

**MINUTES OF A MEETING OF THE
LICENSING SUB-COMMITTEE
Council Chamber - Town Hall
1 October 2012 (10.30 am - 12.00 pm)**

Present:

COUNCILLORS

Conservative Group Peter Gardner (Chairman) and Frederick Thompson

Residents' Group

Labour Group Denis Breading

**Independent Residents
Group**

Present: Simon Taylor (representing the applicant). Also present were Paul Jones (Havering Licensing Officer), the Legal Advisor to the sub-committee and the clerk to the Licensing sub-committee.

All decisions were taken with no votes against.

The Chairman reminded Members of the action to be taken in an emergency.

There were no disclosures of pecuniary interest

**1 AN APPLICATION FOR A PREMISES LICENCE MADE UNDER
SECTION 17 OF THE LICENSING ACT 2003 ("THE ACT").**

PREMISES

Damyns Hall Aerodrome
Aveley Road
Upminster
RM14 2TN

DETAILS OF APPLICATION

An application for a premises licence made under section 17 of the Licensing Act 2003 ("the Act").

APPLICANTS

Continental Drifts Ltd
Business Barge Judith
Hale Wharf
Ferry Lane

Tottenham Hale
London
N17 9NF

1. Details of the application:

The application was for 25 May 2013 to 26 May 2013 only

Films, Live Music, Recorded Music, Performance of Dance, Provision of facilities for making music and dancing.

Day	Start	Finish
Saturday to Sunday	11:00hrs	02:30hrs

Late Night Refreshment

Day	Start	Finish
Saturday to Sunday	23:00hrs	02:30hrs

Supply of Alcohol

Day	Start	Finish
Saturday to Sunday	11:00hrs	02:00hrs

Seasonal variations

There were no seasonal variations applied for in the application.

Non-standard timings

There were no non-standard timings applied for in the application.

2. Promotion of the licensing objectives:

The applicant acted in accordance with premises licence regulations 25 and 26 of the Licensing Act 2003 Regulations 2005 relating to the advertising of the application. The required public notice was installed in the Yellow Advertiser on 15 August 2012.

3. Details of representations

Valid representations may only address the following licensing objectives:

The prevention of crime and disorder
The prevention of public nuisance
The protection of children from harm
Public safety

There was one valid representation received against the application from an interested party.

There were no representations received against the application from responsible authorities.

Representation from the interested party

The interested party representation addressed all four of the licensing objectives. It was contended, in summary, that the application would introduce alcohol into the area and that unless policed properly then there could be issues of crime and disorder. The representation also addressed the public safety objective by claiming that the increased traffic to the area would be detrimental to public safety.

The representation also contended that public nuisance would arise from noise created by live music and additional lighting. Mention was also made under the protection of children from harm objective that the application was not a suitable place for children to attend.

Representations from Responsible Authorities

None

Response of the Applicant:

Mr Simon Taylor, speaking on behalf of the applicant, explained that the event management plan had been drawn up in accordance with the Health and Safety Executive's (HSE) guidance. A draft form of the plan had been issued to all the responsible authorities and there had been extensive communication between the applicant and the Police, and the Safety Advisory Group (SAG) would be overseeing the finalisation of the plan. Mr Taylor asked that the sub-committee note the comment from PC Fern complimenting the event management plan as "one of the best event plans he had ever read"

Mr Taylor advised that the cost of policing the event was being borne by the event organisers. In addition to a Police presence 103 SIA trained security staff would be employed at the event.

A drug reduction policy would be put into practice with searches carried out when attendees entered the event and the provision of amnesty bins along with patrols by the Police and security staff all culminating in a zero tolerance policy being adopted.

Mr Taylor sought to address the other concerns raised in the representation by advising that the event would fully comply with the risk assessment that had been carried out and that a noise impact assessment had been carried out and would be adhered to.

Mr Taylor commented that the event would be ticketed and also only for over 18s.

In conclusion the sub-committee was advised that the event organisers were very experienced at organising events on such a scale and that the

event management plan was very strong and had not attracted any representations from the responsible authorities. Mr Taylor also confirmed that the additional condition, that had been asked for by the Police, had been agreed.

4. Determination of Application

Decision:

Consequent upon the hearing held on 1 October 2012, the Sub-Committee's decision regarding the application for a Premises Licence for Damyns hall Aerodrome was as set out below, for the reasons shown:

The Sub-Committee was obliged to determine this application with a view to promoting the licensing objectives, which are:

- The prevention of crime and disorder
- Public safety
- The prevention of public nuisance
- The protection of children from harm

In making its decision, the Sub-Committee also had regard to the Guidance issued under Section 182 of the Licensing Act 2003 and Havering's Licensing Policy.

In addition, the Sub-Committee took account of its obligations under s17 of the Crime and Disorder Act 1998, and Articles 1 and 8 of the First Protocol of the Human Rights Act 1998.

Agreed Facts Facts/Issues

Whether the granting of the requested variation to the premises licence would undermine the licensing objectives.

The Applicant presented as an experienced and responsible operator, and this was not challenged. The organisers had operated similar events which had been trouble free.

The Sub-Committee accepted what was said with regard to the issues that had been raised in the representation and were satisfied that the event management plan was a robust and comprehensive document that sought to address any potential problems that could occur during the event.

The Sub-Committee stated that in arriving at this decision, it took into consideration the licensing objectives as contained in the Licensing Act 2003, the Licensing Guidelines as well as Havering Council's Licensing Policy.

The Sub-Committee noted that the additional condition asked for by the Police had been agreed to. Upon the suggestion of the Applicant, the police agreed condition was altered slightly, to ensure there could be no confusion over the adherence to all parts of the event management plan. The condition as amended is to read:

"The event management plan shall be adhered to in full"

The Sub-Committee then granted the application in full

Chairman