

LICENSING SUB-COMMITTEE

AGENDA



Tuesday 23 April 2024

at 2.00pm

**in Committee Room A
Civic Centre, Hartlepool.**

MEMBERS: LICENSING SUB-COMMITTEE:

Councillors Buchan (substitute for Smith) Darby and Dunbar

1. **APOLOGIES FOR ABSENCE**
2. **TO RECEIVE ANY DECLARATIONS OF INTEREST BY MEMBERS**
3. **ITEMS FOR DECISION**
 - 3.1 Objection to a Temporary Event Notice – Enclosure Hornby Park,
Elizabeth Way, Seaton Carew (*Assistant Director (Regulatory Services)*)

CIVIC CENTRE EVACUATION AND ASSEMBLY PROCEDURE

In the event of a fire alarm or a bomb alarm, please leave by the nearest emergency exit as directed by Council Officers. A Fire Alarm is a continuous ringing. A Bomb Alarm is a continuous tone.

The Assembly Point for everyone is Victory Square by the Cenotaph. If the meeting has to be evacuated, please proceed to the Assembly Point so that you can be safely accounted for.

LICENSING ACT 2003

Procedure for Hearings



Prior to the commencement of the meeting, a representative of the Democratic Services Section shall establish the identity of those present, who they represent and who intends, or wishes to speak.

1. The Chair's opening comments, including introduction of Members of sub-committee and officers present. Explanation of the decision to be considered.
2. The Assistant Director (Regulatory Services), or representative shall outline the application, any relevant representations and relevancy to Licensing Policy and statutory guidance.
3. Members ask any questions of the Assistant Director (Regulatory Services), or representative.
4. Applicant presents their case (either personally or via legal representation) and introduces witnesses where appropriate.
5. Questions by Members to applicant and/or applicant's witnesses.
6. Representations by responsible bodies and/or interested parties and witnesses introduced where appropriate.
7. Questions by Members to responsible bodies/interested parties and/or their witnesses.
8. Parties may question and clarify issues raised with the consent of the Chair.
9. If required, responsible bodies/interested parties to be given opportunity to sum up.
10. If required, the applicant to be given opportunity to sum up.
11. Members to have the opportunity to clarify any points raised. The Chair shall ask whether all parties are satisfied they have said all they wish to.
12. Members to go into closed session to deliberate.
13. Chair informs parties of their decision, with reasons.

Report of: Assistant Director (Regulatory Services)

Subject: OBJECTION TO A TEMPORARY EVENT NOTICE –
ENCLOSURE AREA, HORNBY PARK, ELIZABETH
WAY, SEATON CAREW.

1. PURPOSE OF REPORT

- 1.1 To consider objection notices served by Cleveland Police and Hartlepool Borough Council's Environmental Health Team in respect of a Temporary Event Notice (TEN) for Enclosure Area, Hornby Park, Elizabeth Way, Seaton Carew, TS25 2AZ.

2. BACKGROUND

- 2.1 A Temporary Event Notice has been submitted by Mr Andrew Reece in respect of the following: -

Location	Enclosure Area, Hornby Park, Elizabeth Way, Seaton Carew, TS25 2AZ
Date of Event	1 st June 2024
Time of Event	12:30 – 22:00 hours
Duration of Event	1 day
Proposed Activities	on sale of alcohol- Beer Festival Provision of regulated entertainment (Live Music)

- 2.2 A copy of the Temporary Event Notice is attached as **Appendix 1**.
- 2.3 The Temporary Event Notice was submitted on 9th April 2024 an objection was submitted by Cleveland Police on 10th April 2024 and by the Council's Environmental Health Team on 11th April 2024 (attached as **Appendix 2 & 3**).

3. ISSUES

- 3.1 A Temporary Event Notice is not an application and does not require the approval or permission of the Licensing Authority unless an objection notice is made by either Cleveland Police or Hartlepool Borough Council's Environmental Health Department.

3.1

- 3.2 The Licensing Act states that either or both of the above agencies may serve an objection notice when they are satisfied that allowing the proposed event would undermine a licensing objective.
- 3.3 Cleveland Police has lodged an objection stating that the application gives significant concerns that the 4 licensing objectives will not be promoted.
- 3.4 Environmental Health has lodged an objection on the grounds of upholding licensing objectives, particularly the prevention of public nuisance. The objection primarily revolves around the proposed music playing and the potential disturbance caused by those attending the event.
- 3.5 As objections have been submitted the Licensing Authority is required to hold a hearing and, having considered all relevant evidence, make a decision as to whether the proposed event may proceed.
- 3.6 Having regard to the representations received, Members may choose to:
 - i) Approve the Event Notice with or without conditions
 - ii) Reject the Event Notice
- 3.7 Members are reminded that they must only consider those aspects of the Event Notice that are relevant to the representations received.
- 3.8 Should Members determine that the Temporary Event Notice should not be accepted, the Council will issue a 'Counter Notice' which will prevent the proposed activity from being an authorised event.

4. RECOMMENDATIONS

- 4.1 Members consider the representations presented by the applicant and the objectors, and decide whether to approve the event notice, either with or without specific conditions or to issue a counter notice.

Temporary Event Notice

Before completing this notice, please read the guidance notes at the end of the notice. If you are completing this notice by hand, please write legibly in block capitals. In all cases, ensure that your answers are inside the boxes and written in black ink or typed. Use additional sheets if necessary. You should keep a copy of the completed notice for your records. You must send at least one copy of this notice to the licensing authority and additional copies must be sent to the chief officer of police and the local authority exercising environmental health functions for the area in which the premises are situated. The licensing authority will give you written acknowledgement of the receipt of the notice.

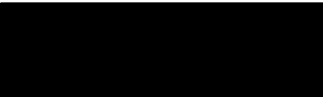
I, the proposed premises user, hereby give notice under section 100 of the Licensing Act 2003 of my proposal to carry on a temporary activity at the premises described below.

1. The personal details of premises user (Please read note 1)			
1. Your name			
Title	Mr <input checked="" type="checkbox"/> Mrs <input type="checkbox"/> Miss <input type="checkbox"/> Ms <input type="checkbox"/> Other (please state)		
Surname	REECE		
Forenames	ANDREW		
2. Previous names (Please enter details of any previous names or maiden names, if applicable. Please continue on a separate sheet if necessary)			
Title	Mr <input type="checkbox"/> Mrs <input type="checkbox"/> Miss <input type="checkbox"/> Ms <input type="checkbox"/> Other (please state)		
Surname			
Forenames			
3. Your date of birth	Day	Month	Year
4. Your place of birth			
5. National Insurance Number			
6. Your current address (We will use this address to correspond with you unless you complete the separate correspondence box below)			
Post town		Postcode	
7. Other contact details			
Telephone numbers			
Daytime			
Evening (optional)			
Mobile (optional)			
Fax number (optional)			
E-Mail address (if available)			
8. Alternative address for correspondence (If you complete the details below, we will use this address to correspond with you)			
HORNBY PARK ELIZABETH WAY SEATON CAREW			
Post town	HARTLEPOOL	Postcode	TS25 2AZ

9. Alternative contact details (if applicable)	
Telephone numbers: Daytime	
Evening (optional)	
Mobile (optional)	
Fax number (optional)	
E-Mail address (if available)	

2. The premises	
Please give the address of the premises where you intend to carry on the licensable activities or, if it has no address, give a detailed description (including the Ordnance Survey references) (Please read note 2)	
ENCLOSURE AREA SITE MAP ATTACHED HORNBY PARK ELIZABETH WAY SEATON CAREW TS25 2AZ	
Does a premises licence or club premises certificate have effect in relation to the premises (or any part of the premises)? If so, please enter the licence or certificate number below.	
Premises licence number	12299635
Club premises certificate number	
If you intend to use only part of the premises at this address or intend to restrict the area to which this notice applies, please give a description and details below. (Please read note 3)	
ENCLOSURE AREA SITE MAP ATTACHED	
Please describe the nature of the premises below. (Please read note 4)	
ENCLOSURE AREA - SITE MAP ATTACHED HORNBY PARK	
Please describe the nature of the event below. (Please read note 5)	
SEATON CAREW BEER FESTIVAL FROM 13.00 TO 22.00 MUSIC LIVE - SET 1 13.00 TO 15.00 SET 2 - 15.00 15.00 TO 18.00 SET 3 18.00 TO 20.00 SET 4 - 20.00 TO 22.00 FOOD VENDERS AND INFLATABLES.	

3. The licensable activities		
Please state the licensable activities that you intend to carry on at the premises (please tick all licensable activities you intend to carry on). (Please read note 6)		
The sale by retail of alcohol		<input checked="" type="checkbox"/>
The supply of alcohol by or on behalf of a club to, or to the order of, a member of the club		<input checked="" type="checkbox"/>
The provision of regulated entertainment (Please read note 7)		<input checked="" type="checkbox"/>
The provision of late night refreshment		<input type="checkbox"/>
Are you giving a late temporary event notice? (Please read note 8)		<input type="checkbox"/>
Please state the dates on which you intend to use these premises for licensable activities. (Please read note 9)		
1st JUNE 2024		
Please state the times during the event period that you propose to carry on licensable activities (please give times in 24 hour clock). (Please read note 10)		
12.30 TO 22.00		
Please state the maximum number of people at any one time that you intend to allow to be present at the premises during the times when you intend to carry on licensable activities, including any staff, organisers or performers. (Please read note 11)		499
If the licensable activities will include the sale or supply of alcohol, please state whether these will be for consumption on or off the premises, or both (please tick as appropriate). (Please read note 12)	On the premises only	<input checked="" type="checkbox"/>
	Off the premises only	<input type="checkbox"/>
	Both	<input type="checkbox"/>
Please state if the licensable activities will include the provision of relevant entertainment. If so, please state the times during the event period that you propose to provide relevant entertainment (including, but not limited to lap dancing and pole dancing). (Please see note 13)		
LIVE MUSIC . SET 1 13.00 TO 15.00 SET 2 15.00 TO 18.00 SET 3 18.00 TO 20.00 SET 4 20.00 TO 22.00		



4. Personal licence holders (Please read note 14)		
Do you currently hold a valid personal licence? (Please tick)		Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
If "Yes" please provide the details of your personal licence below.		
Issuing licensing authority	HARTLEPOOL BOROUGH COUNCIL.	
Licence number		
Date of issue		
Any further relevant details		

5. Previous temporary event notices you have given (Please read note 15 and tick the boxes that apply to you)		
Have you previously given a temporary event notice in respect of any premises for events falling in the same calendar year as the event for which you are now giving this temporary event notice?	Yes <input type="checkbox"/>	No <input checked="" type="checkbox"/>
If answering yes, please state the number of temporary event notices (including the number of late temporary event notices, if any) you have given for events in that same calendar year		
Have you already given a temporary event notice for the same premises in which the event period: a) ends 24 hours or less before; or b) begins 24 hours or less after the event period proposed in this notice?	Yes <input type="checkbox"/>	No <input checked="" type="checkbox"/>

6. Associates and business colleagues (Please read note 16 and tick the boxes that apply to you)		
Has any associate of yours given a temporary event notice for an event in the same calendar year as the event for which you are now giving a temporary event notice?	Yes <input type="checkbox"/>	No <input checked="" type="checkbox"/>
If answering yes, please state the total number of temporary event notices (including the number of late temporary event notices, if any) your associate(s) have given for events in the same calendar year.		
Has any associate of yours already given a temporary event notice for the same premises in which the event period: a) ends 24 hours or less before; or b) begins 24 hours or less after the event period proposed in this notice?	Yes <input type="checkbox"/>	No <input checked="" type="checkbox"/>
Has any person with whom you are in business carrying on licensable activities given a temporary event notice for an event in the same calendar year as the event for which you are now giving a temporary event notice?	Yes <input type="checkbox"/>	No <input checked="" type="checkbox"/>
If answering yes, please state the total number of temporary event notices (including the number of late temporary event notices, if any) your business colleague(s) have given for events in the same calendar year.		
Has any person with whom you are in business carrying on licensable activities already given a temporary event notice for the same premises in which the event period: a) ends 24 hours or less before; or b) begins 24 hours or less after the event period proposed in this notice?	Yes <input type="checkbox"/>	No <input checked="" type="checkbox"/>

7. Checklist (Please read note 17)	
I have: (Please tick the appropriate boxes, where applicable)	
Sent at least one copy of this notice to the licensing authority for the area in which the premises are situated	<input checked="" type="checkbox"/>
Sent a copy of this notice to the chief officer of police for the area in which the premises are situated	<input type="checkbox"/>
Sent a copy of this notice to the local authority exercising environmental health functions for the area in which the premises are situated	<input type="checkbox"/>
If the premises are situated in one or more licensing authority areas, sent at least one copy of this notice to each additional licensing authority	<input type="checkbox"/>
If the premises are situated in one or more police areas, sent a copy of this notice to each additional chief officer of police	<input type="checkbox"/>
If the premises are situated in one or more local authority areas, sent a copy of this notice to each additional local authority exercising environmental health functions	<input type="checkbox"/>
Made or enclosed payment of the fee for the application	<input type="checkbox"/>
Signed the declaration in Section 9 below	<input checked="" type="checkbox"/>

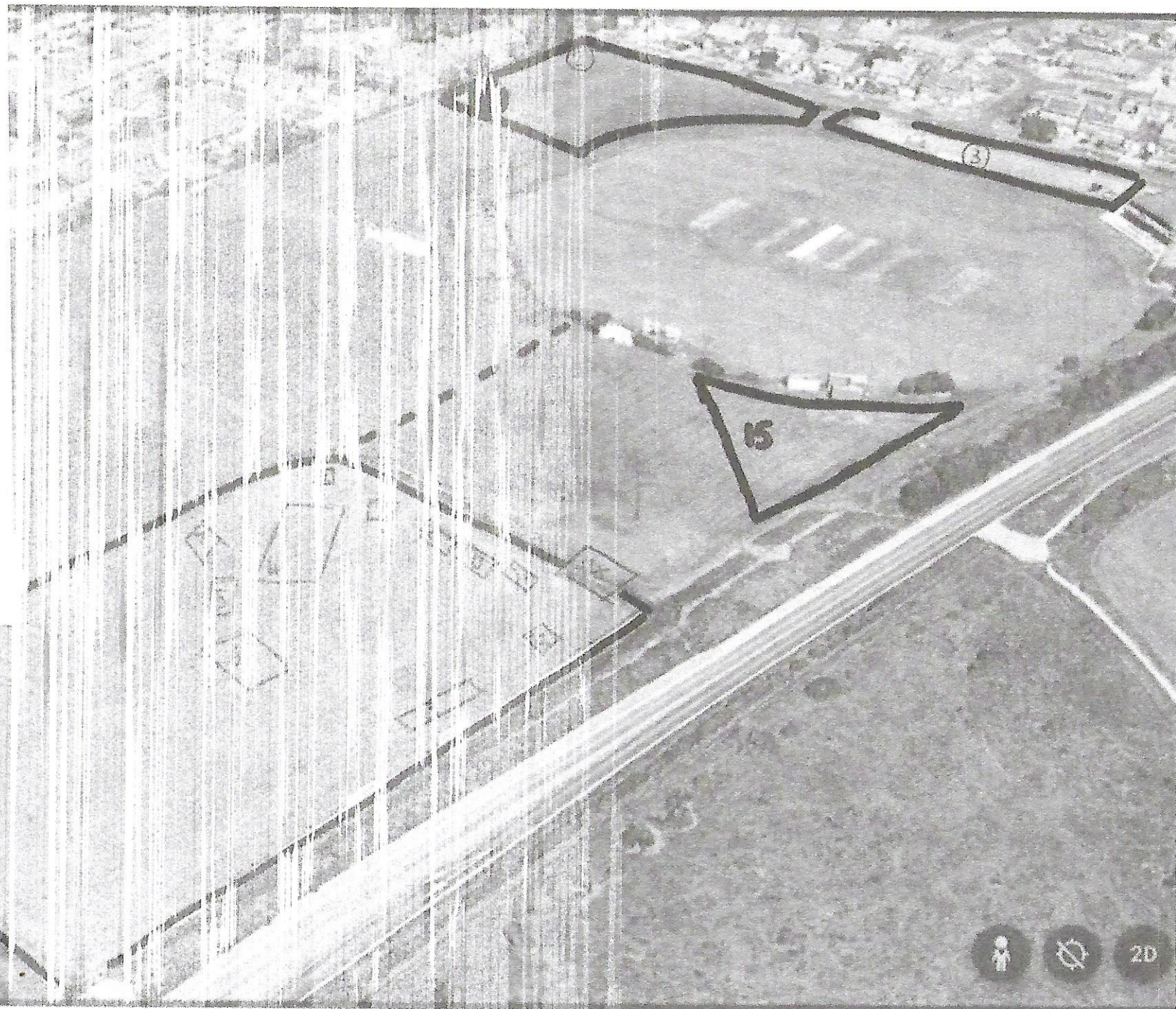
8. Condition (Please read note 18)
It is a condition of this temporary event notice that where the relevant licensable activities described in Section 3 above include the sale or supply of alcohol that all such supplies are made by or under the authority of the premises user.

9. Declarations (Please read note 19)	
The information contained in this form is correct to the best of my knowledge and belief.	
I understand that it is an offence:	
(i) to knowingly or recklessly make a false statement in or in connection with this temporary event notice and that a person is liable on summary conviction for such an offence to a fine of any amount; and	
(ii) to permit an unauthorised licensable activity to be carried on at any place and that a person is liable on summary conviction for any such offence to a fine of any amount, or to imprisonment for a term not exceeding six months or to both.	
Signature	
Date	6-4-24
Name of Person signing	

For completion by the licensing authority

10. Acknowledgement (Please read note 20)	
I acknowledge receipt of this temporary event notice.	
Signature	Notification of TEN acknowledged by Hartlepool Borough Council on 8th April 2024 (N Purdy)
	On behalf of the licensing authority
Date	
Name of Officer signing	

- 1 = Enclosure
- 2 = Additional Car Park
- 3 = Main Car Park
- 4 = Marquee
- 5 = Mini Cocktail Bar
- 6 = Music Tent
- 7 = Generator
- 8 = Mini Bar
- 9 = Food Vendor 1
- 10 = Food Vendor 2
- 11 = P&C Trust
- 12 = Creative Minds
- 13 = Toilets
- 14 = Entrance / lost child point
- 15 = Inflatables
- 16 = Water point





**OBJECTION NOTICE TO A TEMPORARY EVENT NOTICE
SECTION 104 LICENSING ACT 2003**

Objection is given under Section 104(2) Licensing Act 2003 to:

Hartlepool Borough Council Licensing Committee
Civic Centre
Victoria Road
Hartlepool
TS24 8AY

Premises User: Andrew Reece

Premises Address: Hornby Park, Elizabeth Way Seaton Carew, TS25 2AZ

A Temporary Event Notice has been submitted by the above premise user for On Licensed Premise, Hornby Park, Elizabeth Way Seaton Carew, TS25 2AZ

This notice was received by Cleveland Police at 1332hrs on Tuesday 9th April 2024. The premises user gave notice and stated that he intended to conduct an outdoor beer festival with the sale by retail of alcohol on 1st June 2024 1230hrs – 2200hrs

This event is to take place within the grounds of Hornby Park Sports complex. The sports club house already has a premise licence allowing on sale only along with licensable activity as follows:-

The opening hours of the premises Saturdays and Sundays 1200hrs – 1900hrs.

Supply of alcohol Saturdays and Sundays 1200hrs – 1830hrs.

Live Music Saturday and Sundays 1200hrs – 1900hrs.

Recorded Music Saturday and Sundays 1200hrs – 1900hrs.

Performance of Dance Saturday and Sundays 1200hrs – 1900hrs.

Anything similar to 2, 3 or 4 Saturday and Sundays 1200hrs – 1900hrs.

Provision of facilities for making music Saturday and Sundays 1200hrs – 1900hrs.

Provision of facilities for dancing Saturday and Sundays 1200hrs – 1900hrs.

Provision of entertainment facilities of a similar description to 6 or 7 Saturday and Sundays 1200hrs – 1900hrs.

Cleveland Police hereby give notice of objection under Section 104(2) Licensing Act 2003 in respect of an application for a Temporary Event Notice made by the above named person in relation to the above premises. Cleveland Police wish to object to the Temporary Event Notice for the following reasons.

Appendix 2

- 1) In its current format the application gives significant concerns that the 4 licensing objectives will not be promoted.
- 2) The Site map provided is poor and Cleveland police are unable to identify locations of entry/ exit to the site.
- 3) There is no mention of security staff employed and it is unclear how numbers will be managed. It states 499 capacity, but that has to include staff. There will be bar staff employed as a minimum. From the application there will also be food vendors and children's activity personnel. These numbers will impact on the number of attendees and the total capacity of 499 closely monitored.

If people leave how will these numbers be counted to allow further entry to other attendees. Is this event to be ticketed or is it first come first serve.

- 4) From the sections Cleveland Police can read on the site map provided it is noted that a 'lost child point' is indicated. Although there has been some consideration to if a child is lost, no safeguarding policy is provided or a lost missing person protocol. This is something Cleveland Police would suggest is a must for an event like this.
- 5) The location of this event is surrounded by residential premises. There is no mention in the application of how the sound/volume is to be assessed to prevent distribution / annoyance to nearby residents.

To Cleveland Polices knowledge an event like this has not been tried in the area before. Cleveland Police although supportive of initiatives of the licensed premises has concerns, which need to be addressed. These concerns are surrounding the security for the event, the safety of the public attending the event, provisions for the safety of children attending the event and ultimately what steps are to be taken to prevent crime and disorder during the running of the event.

Cleveland Police strongly suggest that for event of this type the applicant needs to attend an independent safety advisory group to address these points raised. Along with several conditions to be attached to the notice.

A list of suggested conditions can be provided if our concerns are not addressed.



Pc 1620 Clare Lawton
Cleveland Police
Licensing Support Unit



OBJECTION NOTICE TO A TEMPORARY EVENT NOTICE SECTION 104 LICENSING ACT 2003

Objection is given under Section 104(2) Licensing Act 2003 to:

Hartlepool Borough Council Licensing Committee
Civic Centre
Victoria Road
Hartlepool
TS24 8AY

Premises User: Andrew Reece

Premises Address: Hornby Park, Elizabeth Way Seaton Carew, TS25 2AZ

A Temporary Event Notice has been submitted by the above premise user for On Licensed Premise, Hornby Park, Elizabeth Way Seaton Carew, TS25 2AZ

This notice was received by Public Protection at 1332hrs on Tuesday 9th April 2024. The premises user gave notice and stated that he intended to conduct an outdoor beer festival with the sale by retail of alcohol on 1st June 2024 1230hrs – 2200hrs

The event is scheduled to occur within the confines of Hornby Park Sports Complex. The sports club house currently holds a premise license permitting on-site sales only, along with licensable activities for the outdoor area, outlined as follows:

The opening hours of the premises Saturdays and Sundays 1200hrs – 1900hrs.

Supply of alcohol Saturdays and Sundays (1200hrs – 1830hrs.

Live Music Saturday and Sundays 1200hrs – 1900hrs.

Recorded Music Saturday and Sundays 1200hrs – 1900hrs.

Performance of Dance Saturday and Sundays 1200hrs – 1900hrs.

Anything similar to 2, 3 or 4 Saturday and Sundays 1200hrs – 1900hrs.

Provision of facilities for making music Saturday and Sundays 1200hrs – 1900hrs.

Provision of facilities for dancing Saturday and Sundays 1200hrs – 1900hrs.

Provision of entertainment facilities of a similar description to 6 or 7 Saturday and Sundays 1200hrs – 1900hrs.

Hartlepool Borough Council's Public Protection team hereby give notice of objection under Section 104(2) Licensing Act 2003 in respect of an application for a Temporary Event Notice made by the above named person in relation to the above premises.

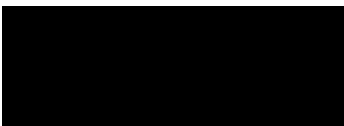
Public Protection are raising objections to the enclosed Temporary Event Notice (TEN) on the grounds of upholding licensing objectives, particularly the prevention of public nuisance. The objection primarily revolves around the proposed music playing and the potential disturbance caused by those attending the event.

1. There is a history of noise complaints in the vicinity, given the presence of residential properties surrounding the proposed event location. The application lacks clarity on how sound levels will be assessed to mitigate disturbance or annoyance to nearby residents.
2. The provided site map lacks detail, particularly concerning stage direction, which is crucial for assessing potential noise dispersion and management.
3. The temporary event is subject to a 499 occupancy limit, yet there's no indication of how this will be monitored and enforced during the event. Is this a ticketed event or will customers be queuing on the main highway to get into the event? This alone could give rise to public nuisance.

Granting the TEN, and allowing continuous music from 1300hrs to 2200hrs as detailed in their TEN application, poses a significant risk of noise and public nuisance.

To address these concerns, Public Protection strongly recommends that the applicant attend an independent safety advisory group meeting (ISAG) to discuss and mitigate the issues raised. Additionally, several conditions need to be attached to the notice to ensure compliance and minimise disruption.

A list of suggested conditions can be provided if our concerns are not addressed.



Zoe Craig
Environmental Health Manager (Environmental Protection)

THE LICENSING ACT 2003
PREMISES LICENCE (PART A)

Premises licence number

HART/PS/373

Part 1 - Premises details

Postal address of premises or, if none, ordnance survey map reference, or description

Hornby Park
Elizabeth Way
Seaton Carew

Post Town Hartlepool

Post Code TS25 2AZ

Telephone number 01429 260945

Where the licence is time limited the dates

N/A

Licensable activities authorised by the licence. Any entertainment authorised by this licence is limited to indoors only, unless stated otherwise.

- | | | | |
|---|-------------------|---|------------|
| 1 | Supply of alcohol | 2 | Live Music |
| 3 | Recorded Music | | |

Live Music is restricted to a maximum of four outdoor events per calendar year

The time the licence authorises the carrying out of licensable activities.

- | | |
|---|---|
| 1 | Supply of alcohol – Monday – Sunday 10:00 – 23:30 |
| 2 | Live Music – Monday – Sunday 12:00 – 23:30 |
| 3 | Recorded Music - Monday – Sunday 12:00 – 23:30 |
- The above activities are extended to 00:30 on New Year's Eve**

The opening hours of the premises

Monday - Sundays 10:00 – 00:00
New Year's Eve Until 01:00

Where the licence authorises supplies of alcohol whether these are on and / or off supplies

On & Off Sales

Name, (registered) address, telephone number and email (where relevant) of holder of premises licence

Hornby Park Ltd
Hornby Park
Elizabeth Way
Seaton Carew
Hartlepool
TS25 2AZ

Registered number of holder, for example company number, charity number (where applicable)

12299635

Name, address and telephone number of designated premises supervisor where the premises licence authorizes the supply of alcohol

Andrew Reece


Personal licence number and issuing authority of personal licence held by designated premises supervisor where the premises licence authorizes for the supply of alcohol

HART/PL/1112
Hartlepool Borough Council

Date licence granted: 30th May 2022

ANNEX 1 – Mandatory Conditions

1. No supply of alcohol may be made under the premises licence-
 - (a) at a time when there is no designated premises supervisor in respect of the premises licence, or
 - (b) at a time when the designated premises supervisor does not hold a personal licence or his personal licence is suspended

Every supply of alcohol under the premises licence must be made or authorised by a person who holds a personal licence.

2. Each individual employed or otherwise engaged at the premises to carry out a security activity must be licensed by the Security Industry Authority.
3. (1) The responsible person shall take all reasonable steps to ensure that staff on relevant premises do not carry out, arrange or participate in any irresponsible promotions in relation to the premises.
 - (2) In this paragraph, an irresponsible promotion means any one or more of the following activities, or substantially similar activities, carried on for the purpose of encouraging the sale or supply of alcohol for consumption on the premises in a manner which carries a significant risk of leading or contributing to crime and disorder, prejudice to public safety, public nuisance, or harm to children—
 - (a) games or other activities which require or encourage, or are designed to require or encourage, individuals to—
 - (i) drink a quantity of alcohol within a time limit (other than to drink alcohol sold or supplied on the premises before the cessation of the period in which the responsible person is authorised to sell or supply alcohol), or
 - (ii) drink as much alcohol as possible (whether within a time limit or otherwise);
 - (b) provision of unlimited or unspecified quantities of alcohol free or for a fixed or discounted fee to the public or to a group defined by a particular characteristic (other than any promotion or discount available to an individual in respect of alcohol for consumption at a table meal, as defined in section 159 of the Act);
 - (c) provision of free or discounted alcohol or any other thing as a prize to encourage or reward the purchase and consumption of alcohol over a period of 24 hours or less;
 - (d) provision of free or discounted alcohol in relation to the viewing on the premises of a sporting event, where that provision is dependent on—
 - (i) the outcome of a race, competition or other event or process, or
 - (ii) the likelihood of anything occurring or not occurring;
 - (e) selling or supplying alcohol in association with promotional posters or flyers on, or in the vicinity of, the premises which can reasonably be considered to condone, encourage or glamorise anti-social behaviour or to refer to the effects of drunkenness in any favourable manner.

4. The responsible person shall ensure that no alcohol is dispensed directly by one person into the mouth of another (other than where that other person is unable to drink without assistance by reason of a disability).
5. The responsible person shall ensure that free tap water is provided on request to customers where it is reasonably available.
6. (1) The premises licence holder or club premises certificate holder shall ensure that an age verification policy applies to the premises in relation to the sale or supply of alcohol.

(2) The policy must require individuals who appear to the responsible person to be under 18 years of age (or such older age as may be specified in the policy) to produce on request, before being served alcohol, identification bearing their photograph, date of birth and a holographic mark.
7. The responsible person shall ensure that—
 - (a) where any of the following alcoholic drinks is sold or supplied for consumption on the premises (other than alcoholic drinks sold or supplied having been made up in advance ready for sale or supply in a securely closed container) it is available to customers in the following measures—
 - (i) beer or cider: ½ pint;
 - (ii) gin, rum, vodka or whisky: 25 ml or 35 ml; and
 - (iii) still wine in a glass: 125 ml; and
 - (b) customers are made aware of the availability of these measures.

ANNEX 2 – Conditions consistent with the Operating Schedule

1. Except with the prior written approval of the Licensing Authority and subject to any conditions which may be attached to such approval.

No special effects, naked flames, smoke production or any process creating a risk of fire, or the illusion of smoke or fire shall be used for the purpose of providing regulated entertainment on the premises.

No explosives or highly flammable substances shall be brought into or used on the premises.

No special effects shall be used or displays given on the premises, which consist of or include the use of lasers.

Applications for consent, giving detailed descriptions of the equipment to be used and details of the event, including dates and times must be made not less than 28 days before the date of the event.

2. The licensee shall ensure that the electrical socket outlets in the licensed premises to be used with electrical equipment provided for the purpose of entertainment shall be protected by a residual current device being a 30 mA tripping circuit.
3. In the event of the fire alarm being activated a suitable relay should be provided so that the electrical power supply to all sound amplification system in the licensed premises shall be immediately intercepted so that the alarm can be clearly heard in all parts of the licensed premises.
4. There shall be maintained on the premises at all times an adequate and appropriate supply of first aid equipment and materials for use by patrons.
5. A CCTV system of a type and specification approved by Cleveland Police shall be operational during all trading hours and, where more than one camera is in operation, at least one shall be permanently directed at the sales counter so as to record all sales taking place.
Images recorded by the system shall be retained for a minimum of 28 days and shall be made immediately available to police officers or other authorised officers on request.
6. There shall be in place a written policy to prevent the sale or supply of alcohol to persons under 18 years of age. That policy shall require any person who appears to be under the age of 21 to produce a recognised proof of age card accredited under the Proof of Age Standards Scheme (PASS), a photo driving licence, a passport or official HM Forces or EU ID card bearing photo and date of birth.

7. At least one notice shall be displayed at the entrance to the premises where it can be clearly seen and read and shall indicate that it is unlawful for persons under 18 years of age to purchase alcohol or for any person to purchase alcohol on behalf of a person under 18 years of age
8. A written record shall be maintained detailing the training provided to each member of staff authorised to sell or supply alcohol. Such a record shall be signed by the member of staff to confirm the date that such training took place.
9. The licence holder shall implement a policy of regular monitoring and review of all staff authorised to sell or supply alcohol. Such a policy shall include periodic analysis of CCTV footage to ensure sales and refusals correspond with till records
10. There shall be a means of alerting staff to verify the age of a prospective purchaser whenever an age restricted product is presented for purchase.

The following conditions relate to outdoor events only:

11. Volunteers shall be provided to assist in the promotion of the licensing objectives.
12. Regular public announcements shall be given to make people aware of hazards and rules.
13. Sufficient numbers of security staff shall be employed to prevent crime and disorder.
14. The local Police Authority and Fire Brigade shall be kept informed of events.
15. Suitable signage shall be in place warning people of possible hazards and exits.
16. First Aid staff shall be in attendance.
17. The crowd shall be monitored and sufficient numbers of security staff employed to assist in crowd management.
18. Risk Assessment to be carried out prior to any event.
19. No adult entertainment, services or activities will take place.
20. All outdoor events to be held at the premises must first go through ISAG at least 6 weeks prior to the planned event.
21. All outdoor events must be concluded by 19:00hrs on the day the event has been scheduled for.

ANNEX 3 – Conditions attached after a hearing by the Licensing Authority

1. The last entry to the Clubhouse for new customers be restricted to 9:00pm.
2. The sale of alcohol outside of the Clubhouse be restricted to between 10:00am and 6:30pm.
3. Except for the maximum of four outside events per year, external drinking areas shall be closed at 10:00 pm.
4. The maximum cumulative attendance at any external event be limited to 1,000 people.

ANNEX 4 - Plans

YOU ARE REMINDED THAT IT IS YOUR LEGAL OBLIGATION TO ATTACH THE CURRENT 'PLAN' TO THIS PREMISES LICENCE AND KEEP THIS LICENCE (OR A CERTIFIED COPY) IN A SECURE PLACE AT THE LICENSED PREMISES.

IT IS AN OFFENCE NOT TO PRODUCE YOUR PREMISES LICENCE (INCLUDING THE PLAN) UPON REQUEST BY A POLICE OFFICER, LOCAL AUTHORITY OFFICER OR AUTHORISED PERSON.



OBJECTION NOTICE TO A TEMPORARY EVENT NOTICE SECTION 104 LICENSING ACT 2003

Objection is given under Section 104(2) Licensing Act 2003 to:

Hartlepool Borough Council Licensing Committee
Civic Centre
Victoria Road
Hartlepool
TS24 8AY

Premises User: Andrew Reece

Premises Address: Hornby Park, Elizabeth Way Seaton Carew, TS25 2AZ

A Temporary Event Notice has been submitted by the above premise user for On Licensed Premise, Hornby Park, Elizabeth Way Seaton Carew, TS25 2AZ

This notice was received by Cleveland Police at 1332hrs on Tuesday 9th April 2024. The premises user gave notice and stated that he intended to conduct an outdoor beer festival with the sale by retail of alcohol on 1st June 2024 1230hrs – 2200hrs

This event is to take place within the grounds of Hornby Park Sports complex. The sports club house already has a premise licence allowing on sale only along with licensable activity as follows:-

The opening hours of the premises Monday - Sundays 10:00 – 00:00
New Year's Eve Until 01:00

Supply of alcohol – Monday – Sunday 10:00 – 23:30
Live Music – Monday – Sunday 12:00 – 23:30
Recorded Music - Monday – Sunday 12:00 – 23:30
The above activities are extended to 00:30 on New Year's Eve

Cleveland Police hereby give notice of objection under Section 104(2) Licensing Act 2003 in respect of an application for a Temporary Event Notice made by the above named person in relation to the above premises. Cleveland Police wish to object to the Temporary Event Notice for the following reasons.

- 1) In its current format the application gives significant concerns that the 4 licensing objectives will not be promoted.
- 2) The Site map provided is poor and Cleveland police are unable to identify locations of entry/ exit to the site.

- 3) There is no mention of security staff employed and it is unclear how numbers will be managed. It states 499 capacity, but that has to include staff. There will be bar staff employed as a minimum. From the application there will also be food vendors and children's activity personnel. These numbers will impact on the number of attendees and the total capacity of 499 closely monitored.

If people leave how will these numbers be counted to allow further entry to other attendees. Is this event to be ticketed or is it first come first serve.

- 4) From the sections Cleveland Police can read on the site map provided it is noted that a 'lost child point' is indicated. Although there has been some consideration to if a child is lost, no safeguarding policy is provided or a lost missing person protocol. This is something Cleveland Police would suggest is a must for an event like this.
- 5) The location of this event is surrounded by residential premises. There is no mention in the application of how the sound/volume is to be assessed to prevent disturbance / annoyance to nearby residents.

To Cleveland Police's knowledge an event like this has not been tried in the area before. Cleveland Police although supportive of initiatives of the licensed premises has concerns, which need to be addressed. These concerns are surrounding the security for the event, the safety of the public attending the event, provisions for the safety of children attending the event and ultimately what steps are to be taken to prevent crime and disorder during the running of the event.

Cleveland Police strongly suggest that for event of this type the applicant needs to attend an independent safety advisory group to address these points raised. Along with several conditions to be attached to the notice.

A list of suggested conditions can be provided if our concerns are not addressed.

Pc 1620 Clare Lawton
Cleveland Police
Licensing Support Unit



OBJECTION NOTICE TO A TEMPORARY EVENT NOTICE SECTION 104 LICENSING ACT 2003

Objection is given under Section 104(2) Licensing Act 2003 to:

Hartlepool Borough Council Licensing Committee
Civic Centre
Victoria Road
Hartlepool
TS24 8AY

Premises User: Andrew Reece

Premises Address: Hornby Park, Elizabeth Way Seaton Carew, TS25 2AZ

A Temporary Event Notice has been submitted by the above premise user for On Licensed Premise, Hornby Park, Elizabeth Way Seaton Carew, TS25 2AZ

This notice was received by Public Protection, Environmental Health Team at 1332hrs on Tuesday 9th April 2024. The premises user gave notice and stated that he intended to conduct an outdoor beer festival with the sale by retail of alcohol on 1st June 2024 1230hrs – 2200hrs

The event is scheduled to occur within the confines of Hornby Park Sports Complex. Presently, the sports club house is granted a premise license that allows for on-site sales only, in addition to licensable activities for the outdoor area, as detailed in the attached Appendix PS373A, with specific attention drawn to condition 21.

Hartlepool Borough Council's Environmental Health team hereby give notice of objection under Section 104(2) Licensing Act 2003 in respect of an application for a Temporary Event Notice made by the above named person in relation to the above premises. Environmental Health are raising objections to the enclosed Temporary Event Notice (TEN) on the grounds of upholding licensing objectives, particularly the prevention of public nuisance. The objection primarily revolves around the proposed music playing and the potential disturbance caused by those attending the event.

1. There is a history of noise complaints in the vicinity, given the presence of residential properties surrounding the proposed event location. The application lacks clarity on how sound levels will be assessed to mitigate disturbance or annoyance to nearby residents.

Appendix 3

2. The provided site map lacks detail, particularly concerning stage direction, which is crucial for assessing potential noise dispersion and management.
3. The temporary event is subject to a 499 occupancy limit, yet there's no indication of how this will be monitored and enforced during the event. Is this a ticketed event or will customers be queuing on the main highway to get into the event? This alone could give rise to public nuisance.

Granting the TEN, and allowing continuous music from 1300hrs to 2200hrs as detailed in their TEN application, poses a significant risk of noise and public nuisance.

To address these concerns, Environmental Health strongly recommends that the applicant attend an independent safety advisory group meeting (ISAG) to discuss and mitigate the issues raised. Additionally, several conditions need to be attached to the notice to ensure compliance and minimise disruption.

A list of suggested conditions can be provided if our concerns are not addressed.

Zoe Craig

Environmental Health Manager (Environmental Protection)