

NORTH LINCOLNSHIRE COUNCIL

LICENSING (ACTIVITIES) SUB-COMMITTEE

**LICENSING ACT 2003
TEMPORARY EVENT NOTICE – CLAMPIT CREEK, BLACKMOOR LANE, HAXEY**

1. OBJECT AND KEY POINTS IN THIS REPORT

- 1.1 To request that Members of this Sub-Committee determine a Temporary Event Notice (TEN) for Clampit Creek, Blackmoor Lane, received on 18 July 2017.
- 1.2 A summary of the TEN is attached as Appendix A and a copy of the TEN as Appendix B.

2. BACKGROUND INFORMATION

- 2.1 In accordance with the provisions of the Licensing Act 2003 and the council's scheme of delegation, all Temporary Event Notices where a relevant representation has been made need to be determined by this Sub-Committee.
- 2.2 Members of the Sub-Committee must have regard to the statutory guidance issued under section 182 of the Licensing Act 2003 and our Statement of Licensing Policy. Members of the Sub-Committee may deviate from the statutory guidance and licensing policy only if they deem that there is good reason to do so.
- 2.3 Members of the Sub-Committee should not allow themselves to pre-determine the Temporary Event Notice or to be prejudiced in favour or opposed to the Notice and shall only determine the TEN having had an opportunity to consider all relevant facts. Members of the Sub-Committee should not hear or decide on Temporary Event Notices in their own ward.
- 2.4 Members of the Sub-Committee must remember that they are acting in a quasi-judicial role in determining the TEN and shall remain in the room so that they hear all the evidence before determining the TEN. The determination shall be based on the evidence provided.
- 2.5 The options available to the Sub-Committee having considered all the relevant information are as follows:
 - To issue a Counter Notice.
 - Not to issue a Counter Notice.

3. ISSUES FOR CONSIDERATION

- 3.1 The Temporary Event Notice was received on 18 July 2017.
- 3.2 A copy of the Temporary Event Notice is attached as Appendix B to this report.
- 3.3 There has been one notice of objection, from Environmental Health (Commercial), which has been deemed relevant. The objection is attached as Appendix C to this report.

4. OUTCOMES OF CONSULTATION

- 4.1 The Police and Environmental Health (Commercial) are served with a copy of the Temporary Event Notice. Environmental Health has made a relevant representation which is the subject of this report.

5. LICENSING OBJECTIVES & STATUTORY PROVISIONS

- 5.1 Prevention of Public Nuisance
 - 5.1.1 Environmental Health have raised concerns with regard to this objective, which is attached to this report at Appendix C.
- 5.2 Prevention of Crime and Disorder
 - 5.2.1 No concerns have been raised with regard to this objective.
- 5.3 Protection of Children from Harm
 - 5.3.1 No concerns have been raised with regard to this objective.
- 5.4 Public Safety
 - 5.4.1 No concerns have been raised with regard to this objective

6. FURTHER INFORMATION & CLARIFICATION

- 6.1 A site plan is attached as Appendix D. There is no Premises Licence in place for this site.

7. RECOMMENDATIONS

- 7.1 That the Sub-Committee determines the Temporary Event Notice in accordance with the Statutory Guidance issued under s182 of the Licensing Act 2003, our Statement of Licensing Policy, the information contained within this report and having had due regard to the applicant and those making representation.
- 7.2 That the Sub-Committee determines the application in accordance with the options in paragraph 2.6.
- 7.3 That the Sub-Committee provides the reasons for its decision.

DIRECTOR OF OPERATIONS

Civic Centre
Ashby Road
Scunthorpe
North Lincolnshire

Author: Narelle Plowright
Dated: 20 July 2017

Background Papers used in the preparation of this report Nil

APPENDIX A**Summary of Application (New)**

Name of Premises	Clampit Creek, Haxey	Type of Application	TEN
-------------------------	-----------------------------	----------------------------	------------

Point Number	Detail	Action
1	Family charity camping event with live music, food and children's activities. 4 August until 6 August 2017 14:00 to 22:30 for the provision of regulated entertainment	

Summary of Representations/Conditions Requested (Responsible Authorities)

Point Number	Detail	Action
1	Appendix C – Environmental Health (Commercial) Have objected on the grounds of prevention of public nuisance. The site has a history of public nuisance due to noise from music events that culminated in officers from this department witnessing a statutory nuisance defined by the Environmental Protection Act 1990. An abatement notice was served on the site owner on 21 July 2016. Environmental Health (Commercial) would still object to this notice if the hours were reduced.	

Temporary Event Notice

Before completing this form please read these guidance notes:

Information on the Licensing Act 2003 is available on the website of the [UK Legislation website](#) or from your local licensing authority.

Cost of application

Cost £21.00

<p>Please note: You must provide payment for this licence after completing the form. You do this online. After clicking the submit button at the end of the form you will be taken to our secure online payment website. You can then make the required payment using either a credit or debit card. You will be charged a 1.8% surcharge if you pay using your credit card. </p>

<p>If you do not wish to pay online you cannot use this application form. In this case you must apply using the downloadable (PDF) version of the form.</p>

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

The personal details of premises user (Please read note 1)

Name

Surname* Verrico
 First name(s)* Paul
 Title* Mr

Previous names (Please enter details of any previous names or maiden names, if applicable).

Surname Verrico
 First name(s) Paul
 Title Mr

Date of birth:* 17 Dec 1976

Place of birth:* Scunthorpe

National Insurance Number:* JG514852A

Your current address (We will use this address to correspond with you unless you complete the separate correspondence box below)

If the address is within North Lincolnshire, enter the postcode or street name in the box below and then select **[Lookup]**. If the address is outside of North Lincolnshire, or your address is NOT SHOWN in the list or is incorrect, you will need to enter the address in the boxes provided below.

Postcode or street name to search for dn91gu

Flat	
House*	12
Street*	FIELD REEVES WALK
Town	EPWORTH
Locality	
County	NORTH LINCOLNSHIRE
Postcode*	DN9 1GU
Country	United Kingdom
Telephone Number*	01427874707
Preferred contact method	Telephone
Mobile Number	07770678808
Email Address	paulverrico@eversheds.com
Would you like to provide alternative contact details for correspondence?*	No

Premises details

**Please give the address of the premises where you intend to carry on the licensable activities or if it has no address give a detailed description (including the Ordnance Survey references)
(Please read note 2)**

Does the premises have a postal address, or would you like to enter ordnance survey map references, or a description of it's location?*

Yes, it has a postal address.

If the address is within North Lincolnshire, enter the postcode in the box below and then select "**find address**". If the address is outside of North Lincolnshire, or your address is NOT SHOWN in the list or is incorrect, you will need to enter the address in the boxes provided below.

Enter a postcode to search

Flate.g. first floor flat	
House*	Clampit Creek
Street*	Blackmoor Lane
Town	Haxey
County	North Lincs
Country	United Kingdom
Postcode*	DN91dd

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

Please describe the nature of the premises (Please read note 4)*

Camp site

Please describe the nature of the event (Please read note 5)*

Family charity camping event with live music, food, children's activities

Licensable activities

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

- The sale by retail of alcohol.
- The supply of alcohol by or on behalf of a club to, or to the order of, a member of the club.
- The provision of regulated entertainment (Please read note 7)
- The provision of late night refreshment.

Please state the dates on which you intend to use these premises for licensable activities (Please read note 9).

From:* 04 Aug 2017 To:* 06 Aug 2017

Please state the times during the event period that you propose to carry on licensable activities (Please read note 10).

From:* 14:00:00 To:* 22:30:00

Please state the maximum number of people at any one time that you intend to allow to be present at the premises during the times when you intend to carry on licensable activities, including any staff, organisers or performers. (Please read note 11)* 300

Personal licence holders (Please read note 14)

Do you currently hold a valid personal licence?* No

Previous temporary event notices you have given (Please read note 15)

Have you previously given a temporary event notice in respect of any premises for events falling in the same calendar year as the event for which you are now giving this temporary event notice?* No

Have you already given a temporary event notice for the same premises in which the event period: a) ends 24 hours or less before; or b) begins 24 hours or less after, the event period proposed in this notice?* No

Associates and business colleagues (Please read note 16)

Has any associate of yours given a temporary event notice for an event in the same calendar year as the event for which you are now giving a temporary event notice?* No

Has any associate of yours already given a temporary event notice for the same premises? No

in which the event period: a) ends 24 hours or less before; or b) begins 24 hours or less after, the event period proposed in this notice?*

Has any person with whom you are in business carrying on licensable activities given a temporary event notice in respect of any premises for events falling in the same calendar year as the event for which you are now giving this temporary event notice?*

No

Has any person with whom you are in business carrying on licensable activities given a temporary event notice for the same premises in which the event period: a) ends 24 hours or less before; or b) begins 24 hours or less after, the event period proposed in this notice?*

No

Condition (Please read note 18)

It is a condition of this temporary event notice that where the relevant licensable activities described in Section 3 above include the sale or supply of alcohol that all such supplies are made by or under the authority of the premises user.

Declarations (Please read note 19)

The information contained in this form is correct to the best of my knowledge and belief. I understand that it is an offence:
(i) to knowingly or recklessly make a false statement in or in connection with this temporary event notice and that a person is liable on summary conviction for such an offence to a fine of any amount; and
(ii) to permit an unauthorised licensable activity to be carried on at any place and that a person is liable on summary conviction for any such offence to a fine of any amount, or to imprisonment for a term not exceeding six months, or to both.

Signature: * Paul Verrico Date: 18 Jul 2017

Acknowledgement

I acknowledge receipt of this temporary event notice.

Signed: On behalf of the Licensing Authority Date:

Name of officer signing:

Our ref: SRU 222894
Date: 20 July 2017
If telephoning please ask for:
Email

Annie Ward 01724 297611
annie.ward@northlincs.gov.uk



www.northlincs.gov.uk

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

Director of Places

PO Box 42

Church Square House

Scunthorpe

North Lincolnshire

DN15 6XQ

Mr Paul Verrico
12 Field Reeves Walk
Epworth
North Lincolnshire
DN9 1GU

Dear Mr Verrico,

Licensing Act 2003
Temporary Event Notice, Clampit Creek Caravan Site, Blackmoor Lane, Haxey,
North Lincolnshire

North Lincolnshire Council's Environmental Health team has received notification that you have applied for a Temporary Event Notice to hold an event at the above premises between 4 – 6 August 2017 between the hours of 14:00 and 22:30. The event applied for is a family charity camping event with live music, food and children's activities.

This site has a history of public nuisance due to noise from music events held at this premises that culminated in officers from this department witnessing a statutory nuisance defined by the Environmental Protection Act 1990. An Abatement Notice was served on the owner of the site Ms Angela Pearce of Clampit Creek, Epworth Road, Haxey on 21 July 2016. The Environmental Health team therefore **objects** to this TEN application.

North Lincolnshire Council gives notice of **objection under Section 104 of the Licensing Act 2003** as amended, to your application on the grounds of prevention of public nuisance.

A copy of this letter has been forwarded to the Licensing Department.

Yours sincerely

Annie Ward
Environmental Health (Commercial)

Cc Licensing Department

