

Application for a time-limited Premises Licence – Celebration of Speed, Embley Park, West Wellow, Romsey SO51 6ZE

1 The application

- 1.1 The application is by Mike Turnbull of Celebration of Speed Limited for a time-limited Premises Licence in respect of a two day event to take place on 21 and 22 August 2021 at Embley Park, West Wellow, Romsey SO51 6ZE. The application seeks: live music from 1200 to 2300 hours on the Saturday and 1600 to 2300 hours Sunday; recorded music from 1700 to 2300 hours Saturday; and sale of alcohol for consumption on the premises from 1200 to 2300 hours Saturday and 1700 to 2300 hours Sunday. The application has attracted representations objecting to the application which necessitates it being determined at a hearing. A copy of the application is attached as Annex 1 to this report.

2 Background

- 2.1 The premises were once the family home of Florence Nightingale but since the end of the Second World War has been a private school. The applicant is hiring the extensive grounds for the event and two separate areas of the buildings – the Prep School Hall for the Event Control Room and the Nightingale library for an artiste's dressing room. Alcohol will be served in the secure food area of the main arena and in the secure VIP area, provided by licensed contractors.

3 Promotion of the Licensing Objectives

- 3.1 The applicant makes the following comments in relation to the steps taken to promote the four licensing objectives. These comments are taken directly as entered in the application:
- a) General – we have an Event Safety Plan and Emergency Response Plan, Medical Services Proposal, Event Medical Plan, Venue Map, Traffic Management Plan and appointed experts – Marion Virgo (security and health and safety), AEC Protection (Romsey), Charles Bradley-Hudson (traffic), Brad Davis (Fire) and full team of stewards and traffic marshalls.
 - b) The prevention of crime and disorder – AEC Protection are responsible for security procedures including stewarding of crowd, order, search on entry and upholding safety and good behaviour.
 - c) Public safety – AEC Protection as above and Marion Virgo appointed health and safety officer.
 - d) The prevention of public nuisance – AEC Protection.

- e) The protection of children from harm – AEC Protection, Stewards, Signage, designated meeting point, Public announcement system, Medical support, Ticket policy of adult supervision.

The measures to promote the licensing objectives are of relevance when considering the representations received.

4 Relevant Representations – Responsible Authorities

- 4.1 **Hampshire County Council Public Health** – HCC Public Health Team has raised an objection which is attached as Annex 2 to this report. The emails from Stephanie Layzell set out the specific issues of concern. The separate email from Darren Carmichael states the objection to the event proceeding where an absent or inadequate mitigation of Covid-19 exists and states Public Health would consider the options available to them so that assurance can be provided or the event does not occur.

Subsequent to the submission of these comments the removal of restrictions took place on 19 July 2021. Whilst there is now no legal requirement for the imposition of Covid secure measures it is anticipated national guidance will be issued recommending measures to be undertaken. In the absence of this there are some best practice measures that can be shared with event organisers; these measures could include actions such as showing evidence of a negative test prior to entry, not to attend an event if you have symptoms, ensuring appropriate ventilation and implementing robust and sufficient cleaning regimes to high touch point areas. At the time of writing this report the concerns regarding Covid remain outstanding.

- 4.2 **Hampshire Constabulary** – Hampshire Constabulary Licensing and Alcohol Harm Reduction Team have raised an objection which is attached as Annex 3 to this report. Since submitting their representation the Police have received further revised documentation from the applicant but at the time of writing this report they feel this still does not address their concerns and so their representation stands.

- 4.3 **TVBC Planning and Building Service** – has no comments to make.

5 Relevant Representations – Other Persons

- 5.1 There were no representations received from other persons regarding this application.

6 Policy Considerations

- 6.1 The representations raise concerns relating to aspects of all four licensing objectives although the primary concern is in respect of the objective of public safety. It is therefore considered that the following extracts from the guidance issued by the Secretary of State under section 182 of the Licensing Act 2003 (April 2018 edition) are relevant:

2.1-2.6 – Crime and disorder
2.7-2.9 – Public safety
2.15-2.21 – Public nuisance
8.41-8.49 – Steps to promote the licensing objectives
9.1, 9.3, 9.11-9.12, 9.31-9.44 – Determining applications
10.1-10.10, 10.13-10.15, 10.61-10.66 – Conditions

A copy of the Secretary of State's Guidance will be provided at the meeting for Members of the Sub Committee. Additional copies can be obtained from the GOV.UK website.

- 6.2 It is considered that the following extracts from the Licensing Authority's own Statement of Licensing Policy are relevant to this application:

Section A: Prevention of Crime and Disorder

Section B: Public Safety

Section C Prevention of Public Nuisance

The Statement of Licensing Policy has either previously been provided for Members of the Sub Committee or will be provided at the hearing. Copies can also be obtained from the Licensing Section of the Legal and Democratic Service or downloaded from the Council's website.

7 Observations

- 7.1 The Committee is obliged to determine this application with a view to promoting the four licensing objectives of prevention of crime and disorder, public safety, prevention of public nuisance and the protection of children from harm. In making its decision, the Committee is also obliged to have regard to the national Guidance and the Council's own Statement of Licensing Policy. The Committee must also have regard to all of the representations made and the evidence it hears. The Committee must take such of the following steps as it considers appropriate for the promotion of the licensing objectives:
- a) Grant the application as requested
 - b) Modify the conditions of the licence, by altering or omitting or adding to them. (The Committee may where appropriate attach different conditions to different parts of the premises concerned and/or to different licensable activities).
 - c) Reject the whole or part of the application (for example by allowing only some of the licensable activities or permitting them to take place at times other than those requested).

The Committee is asked to note that it may not modify the conditions or reject the whole or part of the application merely because it considers it desirable to do so. It must actually be appropriate in order to promote one or more of the four licensing objectives:

- a. Prevention of crime and disorder
- b. Public safety
- c. Prevention of public nuisance
- d. Protection of children from harm

Background Papers (Local Government Act 1972 Section 100D)

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Confidentiality

It is considered that this report does not contain exempt information within the meaning of Schedule 12A of the Local Government Act 1972, as amended, and can be made public.

No of Annexes:	3		
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