving a late temporary eve	nt notice? (Plea	ase read note 7)	
Please state the dates on which you licensable activities. (Please read n		these premises for	
Wednesday 26 th June – Sunday	30th June		
Please state the times during the ev (please give times in 24 hour clock).	ent period that (Please read r	you propose to carry on lic note 9)	ensable activities
Daily; 12midday to 22.00h opera 22.00h to 02.00h bar oper	ating a strict (n to showmen	Challenge 25 policy only	
Please state the maximum number of to allow to be present at the premise carry on licensable activities, including (Please read note 10)	es during the tin ng any staff, on	nes when you intend to	206
If the licensable activities will include alcohol, please state whether the su	pplies will be	On the premises only	
for consumption on or off the premis (please tick as appropriate). (Please	es, or both read note 11)	Off the premises only	
		Both	
4. Personal licence holders (Please	read note 12)		
Do you currently hold a valid persona			Yes No
(Please tick)			
If "Yes" please provide the details of	your personal I	icence below.	
Issuing licensing authority			
Licence number			
Date of issue			
Date of expiry			
Any further relevant details			

5. Previous temporary event notices you have given (Please read note 13 that apply to you)	and ti	ck the boxes
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 number of temporary event notices (including the number of late temporary event notices, if any) you have given for events in that same calendar year	One	
Have you 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 □
Associates and business colleagues (Please read note 14 and tick the b you)	oxes t	hat apply to
Has any associate of yours 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?	Yes	No M
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
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?	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 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?	Yes	0×
7. Checklist (Please read note 15)	-	
I have: (Please tick the appropriate boxes)		DI
Sent at least one copy of this notice to the licensing authority for the area in which the premises are situated		
Sent a copy of this notice to the chief officer of police for the area in which the premises are situated	9	
Sent a copy of this notice to the local authority exercising environmental healt functions for the area in which the premises are situated	th	
If the premises are situated in one or more licensing authority areas, sent at le	east	
one copy of this notice to each additional licensing authority If the premises are situated in one or more police areas, sent a copy of this not each additional chief officer of police	otice	
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	of	
Made or enclosed payment of the fee for the application		M
Signed the declaration in Section 9 below		M

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

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.

Date 22/05/2013

Name of Person signing

Stanley Reeves

For completion by the licensing authority

Acknowledgen	nent (Please read note 18)	
I acknowledge rece	eipt of this temporary event notice.	-
Signature	J Te ~ On behalf of the licensing authority	
Date	7 SONE 20.3	
Name of Officer signing	Thomas TELIER	