# **Notice of Licensing Sub-Committee**

Date: Thursday, 7 May 2020 at 10.00 am

Venue: Skype Meeting

# Membership:

Cllr S Baron

Cllr D A Flagg

Cllr P Parrish

All Members of the Licensing Sub-Committee are summoned to attend this meeting to consider the items of business set out on the agenda below.

The press and public are welcome to view the live feed from the Skype meeting at:

https://democracy.bcpcouncil.gov.uk/ieListDocuments.aspx?CId=289&MId=4364&Ver=4

If you would like any further information on the items to be considered at the meeting please contact: Democratic Services or email democratic.services@bcpcouncil.gov.uk

Press enquiries should be directed to the Press Office: Tel: 01202 454668 or email press.office@bcpcouncil.gov.uk

This notice and all the papers mentioned within it are available at democracy.bcpcouncil.gov.uk

GRAHAM FARRANT CHIEF EXECUTIVE

29 April 2020









Bias and predetermination are common law concepts. If they affect you, your participation in the meeting may call into question the decision arrived at on the item.

# Bias Test

In all the circumstances, would it lead a fair minded and informed observer to conclude that there was a real possibility or a real danger that the decision maker was biased?

#### Predetermination Test

At the time of making the decision, did the decision maker have a closed mind?

If a councillor appears to be biased or to have predetermined their decision, they must NOT participate in the meeting.

For more information or advice please contact the Monitoring Officer

#### Selflessness

Councillors should act solely in terms of the public interest

#### Integrity

Councillors must avoid placing themselves under any obligation to people or organisations that might try inappropriately to influence them in their work. They should not act or take decisions in order to gain financial or other material benefits for themselves, their family, or their friends. They must declare and resolve any interests and relationships

#### Objectivity

Councillors must act and take decisions impartially, fairly and on merit, using the best evidence and without discrimination or bias

#### Accountability

Councillors are accountable to the public for their decisions and actions and must submit themselves to the scrutiny necessary to ensure this

#### Openness

Councillors should act and take decisions in an open and transparent manner. Information should not be withheld from the public unless there are clear and lawful reasons for so doing

#### Honesty & Integrity

Councillors should act with honesty and integrity and should not place themselves in situations where their honesty and integrity may be questioned

#### Leadership

Councillors should exhibit these principles in their own behaviour. They should actively promote and robustly support the principles and be willing to challenge poor behaviour

	AGENDA	
	Items to be considered while the meeting is open to the public	
1.	Election of Chairman	
	To elect a Chairman of this meeting of the Licensing Sub-Committee.	
2.	Apologies	
	To receive any apologies for absence from Members.	
3.	Declarations of Interests	
	Councillors are requested to declare any interests on items included in this agenda. Please refer to the workflow on the preceding page for guidance.	
	Declarations received will be reported at the meeting.	
4.	Protocol for Public Representation at Virtual Meetings	5 - 8
	In response to the Government's guidance to limit the spread of Coronavirus and restrictions around the gathering of more than two people, the following items of business will be conducted as virtual hearings in accordance with Government Regulations and Article 16 of the Council's Constitution. This approach has been taken to ensure the Council is compliant with the current restrictions and is not putting participants and members of the public at risk.	
	A revised protocol for public representation at formal virtual meetings of the Licensing Sub Committee is included with the agenda sheet for this meeting.	
5.	New Premises Licence Application for Christchurch Food Festival at High Street, Christchurch	9 - 40
	Real Food Markets Limited have made an application for a new premises licence for Christchurch Food Festival, High Street, Christchurch. This matter is brought before the Licensing Sub-Committee for determination.	
6.	New Premises Licence Application for Christchurch Food Festival at Christchurch Quay, Christchurch	41 - 72
	Real Food Markets Limited have made an application for a new premises licence for	
	Christchurch Food Festival, Christchurch Quay, Christchurch. This matter is brought before the Licensing Sub-Committee for determination.	

No other items of business can be considered unless the Chairman decides the matter is urgent for reasons that must be specified and recorded in the Minutes.

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# BCP Council

# LICENSING COMMITTEE AND SUB COMMITTEE

# PROTOCOL FOR PUBLIC REPRESENTATION AT VIRTUAL MEETINGS

The existing protocol for public speaking has been adapted to apply in respect of virtual hearings under the Licensing Act 2003, the Gambling Act 2005, and Schedule 3 of the Local Government (Miscellaneous Provisions) Act 1982 (as amended by the Policing and Crime Act 2009).

It has been amended in accordance with Article 16 of the Council's Constitution: Covid-19 Interim Decision Making Arrangements, and the requirements of The Local Authorities and Police and Crime Panels (Coronavirus) (Flexibility of Local Authority and Police and Crime Panel Meetings) (England and Wales) Regulations 2020.

This includes applications relating to the licensing of alcohol, regulated entertainment, late night refreshment, gambling, and sex establishments, Hackney Carriage and Private Hire vehicles, which are the responsibility of the Licensing Committee/Sub Committee to determine as set out in Part 3.3 of the Council's Constitution.

- 1. The Chair welcomes everyone, matters of general housekeeping are dealt with, notification that the hearing may be recorded for live and subsequent broadcast on the Council's website, reminder to switch mobile phones to silent, principles for managing formal skype meetings.
- 2. The Chair identifies all parties present and makes introductions.
- 3. Matters of general housekeeping are dealt with, notification that the hearing may be recorded for live and subsequent broadcast on the Council's website, reminder to switch mobile phones to silent.
- 4. All persons who have given notice of their intention to speak are identified.
- 5. Identify if any person who wishes to withdraw a representation or wishes not to speak
- 6. Chair explains proposed procedure and order of speaking for hearing as set out in Appendix A. All parties confirm agreement or make representations on procedure proposed.
- 7. Licensing Officer's report is presented.
- 8. Parties present their representations in the order agreed.
- 9. Parties who are speaking should not repeat the information which they have already given in writing in their representation. They will be able to expand on the written information given, provided the information remains relevant. Any addition information should be limited to the grounds of their representation(s). For example, if they are objecting on the grounds of Public Nuisance, then they should confine their comments to matters relating to Public Nuisance.
- 10. Members of the Licensing Committee or Sub Committee may ask questions after each representation and at the end of all representations. Parties, will be allowed to ask questions through the Chair.

- 11. Following representations, the parties will be given the opportunity to sum up. Party who spoke first to go last. The hearing will then conclude.
- 12. Members will deliberate in private with the clerk and legal representative as appropriate present.
- 13. The decision will be taken by the Committee and notification of the decision will be given within the period of five working days beginning with the day or the last day on which the hearing was held in accordance with the regulations. The notification of decision will include information about the right of appeal as appropriate.
- 14. The Legal Advisor will advise the parties of any right of appeal as appropriate at the conclusion of the hearing.

# General points

- The hearing may be adjourned at any time at the discretion of the Members
- Members may amend the procedure at any time if they consider it to be in the public interest or in the interest of a fair hearing
- The Sub Committee may decide to conduct all or part of a hearing in non public session where it considers the public interest in doing so, outweighs the public interest in the hearing.
- The Chair may exclude any person from a hearing for being disruptive.
- Meetings of the Licensing Committee in public session are recorded by the Council for live and subsequent broadcast on its website.
- The hearing will take the form of a discussion.
- Only persons (or their representatives) who have made an application, are subject to an application or have submitted a written representation to the Licensing Authority under the relevant Act are permitted to speak at the hearing.
- Any further information to support an application or a representation must be submitted at least 5 working days prior to the Hearing. Any submissions submitted less than 24 hours before the hearing must be agreed by all parties at the Hearing, before it can be considered
- If a party has informed the Authority that he does not intend to participate, or be represented at the hearing, or has failed to advise whether he intends to participate or not, the hearing may proceed in his absence

For other matters in Part 3.3 of the Council's Constitution which are the responsibility of the Licensing Committee, the procedures set out in Appendix 6 of the Council's Constitution in relation to public questions, statements and petitions as amended by Article 16: Covid-19 Interim Decision Making Arrangements and the provisions in The Local Authorities and Police and Crime Panels (Coronavirus) (Flexibility of Local Authority and Police and Crime Panel Meetings) (England and Wales) Regulations 2020 shall apply.

This includes such matters as making recommendations on relevant policies, approving the level of fees charged by the Council, and making decisions on tariffs charged by the Public Carriage Trade.

#### The Council's Constitution can be accessed using the following link:

https://democracy.bcpcouncil.gov.uk/ieListMeetings.aspx?CommitteeID=151&Info=1&bcr=1

For further information please contact <u>democraticservices@bcpcouncil.gov.uk</u>

# Appendix A

# Proposed procedure and order of speaking for virtual hearings

- The Licensing Officer/Other Council Officer presents report
- Applicant will make their Application
- Questions of the Applicant by all parties, Members of the Committee/Sub-Committee to go first
- Responsible Authorities and Other Persons will make their representations.
- Questions of the Responsible Authorities and Other Persons. Members of the Committee/Sub-Committee to go first.
- All parties will be given an opportunity to sum up (with the party who spoke last to go first). The hearing will then conclude.
- Sub-Committee will deliberate in private with Legal Adviser and Clerk present. (Councillors new to Licensing may observe but will not take part in the decision making).
- Notification of the Sub Committee's decision will be given within the period of five working days beginning with the day or the last day on which the hearing was held in accordance with the regulations. The notification of decision will include information about the right of appeal as appropriate.
- The Legal Adviser will advise parties of any right of appeal as appropriate at the conclusion of the hearing.

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# Agenda Item 5

# LICENSING SUB-COMMITTEE



Report subject	Application for a New Premises Licence					
	Christchurch Food Festival High Street Christchurch					
Meeting date	7 May 2020					
Status	Public Report					
Executive summary	Real Food Markets Limited have made an application for a new premises licence for Christchurch Food Festival, High Street Christchurch. The application is for Regulated Entertainment - Live Music, Recorded Music, Performance of a Dance or entertainment of a similar nature to these activities and for Supply of Alcohol on and off the premises, 10:00 to 20:00 hours Friday, Saturday and Monday and 10:00 to 17:00 hours on Sunday. The event will take place annually on either the first weekend in May (bank holiday weekend) or the weekend after the first May Bank Holiday, Friday to Sunday, or another Bank Holiday weekend during the year.					
Recommendations	Members are asked to decide whether to:					
	(a) Grant the application for a premises licence as made;					
	(b) Refuse the application for a premises licence;					
	(c) Grant the premises licence subject to additional conditions.					
	Members of the Licensing Committee are asked to make a decision at the end of the hearing after all relevant parties have been given the opportunity to speak. Members must give full reasons for their decision.					
Reason for recommendations	The Licensing Authority has received a representation from Dorset Police on the grounds that the applicant has failed to offer sufficient conditions to promote the Licensing Objectives of the Prevention of Crime and Disorder and Public Safety.					
	The Licensing Authority may only consider aspects relevant to the application that have been raised in the representation.					
	Where representations have been received in relation to an application by a responsible authority or any other person, and the concerns have not been resolved through mediation between all parties, the Scheme of Delegation set out in the Council's Constitution states that these applications should be dealt with by					

the Li	censing Sub-Committee.
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Portfolio Holder(s):	Councillor Lewis Anderson – Tourism, Leisure and Communities
Corporate Director	Kate Ryan – Corporate Director for Environment and Community
Report Authors	Tania Jardim – Licensing Officer (01202) 454927 tania.jardim@bcpcouncil.gov.uk
Wards	Christchurch Town
Classification	For Decision

# Background

 An application for a new premises licence under the Licensing Act 2003 was received on the 6th of March 2020. The application is for Regulated Entertainment - Live Music, Recorded Music, Performance of a Dance or entertainment of a similar description to these activities and for the Supply of Alcohol on and off the premises, 10:00 to 20:00 hours, Friday, Saturday and Monday and 10:00 to 17:00 hours on Sunday. The event will take place annually on either the first weekend in May (bank holiday weekend) or the weekend after the first May Bank Holiday, Friday to Sunday, or another Bank Holiday weekend during the year. A copy of the application and plan is attached at Appendix A.

# Consultation

- 2. Before submission of the application, a pre-application meeting, to discuss the event and licensing requirements, took place on the 8th of January 2020 where in attendance were the applicant, Dorset Police, the BCP Council Licensing Manager and the Christchurch Town Council Clerk.
- 3. The application has been served on all responsible authorities and the applicant confirmed that the statutory notices were displayed on site and published in the local newspaper.
- 4. On 1st April 2020, a representation was received from Dorset Police. A copy of this representation is attached at Appendix B.
- 5. On the 9th April 2020, the applicant sent an email response to Dorset Police showing willingness to mediation, this is attached as Appendix C.
- 6. At the time of writing this report, the Licensing Authority have not received confirmation of mediation having taken place.
- 7. No other representations were received from any of the other responsible authorities or any other person.
- 8. It is important to highlight that aside from licensing, the Christchurch Food Festival event organisers are required to attend Safety Advisory Group (SAG) meetings which are chaired by BCP Council Events Team. SAG meetings take place every year prior to the event taking place at which time the event and the Event Management Plan and supporting documentation are subject to scrutiny and

approval by Dorset Police, the BCP Council Licensing Authority, Health and Safety, Dorset and Wiltshire Fire and Rescue and other safety representatives.

9. Due to Covid-19 and the current situation, the festival has been postponed to a later date in the year.

# **Options Appraisal**

10. Before making a decision, Members are asked to consider the following matters: -

- The representation made by Dorset Police.
- The submissions made by or made on behalf of the applicant.
- The relevant licensing objectives, namely the Prevention of Crime and Disorder and Public Safety.
- The Licensing Act 2003, Regulations, Guidance and Council's Statement of Licensing Policy.

# Summary of financial implications

11. N/A

# Summary of legal implications

12. The applicant has the right of appeal against the decision made by the committee to the Magistrates' Court within a period of 21 days beginning with the day that the applicant is notified, in writing, of the decision.

# Summary of human resources implications

13. N/A

# Summary of sustainability impact

14. N/A

# Summary of public health implications

15. N/A

# Summary of equality implications

16. N/A

# Summary of risk assessment

17. N/A

# **Background papers**

Christchurch Borough Council's Statement of Licensing Policy:

https://www.christchurch.gov.uk/business-consumers-licences/licences-and-permits/alcoholand-entertainment-licences/pdfs/cbc-statement-of-licensing-policy.pdf

# Appendices

1 – Copy of application and plan.

- 2 Copy of Dorset Police representation.
- 3 Copy of email from applicant.

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# Application for a premises licence to be granted under the Licensing Act 2003

#### PLEASE READ THE FOLLOWING INSTRUCTIONS FIRST

Before completing this form please read the guidance notes at the end of the form. If you are completing this form by hand please write legibly in block capitals. In all cases ensure that your answers are inside the boxes and written in black ink. Use additional sheets if necessary.

You may wish to keep a copy of the completed form for your records.

#### I/We Real Food Markets Limited

..... (Insert name(s) of applicant) apply for a premises licence under section 17 of the Licensing Act 2003 for the premises described in Part 1 below (the premises) and I/we are making this

application to you as the relevant licensing authority in accordance with section 12 of the Licensing Act 2003

#### Part 1 – Premises details

Christchurch Food Festival 1 – High Street, Christchurch Post town Christchurch BH23 1DH	Postal address of premises or, if none, ordnance survey map reference or description										
Post town Christchurch Postcode BH23 1DH											
Posicione Posicione BEZ3 IDE											

Telephone num	ber at prem	ises (if ar	יy)	
Non-domestic premises	rateable	value	of	None

#### Part 2 - Applicant details

Please state whether you are applying for a premises licence as:

			(Ple	ase tick as appropriate)
a)	an individua	al or individuals *		please complete section (A)
b)	a person ot	her than an individual *		
	i as a lin partner	nited company/limited liability ship	$\boxtimes$	please complete section (B)
	ii as a pa liability	artnership (other than limited )		please complete section (B)
	iii as an u	inincorporated association or		please complete section (B)
	iv other (1 corpora	for example a statutory ation)		please complete section (B)
c)	a recognise	d club		please complete section (B)
d)	a charity			please complete section (B)

e)	the proprietor of an educational establishment		please complete section	ı (B)
f)	a health service body		please complete section	(B)
g)	a person who is registered under Part 2 of the Care Standards Act 2000 (c14) in respect of an independent hospital in Wales		please complete section	(B)
ga)	a person who is registered under Chapter 2 of Part 1 of the Health and Social Care Act 2008 (within the meaning of that Part) in an independent hospital in England		please complete section	(B)
h)	the chief officer of police of a police force in England and Wales		please complete section	(B)
	ou are applying as a person described in (a) or e box below):	(b) ple	ease confirm (by ticking y	es
	carrying on or proposing to carry on a business remises for licensable activities; or	s whic	h involves the use of	$\boxtimes$
lamı	making the application pursuant to a			
	statutory function or			
	a function discharged by virtue of Her Majesty	y's pre	erogative	

# (A) INDIVIDUAL APPLICANTS (fill in as applicable)

Mr 🗌	Mrs		Miss			Ms			ner Title r example,	
Surname						Fi	rst na		,	
Date of birt	th		l a	am 18	years o	old or	over	$\boxtimes$	Please tick	yes
Nationality										
Current resi address if d from premis address	lifferent									
Post town									Postcode	
Daytime co number	ntact t	elep	hone							•
E-mail addı (optional)	ress									
Where appli work checki (please see	ing serv	vice),	, the 9-di	igit 'sh	a right hare co	∷to v ode'	vork provi	via tl ded	he Home Off to the applica	fice online right to ant by that service

#### SECOND INDIVIDUAL APPLICANT (if applicable)

Mr 🗌	Mrs		Miss		Ν	Лs			ner Title (for ample, Rev)	
Surname				,		Fi	rst na	me	S	
Date of birth	1			l am 18 y	ears old	or c	over 🛛	3	Please t	ick yes
Nationality										
Current resid address if dif from premise	ferent	ress								
Post town									Postcode	
Daytime con	tact t	eleph	one nur	nber						
E-mail addre (optional)	ess									
Where applic work checkin (please see r	g serv	ice), t	he 9-digi	t 'share c						

#### (B) OTHER APPLICANTS

Please provide name and registered address of applicant in full. Where appropriate please give any registered number. In the case of a partnership or other joint venture (other than a body corporate), please give the name and address of each party concerned.

Name Real Food Markets Limited
Address Impact Hub Kings Cross 34b York Way London N1 9AB
Registered number (where applicable) 10677137
Description of applicant (for example, partnership, company, unincorporated association etc.) Private limited company
Telephone number (if any) 0203 291 1956
E-mail address (optional)

Part 3 Operating Schedule

W	ren do you want the premises licence to start?	DD MM YYYY A S A P					
lf y wł	you wish the licence to be valid only for a limited period, linen do you want it to end?						
Pl	ease give a general description of the premises (please read	guidance note 1)					
pre	High Street, Christchurch, including Saxon Square, from F junction with Castle Street. Area as defined on the attenda emises will include such structures as temporary bar tertainment areas.	int premises plans. The					
lf 5 at a	,000 or more people are expected to attend the premises any one time, please state the number expected to attend.	2000					
Wha	at licensable activities do you intend to carry on from the pren	nises?					
(plea	ase see sections 1 and 14 and Schedules 1 and 2 to the Lice	nsing Act 2003)					
Pro 2)	ovision of regulated entertainment (please read guidance not	e Please tick all that apply					
a)	plays (if ticking yes, fill in box A)						
b)	films (if ticking yes, fill in box B)						
c)	indoor sporting events (if ticking yes, fill in box C)						
d)	boxing or wrestling entertainment (if ticking yes, fill in box D	))					
e)	live music (if ticking yes, fill in box E)	$\boxtimes$					
f)	recorded music (if ticking yes, fill in box F)	$\boxtimes$					
g)	performances of dance (if ticking yes, fill in box G)	$\square$					
h)	anything of a similar description to that falling within (e), (f) (if ticking yes, fill in box H)	or (g)					
Provision of late night refreshment (if ticking yes, fill in box I)							
Supply of alcohol (if ticking yes, fill in box J)							

In all cases complete boxes K, L and M

Α

Plays Standard days and timings (please read			Will the performance of a play take place indoors or outdoors or both – please tick (please read guidance note	Indoors	
	nce note 7)		3)	Outdoors	
Day	Start	Finish		Both	
Mon			Please give further details here (pleas note 4)	e read guida	ance
Tue					
Wed			State any seasonal variations for per (please read guidance note 5)	erforming pl	ays
Thur					
Fri			Non standard timings. Where you into premises for the performance of plays a to those listed in the column on the	t different tir	nes
Sat			(please read guidance note 6)		
Sun					

Films Standard days and timings (please read			Will the exhibition of films take place indoors or outdoors or both – please tick (please read guidance note 3)	Indoors	
	nce note 7			Outdoors	$\boxtimes$
Day	Start	Finish		Both	
Mon	10.00		Please give further details here (please note 4)	se read guida	ance
		20.00	Films or shorts relevant to a family food t	festival	
Tue					
Wed			State any seasonal variations for the films (please read guidance note 5) The place on one weekend each May, either the second s	e event will t	take
Thur			holiday Saturday to Monday <i>or</i> the weekend after May bank holiday, Friday to Sunday. Or anothe holiday weekend during the year.		first
Fri	10.00		Non standard timings. Where you in		
		20.00	<ul> <li>premises for the exhibition of films at different to those listed in the column on the left,</li> </ul>		
Sat	10.00		(please read guidance note 6)		
		20.00			
Sun	10.00				
		17.00			

В

С

Stand timing	<b>r sportir</b> ard days s (please nce note	e read	Please give further details (please read guidance note 4)
Day	Start	Finish	
Mon			
Tue			State any seasonal variations for indoor sporting events (please read guidance note 5)
Wed			-
Thur			Non standard timings. Where you intend to use the premises for indoor sporting events at different times to those listed in the column on the left, please list (please
Fri			read guidance note 6)
Sat			
Sun			

D

Boxing or wrestling entertainments Standard days and timings (please read			Will the boxing or wrestling entertainment take place indoors or outdoors or both – please tick (please	Indoors	
	is (please nce note		read guidance note 3)	Outdoors	
Day	Start	Finish		Both	
Mon			Please give further details here (please re 4)	ad guidance	note
Tue					
Wed			State any seasonal variations for boxin entertainment (please read guidance note s	n <mark>g or wrest</mark> 5)	ling
Thur					
Fri			Non standard timings. Where you interpretion of the premises for boxing or wrestling en different times to those listed in the colu	tertainment	at
Sat			please list (please read guidance note 6)		
Sun					

Ε

Live music Standard days and timings (please read			Will the performance of live music take         Indoors           place indoors or outdoors or both –         Indoors           please tick         (please read guidance note 3)		
	nce note		Festivals are weather dependent; live music may be provided on an open-air	Outdoors	
Day	Start	Finish	stage or within a structure such as a tent.	Both	
Mon	10:00		Please give further details here (please re 4)	ad guidance i	note
		20:00	To include, but not restricted to, school cho		
Tue			orchestra groups, and other such music as or appropriate to the food festival.		
Wed			State any seasonal variations for the per music (please read guidance note 5) The event will take place on one weekend		
Thur			the first May bank holiday Saturday to weekend after the first May bank holiday, F Or another bank holiday weekend during the	riday to Sun	
Fri	10:00		Non-standard timings. Where you into		
		20:00	premises for the performance of live me times to those listed in the column on the		
Sat	10:00		(please read guidance note 6)		
		20:00			
Sun	10:00				
		17:00			

F

Stand	Recorded music Standard days and timings (please read		Will the playing of recorded music take place indoors or outdoors or both – please tick (please read guidance note	Indoors	
	nce note		3) Festivals are weather dependent; recorded music may be provided in the	Outdoors	
Day	Start	Finish	open-air or within a structure such as a tent.	Both	$\boxtimes$
Mon	10:00		Please give further details here (pleas note 4)	e read guida	ance
		20:00	Recorded music may be played at va		
Tue			background music incidental to the main festival acti		
Wed			State any seasonal variations for recorded music (please read guidance no The event will take place on one weekend	ote 5) each May, ei	ther
Thur			the first May bank holiday Saturday to weekend after the first May bank holiday, f Or another bank holiday weekend during t	Friday to Sun	
Fri	10:00		Non standard timings. Where you int		
		20:00	premises for the playing of recorded m times to those listed in the column on		
Sat	10:00		list (please read guidance note 6)		
		20:00	]		
Sun	10:00				
		17:00			

G

Performances of dance Standard days and			Will the performance of dance take place indoors or outdoors or both – please tick (please read guidance note	Indoors	
timing	s (please	read	3) Festivals are weather dependent; performances of dance routines may be	Outdoors	
Day	Start	Finish	provided on an open-air stage or within a structure such as a tent.	Both	$\boxtimes$
Mon	10:00	20:00	Please give further details here (pleas note 4) Any dance routines provided for entertainm	-	
Tue			be family friendly.		
Wed			State any seasonal variations for the dance (please read guidance note 5) The event will take place on one weekend		
Thur			the first May bank holiday Saturday to weekend after the first May bank holiday, f Or another bank holiday weekend during t	Friday to Sun	
Fri	10:00		Non-standard timings. Where you into premises for the performance of date		
		20:00	times to those listed in the column on		
Sat	10:00		list (please read guidance note 6)		
		20:00			
Sun	10:00				
		17:00			

Н

Anything of a similar description to that falling within (e), (f) or (g) Standard days and timings (please read guidance note 7)		that (e), (f) or and read	Please give a description of the type of entertainment y will be providing Any form of public performance activity which may invol incidental music, e.g. cookery demonstrations, sheep sho street entertainers etc.		olve
Day	Start	Finish	Will this entertainment take place indoors or outdoors or both – please	Indoors	
Mon	10:00		tick (please read guidance note 3)	Outdoors	
		20:00	Festivals are weather dependent; live music may be provided on an open-air stage or within a structure such as a tent.	Both	$\boxtimes$
Tue			Please give further details here (pleas note 4)	e read guida	ince
Wed					
Thur			State any seasonal variations for ent similar description to that falling with (please read guidance note 5)		
Fri	10:00		The event will take place on one weekend the first May bank holiday Saturday to	Monday or	the
		20:00	weekend after the first May bank holiday, f Or another bank holiday weekend during t		day.
Sat	10:00		Non standard timings. Where you into premises for the entertainment of a sin to that falling within (e), (f) or (g) at di	nilar descript	tion
		20:00	those listed in the column on the left, please read guidance note 6)		
Sun	10:00				
		17:00			

I

	n <b>ight</b> shment lard days	and	Will the provision of late night refreshment take place indoors or outdoors or both – please tick (please	Indoors	
timing	is (please nce note	read	read guidance note 3)	Outdoors	
Day	Start	Finish		Both	
Mon			Please give further details here (please re 4)	ad guidance	note
Tue					
Wed			State any seasonal variations for the p night refreshment (please read guidance r		late
Thur					
Fri			Non standard timings. Where you int premises for the provision of late night different times, to those listed in the col	refreshmen	nt at
Sat			please list (please read guidance note 6)		
Sun					

Stand	Supply of alcohol Standard days and timings (please read		Will the supply of alcohol be for consumption – please tick (please read guidance note 8)	On the premises	
	nce note		Alcohol supplies may be consumed on the premises while various local retailers	Off the premises	
Day	Start	Finish	may sell craft beers etc from various stands and stalls for consumption off site.	Both	$\boxtimes$
Mon	10:00		State any seasonal variations for the su (please read guidance note 5)	upply of alco	ohol
		20:00			
Tue			The event will take place on one weekend the first May bank holiday Saturday to		
			weekend after the first May bank holiday, F Or another bank holiday weekend during the	Friday to Sun	
Wed			or another bank holiday weekend during t	ne year.	
Thur			Non-standard timings. Where you int premises for the supply of alcohol at d	end to use	the
			those listed in the column on the left, pl		
Fri	10:00		read guidance note 6)		
		20:00			
Sat	10:00				
		20:00			
Sun	10:00				
		17:00			

State the name and details of the individual whom you wish to specify on the licence as designated premises supervisor (Please see declaration about the entitlement to work in the checklist at the end of the form):

Name Philip Lowery				
Date of birth				
Address				
Postcode				
Personal licence number (if known)				
E				
Issuing licensing authority (if known)				
BCP Council				

J

Κ

Please highlight any adult entertainment or services, activities, other entertainment or matters ancillary to the use of the premises that may give rise to concern in respect of children (please read guidance note 9).

None

L

open Stand timing	Hours premises are open to the public Standard days and timings (please read guidance note 7)		<ul> <li><u>State any seasonal variations</u> (please read guidance note 5)</li> <li>The event will take place on one weekend each May, either the first May bank holiday Saturday to Monday <i>or</i> the weekend after the first May bank holiday, Friday to Sunday.</li> </ul>	
Day	Start	Finish	Or another bank holiday weekend during the year.	
Mon	10:00			
		20:00		
Tue				
Wed				
			Non-standard timings. Where you intend the premises to be open to the public at different times from those	
Thur			listed in the column on the left, please list (please read guidance note 6)	
Fri	10:00			
		20:00		
Sat	10:00			
		20:00		
Sun	10:00			
		17:00		

Describe the steps you intend to take to promote the four licensing objectives:

#### a) General - all four licensing objectives (b, c, d and e) (please read guidance note 10)

1 The festival shall operate in accordance and full compliance with the event management plan (EMP). The EMP shall be provided to the Licensing Authority for full consultation with the Safety Advisory Group (SAG) at least 4 weeks before the festival's commencement.

2 All activities shall comply with Bournemouth, Christchurch & Poole Council (BCP) regulated event criteria to include health and safety and risk assessment and suitable insurance cover.

#### b) The prevention of crime and disorder

NB Our proposals further to the promotion of this licensing objective are fully addressed within the EMP.

3 A full risk assessment shall be carried out for the festival to determine the need for security and/or marshalling in accordance with the EMP. The SAG shall be consulted a minimum of 4 weeks in advance.

4 A sufficient number of Security Industry Authority (SIA) registered security staff shall control the admission of customers to alcohol serving areas and to generally to provide control at the festival. Such SIA registered security staff shall be employed by a reputable company included on the SIA Register of Approved Contractors.

5 All designated alcohol service areas shall be clearly defined and fenced.

6 Alcohol shall be served in open containers and consumed within designated alcohol service areas.

7 All drinks shall be served in non-glassware receptacles. Hot food and drink shall be provided throughout the duration of the event.

8 A premises incident book shall be kept at the premises. The incident book shall record all incidents which may have occurred which are relevant to the supply of alcohol and the promotion of the licensing objectives. Such incidents shall include, but not be limited to, complaints made to the premises alleging nuisance or anti-social behaviour by persons attending or leaving the premises and all refusals to sell alcohol. The incident book shall be readily available for inspection by an authorised officer upon request.

9 The premises licence holder shall uphold a zero tolerance policy in relation to illegal drugs.

10 Super-strength lagers, beers and/or ciders, i.e. those with an ABV of 6.5% or higher, shall not be sold at the festival.

#### c) Public safety

NB Our proposals further to the promotion of this licensing objective are fully addressed within the EMP.

11 The premises licence holder shall provide confirmation of adequate public liability insurance and risk assessments for every aspect of the event in accordance with the EMP.

Μ

12 Capacity at the festival shall be monitored by event organisers only so as to prevent tampering and any information regarding capacity shall be provided to an authorised officer on request.

13 Access for emergency vehicles shall be kept clear in respect of those areas under the control of the operators of the premises.

14 All drinks for consumption on site shall be provided in non-glassware receptacles, e.g. toughened glass, polycarbonate, plastic.

15 Access to free tap water shall be readily available to festival attendees.

16 All bar staff shall receive appropriate training further to serving alcohol in a responsible manor prior to the commencement of their work.

17 A minimum of 4 qualified first aiders shall be on duty at the festival in accordance with the EMP. The provision of first aid shall include a defibrillator and an operator trained in its use.

18 A first aid box shall be available at the main bars. First aid area(s) shall be set up and located on site. Each first aid site shall be clearly identified as such.

19 Adequate toilet facilities shall be provided.

20 There shall be ample drop off points for the recycled drinks receptacles policy.

21 At the exits from the site "glass" refunds may be issued so that visitors do not leave the site with drinks in their hands.

22 Contingency planning is place for an emergency evacuation in accordance with the EMP.

23 Assembly points in the event of fire shall be clearly sign posted.

24 The premises licence holder shall ensure that a fire risk assessment and emergency plan in accordance with the EMP is in place at all times.

25 There shall a zero tolerance of illegal drugs in any space within the event.

26 Provision will be made for wheelchair bound guests compliant with the Disability Discrimination Act 1995.

27 The premises licence holder shall implement a written dispersal policy to move festival attendees from the site and the immediate vicinity in such a way as to cause minimum disturbance or nuisance to neighbours both residential and business and to make the minimum impact upon the neighbourhood in relation to potential nuisance, anti-social behaviour, crime and disorder.

#### d) The prevention of public nuisance

NB Our proposals further to the promotion of this licensing objective are fully addressed within the EMP.

28 The premises licence holder shall monitor the sound levels for the licenced site. We will follow the Pop Code (Code of Practice on Environmental Noise Control at Concerts) which recommends a limit of about 65db at the nearest property having measured the background sound level.

29 The orientation of speakers shall be arranged to minimise the risk of noise nuisance to nearby properties.

30 Sound levels at the perimeter of the premises shall be regularly monitored to ensure noise nuisance does not occur. A record of the monitored sound levels shall be kept by the event management team.

31 Adequate litter bins shall be provided and regularly emptied. In addition, an active team shall clear litter which shall be removed from the site by a professional waste management company within 24 hours.

32 No accumulation of combustible rubbish, dirt, surplus material or stored goods shall be permitted to remain in any part of the premises except in an appropriate place and of such quantities so as not to cause a nuisance, obstruction or other safety hazard.

33 A telephone number shall be made publicly available for anyone to report any complaints regarding the festival which shall be operational for the entire event.

34 The closing time of the event shall be clearly made known at the event via the PA system.

35 Smoking areas shall be clearly designated; smoking and/or vaping may not be permitted within any temporary structure.

#### e) The protection of children from harm

NB Our proposals further to the promotion of this licensing objective are fully addressed within the EMP.

36 A Challenge 25 proof of age scheme shall be operated at the premises where the only acceptable forms of identification shall be the following recognised photographic identification cards: a driving licence, a passport, a military identification card or a Proof of Age card carrying a 'PASS' hologram.

37 A prominent clear notice shall be displayed at the point of entry to each bar advising customers that they may be asked to produce evidence of their age if seeking to purchase alcohol.

38 Before being allowed to sell alcohol the premises licence holder shall provide approved under age training for all staff employed for that purpose. Such staff should be at least 18 years of age. The premises licence holder shall be required to issue to staff with clear written instructions on how to deal with attempted under age sales. A record of that training shall be available in hard-copy form on site to be viewed on request by any authorised officer.

39 A refusals record shall be kept at each bar which details all refusals to sell alcohol. This record shall include:

- the date and time of the incident
- a description of the person seeking to buy alcohol
- the name of the staff member who refused the sale
- the reason the sale was refused

All entries must be made within 24 hours of the refusal. The record must be made available for inspection when requested by an authorised officer.

40 A suitable policy for lost children and vulnerable adults shall operate for the duration of the festival.

#### **Checklist:**

#### Please tick to indicate agreement

0	I have made or enclosed payment of the fee.	$\boxtimes$
•	I have enclosed the plan of the premises.	$\boxtimes$
0	I have sent copies of this application and the plan to responsible authorities and others where applicable.	$\boxtimes$
۰	I have enclosed the consent form completed by the individual I wish to be designated premises supervisor, if applicable.	$\boxtimes$
•	I understand that I must now advertise my application.	$\boxtimes$
0	I understand that if I do not comply with the above requirements my application will be rejected.	$\boxtimes$
•	[Applicable to all individual applicants, including those in a partnership which is not a limited liability partnership, but not companies or limited liability partnerships] I have included documents demonstrating my entitlement to work in the United Kingdom or my share code issued by the Home Office online right to work checking service (please read note 15).	

IT IS AN OFFENCE, UNDER SECTION 158 OF THE LICENSING ACT 2003, TO MAKE A FALSE STATEMENT IN OR IN CONNECTION WITH THIS APPLICATION. THOSE WHO MAKE A FALSE STATEMENT MAY BE LIABLE ON SUMMARY CONVICTION TO A FINE OF ANY AMOUNT.

IT IS AN OFFENCE UNDER SECTION 24B OF THE IMMIGRATION ACT 1971 FOR A PERSON TO WORK WHEN THEY KNOW, OR HAVE REASONABLE CAUSE TO BELIEVE, THAT THEY ARE DISQUALIFIED FROM DOING SO BY REASON OF THEIR IMMIGRATION STATUS. THOSE WHO EMPLOY AN ADULT WITHOUT LEAVE OR WHO IS SUBJECT TO CONDITIONS AS TO EMPLOYMENT WILL BE LIABLE TO A CIVIL PENALTY UNDER SECTION 15 OF THE IMMIGRATION, ASYLUM AND NATIONALITY ACT 2006 AND PURSUANT TO SECTION 21 OF THE SAME ACT, WILL BE COMMITTING AN OFFENCE WHERE THEY DO SO IN THE KNOWLEDGE, OR WITH REASONABLE CAUSE TO BELIEVE, THAT THE EMPLOYEE IS DISQUALIFIED. **Part 4 – Signatures** (please read guidance note 11)

Signature of applicant or applicant's solicitor or other duly authorised agent (see guidance note 12). If signing on behalf of the applicant, please state in what capacity.

Declaration	<ul> <li>[Applicable to individual applicants only, including those in a partnership which is not a limited liability partnership] I understand I am not entitled to be issued with a licence if I do not have the entitlement to live and work in the UK (or if I am subject to a condition preventing me from doing work relating to the carrying on of a licensable activity) and that my licence will become invalid if I cease to be entitled to live and work in the UK (please read guidance note 15).</li> <li>The DPS named in this application form is entitled to work in the UK (and is not subject to conditions preventing him or her from doing work relating to a licensable activity) and I have seen a copy of his or her proof of entitlement to work, or have conducted an online right to work check using the Home Office online right to work (please see note 15)</li> </ul>	
Signature	8	
Date	5 <sup>th</sup> March 2020	
Capacity	Director and DPS	

For joint applications, signature of 2<sup>nd</sup> applicant or 2<sup>nd</sup> applicant's solicitor or other authorised agent (please read guidance note 13). If signing on behalf of the applicant, please state in what capacity.

Signature	
Date	
Capacity	

Contact name (where not previously given) and postal address for correspondence associated with this application (please read guidance note 14) Philip Lowery					
Post town	Postcode				
Telephone number (if any)					
If you would prefer us to correspond with you by e-mail, your e-mail address (optional)					



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From: Sent: To: Cc: Subject: Attachments: Busfield, Louise 01 April 2020 16:33 Licensing Com

Christchurch Food Festival M176343 New Application.msg (005).pdf

#### Good afternoon

On behalf of the Chief Officer of Dorset Police, I wish to submit a representation in respect of the application for a premises licence for Christchurch Food Festival. The application as it stands does not offer sufficient conditions to promote the Licensing Objectives of the Prevention of Crime and Disorder and Public Safety.

**APPENDIX 2** 

The application states that '*The festival shall operate in accordance and full compliance with the event management plan (EMP). The EMP shall be provided to the Licensing Authority for full consultation with the Safety Advisory Group (SAG) at least 4 weeks before the festival's commencement*'; this however does not satisfy Dorset Police as to how the Licensing Objectives are to be upheld, and we would expect to see sufficient and robust conditions detailed within the Premises Licence Application.

As you will note, I have cc'd this to the applicant for their awareness.

Kind regards, Louise

Louise Busfield 8952 Licensing Officer Drug and Alcohol Harm Reduction Team. Prevention Department Bournemouth Police Station Dorset Police



Connect with Dorset Police: Online | Facebook | Twitter | LinkedIn | Youtube

#### 

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1

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From: Sent: To: Cc: Subject: Philip Lowery 09 April 2020 13:03 Busfield, Louise Licensing Com Re: Christchurch Food Festival

Dear Louise

Many thanks for your feedback which is appreciated and understood.

Apologies for the delay in responding, unfortunately at the moment all our staff (save me) are furloughed during this very difficult time. In addition the festival was postponed to the August Bank Holiday which of course will be reviewed as we get nearer the time, in light of the government guidelines available at that time.

As such, some of the elements of what we had already planned will inevitably change nearer to August, particularly in relation to participants/traders at the festival and where they will therefore be located.

We are more than happy to provide the information that you may be looking for in regards to the application, however it would be extremely helpful if you could list exactly what you would require form us. It is likely that we will have most of this available and will be able to provide.

Many thanks for your help

Kind regards Philip This page is intentionally left blank

# Agenda Item 6

## Licensing Sub-Committee



Report subject	New Premises Licence Application for Christchurch Food Festival at Christchurch Quay Christchurch				
Meeting date	7 May 2020				
Status	Public Report				
Executive summary	Real Food Markets Limited have made an application for a new premises licence for Christchurch Food Festival, Christchurch Quay Christchurch. The application is for Regulated Entertainment - Live Music, Recorded Music and Performance of a Dance or entertainment of a similar description to these activities and the Supply of Alcohol on and off the premises, 10:00 to 20:00 hours Friday, Saturday and Monday and 10:00 to 17:00 hours on Sunday. The event will take place on the first weekend of May (Bank Holiday Weekend), Friday to Sunday, or another Bank Holiday weekend during the year.				
Recommendations	Members are asked to decide whether to: -				
	(a) Grant the application for a premises licence as made;				
	(b) Refuse the application for a premises licence;				
	(c) Grant the premises licence subject to additional conditions.				
	Members of the Licensing Committee are asked to make a decision at the end of the hearing after all relevant parties have been given the opportunity to speak. Members must give full reasons for their decision.				
Reason for recommendations	The Licensing Authority has received a representation from Dorset Police on the grounds that the applicant has failed to offer sufficient conditions to promote the Licensing Objectives of the Prevention of Crime and Disorder and Public Safety.				
	The Licensing Authority may only consider aspects relevant to the application that have been raised in the representation.				
	Where representations have been received in relation to an application by a responsible authority or any other person, and the concerns have not been resolved through mediation between all parties, the Scheme of Delegation set out in the Council's Constitution states that these applications should be dealt with by				

the Licensing	Sub-Committee.
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Portfolio Holder(s):	Councillor Lewis Anderson – Tourism, Leisure and Communities
Corporate Director	Kate Ryan – Corporate Director for Environment and Community
Report Authors	Tania Jardim – Licensing Officer (01202) 454927 tania.jardim@bcpcouncil.gov.uk
Wards	Christchurch Town;
Classification	For Decision

## Background

 An application for a new premises licence under the Licensing Act 2003 was received on the 6th of March 2020. The application is for Regulated Entertainment -Live Music, Recorded Music and Performance of a Dance or entertainment of a similar description to these activities and the Supply of Alcohol 10:00 to 20:00 hours, Friday, Saturday and Monday and 10:00 to 17:00 hours on Sunday. The event will take place on the first weekend of May (Bank Holiday Weekend) or the weekend after the first May Bank Holiday, Friday to Sunday, or on another Bank Holiday weekend during the year. A copy of the application and plan is attached at Appendix A.

## Consultation

- 2. Before submission of the application, a pre-application meeting, to discuss the event and licensing requirements, took place on the 8<sup>th</sup> of January 2020 where in attendance were the applicant, Dorset Police, the BCP Council Licensing Manager and the Christchurch Town Council Clerk.
- 3. The application has been served on all responsible authorities and the applicant confirmed that the statutory notices were displayed on site and published in the local newspaper.
- 4. On 1st April 2020, a representation was received from Dorset Police. A copy of this representation is attached at Appendix B.
- 5. On the 9th April 2020, the applicant sent an email response to Dorset Police showing willingness to mediation, this is attached as Appendix C.
- 6. At the time of writing this report, the Licensing Authority have not received confirmation of mediation having taken place.
- 7. No other representations were received from any of the other responsible authorities or any other person.
- 8. It is important to highlight that aside from licensing, the Christchurch Food Festival event organisers are required to attend Safety Advisory Group (SAG) meetings which are chaired by BCP Council Events Team. SAG meetings take place every year prior to the event taking place at which time the event and the Event Management Plan and supporting documentation are subject to scrutiny and

approval by Dorset Police, the BCP Council Licensing Authority, Health and Safety, Dorset and Wilshire Fire and Rescue and other safety representatives.

9. Due to Covid-19 and the current situation, the festival has been postponed to a later date in the year.

## **Options Appraisal**

10. Before making a decision, Members are asked to consider the following matters: -

- The representation made by Dorset Police.
- The submissions made by or made on behalf of the applicant.
- The relevant licensing objectives, namely the Prevention of Crime and Disorder and Public Safety.
- The Licensing Act 2003, Regulations, Guidance and Council's Statement of Licensing Policy.

## Summary of financial implications

11. N/A

## Summary of legal implications

12. The applicant has the right of appeal against the decision made by the committee to the Magistrates' Court within a period of 21 days beginning with the day that the applicant is notified, in writing, of the decision.

## Summary of human resources implications

13. N/A

## Summary of sustainability impact

14. N/A

## Summary of public health implications

15. N/A

## Summary of equality implications

16. N/A

## Summary of risk assessment

17. N/A

## Background papers

Christchurch Borough Council's Statement of Licensing Policy:

https://www.christchurch.gov.uk/business-consumers-licences/licences-and-permits/alcoholand-entertainment-licences/pdfs/cbc-statement-of-licensing-policy.pdf

## Appendices

1 – Copy of application and plan.

- 2 Copy of Dorset Police representation.
- 3 Copy of email from applicant.

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#### Application for a premises licence to be granted under the Licensing Act 2003

#### PLEASE READ THE FOLLOWING INSTRUCTIONS FIRST

Before completing this form please read the guidance notes at the end of the form. If you are completing this form by hand please write legibly in block capitals. In all cases ensure that your answers are inside the boxes and written in black ink. Use additional sheets if necessary.

You may wish to keep a copy of the completed form for your records.

#### I/We Real Food Markets Limited

(Insert name(s) of applicant)

apply for a premises licence under section 17 of the Licensing Act 2003 for the premises described in Part 1 below (the premises) and I/we are making this application to you as the relevant licensing authority in accordance with section 12 of the Licensing Act 2003

#### Part 1 – Premises details

Christchurch Food Festival	Postal address of premises or, if none, ordnance survey map reference or description							
Christchurch Quay Quay Road								
Post town Christchurch Postcode BH23 1BY								

Telephone num	ber at prem	ises (if ar	אר)	
Non-domestic premises	rateable	value	of	None

(Please tick as appropriate)

#### Part 2 - Applicant details

Please state whether you are applying for a premises licence as:

a)	an	individual or individuals *		please complete section (A)
b)	аp	erson other than an individual *		
	i	as a limited company/limited liability partnership	$\boxtimes$	please complete section (B)
	ii	as a partnership (other than limited liability)		please complete section (B)
	iii	as an unincorporated association or		please complete section (B)
	iv	other (for example a statutory corporation)		please complete section (B)
c)	a re	ecognised club		please complete section (B)
d)	a c	harity		please complete section (B)

e)	the proprietor of an educational establishment		please complete section	(B)				
f)	a health service body		please complete section	(B)				
g)	a person who is registered under Part 2 of the Care Standards Act 2000 (c14) in respect of an independent hospital in Wales		please complete section	(B)				
ga)	a person who is registered under Chapter 2 of Part 1 of the Health and Social Care Act 2008 (within the meaning of that Part) in an independent hospital in England		please complete section	(B)				
h)	the chief officer of police of a police force in England and Wales		please complete section	(B)				
	ou are applying as a person described in (a) or e box below):	(b) ple	ease confirm (by ticking y	es				
	carrying on or proposing to carry on a business remises for licensable activities; or	s whic	h involves the use of	$\boxtimes$				
lamı	making the application pursuant to a							
	statutory function or							
	a function discharged by virtue of Her Majesty's prerogative							

(A) INDIVIDUAL APPLICANTS (fill in as applicable)

Mr 🔲	Mrs		Miss		Ν	٨s			ner Title <sup>-</sup> example, v)	
Surname						Fir	rst na	ame	5	
Date of bir	:h		la	ım 18	years ol	d or	over	$\bowtie$	Please tick	yes
Nationality										
Current resi address if d from premis address	ifferent									
Post town									Postcode	
Daytime co number	Daytime contact telephone number									
E-mail add (optional)	ress									
Where applicable (if demonstrating a right to work via the Home Office online right to work checking service), the 9-digit 'share code' provided to the applicant by that service (please see note 15 for information)										

#### SECOND INDIVIDUAL APPLICANT (if applicable)

Mr 🗌	Mrs		Miss		Π	Иs			ner Title (for ample, Rev)	
Surname							rst na	me	S	
Date of birth	ו			l am 18 y	ears old	or o	over 🛛	$\triangleleft$	Please	tick yes
Nationality										
Current resid address if dif from premise	ferent									
Post town									Postcode	
Daytime cor	ntact t	elepi	none nur	nber						<u>, , , , , , , , , , , , , , , , , , , </u>
E-mail addre (optional)	E-mail address (optional)									
Where applicable (if demonstrating a right to work via the Home Office online right to work checking service), the 9-digit 'share code' provided to the applicant by that service (please see note 15 for information)										

## (B) OTHER APPLICANTS

Please provide name and registered address of applicant in full. Where appropriate please give any registered number. In the case of a partnership or other joint venture (other than a body corporate), please give the name and address of each party concerned.

Name Real Food Markets Limited
Address Impact Hub Kings Cross 34b York Way London N1 9AB
Registered number (where applicable) 10677137
Description of applicant (for example, partnership, company, unincorporated association etc.) Private limited company
Telephone number (if any) 0203 291 1956
E-mail address (optional)

#### Part 3 Operating Schedule

When do you want the premises licence to start?

D	C	M	M	YYYY
A	S	A	P	

If you wish the licence to be valid only for a limited period, when do you want it to end?

DD	MM	YYYY

Please give a general description of the premises (please read guidance note 1)

1 - High Street, Christchurch, including Saxon Square, from Fountain Roundabout to the junction with Castle Street. Area as defined on the attendant premises plans. The premises will include such structures as temporary bars, stalls, stands and entertainment areas.

If 5,000 or more people are expected to attend the premises at any one time, please state the number expected to attend.

4999

What licensable activities do you intend to carry on from the premises?

(please see sections 1 and 14 and Schedules 1 and 2 to the Licensing Act 2003)

Provision of regulated entertainment (please read guidance : 2)	note Please tick all that apply
a) plays (if ticking yes, fill in box A)	
b) films (if ticking yes, fill in box B)	
c) indoor sporting events (if ticking yes, fill in box C)	
d) boxing or wrestling entertainment (if ticking yes, fill in bo	D)
e) live music (if ticking yes, fill in box E)	$\boxtimes$
f) recorded music (if ticking yes, fill in box F)	$\boxtimes$
g) performances of dance (if ticking yes, fill in box G)	$\boxtimes$
<ul> <li>anything of a similar description to that falling within (e),</li> <li>(if ticking yes, fill in box H)</li> </ul>	, (f) or (g)
Provision of late night refreshment (if ticking yes, fill in bo	x I)
Supply of alcohol (if ticking yes, fill in box J)	

In all cases complete boxes K, L and M

Α

Stand	Plays Standard days and timings (please read		Will the performance of a play take place indoors or outdoors or both – please tick (please read guidance note	Indoors	
	nce note 7)		3)	Outdoors	
Day	Start	Finish		Both	
Mon			Please give further details here (pleas note 4)	e read guida	ance
Tue					
Wed			State any seasonal variations for per (please read guidance note 5)	erforming pl	lays
Thur					
Fri			Non standard timings. Where you into premises for the performance of plays a to those listed in the column on the	t different tin	nes
Sat			(please read guidance note 6)		
Sun					

Stand	Films Standard days and timings (please read		Will the exhibition of films take place indoors or outdoors or both – please tick (please read guidance note 3)	Indoors	
timings (please read guidance note 7)			(	Outdoors	$\boxtimes$
Day	Start	Finish		Both	
Mon	10.00		Please give further details here (pleas note 4)	se read guida	ance
		20.00	Films or shorts relevant to a family food t	festival	
Tue					
Wed			State any seasonal variations for the films (please read guidance note 5) The place on one weekend each May, either the second s	e event will	take
Thur			holiday Saturday to Monday <i>or</i> the week May bank holiday, Friday to Sunday. holiday weekend during the year.		
Fri	10.00		Non standard timings. Where you in		
		20.00	premises for the exhibition of films a to those listed in the column on the		
Sat	10.00		(please read guidance note 6)		
		20.00			
Sun	10.00				
		17.00			

В

С

Stand timing	or sportir ard days is (please ince note	e read	Please give further details (please read guidance note 4)
Day	Start	Finish	
Mon			
Tue			State any seasonal variations for indoor sporting events (please read guidance note 5)
Wed			
Thur			Non standard timings. Where you intend to use the premises for indoor sporting events at different times to those listed in the column on the left, please list (please
Fri			read guidance note 6)
Sat			
Sun			

D

enter	i <b>g or wre</b> tainment ard davs	s	Will the boxing or wrestling entertainment take place indoors or outdoors or both – please tick (please	Indoors	
timing	Standard days and timings (please read guidance note 7)		read guidance note 3)	Outdoors	
Day	Start	Finish		Both	
Mon			Please give further details here (please re 4)	ad guidance	note
Tue					
Wed			State any seasonal variations for boxi entertainment (please read guidance note		ling
Thur		-			
Fri			Non standard timings. Where you int premises for boxing or wrestling en different times to those listed in the col	ntertainment	at
Sat			please list (please read guidance note 6)		
Sun					

Ε

Stand	Live music Standard days and timings (please read		Will the performance of live music take place indoors or outdoors or both – please tick (please read guidance note 3)	Indoors		
timings (please read guidance note 7)			Festivals are weather dependent; live music may be provided on an open-air	Outdoors		
Day	Start	Finish	stage or within a structure such as a tent. Both		$\boxtimes$	
Mon	10:00		Please give further details here (please re 4)	ad guidance i	note	
		20:00	To include, but not restricted to, school cho		•	
Tue			orchestra groups, and other such music as dee appropriate to the food festival.		med	
Wed			State any seasonal variations for the per music (please read guidance note 5) The event will take place on one weekend			
Thur			weekend after the first May bank holiday, F	the first May bank holiday Saturday to Monday or the weekend after the first May bank holiday, Friday to Sunda Or another bank holiday weekend during the year.		
Fri	10:00		Non-standard timings. Where you into			
		20:00	premises for the performance of live me times to those listed in the column on the			
Sat	10:00		(please read guidance note 6)			
		20:00				
Sun	10:00					
		17:00				

F

Stand	<b>Recorded music</b> Standard days and timings (please read		Will the playing of recorded music take place indoors or outdoors or both – please tick (please read guidance note	Indoors	
timings (please read guidance note 7)			3) Festivals are weather dependent; recorded music may be provided in the	Outdoors	
Day	Start	Finish			
Mon	10:00	20:00	<u>Please give further details here</u> (please read guidan note 4) Recorded music may be played at various places		as
Tue			background music incidental to the main fe	estival activiti	es.
Wed			State any seasonal variations for recorded music (please read guidance no The event will take place on one weekend	ote 5)	.0
Thur			the first May bank holiday Saturday to weekend after the first May bank holiday, I Or another bank holiday weekend during t	Friday to Sun	
Fri	10:00		Non standard timings. Where you in premises for the playing of recorded m		
		20:00	times to those listed in the column on		
Sat	10:00		list (please read guidance note 6)		
		20:00			
Sun	10:00		]		
		17:00			

Performances of Will the performance of dance take place indoors or outdoors or both dance please tick (please read guidance note Standard days and timings (please read 3) guidance note 7) Festivals are weather dependent; performances of dance routines may be provided on an open-air stage or within a Day Start Finish structure such as a tent. Please give further details here (please read guidance Mon 10:00 note 4) 20:00 Any dance routines provided for entertainment purposes will be family friendly. Tue State any seasonal variations for the performance of Wed dance (please read guidance note 5) The event will take place on one weekend each May, either the first May bank holiday Saturday to Monday or the Thur weekend after the first May bank holiday, Friday to Sunday. Or another bank holiday weekend during the year. Non-standard timings. Where you intend to use the Fri 10:00

20:00

20:00

17:00

 $\boxtimes$ 

Indoors

Outdoors

Both

premises for the performance of dance at different

times to those listed in the column on the left, please

list (please read guidance note 6)

G

Sat

Sun

10:00

10:00

Н

descr falling (g) Stand timing	ning of a iption to g within ( ard days s (please nce note	<b>that</b> (e), (f) or and read	Please give a description of the type of e will be providing Any form of public performance activity w incidental music, e.g. cookery demonstration street entertainers etc.	hich may inv	olve
Day	Start	Finish	Will this entertainment take place indoors or outdoors or both – please	Indoors	
Mon	10:00		tick (please read guidance note 3)	Outdoors	
		20:00	Festivals are weather dependent; live music may be provided on an open-air stage or within a structure such as a tent.	Both	
Tue			Please give further details here (please read guidance note 4)		ince
Wed					
Thur			State any seasonal variations for ent similar description to that falling with (please read guidance note 5)		
Fri	10:00		The event will take place on one weekend the first May bank holiday Saturday to	Monday or	the
		20:00	weekend after the first May bank holiday, F Or another bank holiday weekend during t		day.
Sat	10:00		Non standard timings. Where you into premises for the entertainment of a sim to that falling within (e), (f) or (g) at di	nilar descrip	tion
		20:00	those listed in the column on the left, please list (please read guidance note 6)		
Sun	10:00				
		17:00			

I

refres	Late night refreshment Standard days and timings (please read		Will the provision of late night refreshment take place indoors or outdoors or both – please tick (please	Indoors	
	s (please nce note		read guidance note 3)	Outdoors	
Day	Start	Finish		Both	
Mon			Please give further details here (please re 4)	ad guidance	note
Tue					
Wed			State any seasonal variations for the p night refreshment (please read guidance n	rovision of note 5)	late
Thur					
Fri			Non standard timings. Where you into premises for the provision of late night different times, to those listed in the colu	refreshmen	t at
Sat			please list (please read guidance note 6)		
Sun					

Stand	Supply of alcohol Standard days and timings (please read		Will the supply of alcohol be for consumption – please tick (please read guidance note 8)	On the premises	
	timings (please read guidance note 7)		Alcohol supplies may be consumed on the premises while various local retailers	Off the premises	
Day	Start	Finish	may sell craft beers etc from various	Both	$\boxtimes$
Mon	10:00	20:00	State any seasonal variations for the se (please read guidance note 5)	upply of alco	<u>ohol</u>
Tue			The event will take place on one weekend the first May bank holiday Saturday to weekend after the first May bank holiday, F	Monday <i>or</i> Friday to Sund	the
Wed			Or another bank holiday weekend during t	he year.	
Thur			Non-standard timings. Where you int premises for the supply of alcohol at d those listed in the column on the left, pl	ifferent time:	s to
Fri	10:00		read guidance note 6)		
		20:00			
Sat	10:00				
		20:00			
Sun	10:00				
1		17:00			

State the name and details of the individual whom you wish to specify on the licence as designated premises supervisor (Please see declaration about the entitlement to work in the checklist at the end of the form):

Name Philip Lowery		
Date of birth /		
Address	X	
Postcode		
Personal licence num	ıber (if known)	
Issuing licensing aut	hority (if known)	
BCP Council	-	

J

κ

Please highlight any adult entertainment or services, activities, other entertainment or matters ancillary to the use of the premises that may give rise to concern in respect of children (please read guidance note 9).

None

L

open Stand timing	Hours premises are open to the public Standard days and timings (please read guidance note 7)		<ul> <li><u>State any seasonal variations</u> (please read guidance note 5)</li> <li>The event will take place on one weekend each May, either the first May bank holiday Saturday to Monday <i>or</i> the weekend after the first May bank holiday, Friday to Sunday.</li> </ul>
Day	Start	Finish	Or another bank holiday weekend during the year.
Mon	10:00		
		20:00	
Tue			
Wed			
			Non-standard timings. Where you intend the premises
Thur			to be open to the public at different times from those listed in the column on the left, please list (please read guidance note 6)
Fri	10:00		
		20:00	
Sat	10:00		
		20:00	
Sun	10:00		
		17:00	

Describe the steps you intend to take to promote the four licensing objectives:

#### a) General - all four licensing objectives (b, c, d and e) (please read guidance note 10)

1 The festival shall operate in accordance and full compliance with the event management plan (EMP). The EMP shall be provided to the Licensing Authority for full consultation with the Safety Advisory Group (SAG) at least 4 weeks before the festival's commencement.

2 All activities shall comply with Bournemouth, Christchurch & Poole Council (BCP) regulated event criteria to include health and safety and risk assessment and suitable insurance cover.

#### b) The prevention of crime and disorder

NB Our proposals further to the promotion of this licensing objective are fully addressed within the EMP.

3 A full risk assessment shall be carried out for the festival to determine the need for security and/or marshalling in accordance with the EMP. The SAG shall be consulted a minimum of 4 weeks in advance.

4 A sufficient number of Security Industry Authority (SIA) registered security staff shall control the admission of customers to alcohol serving areas and to generally to provide control at the festival. Such SIA registered security staff shall be employed by a reputable company included on the SIA Register of Approved Contractors.

5 All designated alcohol service areas shall be clearly defined and fenced.

6 Alcohol shall be served in open containers and consumed within designated alcohol service areas.

7 All drinks shall be served in non-glassware receptacles. Hot food and drink shall be provided throughout the duration of the event.

8 A premises incident book shall be kept at the premises. The incident book shall record all incidents which may have occurred which are relevant to the supply of alcohol and the promotion of the licensing objectives. Such incidents shall include, but not be limited to, complaints made to the premises alleging nuisance or anti-social behaviour by persons attending or leaving the premises and all refusals to sell alcohol. The incident book shall be readily available for inspection by an authorised officer upon request.

9 The premises licence holder shall uphold a zero tolerance policy in relation to illegal drugs.

10 Super-strength lagers, beers and/or ciders, i.e. those with an ABV of 6.5% or higher, shall not be sold at the festival.

#### c) Public safety

NB Our proposals further to the promotion of this licensing objective are fully addressed within the EMP.

11 The premises licence holder shall provide confirmation of adequate public liability insurance and risk assessments for every aspect of the event in accordance with the EMP.

#### Μ

12 Capacity at the festival shall be monitored by event organisers only so as to prevent tampering and any information regarding capacity shall be provided to an authorised officer on request.

13 Access for emergency vehicles shall be kept clear in respect of those areas under the control of the operators of the premises.

14 All drinks for consumption on site shall be provided in non-glassware receptacles, e.g. toughened glass, polycarbonate, plastic.

15 Access to free tap water shall be readily available to festival attendees.

16 All bar staff shall receive appropriate training further to serving alcohol in a responsible manor prior to the commencement of their work.

17 A minimum of 4 qualified first aiders shall be on duty at the festival in accordance with the EMP. The provision of first aid shall include a defibrillator and an operator trained in its use.

18 A first aid box shall be available at the main bars. First aid area(s) shall be set up and located on site. Each first aid site shall be clearly identified as such.

19 Adequate toilet facilities shall be provided.

20 There shall be ample drop off points for the recycled drinks receptacles policy.

21 At the exits from the site "glass" refunds may be issued so that visitors do not leave the site with drinks in their hands.

22 Contingency planning is place for an emergency evacuation in accordance with the EMP.

23 Assembly points in the event of fire shall be clearly sign posted.

24 The premises licence holder shall ensure that a fire risk assessment and emergency plan in accordance with the EMP is in place at all times.

25 There shall a zero tolerance of illegal drugs in any space within the event.

26 Provision will be made for wheelchair bound guests compliant with the Disability Discrimination Act 1995.

27 The premises licence holder shall implement a written dispersal policy to move festival attendees from the site and the immediate vicinity in such a way as to cause minimum disturbance or nuisance to neighbours both residential and business and to make the minimum impact upon the neighbourhood in relation to potential nuisance, anti-social behaviour, crime and disorder.

#### d) The prevention of public nuisance

NB Our proposals further to the promotion of this licensing objective are fully addressed within the EMP.

28 The premises licence holder shall monitor the sound levels for the licenced site. We will follow the Pop Code (Code of Practice on Environmental Noise Control at Concerts) which recommends a limit of about 65db at the nearest property having measured the background sound level.

29 The orientation of speakers shall be arranged to minimise the risk of noise nuisance to nearby properties.

30 Sound levels at the perimeter of the premises shall be regularly monitored to ensure noise nuisance does not occur. A record of the monitored sound levels shall be kept by the event management team.

31 Adequate litter bins shall be provided and regularly emptied. In addition, an active team shall clear litter which shall be removed from the site by a professional waste management company within 24 hours.

32 No accumulation of combustible rubbish, dirt, surplus material or stored goods shall be permitted to remain in any part of the premises except in an appropriate place and of such quantities so as not to cause a nuisance, obstruction or other safety hazard.

33 A telephone number shall be made publicly available for anyone to report any complaints regarding the festival which shall be operational for the entire event.

34 The closing time of the event shall be clearly made known at the event via the PA system.

35 Smoking areas shall be clearly designated; smoking and/or vaping may not be permitted within any temporary structure.

#### e) The protection of children from harm

NB Our proposals further to the promotion of this licensing objective are fully addressed within the EMP.

36 A Challenge 25 proof of age scheme shall be operated at the premises where the only acceptable forms of identification shall be the following recognised photographic identification cards: a driving licence, a passport, a military identification card or a Proof of Age card carrying a 'PASS' hologram.

37 A prominent clear notice shall be displayed at the point of entry to each bar advising customers that they may be asked to produce evidence of their age if seeking to purchase alcohol.

38 Before being allowed to sell alcohol the premises licence holder shall provide approved under age training for all staff employed for that purpose. Such staff should be at least 18 years of age. The premises licence holder shall be required to issue to staff with clear written instructions on how to deal with attempted under age sales. A record of that training shall be available in hard-copy form on site to be viewed on request by any authorised officer.

39 A refusals record shall be kept at each bar which details all refusals to sell alcohol. This record shall include:

- the date and time of the incident
- a description of the person seeking to buy alcohol
- the name of the staff member who refused the sale
- the reason the sale was refused

All entries must be made within 24 hours of the refusal. The record must be made available for inspection when requested by an authorised officer.

40 A suitable policy for lost children and vulnerable adults shall operate for the duration of the festival.

#### Checklist:

#### Please tick to indicate agreement

	I have made or enclosed payment of the fee.	$\boxtimes$
0	I have enclosed the plan of the premises.	$\boxtimes$
•	I have sent copies of this application and the plan to responsible authorities and others where applicable.	$\boxtimes$
•	I have enclosed the consent form completed by the individual I wish to be designated premises supervisor, if applicable.	$\boxtimes$
•	I understand that I must now advertise my application.	$\boxtimes$
•	I understand that if I do not comply with the above requirements my application will be rejected.	$\boxtimes$
0	[Applicable to all individual applicants, including those in a partnership which is not a limited liability partnership, but not companies or limited liability partnerships] I have included documents demonstrating my entitlement to work in the United Kingdom or my share code issued by the Home Office online right to work checking service (please read note 15).	

IT IS AN OFFENCE, UNDER SECTION 158 OF THE LICENSING ACT 2003, TO MAKE A FALSE STATEMENT IN OR IN CONNECTION WITH THIS APPLICATION. THOSE WHO MAKE A FALSE STATEMENT MAY BE LIABLE ON SUMMARY CONVICTION TO A FINE OF ANY AMOUNT.

IT IS AN OFFENCE UNDER SECTION 24B OF THE IMMIGRATION ACT 1971 FOR A PERSON TO WORK WHEN THEY KNOW, OR HAVE REASONABLE CAUSE TO BELIEVE, THAT THEY ARE DISQUALIFIED FROM DOING SO BY REASON OF THEIR IMMIGRATION STATUS. THOSE WHO EMPLOY AN ADULT WITHOUT LEAVE OR WHO IS SUBJECT TO CONDITIONS AS TO EMPLOYMENT WILL BE LIABLE TO A CIVIL PENALTY UNDER SECTION 15 OF THE IMMIGRATION, ASYLUM AND NATIONALITY ACT 2006 AND PURSUANT TO SECTION 21 OF THE SAME ACT, WILL BE COMMITTING AN OFFENCE WHERE THEY DO SO IN THE KNOWLEDGE, OR WITH REASONABLE CAUSE TO BELIEVE, THAT THE EMPLOYEE IS DISQUALIFIED. **Part 4 – Signatures** (please read guidance note 11)

Signature of applicant or applicant's solicitor or other duly authorised agent (see guidance note 12). If signing on behalf of the applicant, please state in what capacity.

Declaration	<ul> <li>[Applicable to individual applicants only, including those in a partnership which is not a limited liability partnership] I understand I am not entitled to be issued with a licence if I do not have the entitlement to live and work in the UK (or if I am subject to a condition preventing me from doing work relating to the carrying on of a licensable activity) and that my licence will become invalid if I cease to be entitled to live and work in the UK (please read guidance note 15).</li> <li>The DPS named in this application form is entitled to work in the UK (and is not subject to conditions preventing him or her from doing work relating to a licensable activity) and I have seen a copy of his or her proof of entitlement to work, or have conducted an online right to work check using the Home Office online right to work (please see note 15)</li> </ul>			
Signature				
Date	5 <sup>th</sup> March 2020			
Capacity	Director and DPS			

For joint applications, signature of 2<sup>nd</sup> applicant or 2<sup>nd</sup> applicant's solicitor or other authorised agent (please read guidance note 13). If signing on behalf of the applicant, please state in what capacity.

Signature	
Date	
Capacity	

Contact name (where not previously given) and postal address for correspondence associated with this application (please read guidance note 14)								
Post town	(		Postcode					
Telephone	number (if any)	1						
If vou would prefer us to correspond with you by e-mail, your e-mail address (optional)								



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From: Sent: To: Cc: Subject: Attachments: Busfield, Louise 01 April 2020 16:33 Licensing Com

Christchurch Food Festival M176343 New Application.msg (005).pdf

#### Good afternoon

On behalf of the Chief Officer of Dorset Police, I wish to submit a representation in respect of the application for a premises licence for Christchurch Food Festival. The application as it stands does not offer sufficient conditions to promote the Licensing Objectives of the Prevention of Crime and Disorder and Public Safety.

**APPENDIX 2** 

The application states that '*The festival shall operate in accordance and full compliance with the event management plan (EMP). The EMP shall be provided to the Licensing Authority for full consultation with the Safety Advisory Group (SAG) at least 4 weeks before the festival's commencement*'; this however does not satisfy Dorset Police as to how the Licensing Objectives are to be upheld, and we would expect to see sufficient and robust conditions detailed within the Premises Licence Application.

As you will note, I have cc'd this to the applicant for their awareness.

Kind regards, Louise

Louise Busfield 8952 Licensing Officer Drug and Alcohol Harm Reduction Team. Prevention Department Bournemouth Police Station Dorset Police



Connect with Dorset Police: Online | Facebook | Twitter | LinkedIn | Youtube

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From: Sent: To: Cc: Subject: Philip Lowery 09 April 2020 13:03 Busfield, Louise Licensing Com Re: Christchurch Food Festival

Dear Louise

Many thanks for your feedback which is appreciated and understood.

Apologies for the delay in responding, unfortunately at the moment all our staff (save me) are furloughed during this very difficult time. In addition the festival was postponed to the August Bank Holiday which of course will be reviewed as we get nearer the time, in light of the government guidelines available at that time.

As such, some of the elements of what we had already planned will inevitably change nearer to August, particularly in relation to participants/traders at the festival and where they will therefore be located.

We are more than happy to provide the information that you may be looking for in regards to the application, however it would be extremely helpful if you could list exactly what you would require form us. It is likely that we will have most of this available and will be able to provide.

Many thanks for your help

Kind regards Philip This page is intentionally left blank