

**SUPPORTING
INFORMATION
SUBMITTED BY
ENVIRONMENTAL
HEALTH**

Application for Review of Premises Licence PRM21118, Common Plantation, Leethwaite, Santon Lane, Santon

Information submission by Environmental Health for Hearing at Licensing (Activities) Sub-Committee Dated 24 July 2017

1. Summary

- 1.1 The representation to be presented on behalf of Environmental Health has been prepared by Annie Ward, Environmental Health (Commercial). Her qualifications include the Institute of Acoustics Post-graduate Diploma in Acoustics and Noise Control and the Certificate of Competence in Environmental Noise Measurement.
- 1.2 The “*Party in the Pines*” outdoor music events have resulted in **public nuisance** caused by unacceptable noise disturbance for local residents due to the playing of amplified music over a number of years.
- 1.3 The Environmental Health Department applied for the review of this premises licence on 24 February 2016. The licensing sub committee heard the application on 14 April 2016. The sub committee unanimously agreed to modify the licence to include noise conditions to ensure that the impact of noise on nearby residents and neighbouring properties would be satisfactorily reduced. The conditions were derived from relevant guideline documents¹ and British Standards². A copy of the decision record and licensing conditions are attached as Appendix A. These conditions were included in Annex A of the premises licence for the event Party in the Pines.
- 1.4 Members of the Environmental Health Department attended the event Party in the Pines on 06 August 2016 to monitor for compliance with the licensing conditions in Annex A of the premises licence. A copy of the monitoring location, calibration certificates of the Sound Level Meter (SLM) and calibrator and details of personnel undertaking the monitoring is attached as Appendix B. The licensing conditions were breached throughout the event. A summary of the extent of these breaches and a summary as to their meaning is attached as Appendix C. The Environmental Health Department are of the opinion that the event Party in the Pines gave rise to a public nuisance, in contravention to the licensing objective. A definition of public nuisance is attached as Appendix D.
- 1.5 Further to this, evidence in relation to the breach of licence conditions was provided to the Licensing Department upon request. This was to be used as evidence in the prosecution of Mr Gary Hird for the licensing condition breaches at the event Party in the Pines which took place on the 06 August 2016.
- 1.6 During the scrutiny of the prosecution evidence by the licensing team it was identified that the wording of the condition was considered to be unclear. In particular this referred to the use of the word façade and the discrepancy between its meaning in acoustic terminology and the English language.

- 1.7 It was agreed that the wording of the noise licensing conditions required varying to provide clarity and precision on its meaning. The applicant was contacted by the licensing department to advise he submit a minor variation to reflect the change of wording required. No minor variation application has been received to date. The current licence conditions in Annex 3 of the premises license is considered to be unclear and ambiguous.
- 1.8 Under the Licensing Act 2003 section 51 (1) the Environmental Health Department as a responsible authority are calling the licence in for review, as the event did not meet the licensing objective of the prevention of public nuisance. Evidence for the presence of public nuisance is presented in Appendix C.
- 1.9 The Environmental Health Department have therefore applied to review the premises licence for the event Party in the Pines and modify the existing licensing conditions. In order to draft the amended conditions, this department has considered the following aspects including the opinion of the licensing department, noise monitoring data and the professional opinion of the officers. A summary of the proposed conditions is attached as Appendix E.

APPENDIX A

DECISION AND REASONS OF THE SUB COMMITTEE

Application for the review of a premises licence, Common Plantation, Leethwaite, Santon Lane, Santon, Scunthorpe

The Meeting was held at the Civic Centre, Scunthorpe on 14 April 2016

The sub-committee has unanimously agreed to modify the conditions on the licence, namely –

- a) That the number of amplified music events be restricted to only one day in any calendar year.
- b) That the terminal hour for the event be 23:00 hours.
- c) That the total cumulative noise levels from licensed activities on site shall not exceed the following levels at 1 metre from the façade of Haverholme House care home:
 - 45dB $L_{Aeq,15\text{ minutes}}$
 - 60dB L_{Amax}
 - $L_{eq,5min}$ level in the 63Hz and 125Hz octave bands to show no more than +3dB increase when compared with the representative $L_{eq,5min}$ level in the 63Hz and 125Hz octave bands measured from the same position, under the same conditions and during a comparable period with no entertainment taking place.
- d) That the premises licence holder undertake noise and safety perimeter checks on an hourly basis, which are to be recorded and made available for inspection as and when requested by any responsible authority.

This is to adhere to the public nuisance licensing objective.

These conditions will ensure that the level of noise being created from the premises will satisfactorily reduce the impact of noise on nearby residents and neighbouring properties.

APPENDIX B
Location Maps

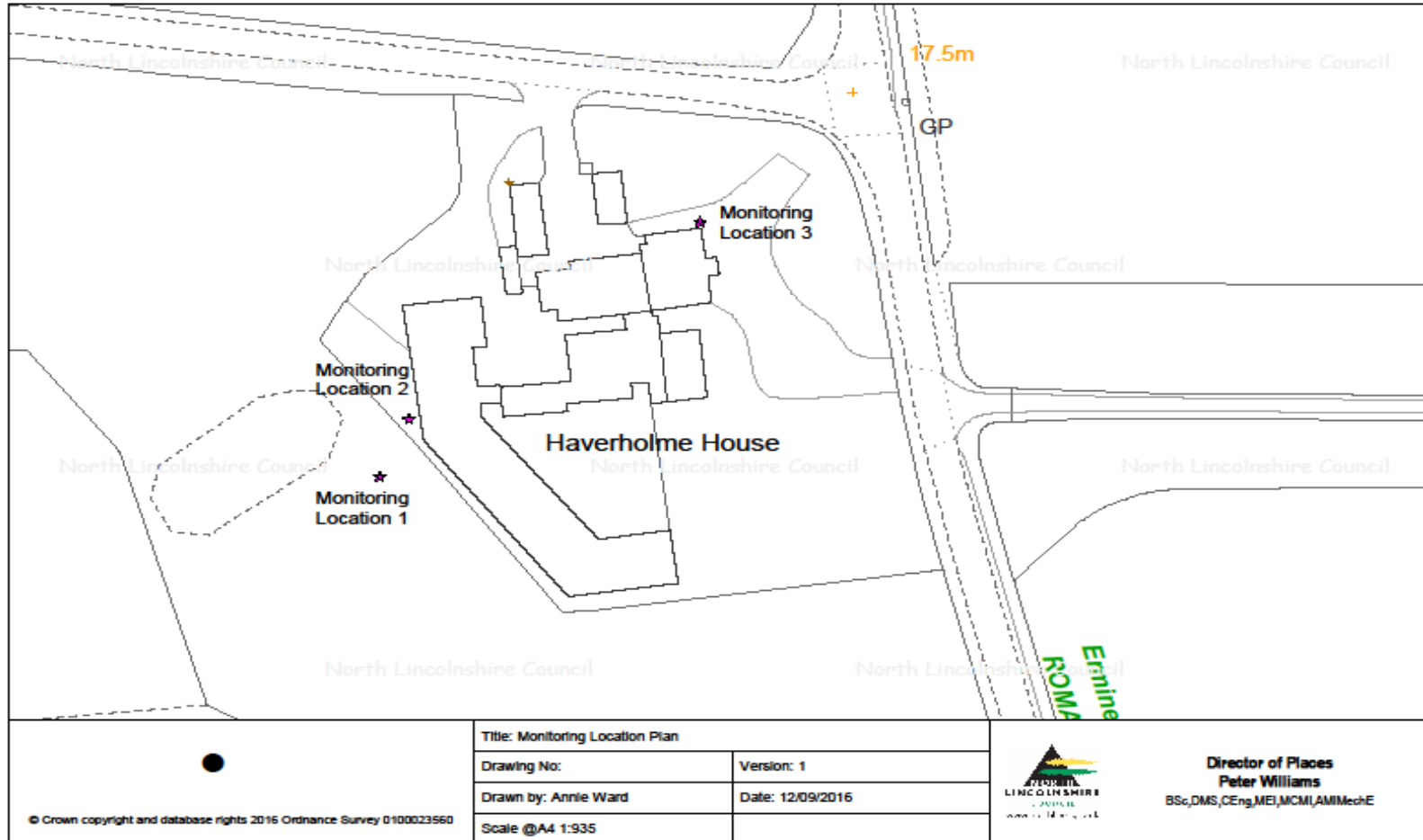


Figure 1: Monitoring Locations for Noise Monitoring on 06 August 2016 for the event Party in the Pines.

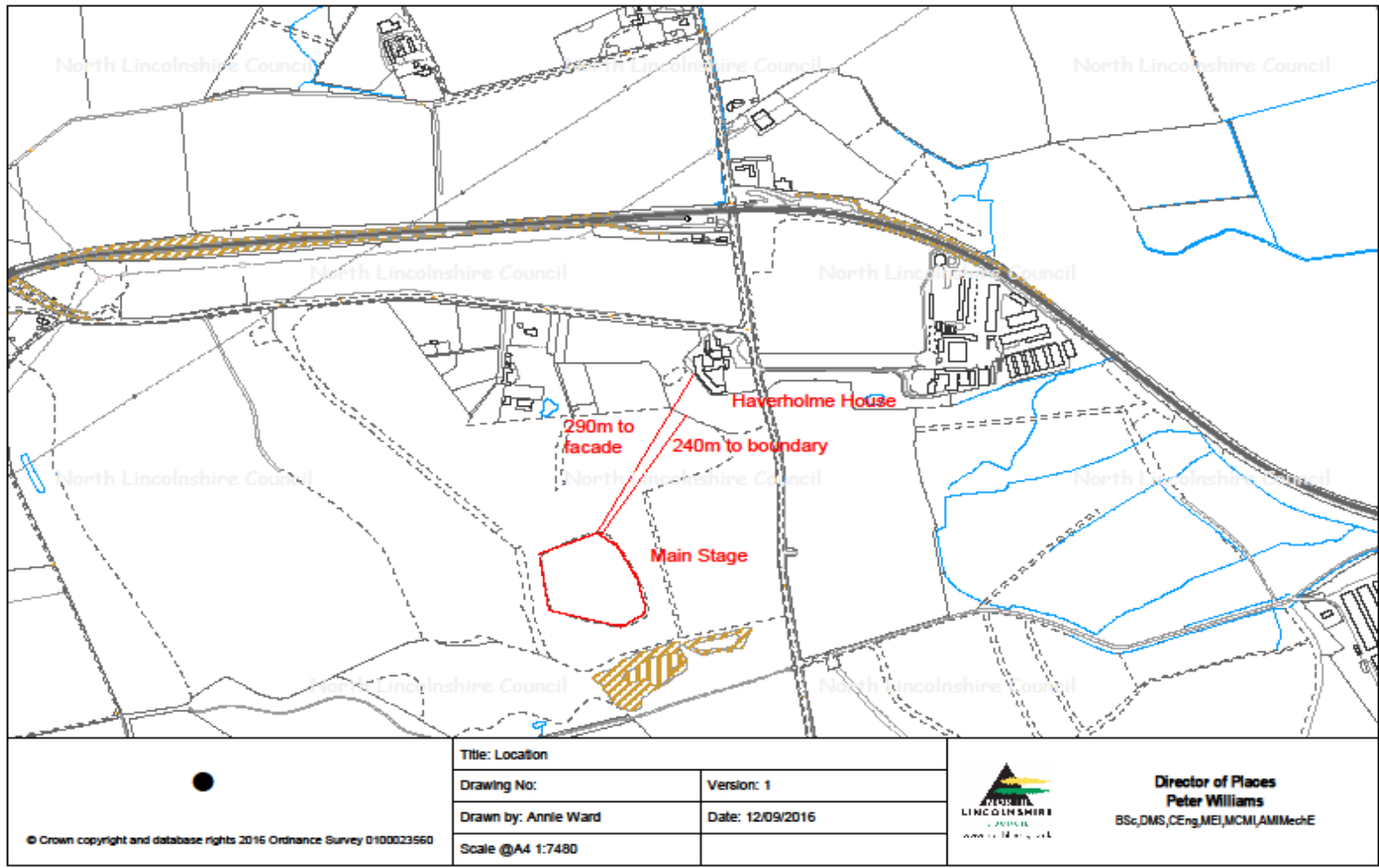


Figure 2: Location of main stage in relation to Haverholme House Care Home.

Calibration Certificates

Campbell Associates Ltd
 5b Chelmsford Road Industrial Estate
 GREAT DUNMOW, CM6 1HD, England
www.campbell-associates.co.uk
info@campbell-associates.co.uk
 Phone 01371 871030 Facsimile 01371879106



Certificate number: U21999

Certificate of Calibration and Conformance

Test object: Sound Calibrator
Manufacturer: Brüel and Kjær
Type: 4231
Serial no: 2637518

Customer: North Lincolnshire Council
Department: Environmental Health
Address: Church Square House,
 30 - 40 High Street, Scunthorpe,
 Lincolnshire, DN15 6NL.

Contact Person: Annie Ward
Order No: CSH20391/R193574

Measurement Results:	Level	Level Stability	Frequency	Frequency Stability	Distortion
1:	94.01 dB	0.01 dB	999.97 Hz	0.00 %	0.34 %
2:	94.01 dB	0.01 dB	999.97 Hz	0.00 %	0.37 %
3:	94.01 dB	0.01 dB	999.97 Hz	0.00 %	0.34 %
Result (Average):	94.01 dB	0.01 dB	999.97 Hz	0.00 %	0.35 %
Expanded Uncertainty:	0.10 dB	0.02 dB	1.00 Hz	0.01 %	0.10 %
Degree of Freedom:	>100	>100	>100	>100	>100
Coverage Factor:	2.00	2.00	2.00	2.00	2.00

The stated level is relative to 20µPa. The level is traceable to National Standards.
 The stated level is valid at reference conditions. The following correction factors have been applied during the measurement: Pressure: 0.00008 dB/kPa; Temperature: 0.0015 dB/°C; Relative humidity: 0.001 dB/%RH; Load volume: 0.0003 dB/mm³.
 The reported expanded uncertainty of measurements is based on a standard uncertainty multiplied by the coverage factor of k=2, providing a level of confidence of approximately 95%. Where the degrees of freedom are insufficient to maintain this confidence level, the coverage factor is increased to maintain this confidence level. The uncertainty has been determined in accordance with UKAS requirements.
 Records: K1C AC Calibration\Nor-1504\Nor-1018 CalCal(2018)\BNK4231v1_2637518_M1.mnf

Environmental conditions: Pressure: 101.325 kPa; Temperature: 23.0 °C; Relative humidity: 50 %RH
Reference conditions: Pressure: 101.325 kPa; Temperature: 23.0 °C; Relative humidity: 50 %RH
Measurement conditions: Pressure: 100.247 ± 0.041 kPa; Temperature: 22.4 ± 0.2 °C; Relative humidity: 58.4 ± 2.8 %RH

Date received for calibration: 23/06/2018
 Date of calibration: 23/06/2018
 Date of issue: 29/06/2018
 Engineer

Supervisor: 
 Palanivel Marappan, B.Eng(Hons), M.Sc.

 Darren Batten, TechIOA

This certificate is issued in accordance with the laboratory accreditation requirements of the United Kingdom Accreditation Service. It provides traceability of measurement to recognised national standards, and to the units of measurement realised at the National Physical Laboratory or other recognised national standards laboratories. This certificate may not be reproduced other than in full without the prior written approval of the issuing laboratory.

TecDoc PC v2.7

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Figure 3: Calibration Certificate for B&K 4231 Calibrator, date of calibration 29/6/16 valid for 1 year

Campbell Associates Ltd
 5b Chelmsford Road Industrial Estate
 GREAT DUNMOW, Essex, GB-CM6 1HD
www.campbell-associates.co.uk
 Phone 01371 871030 Facsimile 01371879106



**Certificate of Calibration
 and Conformance**

Certificate Number:- U19117

Test object: Sound Level Meter, BS EN IEC 61672-1:2003 Class 1 (Precision)
Manufacturer: Brüel and Kjær
Type: 2250
Serial no: 2579779

Customer: North Lincolnshire Council
Department: Environmental Protection.
Address: Church Square House, Scunthorpe,
 Lincolnshire, DN15 6XQ
Contact Person: Thomas Ellerton.

Method :
 Calibration has been performed as set out in CA Technical Procedures TP01 & 02 as appropriate. These are based on the procedures for periodic verification set out in BS EN IEC 61672-3:2006. Results and conformance statement are overleaf and detailed results are in the attached Test Report.

	Producer:	Type:	Serial No:	Certificate number
Microphone	Brüel & Kjær	4189	2726008	19116
Calibrator*	Brüel and Kjær	4231	2637518	U19115
Preamplifier	Brüel & Kjær	ZC0032	6179	Included

Additional items that also have been submitted for verification

Wind shield None
 Attenuator None
 Extension cable None

These items have been taken into account wherever appropriate.

Environmental conditions:	Pressure:	Temperature:	Relative humidity:
Reference conditions:	101.325 kPa	23.0 °C	50 %RH
Measurement conditions:	101.62 kPa	21.8 °C	54.1 %RH

Date received : 22/06/2015
 Date of calibration: 26/06/2015
 Date of issue: 29/06/2015

Engineer



 Scott Liffen

Supervisor



 Darren Batten Tech IOA

This certificate is issued in accordance with the laboratory accreditation requirements of the United Kingdom Accreditation Service. It provides traceability of measurement to recognized national standards, and to the units of measurement realized at the National Physical Laboratory or other recognized national standards laboratories. This certificate may not be reproduced other than in full, except with the prior written approval of the issuing laboratory.

Figure 4: Calibration Certificate for B&K 2250 Sound Level Meter, date of calibration 26/06/15 valid for 2 years

Personnel Undertaking Noise Monitoring on 06 August 2016

Leanne Kyte – Environmental Health Officer, Environmental Health (Commercial)
Holds the Institute of Acoustics Certificate of Competency in Environmental Noise Measurement

Annie Ward – Technical Officer, Environmental Health (Commercial)
Holds the Institute of Acoustics Post Graduate Diploma in Acoustics & Noise Control and the Institute of Acoustics Certificate of Competency in Environmental Noise Measurement

APPENDIX C

Presence of Public Nuisance

Officers from the Environmental Health Department attended the event Party in the Pines on 06 August 2016 to check compliance with the noise conditions in Annex 3 of the premises licence to ensure compliance with the licensing objective prevention of public nuisance.

A brief summary of the terminology used within the noise conditions is provided below:

- The LAeq,15 minutes represents the A-weighted equivalent continuous sound level over a 15 minute period, more commonly recognized as the average over 15 minutes.
- The LAmax is the maximum A-weighted sound pressure level logged at one second intervals over the measurement period, more commonly recognized as the highest recorded level over the measurement period.
- The Leq,5 minutes in the 63Hz and 125Hz represents the equivalent continuous sound level over a 5 minute period in the 63Hz and 125Hz octave bands. These frequency bands were chosen as they represent low frequency noises which can be particularly disturbing from music with excessive bass.

The noise monitoring data collected demonstrates that the noise licensing conditions were breached throughout the event. This was particularly prevalent whilst the headline act performed from 22:00 – 23:00 with breaches of the LAeq, 15 minutes in excess of 19.2dB, LAmax 15.7dB and Leq, 5 minute 16.0dB (63Hz) and 20.7dB (125Hz). A summary as to the extent of the breaches is provided in Appendix C.

Tables to Demonstrate Breaches of Licensing Conditions

Table 1: Breaches of licensing condition 45dB LAeq, 15minutes

	15 Minute Time Interval	The cumulative noise levels from licensed activities on site shall not exceed the following levels at 1m from the façade of Haverholme House Care Home: 45dB LAeq,15 minutes
Monitoring Location 1	20:09 – 20:25	55.9dB (exceeded by +10.9dB)
	20:36 – 20:51	48.0dB (exceeded by +3.0dB)
	21:00 – 21:15	55.7dB (exceeded by +10.7dB)
	21:22 – 21:35	N/A (monitored for 13 minutes 44 seconds so cannot calculate LAeq,15 minutes)
	21:37 – 21:52	N/A (monitored for 11 minutes 33 seconds so cannot calculate LAeq,15 minutes)
Monitoring Location 2	21:56 – 22:11	60.0dB (exceeded by +15.0dB)
	22:14 – 22:31	64.2dB (exceeded by +19.2dB)
Monitoring Location 3	22:36 – 22:46	N/A as influenced strongly by road traffic on the nearby B1207

Table 2: Breaches of licensing condition 60dB LAmax

	15 Minute Time Interval	The cumulative noise levels from licensed activities on site shall not exceed the following levels at 1m from the façade of Haverholme House Care Home: 60dB LAmax
Monitoring Location 1	20:09 – 20:25	61.9dB at 20:15:20 (exceeded by +1.9dB) 60.8dB at 20:18:00 (exceeded by +0.8dB) 60.8dB at 20:19:00 (exceeded by +0.8dB)
	20:36 – 20:51	61.4dB at 20:50:56 (exceeded by +1.4dB) 61.9dB at 20:50:57 (exceeded by +1.9dB) 60.9dB at 20:51:48 (exceeded by +0.9dB)
	21:00 – 21:15	61.4dB at 21:03:25 (exceeded by +1.4dB) 62.7dB at 21:06:09 (exceeded by +2.7dB) 61.7dB at 21:07:02 (exceeded by +1.7dB) 66.6dB at 21:07:09 (exceeded by +6.6dB) 62.0dB at 21:11:20 (exceeded by +2.0dB) 61.2dB at 21:14:43 (exceeded by +1.2dB)
	21:22 – 21:35	62.2dB at 21:24:37 (exceeded by +2.2dB) 63.2dB at 21:24:44 (exceeded by +3.2dB) 61.1dB at 21:26:53 (exceeded by +1.1dB) 61.0dB at 21:27:21 (exceeded by +1.0dB) 63.3dB at 21:27:33 (exceeded by +3.3dB) 60.9dB at 21:27:35 (exceeded by +0.9dB) 60.8dB at 21:31:08 (exceeded by +0.8dB)
	21:37 – 21:52	No breaches
Monitoring Location 2	21:56 – 22:11	62.4dB at 21:56:19 (exceeded by +2.4dB) 62.5dB at 21:57:11 (exceeded by +2.5dB) 62.7dB at 22:00:51 (exceeded by +2.7dB) 67.2dB at 22:04:04 (exceeded by +7.2dB) 66.2dB at 22:04:48 (exceeded by +6.2dB) Exceeded continuously from 22:05:04 – 22:07:00 75.7dB at 22:09:05 (exceeded by +15.7dB) 72.9dB at 22:11:52 (exceeded by +12.9dB)
	22:14 – 22:31	Exceeded continuously from 22:15:20 – 22:16:30 72.4dB at 22:18:39 (exceeded by +12.4dB) Exceeded continuously from 22:20:10 – 22:21:40 75.0dB at 22:23:44 (exceeded by +15dB) Exceeded continuously from 22:26:00 – 22:28:30 73.0dB at 22:26:29 (exceeded by +13.0dB)
Monitoring Location 3	22:36 – 22:46	N/A as influenced strongly by nearby road traffic on the B1207

Table 3: Breaches of licensing condition LAeq, 5 minutes in the 63Hz and 125Hz octave bands

	5 Minute Time Interval	The cumulative noise levels from licensed activities on site shall not exceed the following levels at 1m from the façade of Haverholme House Care Home:	
		Leq, 5min level in the 63Hz and 125Hz octave bands to show no more than +3dB increase when compared with the representative Leq, 5 min level in the 63Hz and 125Hz octave bands when measured from the same position under the same conditions and during a comparable period with no entertainment taking place. (It should be noted that this condition does not specify a level however the Licence Holders noise report for Haverholme House on 25 November 2015, 20:30 -23:00 were: 63Hz Leq 46-48dB, 125Hz Leq 39-40dB).	
		63Hz	125Hz
Monitoring Location 1	20:12 – 20:17	67.2dB (exceeded by +19.2dB)	53.2dB (exceeded by +13.2dB)
	20:45 – 20:50	65.0dB (exceeded by +17.0dB)	46.0dB (exceeded by +6.0dB)
	21:07 – 21:12	67.8dB (exceeded by +19.8dB)	49.8dB (exceeded by +9.8dB)
	21:24 – 21:29	66.3dB (exceeded by +18.3dB)	51.3dB (exceeded by +11.3dB)
	21:38 – 21:43	68.6dB (exceeded by +20.6dB)	52.9dB (exceeded by +12.9dB)
Monitoring Location 2	22:04 – 22:09	62.4dB (exceeded by +14.4dB)	58.0dB (exceeded by +18.0dB)
	22:15 – 22:20	64.0dB (exceeded by +16.0dB)	60.7dB (exceeded by +20.7dB)
Monitoring Location 3	22:36 – 22:46	N/A as influenced strongly by nearby road traffic on the B1207	N/A as influenced strongly by nearby road traffic on the B1207

APPENDIX D

Definition of Public Nuisance from the Revised Guidance Issued under Section 182 of the Licensing Act 2003 (April 2017)³

Public nuisance

The 2003 Act enables licensing authorities and responsible authorities, through representations, to consider what constitutes public nuisance and what is appropriate to prevent it in terms of conditions attached to specific premises licences and club premises certificates. It is therefore important that in considering the promotion of this licensing objective, licensing authorities and responsible authorities focus on the effect of the licensable activities at the specific premises on persons living and working (including those carrying on business) in the area around the premises which may be disproportionate and unreasonable. The issues will mainly concern noise nuisance, light pollution, noxious smells and litter.

Public nuisance is given a statutory meaning in many pieces of legislation. It is however not narrowly defined in the 2003 Act and retains its broad common law meaning. It may include in appropriate circumstances the reduction of the living and working amenity and environment of other persons living and working in the area of the licensed premises. Public nuisance may also arise as a result of the adverse effects of artificial light, dust, odour and insects or where its effect is prejudicial to health.

APPENDIX E

Summary of the Proposed Conditions

1. That the number of amplified music events be restricted to only one day in any calendar year.
2. That the terminal hour for the event be 23:00 hours.
3. That the total cumulative noise levels (using all of the data gathered) from licensed activities on site shall not exceed the following levels identified in A to C below at any noise sensitive receptor, when measured 1 meter from the building elevation facing the event.
 - A. 45dB $L_{Aeq,15 \text{ minutes}}$
 - B. 60dB L_{Amax} and
 - C. $L_{eq,5min}$ level in the 63Hz and 125Hz octave bands to show no more than +3dB increase when compared with 46-48dB $L_{eq,5min}$ 63Hz octave band and 39-40dB $L_{eq,5min}$ 125Hz octave band measured during the noise impact assessment by S.&D. Garritt Ltd dated 4/12/15 enclosed in Appendix 1.
4. The premises licence holder shall engage a competent person to undertake a noise assessment during the event to demonstrate compliance with condition 3 (parts A, B and C). The assessment shall be undertaken during suitable weather conditions (in accordance with best practice) using a Class 1 sound level meter which is calibrated before and after each measurement set. The competent person shall be a member of the Institute of Acoustics. The competent person shall inform the license holder within 15 minutes of becoming aware of noise conditions being exceeded to ensure that noise levels from the event can achieve the noise limits required by condition 3 parts A, B and C. As a minimum, noise shall be monitored from 21.00 hrs until the event ceases at 23.00hrs.
5. The chosen noise consultant shall be required to liaise with North Lincolnshire Council Environmental Health department 14 days prior to the event, to agree their proposed monitoring schedule on the night of the event. Any proposed noise monitoring locations that will enable compliance with condition 3 shall be agreed in writing by North Lincolnshire Council. Communication shall be via environmental.health@northlincs.gov.uk. North Lincolnshire Council may arrange to carry out tandem noise monitoring on the night of the event at any noise sensitive receptor.
6. Noise data collected during the event shall be submitted to the council within 14 days of the event. The report shall provide an executive summary readable by a non technical specialist. The report shall clearly identify whether or not condition 3 (parts A, B and C) has been complied with. In cases where non-compliance has occurred, the report shall discuss the significance of the impact taking into account duration and noise measurement levels taken.

This is to adhere to the public nuisance licensing objective.

These conditions will ensure that the level of noise being created from the premises will satisfactorily reduce the impact of noise on nearby residents and neighbouring properties.

APPENDIX 1

Noise Impact Assessment, Written by S.&D. Garritt Ltd. Dated 04 December 2015, Page 8 Relevant Background Sound Measurements for 63 and 125Hz Frequency Bands

S. & D. Garritt Ltd.

Noise & Vibration
Design & Consultancy

Vicarage Cottage, High Street, Wadworth, Doncaster DN11 9BG. Tel: 01302 854303 contact@sdgarritt.co.uk

NOISE IMPACT ASSESSMENT

of

**PROPOSED OUTDOOR MUSIC EVENT
"PARTY IN THE PINES",**

at

**COMMON PLANTATION,
LEETHWAITE,
SANTON LANE,
APPLEBY
DN15 0DE.**

Date of measurements: 25th November 2015

Date of report: 4th December 2015

Prepared for: Gary Hird
[gazhird@live.co.uk]

4.0 Background Sound Measurements

Background sound levels were measured outdoors at the three nearest receptors to the proposed venue during the daytime of 25th November 2015 from 20.30 to 23.00 hours. Measurement positions were used at:

1. Haverholme House Care Home
2. Farms and dwellings to the immediate northwest of the venue
3. Farm at 1000m south of the venue.

Haverholme House

Measurement	63Hz L _{eq}	125Hz L _{eq}	dBA L _{eq}	dBA L ₉₀
Sample 1	46.2	40.0	31.5	29.2
Sample 2	46.7	39.1	30.7	28.8
Sample 3	47.6	39.8	32.9	30.6
Typical Range	46-48 dB L _{eq}	39-40 dB L _{eq}	31-33 dBA L _{eq}	29-31 dBA L ₉₀

Farm to NW

Measurement	63Hz L ₉₀	125Hz L ₉₀	dBA L ₉₀	dBA L ₉₀
Sample 1	46.3	43.1	34	31.8
Sample 2	46.5	41.6	32.4	31.4
Sample 3	46.3	40.6	32.5	31.2
Typical Range	46-47 dB L ₉₀	40-43 dB L ₉₀	32-34 dBA L ₉₀	31-32 dBA L ₉₀

Farm to SE

Measurement	63Hz L _{eq}	125Hz L _{eq}	dBA L _{eq}	dBA L ₉₀
Sample 1	46.8	43.1	36.8	34.8
Sample 2	46.9	42.6	36.6	34.2
Sample 3	45.6	43.2	34.8	31.8
Typical Range	45-47 dB L _{eq}	42-43 dB L _{eq}	35-37 dBA L _{eq}	32-34 dBA L ₉₀

The ambient temperature during the survey was around 5-7°C, there was no rain or wind and cloud cover was low. During all background measurement periods road traffic was the only sound source affecting all positions.

All measurements were taken using a Bruel & Kjaer type 2260 precision sound analyser for which current calibration certificates are held.

References

1. *Guidelines for Community Noise. Berglund, B., Lindvall, T. & Schwela, D.H., World Health Organisation, 1999.*
2. *BS 8233:2014 Guidance on sound insulation and noise reduction for buildings. British Standards Institution, 2014.*
3. *Revised Guidance Issued under Section 182 of the Licensing Act 2003, 2017.*

**SUPPORTING
INFORMATION
SUBMITTED BY
LICENSING
AUTHORITY**

COUNTER NOTICE

LICENSING ACT 2003 – REVIEW OF A PREMISES LICENCE –
COMMON PLANTATION, LEETHWAITE, SANTON LANE, SANTON

(please return this counter notice as a matter of urgency)

To: North Lincolnshire Council, Head of Democratic Services
Civic Centre, Ashby Road, Scunthorpe, North Lincolnshire, DN16 1AB

From: (Applicant for the Review / Premises Licence Holder / Responsible Authority) (name and address) (please print)

NORTH LINCOLNSHIRE COUNCIL - LICENSING
AUTHORITY

I confirm that I have received the Notice of Hearing for the meeting on 24 July 2017, commencing at 10 am at the Civic Centre, Scunthorpe, together with a copy of the procedure which is to be adopted at the Hearing.

Please tick box as appropriate

- 1. I shall be attending the hearing
- 2. I shall not be attending the hearing because ¹
- 3. I do not consider a hearing to be necessary because ²
- 4. I intend to be represented at the hearing by ³(name of representative)

¹ See point 3 of the attached Information
² See point 7 of the attached Information
³ See point 1 of the attached Information

5. I request permission for the following supporting person(s) to appear at the hearing⁴:

Name of person(s):

Point(s) the person(s) will be covering:


6. I consider that the application can be dealt with on the date of the hearing

I do not consider that the application can be dealt with on the date of the hearing and would request an adjournment on the following grounds⁵

.....
.....
.....
.....

7. I enclose the full written statements of evidence upon which I intend to rely

Dated the 17 day of July 2017

Signed  [Applicant for the Review / Responsible Authority / Premises Licence Holder]

Contact address: Church Square House, Scunthorpe

Telephone number: 01724 297750

⁴ Evidence given by supporting persons must be seen to assist the authority in relation to the application. Also see point 4, footnote 2 of the attached Information

⁵ See point 6 of the attached Information

Tel: (01724) 297750/297592- Fax: (01724) 297692
Email: licensing@northlincs.gov.uk

Ref: NB/LVZ/PRM21118
Date: 21 March 2017

Mr Gary Hird
Leethwaite
Santon Lane
Santon
North Lincolnshire
DN15 0DE



Peter Williams BSc, DMS, CEng, MEI, MCMI, AMIMechE

Director of Places
PO Box 42
Church Square House
High Street
Scunthorpe
North Lincolnshire
DN15 6XQ

Dear Mr Hird

Licensing Act 2003
Re: Common Plantation, Santon Lane, Santon

I refer to the event known as Party in the Pines that was held on 6 August 2016. As you know, the event has been investigated for a possible breach of the licence conditions.

A decision has now been made as to the outcome of the investigation. In order to discuss the matter further you are invited to attend a meeting at Church Square House, Scunthorpe on Thursday 30 March 2017 at 15:00 hrs.

Also in attendance will be Nick Bramhill, Licensing Manager.

Should you be unable to attend or wish to discuss this matter further please contact the Licensing Division.

Yours sincerely

Ms Narelle Plowright
Licensing Officer

Tel: (01724) 297750 - Fax: (01724) 297692
Email: licensing@northlincs.gov.uk

Ref: NB/LVZ/PRM21118
Date: 19 April 2017

Mr Gary Hird
Leethwaite
Santon Lane
Santon
Appleby
DN15 0DE

Dear Mr Hird

Licensing Act 2003
Re: Common Plantation, Santon Lane, Santon

I refer to the meeting held on 30 March 2017, at which we discussed the event last year and the following investigation. During the meeting, it was suggested that you submit a Minor Variation application to make some amendments to your licence.

The amendments that were suggested are as follows:

- To amend the current plan and move the stages to the dipped area and ensure that appropriate noise controls are in place.
- To amend the wording on the noise condition to make it clearer as to where the readings are to be taken from. It has been suggested that the word *facia* should be replaced with *boundary*.
- To amend the wording on the Event Safety Advisory Group (ESAG) condition so that the event management plan also has to be to the satisfaction of the group.
- To consider searches to people attending the event on re-entry. It was noted that some glass was found on the site and this should be reduced to a minimum.
- To adopt a drugs policy and have robust measures in place to address the use of drugs at the event.

A copy of the Minor Variation application form is included should you agree with the proposed changes. As discussed, it is entirely up to you whether you make these changes or not.

The safety and welfare of people attending the event is of paramount importance as is the need to reduce the impact on neighbouring properties. I would also suggest that ESAG Form and management plan be submitted at the earliest opportunity, giving at least 6-9 months notice.

Should you wish to discuss this matter further please contact the Licensing Team.

Yours sincerely

Ms Narelle Plowright
Licensing Officer



www.northlincs.gov.uk

Peter Williams BSc, DMS, CEng, MEI, MCMI, AMIMEchE

Director of Places

PO Box 42

Church Square House

High Street

Scunthorpe

North Lincolnshire

DN15 6XQ

Tel: 01724 297750/Fax: 01724 297692
E Mail: licensing@northlincs.gov.uk

Ref: NB/LL8/PRM21118
Date: 29 December 2016



www.northlincs.gov.uk

Mr Gary Hird
Common Plantation
Leethwaite
Santon Lane
Santon
Appleby
DN15 0DE

Peter Williams BSc, DMS, CEng, MEI, MCMI, AMIMechE

Director of Places
PO Box 42
Church Square House
High Street
Scunthorpe
North Lincolnshire
DN15 6XQ

Dear Mr Hird

Licensing Act 2003 – Suspension of Premises Licence
Re: Common Plantation, Leethwaite, Santon Lane, Santon, Appleby, North Lincolnshire, DN15 0DE

Further to the letter sent to you on 5 December 2016, you have failed to pay the annual fee in accordance with section 55(2) of the Licensing Act 2003. Therefore, your licence was suspended in accordance with section 55A of the Act on 1 January 2017.

As the said licence is now suspended- you must not carry out any regulated activities until the full fee of **£70.00** is paid and the suspension has been lifted. Should you be found to be carrying out regulated activities- then enforcement action will be taken.

The suspension will be lifted in writing once the fee has been paid in full. This payment should be made as soon as possible at Church Square House between the hours of 09:00 hrs and 16:00 hrs. Please make sure all cheques are crossed and made payable to 'North Lincolnshire Council' and contain the reference- **PRM21118/NEL0039002LICNES2** on the rear of the cheque.

Yours sincerely

Narelle Plowright
Licensing Officer

North Lincolnshire Event Safety Advisory Group (ESAG)

For Office
Use Only
August
2016

Event Notification Form

This notification form should be completed by the person who is responsible for event planning. It should be submitted 6 months in advance if you expect more than 500 people to attend, 3 months if you expect less than 500 people to attend.

Please fill in all RELEVANT areas.

Name of Event: Party in the Pines
Event Location: Leethwaite Sarten Lane Appleby
Date(s) of Event: 5th of August 2017
Public Start Time: 10am

Has this event been held before? Yes/No

1. EVENT ORGANISER

Name and address of Organiser (e.g. Community group, Residents Association, company or individual) if an organisation is being named please provide details of a lead contact person:

Gary Hird.

Previous event experience

Please provide examples of any events that you have had experience of organising in the last 3 years:

7 Festivals at same location.

Organiser's Contact Address (including postcode):

Leethwaite Sarten Lane Appleby
Scunthorpe

Contact telephone numbers: Landline

Mobile

Email Address:

01724 862728

07526 803713

gzhird@lincs.co.uk

2. EVENT DETAILS

Event Description - Please tell us about your proposed event:

Music event.

Will your event involve uniformed military personnel (including cadets) as organisers, attendees or participants?

Yes

No

3. LOCATION OF EVENT, LAND USE AND ACCESS

A scaled site layout or plan is required for this notification. This must include the position of stalls, marquees, arenas, exhibition units, first aid and lost children points, toilets, pedestrian access and egress, car parking and any other relevant items. In respect of races / walks or similar events, a detailed route plan including the location of route marshals is required.

Is the land owned by North Lincolnshire Council? ~~Yes~~/No

If Yes - please provide evidence that the Council has given written permission for you to use the land (a copy of a letter from the Council will do).

If No - Who is the land owner?

Has permission been sought from the land owner?

Yes

No

Date and time required to enter site for site set up

Date and times for site to be cleared and vacated

Is there a possible alternative site?

Yes

No

If yes, where?

Is there a possible alternative date?

Yes

No

If yes, when?

Anticipated Attendance Numbers for event (Factor in previous event history if possible)

(1) At any one time

(2) During the event

Public: 2000

2000

Staff: 50

50

Performers: 50

50

Profile of audience (for example, children and families / football fans / teenagers):

Have you or your organisation held this event before? Yes No

Is this event? One off Recurring

If recurring, how often?

Yearly.

4. EVENT ACTIVITIES

Do you intend to have any of the following? Please tick all relevant boxes.

- | | |
|----------------------------------|--|
| Carnival/procession | <input type="checkbox"/> |
| Fairground or some rides | <input type="checkbox"/> See section 16 |
| Inflatables (e.g. bouncy castle) | <input type="checkbox"/> See section 16 |
| Balloon/lantern launch | <input type="checkbox"/> |
| Live Animals | <input type="checkbox"/> Please give details in 'other' below. |
| Motor vehicles Static display | <input type="checkbox"/> |
| Motor vehicles moving | <input type="checkbox"/> |
| Portable staging | <input checked="" type="checkbox"/> See section 5 |
| Amplified music or PA system | <input checked="" type="checkbox"/> See section 14 |
| Helicopter Operations | <input type="checkbox"/> |
| Gazebo / Marquees | <input checked="" type="checkbox"/> See section 5 |
| Storage or use of gases | <input type="checkbox"/> See section 15 |
| Barrier/fencing | <input checked="" type="checkbox"/> |
| Live entertainment / live music | <input checked="" type="checkbox"/> See section 10 |
| External Power supply | <input type="checkbox"/> |
| Portable generator/s | <input checked="" type="checkbox"/> |
| Portable Toilet provision | <input checked="" type="checkbox"/> |
| Aviation Sport or Display | <input type="checkbox"/> |
| Water supplied by standpoints | <input type="checkbox"/> |
| Alcohol sales | <input checked="" type="checkbox"/> See section 10 |
| Food sales | <input checked="" type="checkbox"/> See section 7 |
| Barbecues / naked flames | <input type="checkbox"/> See section 12 |
| Bonfire | <input type="checkbox"/> See section 12 |
| Fireworks | <input type="checkbox"/> See section 12 |
| Market stalls | <input type="checkbox"/> |
| Athletics/sports field | <input type="checkbox"/> <input type="checkbox"/> |
| Athletics Sports on highway | <input type="checkbox"/> |

Please note that all of these activities are considered to have inherent risks which must be specifically addressed within your risk assessments.

Other: please specify any unique activities for your event e.g. Animals, Parachute drop, Bungee

or Zip lines etc:

5. TEMPORARY DEMOUNTABLE STRUCTURES (TDS) E.G. MARQUEES, GAZEBOS, GANTRIES, STAGING ETC

Please describe in detail the type of TDS you are intending for your event. Please include a brief description, the number of them and their size / dimensions and the name of the professional supplier if known / appropriate.

Small Marquee. 3m x 3m "Argos"
LARGE MARQUEE 10m x 4m "Argos"

6. HIGHWAY AND TRAFFIC IMPLICATIONS

Do you anticipate the need for:

Road closure

Traffic diversion

Do you anticipate the need for:

On street parking restrictions

Car park closure

If you have ticked one of the above please provide full details of locations, dates and times.

Do you intend to use:

Highway directional signs Yes

Banners/posters Yes

Please Note: The Highways Authority reserves the right to remove any unauthorised advertising and to recover the cost incurred from the event organiser.

Event set up vehicles. Please provide details of the number, weight and size of delivery vehicles and/or participating vehicles:

Will vehicles be left on site overnight?

Yes

No

Will there be overnight security on site?

Yes

No

Parking

Is there a need provide event parking for staff and public?

Yes

No

If yes please detail the number of anticipated vehicles how and where this parking is to be achieved (Please include details of this on your site plan if supplied):

1000 cars at 30 acres
Site plan attached to Premises Licence

Per 22102

7. FOOD SAFETY

If you are supplying food to the public for consumption please give details of this below:

If you are intending to provide professional catering then please provide the following details for each caterer. (Please continue on a separate sheet if numerous are attending)

Trading Name	Owners name	Business Address	Local Auth. Registration	Hygiene Rating Scheme score	Nature of food sold	Contact number	email
TBA							

Do you intend to supply the public with water from the mains via a stand point? Yes No

Do you have Hot and Cold water for hand hygiene and cleaning purposes? Yes No

8. WASTE MANAGEMENT

Please identify how refuse will be managed:

Skip.

Toilet Provision: Please give details of toilet provision. If portable toilets are to be hired please state the number and type of units and the name and address of hire company:

10 portaloos.
8 onsite toilets.

9. INSURANCE

Has event insurance been arranged in respect of Public Liability or Third Party risks?

Yes No

A minimum of £5million Public Liability Insurance is required if using NLC land.

£ 5 million PLI? Yes No

Name of insurer *Event Insurance Co. UK*

Please attach a copy of your insurance certificate. Yes No

Please provide all third party public liability certificates yes No

*TBA
TBA*

Note: if your event involves vulnerable groups e.g. children, you should review your insurance with your insurance company as minimum cover may not be appropriate.

10. LICENSING

If you are undertaking any of the following activities you may need to apply for a Temporary Event Notice, a Premises Licence or a Street Trading permit.

- Live or recorded Music outside (e.g. concert) Yes No
- Number attending more than 499 Yes No
- Selling alcohol where an existing premises licence is not in force Yes No
- Boxing or wrestling involved Yes No
- Any licensable activities not subject to a Premises Licence Yes No

If you have ticked yes for any of the following please contact NLC Licensing at 01724 297750 for more information and advice.

11. HEALTH AND SAFETY

Have you completed a Risk Assessment for your Event? Yes No

If yes, is it attached? Yes No

Please provide all risk assessments for significant third parties. Attached? Yes No *TBA*

Event Safety Officer

It is advised that the organiser cannot hold the dual role of safety officer on the event day. Please provide details of your Safety Officer. This person should have competence to meet the needs of your event

Name: *CARY HIRD*

Address:

Contact number: *07526 603713*

Event Control - In an emergency this is where event personnel (stewards) and emergency services

will find the Organiser and Safety Officer

Please describe the agreed physical location for such event control. This must be marked on the site plan

Ticket Desk.

Communication with Public - In the event of emergency, how will vital information be passed to the public?

3 PA'S.

What contingencies do you have if the above stated communication system fails?

Alternative PA'S.

Steward management and training - How are your event stewards trained regarding your emergency evacuation procedures and site management processes for first aid, fire and lost children?

They read and sign document.

12. FIRE RISK ASSESSMENT

If your event takes place in or around any premises, including temporary structures such as marquees or temporary buildings, you must carry out a specific Fire Risk Assessment. Here you will identify all fire hazards and the controls you will use to mitigate these risks. It should include a plan of the building or structure involved in the event.

Has a Fire Risk Assessment been carried out? Yes No

Is the Fire Risk Assessment attached to this form? Yes No

13. FIRST AID PROVISION

Please supply details of your first aid provision or provider for your event. Please note your provision must meet the needs and attendance figures for your event. Also the First Aid personnel must NOT hold any other roles such as lost children and must also be suitably qualified to deliver first aid at a public event. E.g. First aid at work is not suitable for outside events with the public.

Name of provider / providers

Singleton Group.

Number of personnel onsite during event public opening

3.

14. NOISE AND PUBLIC NUISANCE

Please state the times of any amplified tannoy announcement or music being played:

Describe the type of noise e.g. music, announcements etc

Music

From

12 00

To

2 30 e

How far are the nearest people / residents from your event?

Describe what controls are you putting in place to avoid your event 'noise' becoming a nuisance for non-event residents

400 meters.

Sound proofing.
Cardanoid Setup.

BASS STERRINGS.

15. MINORS AND VULNERABLE ADULTS

It is reasonable that at most events minors and/or vulnerable adults may be present. As an organiser you will need to demonstrate what provision you have in place should any of your event staff be presented with a lost child or vulnerable adult.

Please describe your arrangements for managing such a child or person.

Adults only 18+.

Vulnerable adults must have carers.

Appropriate staffing - Where non-professional care workers are being utilised to receive such minors and adults, please state measures that are in place to protect your staff and the received child / person. E.g. DBS certification checks, no lone working policy etc.

*Please note lost children personnel cannot have a dual role such as first aid or security

16. FAIRGROUND RIDES

If you are having fairground rides at you event we recommend you carry out some simple checks

to ensure they meet safety standards.

Please go to <http://www.adips.co.uk/> for advice as to what to check for amusement devices and inflatables and also <http://www.pipa.org.uk/> for specific inflatables. Both systems are endorsed by the HSE.

17. Declaration

- I agree that by submitting this notification form, I am requesting that my notification be considered by ESAG. **Agreed**
- I confirm that the information contained within the notification is accurate to the best of my knowledge and belief. **Confirmed**
- I acknowledge that following consideration of the notification, the ESAG will either have advice for the event organiser or no outstanding issues with the proposed event. **Acknowledged**
- I confirm that it is my responsibility to notify ESAG of any changes to the event once the notification is submitted to ESAG. **Confirmed**
- I understand that the ESAG decision will no longer apply to this event in the absence of notification of any major change/s to the event applied for. **Understood**
- I acknowledge that ESAG have no liability in terms of the management or organisation of my event **Acknowledged**

Name:

GARY HIES

Position

Organiser

Date

15th June 2017.

Please send this completed form, together with any supporting documentation to:

food.safety@northlincs.gov.uk

Food and Safety Team,

PO Box 42, Church Square House, Scunthorpe, North Lincolnshire, DN15 6XQ

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Party in the Pines 5th August 2017

Event Organiser & Licence Holder:
Mr G Hird

Leethwaite, Santon Lane, Appleby, Scunthorpe, DN15 0DE.

Risk Assessment

Identified or potential Hazard	Possible Harm	Possible Solution
Adverse weather - Heavy Rain	Electrocution	-All power supplied via 'Generators With RCB circuit breaker. -Generator earthed using electrodes/rods and tested by electrician. All electrical equipment is undercover. Lighting has approved IP rating. Designed for outdoor use. -
Adverse weather - Heavy Rain Causing slippery surfaces.	Injuries caused by slipping	-Pathways will be rerouted if conditions become bad. -Safety cones used to alert guest of hazard. -Badly affected areas will be sectioned off. -Ground has high sand content, helping natural drainage
Adverse weather - Water logged ground	Access, parking, cars getting stuck.	-Parking either side of main track -Only a short distance from road entrance -Over flow car park will be used if Car park 1 and 2 are badly affected. . -Areas with surface water will be sectioned off by steward - 4x4/Tractor available to help if needed.
Public unwilling to remain outdoors during adverse weather	Discomfort/Ill health	-Guests are permitted to bring own tents for camping, - Some marquee and gazebos will be present. -If rain is predicted. More marquees and gazebos will be provided. Weather warning will be announced prior to event

Severe cold weather		-Guests informed to bring warm/ water proof/clothing/change of clothes. -Informed of any weather warnings.
High wind	Structures becoming unstable (stage. Marquee, etc)	-All structures checked in this case, -Stewards allocated to take dismantle unstable structures safely
High Sun Factor	Sun Burn/Sunstroke	-Shaded areas under trees/Marquee/gazebos/tents. Guests advised to wear sun cream/hats
Vehicle movement on site.	Collision with pedestrians or objects.	-Guest's vehicles are not permitted passed the car park, next to the entrance. -Clear signage to reduced speed limit. -Information given by stewards. -Security intervention for any reckless/dangerous driving.
Manual handling	Injury through lifting or moving	-Limited as much as possible, - Extra help will be available during setup and set down. Items over 20kg's should be carried by two people when mechanical lifting is not possible. - Safe systems of working.
Storage of equipment	Theft	-Security present as deterrent -safe lockable storage container on site. -Guests warned to leave un needed valuables at home or brought at their own risk.
Failure of PA system	Inability to transmit urgent messages to audience	-Professional/experienced Sound engineer monitoring PA system, -backup sound system intended for the DJ's -Microphones available too. -Stewards briefed on all emergency procedures.
Failure of electrical supply	Loss of temporary electrical supply at key event areas. Risk of electrocution or injury caused by reduced visibility.	-Electrician on site, -Industrial standard generators being used. -Multiple generators -Emergency lighting.

		<ul style="list-style-type: none"> -Fenced off including signage.
Crowds	Overcrowding in Venue.	<ul style="list-style-type: none"> -Stewards/Security will prevent anyone not accounted for coming onsite without a ticket. -Briefed on all procedures. -use radios to keep communication with security/stewards/bar/house. -Have clear procedures and zoned areas. -React quickly to isolate and manage incidents. -Keep people well informed.
		<ul style="list-style-type: none"> -The venue is in a large field and has more than adequate room for the number of guests attending. -Barriers will be used to clearly identify private spaces/areas.
	Drunken behaviour	<ul style="list-style-type: none"> Security will be present with clear instruction. -encourage appropriate behaviour; -Stewards will be briefed on handling crowds and public order situations. -No excessive amounts of alcohol will be allowed passed security. -Limit amount of alcohol per person. -Any intoxicated individuals, will be checked over. -Find a reasonable friend. -Warn/Remove guest acting inappropriately.
	Crowd disorder or unrest	<ul style="list-style-type: none"> -Use PA, Signage and stewards to keep crowds well informed. -Staff asked to encourage responsible behaviour. -Guest acting disorderly will be warn and/or removed from site. -Incidents dealt with quickly. -Staff act Professional at all times -Treat all guests with respect -promote reasonable behaviours code of conduct.

		<ul style="list-style-type: none"> -Event specialist security will act fast with clear instructions and smother any disorder. -Steward will keep an eye on the public and alert security with any issues. <p>Security firm has experience with Football stadium contracts.</p>
	Cuts from broken Glass	<ul style="list-style-type: none"> -12x 1150 litre waste appropriate bins provided, -litter pick throughout the event with appropriate PPE. -Hire cleaners to ensure rubbish is kept to a minimum.
Emergency Vehicles	Restricted/No Access	<ul style="list-style-type: none"> -Stewards will be informed of role during an incident, -Route will be kept clear and always accessible for emergency service vehicles
Fire Hazards	Electrical fire on parked cars.	<ul style="list-style-type: none"> -A fire marshal will be assigned from the steward team, briefed on all fire procedures, and given additional help to organise brief the other members. -Fire extinguishers will be present at key locations where power is present. -Security/stewards will ensure no one has small fires/bbq's
	Flammable tents	<ul style="list-style-type: none"> -Guest will be advised against smoking and cooking in their own tents - Warning flammable signage. -Localised Sand/Water buckets will be available.
	Electrical fire, on stage/Marquee	<ul style="list-style-type: none"> -Each structure will have its own extinguisher and a supervisor keeping watch. RCB's will cut of supply during any over current and fault current conditions.
Uneven ground	Slips, trips or falls	<ul style="list-style-type: none"> -Routes planned to avoid uneven areas. -Flood lighting will be used, along designated walk ways.
Stage area	Stage collapsing	<ul style="list-style-type: none"> -Will be inspected for any damage/faults. -Well built

		<ul style="list-style-type: none"> -10 persons max signage. -Overhanging items (lighting) will have a safety chain also attached. -No public allowed on stage.
	Trip hazard getting on and off stage.	<ul style="list-style-type: none"> -Steps with handrail. -Limited to performers only who will all be briefed.
Catering (food)	Food poisoning	-Using only fully licensed and experienced traders. With hygiene rated 5.
	Fire risk Cooking	-Contractor to provide own risk assessment, and have own extinguishers.
		-Informed of evacuation procedure, and briefed on all safety information
	Slips trips and falls	-Caterer to provide own risk assessment and have localised lighting.
	Cuts from broken glass	-All drinks sold in cans or plastic cups.
Marquee	Fire, Collapse	<ul style="list-style-type: none"> -Fitted with own extinguisher and checked during windy condition. -To be erected and dismantled by experienced persons. -Heavy Duty Sectioned off if becomes unsafe.
Electrical Power	Electric shock/Electrocution	<ul style="list-style-type: none"> -Power to be installed by approved person, working to Bs 7671 17th edition standards, -Electrician onsite
Over Crowding	Crush injuries	<ul style="list-style-type: none"> -No solid barriers or restricted space. -Security on the main entrance and secondary checkpoint, preventing unauthorised access. -stewards to direct people out -public announcements Security present at the front of stage.
	Disorder	-Experienced local event specialist security, will monitor behaviour, remove any person acting dangerously and encourage guests to behave
First Aid	Major injures	-The first aider will be briefed on all procedures.

		<ul style="list-style-type: none"> -Fast response will be ensured by vigilant stewards. -Emergency services will be contacted immediately. -All staff briefed on responsibilities.
	Minor injuries (first aid only)	<ul style="list-style-type: none"> -A designated, private place -First aid tent with first aid kit available at bar/stage/security
Lost Children	Distressed children and or parent/guardians	<ul style="list-style-type: none"> -No children allowed on site (18+ only) but announcement would be made on stage. -Stewards clearly identifiable wearing Hi visibility clothing.

For more information or to request a digital copy

Please contact Partyinthepines@gmail.com

Party in the Pines 2017

Emergency, Fire & Evacuation Procedure

Emergency Procedure

In the case of an emergency we need to have set procedures so we can react fast, with a pre determined plan of action already in place.

We will brief staff of all emergency procedures and give them copies of all safety documentation. Clearly explaining to everyone involved of the procedures to follow in the event of any emergency.

All guests entering the venue will be informed of the fire exits and the assembly area, which will also be clearly identifiable by appropriate signage.

In the case of a serious injury,

- As soon as the incident is reported a radio will announce "Serious Injury"
- This message must include detail of the incident and its location.
- First aiders will have a radio and receive the call immediately and attend to the casualty.
- Security and stewards who positioned at the gate will remain in place to ensure all access/tracks are open for rapid response vehicles.
- Freelance security and stewards will also attend the incident to help with possible 'crowd control' to allow the first aiders space to assist the injured person/persons.
- A nominated person will ring the 999 operator if further assistance is required.
- All staff must remain calm to reassure patients and the public that the situation is in control.
- Two selected stewards will be road side to flag down and direct Ambulance to incident.
- Stewards will ensure all routes are clear for ambulance.

Serious Crime/Unlawful behaviour.

- Security will be alerted of the 'Code Red' situation and its seriousness over the radio.
- All Security will immediately attend the location and identify all involved parties.
- Ensure all threats of any further crimes are eliminated as far as reasonably practical.
- A nominated person will call the emergency services if the behaviour is considered uncontrollable and putting the security own health at serious risk.
- Security will have to attempt to diffuse the situation, and request non involved guests to leave the area.

- Use of reasonable force if the offender is not cooperating and continuing to act in a dangerous manner to other guests.
- An area will be available to safely accommodate the offender away from the incident and involved persons.

Evacuation procedure

In the event of evacuation

An announcement will be made over main stage PA system /DJ sound system. Emergency Services will be notified immediately and stewards on the gate will ensure that they are flagged down, and directed to the incident location.

All other staff working encourage the public to make their way along the safe route and over to the Assembly Point. Signage and lighting will be available along the safe route.

Security and Stewards must ensure the guests and themselves are at a safe distance from the hazard

FIRE Procedure

For this event we will nominate an appropriate 'Fire Marshal'

We will work with the person before the event and consider any other additional methods of reducing any potential risks of fire.

- If at any time a small unplanned fire is discovered, initial assessments will be made and if possible the fire will be extinguished by a trained and competent person only.
- A localised appropriately classed fire extinguisher will be available for use.
- After the fire is completely extinguished an inspection/report will be carried out to find the cause and prevent it from happening again before the event is allowed to proceed.
- Any flammable liquids or fuels will be appropriately contained and securely stored away from any heat source or electronic equipment and clearly identifiable.
- For any large uncontrollable fires an 'Evacuation announcement will be made on the PA system. Stewards will be assigned roles, and designated positions ensuring people calmly make their way to the nearest assembly point along the safe route.
- Emergency services will be contacted by an appointed person and all items will be moved away to prevent spreading or the possibility of explosion.
- All guests upon arrival will be informed about the potential risks of smoking/cooking within own tents.

- **Local Fire services will be notified before the event and given all details of any planned fires. Namely 'contact numbers, routes, site layout and address. Also to avoid any 'false call outs made by passing motorists**

The fire routes have been checked by Humberside Fire Rescue Service – 01724 295906)

Emergency Hotline numbers.

**Emergency Landline at Event/HQ
01724 862728**

**Gary Hird
07517525756
(Main Organiser)**

**Venue Address:
LEETHWAITE
Santon Lane
Appleby
Scunthorpe
DN15 0DE**

**For more information or to request a digital copy
Please contact
Partyinthepines@gmail.com**

Common Plantation - Party in the Pines

1. That the total cumulative noise levels (using all of the data gathered) from licensed activities on site shall not exceed the following levels identified in A to C below at any noise sensitive receptor, when measured 1 metre from the building elevation facing the event.
 - a) 45dB $L_{Aeq, 15 \text{ minutes}}$,
 - b) 60dB L_{Amax} , and
 - c) $L_{eq, 5min}$ level in the 63 Hz and 125 Hz octave bands to show no more than +3dB increase when compared with 46-48dB $L_{eq, 5min}$ 63 Hz octave band and 39-40dB $L_{eq, 5min}$ 125 Hz octave band measured during the noise impact assessment by S&D Garritt Ltd dated 4/12/15
2. The premises licence holder shall engage a competent person to undertake a noise assessment during the event to demonstrate compliance with condition 1 (parts a), b) and c)). The assessment shall be undertaken during suitable weather conditions (in accordance with best practice) using a Class 1 sound level metre which is calibrated before and after each measurement set. The competent person shall be a member of the Institute of Acoustics. The competent person shall inform the licence holder within 15 minutes of becoming aware of noise conditions being exceeded to ensure that noise levels from the event can achieve the noise limits required by condition 1 (parts a), b), and c)). As a minimum, noise shall be monitored from 21:00 hrs until the event ceases at 23:00 hrs.
3. The chosen noise consultant shall be required to liaise with North Lincolnshire Council's Environmental Health department 14 days prior to the event, to agree their proposed monitoring schedule on the night of the event. Any proposed noise monitoring locations that will enable compliance with condition 1 shall be agreed in writing by North Lincolnshire Council. Communication shall be via environmental.health@northlincs.gov.uk. North Lincolnshire Council may arrange to carry out tandem noise monitoring on the night of the event at any noise sensitive receptor.
4. Noise data collected during the event shall be submitted to the Council within 14 days of the event. The report shall provide an executive summary readable by a non-technical specialist. The report shall clearly identify whether or not condition 1 (parts a), b), and c)) has been complied with. In cases where non-compliance has occurred, the report shall discuss the significance of the impact taking into account duration and noise measurement levels taken.
5. The Event Safety Advisory Group event notification form and attached Event Management Plan shall be agreed with all ESAG members or their representatives and that the licence holder complies with any requirements of the group.

6. The Event Management Plan must be submitted at least six months before the event.
7. All recommendations from ESAG are included in the Event Management Plan, which must be agreed at least 14 days before the event.
8. At least 1 SIA Licensed Door Supervisor per 100 persons authorised to attend the premises or part thereof (28 SIA Door Supervisors).
9. All SIA Licensed Door Supervisors are to wear a yellow high visibility jacket displaying the word "Security".
10. At least 1 Safety Steward per 100 persons authorised to attend the premises or part thereof (28 Safety Stewards).
11. All Safety Stewards are to wear an orange high visibility jacket displaying the words "Safety Steward".
12. The name and badge number of all SIA Licensed Door Supervisors are to be provided to Humberside Police at least 28 days prior to the event.
13. The name and date of birth of all Safety Stewards are to be provided to Humberside Police at least 28 days prior to the event.
14. All bags shall be searched on entry and re-entry to the entertainment arena. For the purpose of this condition and subsequent conditions, the arena is deemed to be any place regulated entertainment is taking place.
15. Random searches shall be carried out of persons at entry and re-entry to the entertainment arena.
16. All alcohol sold at the premises shall be dispensed into collapsible plastic glasses at the point of sale.
17. Only alcohol sold onsite may be consumed.
18. Persons other than the authorised retailer shall not be permitted to bring alcohol onsite.
19. There shall be a Drugs and Alcohol Policy for the event, including a zero tolerance to drug taking. This policy shall be made available on the licence holder's website, Facebook page, or similar.

20. The licence holder shall commission a drugs and alcohol service at the event to provide free advice to persons attending the event.
21. The main stage shall be relocated to a position further away from Haverholme House, which is still deemed to be supporting the licensing objectives. Should the stage be relocated it would be proposed to prohibit the use of the main stage save for acoustic entertainment only.
22. Due to information received that Gary Hird has been placed on Pubwatch, it is recommended that the Premises Licence is transferred to another person.
23. Gary Hird shall not be permitted to attend the event in any capacity and shall ensure that a competent event manager is to be employed at the event. A competent event manager would be deemed to be a person employed by an accredited event management/festival company.
24. The competent event manager shall be a personal licence holder.
25. The licence holder shall provide the name and details of the competent event manager to Licensing and to ESAG. At least 7 days prior to the event.
26. A direct line of communication shall be available between Haverholme House and the event staff so that any problems that arise can be dealt with immediately.

Initials and Surname: N D Plowright

1st statement:

Dated: 18 June 2017

I, Narelle Plowright will STATE as follows:-

1. I am employed by North Lincolnshire Council as a Licensing Officer and I have over 12 years experience in this role.
2. As part of my duties I attend the Scunthorpe Pubwatch meetings, on behalf of Licensing, in an advisory capacity. During these meetings the Night Time Economy is discussed including incidents of violence that have occurred. The details of the incidents are discussed and a vote is carried out by the members of Pubwatch to determine whether any individuals involved are to be banned from the Scunthorpe Night Time economy.
3. I attended a Pubwatch meeting on 10 May 2017 where an incident was discussed that occurred the previous month. The details were submitted by Member A but the details were vague as it had occurred closer to a different licensed premises and Member B would have further information.
4. The Pubwatch member submitted that a member of public was subject to a violent incident by two males. It was decided that the Pubwatch members would wait for clarification before they voted on any bans.
5. I attended a Pubwatch meeting on 14 June 2017 where the same incident was discussed. Member B was in attendance and confirmed that a violent incident occurred in which Gary Hird was alleged to be involved.
6. It was also heard that following the incident Gary Hird had contacted witnesses to prevent them from speaking out against him as he didn't want to lose Party in the Pines.
7. The Pubwatch members then voted on whether Gary Hird would receive a warning letter or be banned for varying periods of time. It was agreed that he should be banned for 2 years. This means that he cannot enter any of the premises within the town centre that are a part of the Pubwatch scheme.
8. On 20 June 2017 at approximately 15:30 hrs I telephoned Gary Hird as he had left a message for me to ring him. He wanted to talk about the review.

1

I believe that the facts stated in this witness statement are true.

Signed: 

Date: 18/7/17

9. Gary stated that Environmental Health couldn't submit a review as it was repetitive. I explained that it was not repetitive as it was about the more recent event and a responsible authority could submit more than one review in a 12 month period. See **NP1** paragraph 11.14.
10. I told Gary Hird that Public Health and Licensing had also joined the review and that Licensing had suggested some conditions that would be acceptable. Gary asked what would happen if he didn't accept the conditions and sign the licence. I explained that there was nothing to sign and that if they were added to the licence he would have to comply with them.
11. Gary Hird asked how he would go about surrendering the licence and asked if he could have his event anyway without one. I explained that due to the size and nature of the event it wouldn't be possible.
12. Gary then went on to say that Party in the Pines is a small event and compared it to a garden party. He is of the opinion that Environmental Health are out to get him.
13. I advised Mr Hird that he should gather up any information he felt was relevant and present it at the hearing. Gary ended by saying that he wanted to have one event without stress and hassle and that he didn't want to go to jail for not complying with the conditions of his licence.
14. I recorded this information in my PACE notebook and a copy of it is attached as **NP2**.
15. On 10 July 2017, Gary Hird emailed me to query something that the Scunthorpe Telegraph had written about some conditions on his licence. I confirmed that they were mandatory conditions that related to alcohol sales and that I had no idea why the Scunthorpe Telegraph included it in the article.
16. In Gary Hird's response he then queried the condition relating to him not being permitted to be at the event. Gary then asked me if I would support him so that this condition would not be added to his licence.
17. In my response I said that it wasn't up to me which conditions, if any, were attached to a licence and that it was up to the Committee to make that decision.
18. Again Gary Hird asked me to support him in asking that the condition not be attached to his licence. I reiterated that it was not up to the presenting officer to offer support to any party involved in the hearing and that they were there to present the facts only.

I believe that the facts stated in this witness statement are true.

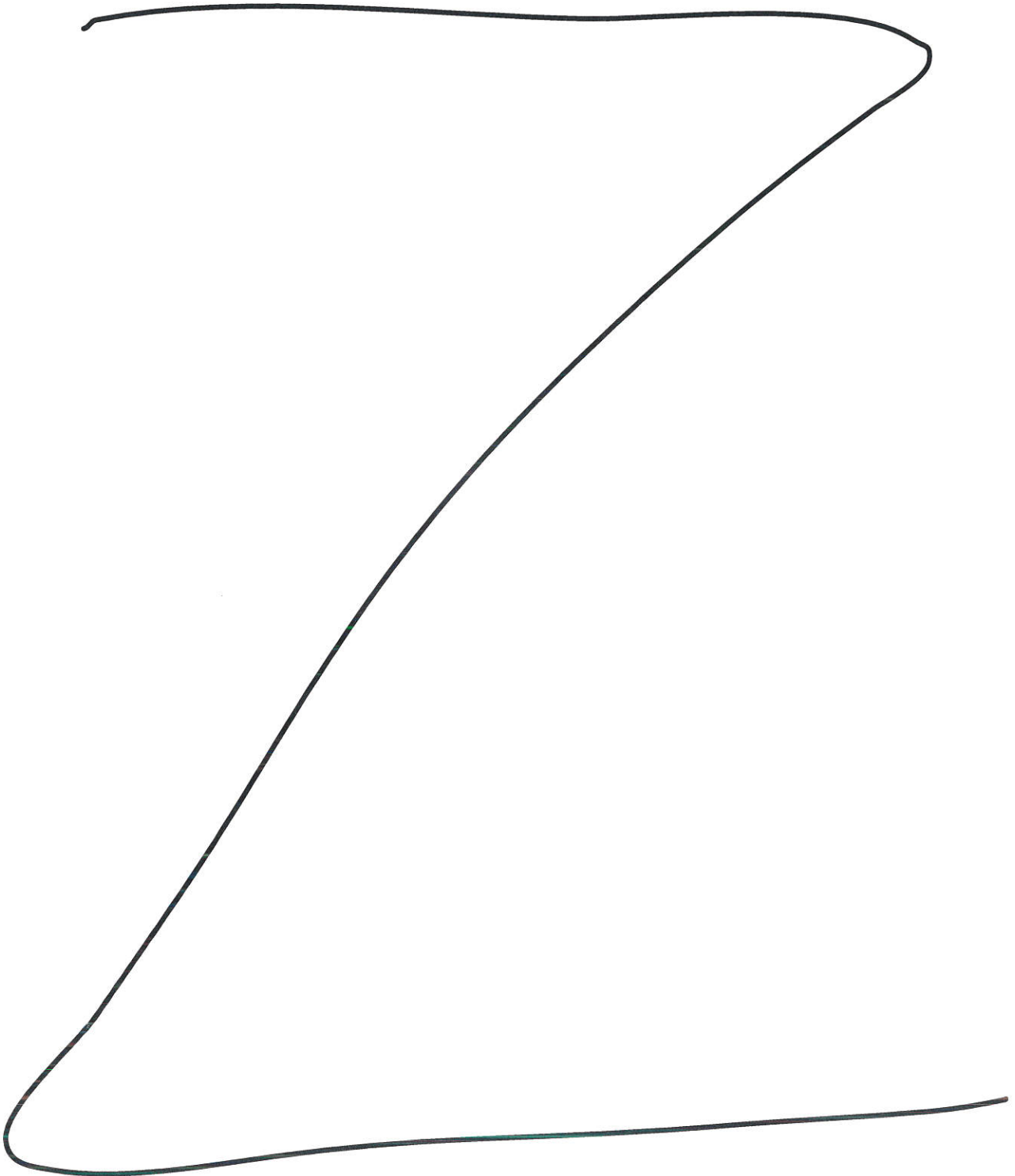
Signed:.....

Date:.....

19. I then reminded Gary that if he felt that condition should not be attached that it was up to him to make that point himself and to submit any evidence in support of the event to Democratic Services.

20. The email conversation is attached as **NP3**.

21. I have had no further contact from Gary Hird since 10 July 2017.



3

I believe that the facts stated in this witness statement are true.

Signed: 

Date: 18/7/17

11. Reviews

The review process

- 11.1 The proceedings set out in the 2003 Act for reviewing premises licences and club premises certificates represent a key protection for the community where problems associated with the licensing objectives occur after the grant or variation of a premises licence or club premises certificate.
- 11.2 At any stage, following the grant of a premises licence or club premises certificate, a responsible authority, or any other person, may ask the licensing authority to review the licence or certificate because of a matter arising at the premises in connection with any of the four licensing objectives.
- 11.3 An application for review may be made electronically, provided that the licensing authority agrees and the applicant submits a subsequent hard copy of the application, if the licensing authority requires one. The licensing authority may also agree in advance that the application need not be given in hard copy. However, these applications are outside the formal electronic application process and may not be submitted via GOV.UK or the licensing authority's electronic facility.
- 11.4 In addition, the licensing authority must review a licence if the premises to which it relates was made the subject of a closure order by the police based on nuisance or disorder and the magistrates' court has sent the authority the relevant notice of its determination, or if the police have made an application for summary review on the basis that premises are associated with serious crime and/or disorder.
- 11.5 Any responsible authority under the 2003 Act may apply for a review of a premises licence or club premises certificate. Therefore, the relevant licensing authority may apply for a review if it is concerned about licensed activities at premises and wants to intervene early without waiting for representations from other persons. However, it is not expected that licensing authorities should normally act as responsible authorities in applying for reviews on behalf of other persons, such as local residents or community groups. These individuals or groups are entitled to apply for a review for a licence or certificate in their own right if they have grounds to do so. It is also reasonable for licensing authorities to expect other responsible authorities to intervene where the basis for the intervention falls within the remit of that other authority. For example, the police should take appropriate steps where the basis for the review is concern about crime and disorder or the sexual exploitation of children. Likewise, where there are concerns about noise nuisance, it is reasonable to expect the local authority exercising environmental health functions for the area in which the premises are situated to make the application for review.
- 11.6 Where the relevant licensing authority does act as a responsible authority and applies for a review, it is important that a separation of responsibilities is still achieved in this process to ensure procedural fairness and eliminate conflicts of interest. As outlined previously in Chapter 9 of this Guidance, the distinct functions of acting as licensing authority and responsible authority should be exercised by different officials to ensure a separation of responsibilities. Further information on how licensing authorities should achieve this separation of responsibilities can be found in Chapter 9, paragraphs 9.13 to 9.19 of this Guidance.

- 11.7 In every case, any application for a review must relate to particular premises in respect of which there is a premises licence or club premises certificate and must be relevant to the promotion of one or more of the licensing objectives. Following the grant or variation of a licence or certificate, a complaint regarding a general issue in the local area relating to the licensing objectives, such as a general (crime and disorder) situation in a town centre, should generally not be regarded as a relevant representation unless it can be positively tied or linked by a causal connection to particular premises, which would allow for a proper review of the licence or certificate. For instance, a geographic cluster of complaints, including along transport routes related to an individual public house and its closing time, could give grounds for a review of an existing licence as well as direct incidents of crime and disorder around a particular public house.
- 11.8 Where a licensing authority receives a geographic cluster of complaints, the authority may consider whether these issues are the result of the cumulative impact of licensed premises within the area concerned. In such circumstances, the authority may also consider whether it would be appropriate to include a special policy relating to cumulative impact within its licensing policy statement. Further guidance on cumulative impact policies can be found in Chapter 14 of this Guidance.
- 11.9 Representations must be made in writing and may be amplified at the subsequent hearing or may stand in their own right. Additional representations which do not amount to an amplification of the original representation may not be made at the hearing. Representations may be made electronically, provided the licensing authority agrees and the applicant submits a subsequent hard copy, unless the licensing authority waives this requirement.
- 11.10 Where authorised persons and responsible authorities have concerns about problems identified at premises, it is good practice for them to give licence holders early warning of their concerns and the need for improvement, and where possible they should advise the licence or certificate holder of the steps they need to take to address those concerns. A failure by the holder to respond to such warnings is expected to lead to a decision to apply for a review. Co-operation at a local level in promoting the licensing objectives should be encouraged and reviews should not be used to undermine this co-operation.
- 11.11 If the application for a review has been made by a person other than a responsible authority (for example, a local resident, residents' association, local business or trade association), before taking action the licensing authority must first consider whether the complaint being made is relevant, frivolous, vexatious or repetitious. Further guidance on determining whether a representation is frivolous or vexatious can be found in Chapter 9 of this Guidance (paragraphs 9.4 to 9.10).

Repetitious grounds of review

- 11.12 A repetitious ground is one that is identical or substantially similar to:
- a ground for review specified in an earlier application for review made in relation to the same premises licence or certificate which has already been determined; or
 - representations considered by the licensing authority when the premises licence or certificate was granted; or
 - representations which would have been made when the application for the premises

licence was first made and which were excluded then by reason of the prior issue of a provisional statement; and, in addition to the above grounds, a reasonable interval has not elapsed since that earlier review or grant.

- 11.13 Licensing authorities are expected to be aware of the need to prevent attempts to review licences merely as a further means of challenging the grant of the licence following the failure of representations to persuade the licensing authority on an earlier occasion. It is for licensing authorities themselves to judge what should be regarded as a reasonable interval in these circumstances. However, it is recommended that more than one review originating from a person other than a responsible authority in relation to a particular premises should not be permitted within a 12 month period on similar grounds save in compelling circumstances or where it arises following a closure order.
- 11.14 The exclusion of a complaint on the grounds that it is repetitious does not apply to responsible authorities which may make more than one application for a review of a licence or certificate within a 12 month period.
- 11.15 When a licensing authority receives an application for a review from a responsible authority or any other person, or in accordance with the closure procedures described in Part 8 of the 2003 Act (for example, closure orders), it must arrange a hearing. The arrangements for the hearing must follow the provisions set out in regulations. These regulations are published on the Government's legislation website (www.legislation.gov.uk). It is particularly important that the premises licence holder is made fully aware of any representations made in respect of the premises, any evidence supporting the representations and that the holder or the holder's legal representative has therefore been able to prepare a response.

Powers of a licensing authority on the determination of a review

- 11.16 The 2003 Act provides a range of powers for the licensing authority which it may exercise on determining a review where it considers them appropriate for the promotion of the licensing objectives.
- 11.17 The licensing authority may decide that the review does not require it to take any further steps appropriate to promoting the licensing objectives. In addition, there is nothing to prevent a licensing authority issuing an informal warning to the licence holder and/or to recommend improvement within a particular period of time. It is expected that licensing authorities will regard such informal warnings as an important mechanism for ensuring that the licensing objectives are effectively promoted and that warnings should be issued in writing to the licence holder.
- 11.18 However, where responsible authorities such as the police or environmental health officers have already issued warnings requiring improvement – either orally or in writing – that have failed as part of their own stepped approach to address concerns, licensing authorities should not merely repeat that approach and should take this into account when considering what further action is appropriate. Similarly, licensing authorities may take into account any civil immigration penalties which a licence holder has been required to pay for employing an illegal worker.
- 11.19 Where the licensing authority considers that action under its statutory powers is appropriate, it may take any of the following steps:

- modify the conditions of the premises licence (which includes adding new conditions or any alteration or omission of an existing condition), for example, by reducing the hours of opening or by requiring door supervisors at particular times;
- exclude a licensable activity from the scope of the licence, for example, to exclude the performance of live music or playing of recorded music (where it is not within the incidental live and recorded music exemption)¹⁰;
- remove the designated premises supervisor, for example, because they consider that the problems are the result of poor management;
- suspend the licence for a period not exceeding three months;
- revoke the licence.

11.20 In deciding which of these powers to invoke, it is expected that licensing authorities should so far as possible seek to establish the cause or causes of the concerns that the representations identify. The remedial action taken should generally be directed at these causes and should always be no more than an appropriate and proportionate response to address the causes of concern that instigated the review.

11.21 For example, licensing authorities should be alive to the possibility that the removal and replacement of the designated premises supervisor may be sufficient to remedy a problem where the cause of the identified problem directly relates to poor management decisions made by that individual.

11.22 Equally, it may emerge that poor management is a direct reflection of poor company practice or policy and the mere removal of the designated premises supervisor may be an inadequate response to the problems presented. Indeed, where subsequent review hearings are generated by representations, it should be rare merely to remove a succession of designated premises supervisors as this would be a clear indication of deeper problems that impact upon the licensing objectives.

11.23 Licensing authorities should also note that modifications of conditions and exclusions of licensable activities may be imposed either permanently or for a temporary period of up to three months. Temporary changes or suspension of the licence for up to three months could impact on the business holding the licence financially and would only be expected to be pursued as an appropriate means of promoting the licensing objectives or preventing illegal working. So, for instance, a licence could be suspended for a weekend as a means of deterring the holder from allowing the problems that gave rise to the review to happen again. However, it will always be important that any detrimental financial impact that may result from a licensing authority's decision is appropriate and proportionate to the promotion of the licensing objectives and for the prevention of illegal working in licensed premises. But where premises are found to be trading irresponsibly, the licensing authority should not hesitate, where appropriate to do so, to take tough action to tackle the problems at the premises and, where other measures are deemed insufficient, to revoke the licence.

¹⁰ See chapter 15 in relation to the licensing of live and recorded music.

Reviews arising in connection with crime

- 11.24 A number of reviews may arise in connection with crime that is not directly connected with licensable activities. For example, reviews may arise because of drugs problems at the premises, money laundering by criminal gangs, the sale of contraband or stolen goods, the sale of firearms, or the sexual exploitation of children. Licensing authorities do not have the power to judge the criminality or otherwise of any issue. This is a matter for the courts. The licensing authority's role when determining such a review is not therefore to establish the guilt or innocence of any individual but to ensure the promotion of the crime prevention objective.
- 11.25 Reviews are part of the regulatory process introduced by the 2003 Act and they are not part of criminal law and procedure. There is, therefore, no reason why representations giving rise to a review of a premises licence need be delayed pending the outcome of any criminal proceedings. Some reviews will arise after the conviction in the criminal courts of certain individuals, but not all. In any case, it is for the licensing authority to determine whether the problems associated with the alleged crimes are taking place on the premises and affecting the promotion of the licensing objectives. Where a review follows a conviction, it would also not be for the licensing authority to attempt to go beyond any finding by the courts, which should be treated as a matter of undisputed evidence before them.
- 11.26 Where the licensing authority is conducting a review on the grounds that the premises have been used for criminal purposes, its role is solely to determine what steps should be taken in connection with the premises licence, for the promotion of the crime prevention objective. It is important to recognise that certain criminal activity or associated problems may be taking place or have taken place despite the best efforts of the licence holder and the staff working at the premises and despite full compliance with the conditions attached to the licence. In such circumstances, the licensing authority is still empowered to take any appropriate steps to remedy the problems. The licensing authority's duty is to take steps with a view to the promotion of the licensing objectives and the prevention of illegal working in the interests of the wider community and not those of the individual licence holder.
- 11.27 There is certain criminal activity that may arise in connection with licensed premises which should be treated particularly seriously. These are the use of the licensed premises:
- for the sale and distribution of drugs controlled under the Misuse of Drugs Act 1971 and the laundering of the proceeds of drugs crime;
 - for the sale and distribution of illegal firearms;
 - for the evasion of copyright in respect of pirated or unlicensed films and music, which does considerable damage to the industries affected;
 - for the illegal purchase and consumption of alcohol by minors which impacts on the health, educational attainment, employment prospects and propensity for crime of young people;
 - for prostitution or the sale of unlawful pornography;
 - by organised groups of paedophiles to groom children;
 - as the base for the organisation of criminal activity, particularly by gangs;

- for the organisation of racist activity or the promotion of racist attacks;
- for employing a person who is disqualified from that work by reason of their immigration status in the UK;
- for unlawful gambling; and
- for the sale or storage of smuggled tobacco and alcohol.

11.28 It is envisaged that licensing authorities, the police, the Home Office (Immigration Enforcement) and other law enforcement agencies, which are responsible authorities, will use the review procedures effectively to deter such activities and crime. Where reviews arise and the licensing authority determines that the crime prevention objective is being undermined through the premises being used to further crimes, it is expected that revocation of the licence – even in the first instance – should be seriously considered.

Review of a premises licence following closure order

11.29 Licensing authorities are subject to certain timescales, set out in the legislation, for the review of a premises licence following a closure order under section 80 of the Anti-social Behaviour, Crime and Policing Act 2014 or section 38 of and Schedule 6 to the Immigration Act 2016. The relevant time periods run concurrently and are as follows:

- when the licensing authority receives notice that a magistrates' court has made a closure order it has 28 days to determine the licence review – the determination must be made before the expiry of the 28th day after the day on which the notice is received;
- the hearing must be held within ten working days, the first of which is the day after the day the notice from the magistrates' court is received;
- notice of the hearing must be given no later than five working days before the first hearing day (there must be five clear working days between the giving of the notice and the start of the hearing).

Review of a premises licence following persistent sales of alcohol to children

11.30 The Government recognises that the majority of licensed premises operate responsibly and undertake due diligence checks on those who appear to be under the age of 18 at the point of sale (or 21 and 25 where they operate a Challenge 21 or 25 scheme). Where these systems are in place, licensing authorities may wish to take a proportionate approach in cases where there have been two sales of alcohol within very quick succession of one another (e.g., where a new cashier has not followed policy and conformed with a store's age verification procedures). However, where persistent sales of alcohol to children have occurred at premises, and it is apparent that those managing the premises do not operate a responsible policy or have not exercised appropriate due diligence, responsible authorities should consider taking steps to ensure that a review of the licence is the norm in these circumstances. This is particularly the case where there has been a prosecution for the offence under section 147A or a closure notice has been given under section 169A of the 2003 Act. In determining the review, the licensing authority should consider revoking the licence if it considers this appropriate.

2016/17 3:20pm I telephoned
Gary Hird to ~~return a call~~ as

he had left a message to
ring him. He asked what
the hearing on Friday was
about. Referring to a TEN
that EH had put a rep in
for. Explained that he

review about the same thing. I explained what the review was in relation to the 2016 event. The previous review was about the 2015 event. So it was relevant. I also said that public health + licensing had joined the review and licensing had offered conditions up. Gary asked what would happen if he didn't sign the license and accept the conditions.

I said that there was nothing to sign and once the conditions were on the license they were on. Gary then asked how to go about

be possible due to the size and nature of it. Gray then went on to say that it's a small event and compared it to a garden party. Gray said that he thinks Est out to get him and referred to Sarah Nicholson and he says she made complaints up that didn't happen.

I said I couldn't comment on that. In the case of the review I advised Gray

to gather up any information relating to last years event and present it at the review hearing. Gray ended by saying he would do that.

Re: Party in the Pines

Narelle Plowright

Tue 11/07/2017 09:26

To: Gary Hird <gazhird@live.co.uk>;

Morning Gary,

The Officer presenting the information is there to discuss the facts and is not able to offer support to any of the parties involved. Their role is to inform the committee of all of the information received and to clarify any points raised.

You will have the opportunity to make that point yourself and you can rely on whatever evidence you feel you need to. If you do want to rely on any evidence you will need to send it back to Democratic Services along with your counternotice so it can be distributed amongst all parties.

Regards

Narelle Plowright
Licensing Officer
Waste & Public Protection
Operations
(01724) 297750

From: Gary Hird <gazhird@live.co.uk>

Sent: 10 July 2017 14:24

To: Narelle Plowright

Subject: Re: Party in the Pines

Yes but its undoubtedly in the publics intrest that i attend the event considering the councils objectives.

Will you support me by advising against applying that condition, while you make comments at the end.

Who would be liable if there was an incident during my event that i could have prevented if allowed to attend?

Sent from Samsung Mobile

----- Original message -----

From: Narelle Plowright

Date: 10/07/2017 13:53 (GMT+00:00)

To: Gary Hird

Subject: Re: Party in the Pines

Hi Gary,

Unfortunately it's not up to me one way or the other what conditions are considered.

The Licensing Committee will only make a decision based on all of the evidence that is presented on the day, so I have no way of knowing what their decision will be.

Regards

Narelle Plowright
Licensing Officer
Waste & Public Protection
Operations
(01724) 297750

From: Gary Hird <gazhird@live.co.uk>
Sent: 10 July 2017 13:45
To: Narelle Plowright
Subject: Re: Party in the Pines

Thanks Narelle.

Regarding the Pub Watch condition banning me from my own back garden/event. i've never heard anything about enforcing it at my events or received the list of people who are on it?

This will be my 8th public event i've gained an unbelievable amount of vital experience as you can imagine.

For example the reasons behind, why we have to do certain things and why we cant do others.

It's honestly quite complex and would be extremely hard for me to explain everything to someone else.

I am vital to the event and it would not be in the publics intrest for me to not attend, especially from the saftey perspective.

Do you think i could actually be banned from attending? I'll would need to start recruiting and training someone now, if that condition would definitely be applied.

Will you support me that this condition be rejected.

i'll look over the other conditions a little closer later on.

Kind Regards

Gary

Sent from Samsung Mobile

----- Original message -----

From: Narelle Plowright
Date:10/07/2017 12:54 (GMT+00:00)
To: Gary Hird
Subject: Re: Party in the Pines

Hi Gary,

No one has requested that particular condition. I think it has been taken from the existing premises licence. It is a mandatory condition and it says that half pint measures should be available. I have no idea why it was included in the report by the Scunthorpe Telegraph, it was something I looked into this morning as it had confused me too.

Regards

Narelle Plowright
Licensing Officer
Waste & Public Protection
Operations
(01724) 297750

From: Gary Hird <gazhird@live.co.uk>
Sent: 10 July 2017 11:30
To: Narelle Plowright
Subject: Party in the Pines

Hey Narelle

What department included the restrictions regarding only serving half pint measures?

Are they unaware that my bar serves cans of alcohol? It seems unfair that we can not sell cans, considering guests are permitted to bring their own anyway.

Will this condition effect the new Tens that i am submitting this week?

I am aware that one guest received treatment for being intoxicated but considering my attendance its quite unavoidable.

Would you blame a pub for getting you drunk? The person drinking is too blame not the establishment.

Please can you let me know your thoughts, this condition seems unfair. Do you agree

Kind Regards
Gary Hird

Sent from Samsung Mobile

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