

REPORT: Regulatory Committee
DATE: 27 January 2016
REPORTING OFFICER: Strategic Director Community & Resources
PORTFOLIO: Community & Resources
SUBJECT: Application for a premises licence on land at Daresbury
WARDS: Daresbury

1. PURPOSE OF REPORT

To provide relevant information for the holding of a hearing to assess relevant representations made in response to an application by C.I. Events Limited for a premises licence in respect of land at Daresbury.

2. RECOMMENDATION: That the Committee consider the relevant representations and determine the application in accordance with the options available to it (as listed in section 6 to this Agenda).

3. SUPPORTING INFORMATION

- 3.1** The application has been made under section 17 Licensing Act 2003 (“the 2003 Act”).
- 3.2** This hearing is held in accordance with the 2003 Act and the Licensing Act 2003 (Hearings) Regulations 2005.
- 3.3** The procedure to be followed has been circulated to all parties and will be repeated at the beginning of the hearing.
- 3.4** The hearing is solely concerned with those aspects of the application, which have been the subject of relevant representations as defined in the 2003 Act.

4 THE APPLICATION

4.1 The applicant

- 4.2** The applicant is C.I. Events Limited. The proposed Designated Premises Supervisor (DPS) is Stephen Fitzsimmons.

4.3 The site

- 4.4** The address description in the application states “Creamfields event site, Daresbury Estate, Daresbury Village Halton Cheshire – Events site identified on the plan submitted with the application within an area of farmland to the east of Chester Road within the Daresbury Estate and Holly Hedge Farm including fields to the north of Commonside Farm and to the east of Rows Wood and to be used for a music festival known as Creamfields to be held on the Thursday, Friday, Saturday, Sunday and Monday of the August Bank Holiday each year”.
- 4.5** Part of the application site is within the Borough of Warrington. In these cases the 2003 Act directs that the licensing authority within whose area the majority of the site is situated is the relevant licensing authority for the purposes of receiving and determining the application.

4.6 Description of the Application

- 4.7** The application was received by the Council on 3 December 2015.
- 4.8** The application states that the applicant wishes the premises licence for events to be held on the Thursday, Friday, Saturday, Sunday and Monday of the August Bank Holiday each year.
- 4.9** The event consists of multiple stages and tented arenas. Separate tented structures selling alcohol soft drinks and merchandise will be located in the site as well as funfair attraction. There will be a separate fenced off area for camping. In the camping areas the only licensable activities proposed are late night refreshments and bars in numbers and positions as will be agreed with the police prior to the event.
- 4.10** The proposal is for a maximum capacity each year of 69,999 which is the same as the 2014 and 2015 events.

By way of comparison some of the previous occupancy figures for the event are shown below

- In the 2011 event the maximum capacity was 50,000.
- In the 2012 event the maximum capacity was 55,000
- In the 2013 event the maximum capacity was 59,999

- 4.11** Note that the Licensing Authority is only concerned with those matters which constitute licensable activities.
- 4.12** It is unfortunate that the applicant included an incorrect email address for the Council in its site notices despite being advised to include only a postal address as required by regulations. This caused confusion to members of the public but there is no evidence that anyone was prevented from making relevant representations as a consequence of this error.

4.13 Description of Licensable Activities

4.14 Films

- 4.15** Films and videos will be shown as part of the performing acts or in between performances accompanied by amplified and / or unamplified music.

Films will include montage video clips and musical performances and will be of an appropriate nature to the age of the attending audience. The films or videos will be played on the stage screen outside or in temporary tented structures. Sound levels will be agreed in advance with the Local Authority Environmental Health Department and Licensing Authority so as to limit the impact on the wider community.

On the Thursday of the festival all films shown will take place in temporary tented structures in the form of silent cinema (via the use of headphones). Where films are shown on Sunday after 23.00 this will take the form of silent cinema.

The hours requested for films will be from **17.00** on Thursdays until **23.00**; from **15.00** on Fridays until **23.00**; from **14.00** on Saturdays until **04.00** on Sunday morning and then from **12.00** on Sundays until **01.00** on Monday morning for each of the annual music festivals.

4.16 Live Music

- 4.17** The event organiser is providing outdoor stages for the playing of live music which will include singing and instrumental music and may be amplified or unamplified.

There will be smaller performance stages within tented structures that will have bands and DJ's performing with amplified music.

Sound levels will be agreed in advance with the local authority Environmental Health department and Licensing Authority so as to limit the impact on the wider community.

On the Thursday of the festival there will be no performance of live music.

The performance of live music on Fridays will be provided from one outdoor stage from 18.00 until 23.00 and in tented structures between 15.00 until 23.00

On Saturdays the performance of live music from two outdoor stages will cease at 23.00 and live music at levels agreed with the Local Authority Environmental Health Department and Licensing Authority will continue in tented structures beyond 23.00 until 04.00

Silent discos which play music which is inaudible at the site boundary (via the use of headphones) may take place both outdoors and in tented structures throughout the permitted hours..

On Sundays live music will cease at 23.00

The hours requested for Live Music will be from **15.00** until **23.00** on Fridays: from **14.00** on Saturdays until **04.00** Sunday morning and then from **12.00** until **23.00** on Sundays for each of the annual music festivals.

4.18 Recorded Music

4.19 Recorded Music will take place on the outdoor stages and in tented structures by way of sound systems or DJ performances or similar. There will be smaller performance stages within tented structures that will have DJ's performing with amplified music. Sound levels will be agreed in advance with the local authority Environmental Health department and Licensing Authority so as to limit the impact on the wider community.

On Thursdays the performance of music which is inaudible at the site boundary (silent disco via the use of headphones) will be provided in tented structures only from 17.00 until 23.00.

The performance of recorded music on Fridays will be provided from one outdoor stage from 18.00 until 23.00 and in tented structures between 15.00 until 23.00 at levels agreed with Local Authority Environmental Health Department and Licensing Authority.

On Saturdays recorded music at agreed sound levels may be played outdoors and in tented structure until 23.00. Recorded music in tented structures at agreed sound levels may continue until 04.00

On Fridays, Saturdays and Sundays recorded music will be played on all stages during intervals between the bands and full performances by DJ's during the permitted hours.

On Sundays recorded music may be played outdoors and In tented structures at agreed levels until 23.00. Between 23.00 and 01.00 recorded music may be played which will be inaudible at the site boundary (silent disco)

Music which is inaudible at the site boundary (silent disco via the use of headphones) may take place throughout the permitted hours each day both outdoors and in tented structures.

The hours requested for recorded music are between **17.00** until **23.00** on Thursdays; from **15.00** until **23.00** on Fridays; from **14.00** Saturdays until **04.00** Sunday morning and then from **12.00** Sunday until **01.00** Monday morning for each of the annual music festivals.

4.20 Performance of dance

- 4.21** Dance performances will take place on the outdoor stages and occasionally off-stage or in temporary tented structures. Dance performers will appear with some bands and artists who are performing at the event including DJ's.

The hours requested for performance of dance are between **17.00** until **23.00** on Thursdays; from **15.00** to **23.00** on Fridays; and **14.00** on Saturdays and **04.00** on Sunday morning and then from **12.00** Sundays until **01.00** on Monday morning for each of the annual music festivals.

4.22 Late night refreshment

- 4.23** The hours requested for the provision of late night refreshment are between **23.00** on Thursdays until **05.00** on Fridays and **23.00** on Fridays and **05.00** Saturdays and **23.00** on Saturdays until **05.00** Sundays and then **23.00** on Sundays until **05.00** Mondays for each of the annual music festivals.

4.24 Supply of alcohol

- 4.25** The hours requested for the supply of alcohol are between **17.00** until **23.30** on Thursdays and **14.30** until **23.30** on Fridays and from **12.00** Saturdays until **04.30** on Sunday morning and then on Sundays from **11.00** until **01.30** Monday morning for each of the annual music festivals.

The number of positions of bars will be agreed prior to the event in both arenas and campsites.

4.26 Hours premises are open to the public

- 4.27** The application is for the premises to be open to the public between **06.00** on Thursdays and **1400** on Mondays for each of the annual music festivals.

5 RELEVANT REPRESENTATIONS

5.1 RESPONSIBLE AUTHORITIES

CHESHIRE CONSTABULARY

Details are set out in **Appendix 1**.

HALTON BOROUGH COUNCIL

Details are set out in **Appendix 2**.

WARRINGTON BOROUGH COUNCIL

Details are set out at **Appendix 3**

HALTON BOROUGH COUNCIL TRADING STANDARDS

Details set out at **Appendix 4**

It will be apparent that there are relevant representations made by some responsible authorities which are inconsistent with each other. The Committee will be advised if these inconsistencies have been resolved prior to the hearing.

5.2 INTERESTED PARTIES

In total 9 representations have been received.

Two of the representations received were invalid because they do not constitute relevant representations. They must not be taken into account but are mentioned for completeness.

The representations have been placed on the application file and copies have been forwarded to the applicant, appropriate responsible authorities and to members of the Committee.

It should be noted that not all representations contained within documents accepted as containing relevant representations are relevant representations. Only relevant representations will be taken into account by the Committee. The Committee will determine what constitutes a relevant representation from an interested party.

Where a representation contains both relevant and irrelevant material only the relevant elements of the representation will be taken into account.

On previous applications relating to the Creamfields festivals the agenda item has included a summary of each of the representations received. However, in view of comments made about the inability of summaries to convey the full nature of the representations, no attempt has been made to repeat this exercise on this occasion.

It is not practical to include the text of relevant representations within this agenda: but they are background documents which will be considered by the Committee.

Details of interested parties who have made relevant representations are set out at **Appendix 5**

6 OPTIONS

6.1 The Committee has the following options:

- Grant the application
- Grant subject to conditions

- Reject the application.

6.2 The Committee must act with a view to promoting the licensing objectives, namely:

- (a) the prevention of crime and disorder;
- (b) public safety;
- (c) the prevention of public nuisance; and
- (d) the protection of children from harm.

The Committee must also have regard to-

- (a) the Council's Statement of Licensing Policy, and
- (b) the Statutory Guidance issued by the Secretary of State.

7 IMPLICATIONS FOR THE COUNCILS PRIORITIES

- 7.1 **Children and Young People in Halton**
None
- 7.2 **Employment Learning and Skills in Halton**
N/A
- 7.3 **A healthy Halton**
N/A
- 7.4 **A Safer Halton**
None
- 7.5 **Halton's Urban Renewal**
N/A

8 RISK ANALYSIS

N/A

9 EQUALITY AND DIVERSITY ISSUES

N/A

10 POLICY IMPLICATIONS

10.1 This is a hearing regarding a specific application. Although a number of policies must be taken into account there are no policy implications arising from the application. For example the Council's Statement of Licensing Policy together with the Section 182 Statutory Guidance are always taken into account.

11 OTHER IMPLICATIONS

11.1 There are a number of implications for the Borough arising out of the application. However, the Committee must limit its consideration of the application to matters permitted under the 2003 Act.

12 LIST OF BACKGROUND PAPERS UNDER SECTION 100D OF THE LOCAL GOVERNMENT ACT 1972

Document	Place of Inspection	Contact Officer
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Application
Documents
Representations

Legal Services
Legal Services

John Tully/Kay Cleary
John Tully/Kay Cleary

HALTON COUNCIL
Representation Form.

Responsible Authority.

POLICE

Your Name	Ian Seville
Job Title	Police Licensing Officer
Postal and email address	Widnes Police Station, Kingsway, Widnes. WA8 7QJ <i>ian.seville@cheshire.pnn.police.uk</i>
Contact telephone number	01606 36 3771

Name of the premises you are making a representation about.	Creamfields 2015
Address of the premises you are making a representation about.	Land to the east of Chester Road, as per site footprint plan.

Which of the four licensing Objectives does your representation relate to? Please state yes or no.	Yes Or No	Please detail the evidence supporting your representation. Or the reason for your representation. Please use separate sheets if necessary
The Prevention of harm to children	Yes	See below
To prevent Public Nuisance		
To prevent crime and disorder	Yes	See below
Public Safety	Yes	See below

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Suggested conditions that could be added to the licence to remedy your representation or other suggestions you would like the Licensing Sub Committee to take into account. Please use separate sheets where necessary and refer to checklist.	
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COMMENTS:

The major change in this application as compared with the last Premises Licence is the extension into the Thursday preceding the event. The object here is to stagger the arrival of campers and thus ease the traffic management plan and reduce the community impact.

The Cheshire Constabulary has no objections to this on condition that :

- the times and capacities listed below are agreed to
- there shall be no live music on the Thursday of any event as this will be counterproductive to the argument of reducing community impact.
- the previous Premises Licence is surrendered prior to this present one coming into force.

LOGISTICAL REPRESENTATIONS

- 1) The application does not stipulate, as it has done on previous occasions, the maximum numbers of ticket holders that will be accommodated on the Friday night and also, in this case, the Thursday night. This has previously been limited to 30,000. If this number is to be increased to match the total capacity figure on either day, or any level far in excess of previous limits, it will have a significant and detrimental effect on the overall Policing Plan of the event. The Cheshire Constabulary is a finite organization; any large increase in police requirements will be difficult, if not impossible, to achieve and would therefore have a seriously detrimental effect on the Public Safety Licensing Objective.

We would seek these figures to be restricted to an absolute maximum figure of

Thursday night = 35,000
Friday night = 55,000

- 2) The opening of the campsite and arena areas has traditionally taken place at 12.00hrs on Fridays. However, the application seeks to start at 06.00hrs on the Thursday, without a breakdown between arena and campsites. Once again, this is a crucial element that must be known in advance as it impacts heavily on the overall event planning strategy

We would therefore seek that the car park areas only shall be open at 06:00hrs whilst the campsite and arena areas shall not be open to the public prior to 12.00hrs on the Thursday of any event authorised by the Premises Licence, unless by prior agreement of the Cheshire Police or S.A.G (as per previously)

- 3) The application, whilst showing individual activity finish times, is not sufficiently specific in terms of the Thursday closing times. This needs to be specified and we seek the following time FOR THE PURPOSES OF THE ARENA ONLY of all off site by 24:00hrs.

4) It is accepted that the application permits the supply of both Late Night Refreshment and sale of Alcohol to the CAMPSITE areas, though this is not currently used. However, if there is a change in the desire to locate bars within the campsite this would change the dynamic of the campsites and is something that the police would not routinely support. Therefore, the numbers and locations of any such bars shall only be determined in prior consultation and agreement of the S.A.G.

Miscellaneous conditions

Conditions relating to public safety and prevention of crime and disorder

1. CCTV

All CCTV must comply with the recommendations of Cheshire Constabulary.

A CCTV Liaison Officer shall be appointed by the organisers who will have continuity of access to material both during and after the event. All subsequent requests for CCTV material will then be directed through this person.

2. SIA Registered Staff

The numbers of SIA registered staff and stewards and their deployment areas and times of duty shall be set by the security provider and agreed by Police.

Sufficient numbers of security staff shall remain on duty to complete the egress process and this number shall be agreed at S.A.G. meetings.

Each member of security staff shall continue to wear uniquely numbered tabards for the duration of the event.

There shall be no replacement of Police personal by civilian security staff without the prior agreement of the S.A.G.

3. Meetings

There shall be, and the Premises Licence Holder shall be responsible for;

- A review of concerns of the community in relation to public nuisance on an annual basis,
 - A review of crime and disorder on an annual basis,
 - Not less than 3 months prior to the event a draft Event Management Plan and site maps shall be submitted to both the local authority and police. These site maps must clearly show and identify the exact location of each bar, using a unique and non-variable system of notation that is clearly marked on all copies of the site plan.
 - Review of event management and security plan shall take place on an annual basis with the safety Advisory Group.
1. An appointed representative of the Premises Licence Holder shall attend advisory briefings with senior Cheshire Constabulary staff appointed by Cheshire constabulary when arranged prior to and after any event.

4. Public Footpaths

No licensable activities shall take place unless all Public Footpaths running across the premises have been temporarily closed and suitable alternative routes that may have been identified have been displayed. (This period of closure shall be determined with the prior agreement of the S.A.G.)

5. Fencing

The 'Steelshield/T-Shield' fencing around the designated camping areas shall not be reduced in size or altered in any other specification whatsoever without prior consultation with and approval of Cheshire Constabulary.

6. Key Dates

The time-table set out in the Key Dates below shall be complied with by the Premises Licence Holder in each year that the Premises Licence remains in force:-

Key Date 1 – Not later than 150 days before the commencement date – The Premises Licence Holder shall submit the draft Security and Stewarding Plan to

Cheshire Constabulary for consultation.

Key Date 2 – Not later than 120 days before the commencement date – The Premises Licence Holder shall consult with Halton Borough Council, Cheshire Constabulary and the Highways Agency on traffic management and traffic management plans.

Key Date 3 – Not later than 90 days before the commencement date – The Premises Licence Holder shall supply to Halton Borough Council the first draft of the Traffic Management Plan (on CD in PDF format or paper copies) drawn up by the appointed traffic management company.

Key Date 4 – Not later than 90 days before the commencement date – The Premises Licence Holder shall advise Halton Borough Council of any temporary traffic orders they seek to be imposed.

Key Date 5 – Not later than 60 days before the commencement date – The Premises Licence Holder shall submit to Cheshire Constabulary the detailed security plan for the duration of the event.

Key Date 6 – Not later than 30 days before the commencement date – The Premises Licence Holder shall supply the final Traffic Management Plan that has been agreed by Halton Borough Council & the Highways Agency & Cheshire Constabulary.

All other steps offered are welcome and acceptable to the Police and will assist in promoting all four objectives of the Act.

Signed: Ian Seville

Date: 23rd of December 2015.

Representations made by Halton Borough Council Environmental Health.

Representation in respect of the licensing an application by C.I. (Events) Limited for premises licence in respect of land at Daresbury.

- 1- The premises Licence Holder shall appoint a suitably qualified and experienced Noise Control Consultant who shall be required to advise the Premises Licence Holder. The Consultant shall manage noise generated during the licensed events and liaise with all the relevant parties ie the Premises license holder, the Environmental Health Team at Halton Borough Council Halton Borough Council and Warrington Borough Council, event promoters, sound system and performers, prior to and during licensed event.
- 2- The Music Noise Level (MNL) shall not exceed 65dBLAeq (15 min) 1 metre from the façade of any noise sensitive premises prior to 23:00 hours when the 2 main stages are operational.
- 3- After 23:00 hours music noise levels 10m from the mixer desk in each marquee including any concessionary marquees shall not exceed 95dBLAeq (15min).
- 4- The sound systems associated with each ride on the fairground shall not be operated after 23:00 hours.
- 5- Music noise levels from the main stages shall not exceed 98dBLAeq (15min) at a position of 40m from the main speakers.
- 6- In accordance with the license application amplified music and sound played through speakers shall be restricted on site.
 - Films shall be restricted to the following hours:
 - Friday – 15:00 to 23:00 hours
 - Saturday – 14:00 to 04:00 hours
 - Sunday – 12:00 to 23:00 hours
 - Live music shall be restricted to the following hours:
 - Friday – 15:00 to 23:00 hours
 - Saturday 14:00 to 23:00 hours at the main stages and to 04:00 hours in the tents
 - Sunday – 12:00 to 23:00 hours
 - Recorded music shall be restricted to the following hours
 - Friday - 15:00 hours to 23:00 hours
 - Saturday – 14:00 to 04:00
 - Sunday - 12:00 to 23:00

Entertainment outside of these hours stated above will be through headphones.

- 7- No speakers shall be permitted on the campsite at any time.
- 8- The premises Licence Holder shall ensure that the appointed Noise Control Consultant shall regularly undertake tests of noise levels at the sound mixer positions to ensure compliance with the licence conditions. A written record of these assessments shall be kept and available to any officer appointed by the Environmental Health Public Health and Protection Division, or equivalent, of Halton Borough Council upon request. This shall include any remedial action taken.
- 9- The premises licence holder shall ensure that the appointed Noise Consultant shall carry out one or more propagation tests prior to the event. During the test the sound system shall be configured and operated in a similar manner as that intended for the licensed events. The sound test shall utilize a sound source as possible to that intended to be used during the licensed events. Any such test shall be carried out between 11:00 and 16:00 hours on the day prior to the event and after 10:00 hours on each day of the event. Halton Borough Council's Environmental Health Team shall be informed of the tests at least one hour prior to commencement.
- 10- There shall be no construction of the set or any other structure associated with the event within the hours of 20:00 and 08:00 hours unless otherwise agreed in writing by the Environmental Health Team.
- 11- If, in the opinion of any officer of the Environmental Health Team of Halton Borough Council, or the noise control consultant employed by the applicant, noise levels become unacceptable, and a significant disturbance is being, or is likely to be caused during the operation of the licence, the premises licence holder shall take appropriate steps to avoid or abate any such disturbance as directed by such officer or the appointed noise control consultant. This is without prejudice to any other noise condition.
- 12- The premises Licence Holder shall ensure that any sound system supplier, sound engineer, sound equipment operator or performer is informed of the noise conditions contained within the licence and that they will be required to comply with any instructions given to them by the premises licence holder or the Premises Licence Holder's Noise Control Consultant.
- 13- The premises Licence Holder shall submit a noise assessment. This shall detail the ambient noise levels at specific locations together with details of predicted noise levels during the event at residential locations (taking into account all amplified noise sources). It shall also provide details of how the

applicant and their noise consultant propose to ensure that noise conditions across the site are complied with. This shall be submitted to and agreed by Halton Borough Council's Environmental Health Team by or on 20th May in each year that the event runs.

14-Within 28 days of the conclusion of each event the Premises Licence Holder shall provide a noise report from their noise consultants to both Warrington and Halton Borough Councils. This shall include details of all noise readings undertaken throughout the course of the event, both on and off the site. Where the report indicates that there have been breaches of the licence conditions (ie the levels are in breach of conditions 2, 3 or 5 above) then the report shall detail the action taken to remedy the breach, or otherwise offer a full explanation.

Health and Safety

All stage and tower structures shall be supplied by competent contractors.

The Premises Licence Holder has overall responsibility for health and safety on the premises. The Premises Licence Holder is therefore responsible for ensuring that all contractors, sub-contractors and any other person connected to the events, comply with all health and safety legislation. The Premises Licence Holder shall on request provide a copy of any health and safety risk assessment relating to any activity on the site to the Council.

The site build and construction shall not commence before a period of 21 days prior to the event taking place without prior written approval of the licensing authority. During this period the area shall be classed as a working area and all relevant health and safety procedures shall be in place.

The Premises Licence Holder shall ensure that Halton Borough Council's Environmental Health Department are informed of the times and dates of the following events on site:

- start of event set up,
- final safety checks prior to opening
- the main arena is ready for public access.

A representative of Halton Council's Environmental Health and Building Control Services shall be advised in reasonable time when the main arena is deemed by the Premises Licence Holder to be ready to be opened to the public.

Specific risk assessments shall be carried out for pyrotechnics, lasers, 'bomb tanks', smoke machines, strobes or firework displays and any other special effects.

The Premises Licence Holder shall not permit the activities of Tattooing, ear piercing, body piercing or acupuncture from stalls or by vendors who have not

been registered with the council or another local authority and comply with the Local Government (Miscellaneous Provisions) Act 1982 Part VIII. Each individual person engaged in such activities must also be registered with the council or another local authority. Documentary evidence of registrations should be received by the council 4 weeks prior to the event. All persons engaged in such activities will be required upon request by an officer of the council to provide photographic identification e.g. passport or driving license to enable the officer to confirm their identity.

Food Safety

All mobile food vendors shall be legally registered with the local authority in which the mobile unit is based. No unregistered food vendor will be permitted to trade on site.

A list of all registered mobile food vendors who will be trading shall be forwarded to the council's Environmental Health Department at least 4 weeks prior to the event.

Warrington Borough Council

Application by C.I. Events for a premises licence for Creamfields, Daresbury Estate

- 1- The premises Licence Holder shall appoint a suitably qualified and experienced Noise Control Consultant who shall be required to advise the Premises Licence Holder managing noise generated during the licensed events and to liaise with all the relevant parties ie the Premises licence holder, Environmental Health or equivalent, Halton Borough Council and Warrington Borough Council, event promoters, sound system engineers and performers prior to and during licensed event.
- 2- The Music Noise Level (MNL) shall not exceed 65dBLAeq (15 min) 1 metre from the façade of any noise sensitive premises prior to 23:00 hours when one or both of the main stages are operational.
- 3- After 23:00 hours music noise levels 10m from the mixer desk in each marquee including any concessionary marquees shall not exceed 95dBLaeq (15min).
- 4- The sound systems associated with each ride on the fairground shall not be operated after 23:00 hours.
- 5- Music noise levels from the main stages shall not exceed 98dBLAeq (15min) at a position of 40m from the main speakers.
- 6- No speakers shall be operated on the premises prior to 12:00hours on Thursday of the event or after 23:00 hours on the Sunday with the exception of sound testing as conditioned below.
- 7- No speakers shall be permitted on the campsite at any time for licensable activity.
- 8- The premises Licence Holder shall ensure that the appointed Noise Control Consultant shall regularly undertake tests of noise levels at the sound mixer positions to ensure compliance with the licence conditions. A written record of these assessments shall be kept and available to any officer appointed by the Environmental Health Department or equivalent, of Halton Borough Council and/or Warrington Borough Council upon request. This shall include any remedial action taken.
- 9- The premises licence holder shall ensure that the appointed Noise Consultant shall carry out one or more propagation tests prior to the event.

During the test the sound system shall be configured and operated in a similar manner as that intended for the licensed events. The sound test shall utilize a sound source as similar as is possible to that intended to be used during the licensed events. Any such test shall be carried out between 11:00 and 16:00 hours on the day prior to the event and after 10:00 hours on each day of the event. An Officer appointed by the Environmental Health Department or equivalent, of Halton Borough Council and Warrington Borough Council shall be informed of the tests at least one hour prior to commencement.

- 10-There shall be no construction of the set or any other structure associated with the event within the hours of 20:00 and 08:00 hours unless otherwise agreed in writing by the Environmental Health Department, or equivalent, of Halton Borough Council and/or Warrington Borough Council
- 11-If in the opinion of any officer appointed by the Environmental Health Department of Halton Borough Council and/or Warrington Borough Council, or equivalent, or the noise control consultant, noise levels become unacceptable and a significant disturbance is being, or is likely to be caused during the operation of the licence, the premises licence holder shall take appropriate steps to avoid or abate any such disturbance as directed by such Officer or the appointed noise control consultant. This is without prejudice to any other noise condition.
- 12-The premises Licence Holder shall ensure that any sound system supplier, sound engineer, sound equipment operator or performer is informed of the noise conditions contained within the licence and that they will be required to comply with any instructions given to them by the premises licence holder or the Premises Licence Holder or the Premises Licence Holder's Noise Control Consultant.
- 13-The premises Licence Holder shall submit a copy of the noise assessment containing a detailed appraisal of the ambient noise levels together with details of predicted noise levels during the event at residential locations (taking into account all amplified noise sources) to Halton Borough Council and Warrington Borough Council by or on 20th May each year for which the applicant intends to run the event.
- 14-Within 28 days of the conclusion of each festival event the Premises Licence Holder shall provide a noise report from their commissioned consultants to both Warrington and Halton Borough Councils.
- 15-No music shall be played through loud speakers before 15:00 hours on the Friday or after 23:00 hours on the Friday night until 14:00 hours on the

Saturday, and between 04:00 and 12:00 on the Sunday or after 23:00 hours on the Sunday or at any time on the Monday.

16-The main stages shall only operate between the hours of 18:00 and 23:00 hours on the Friday and between 14:00 and 23:00 hours on the Saturday and Sunday of the event.

APPENDIX 4

HALTON BOROUGH COUNCIL TRADING STANDARDS REPRESENTATIONS

Protection of Children from Harm

The application states that steps to promote the licensing objectives will be identified in the event management plan and associated documents circulated within 7 days of the application being lodged. This information was not circulated to Trading Standards and it may be that some of the proposals below are in the Event Management Plan. Trading Standards have attempted to obtain the missing information from the applicant's solicitor who has indicated that the same measures as last year will be in place re protecting children from harm and reference was made to the Event Management Plan which has not been supplied. Until Trading Standards have been supplied with the information we have to regard the application as incomplete. In an attempt to assist as much as possible Trading Standards have examined the previous licence and its operating procedures and the following conditions are therefore proposed but as the application is incomplete we must reserve the right to make further representations once the missing information is supplied. With this caveat, the following conditions are proposed:

Challenge 25 Policy

The application states that a Challenge 21 policy will be in operation. The Retail of Alcohol Standards Group whose membership includes Sainsbury and Tesco and the Association of Convenience Stores, initially introduced the Challenge 21 policy. However, in response to their members' requests to reduce the margin of error further in establishing a person's age, they then developed the Challenge 25 policy guidelines. Our experience of training staff in licensed premises has shown how difficult it is for people to accurately judge the age of young people. This event is incredibly attractive to young people and carries a high risk of under 18's attempting entry. Therefore, in order to reduce the risk of under 18's gaining entry and being served alcohol at the event and in line with best practice (e.g. T in the Park and V Festival both operate a Challenge 25 Policy) it is proposed that a Challenge 25 policy is implemented. The effect of Challenge 25 will be that any person who appears to be under 25 will be asked to produce appropriate ID. The proposed condition therefore reads:

A Challenge 25 policy shall be operated at the premises

To ensure the effective operation of the Challenge 25 policy, the following conditions are therefore proposed:

- 1. At each of the event entrances, staff will operate the Challenge 25 Policy by identifying people who appear under the age of 25 and ask them to provide ID proving their age so that they can enter the event.**

Upon producing a valid form of ID showing that they are over 18 the customer will receive a wristband which will identify them as being age verified

2. Where customers are challenged and valid ID is not produced or it is fake/belongs to another person, the customer will be refused entry.
 - The wristband will be non-transferrable (i.e. it cannot be removed from the wrist without causing serious damage to the wristband) and plastic.
 - Staff at the bar area will operate the Challenge 25 Policy by checking wristbands where queuing takes place and any person who does not have a wristband and appears under 25 will be asked to provide ID. If they are unable to provide appropriate ID then security will be informed and the person will be removed from the premises.
 - Bar staff serving drinks will operate the Challenge 25 policy with respect to customers attempting to purchase alcohol and any person who does not have a Challenge 25 wristband and appears under 25 will be asked to provide ID. If they are unable to provide appropriate ID then security will be informed and the person will be removed from the premises.

Staff training

Staff operating the Challenge 25 policy require training in order to operate and implement it effectively. The applicant does not state what the training should include and how it will be documented. The following conditions are therefore proposed:

- **A documented training programme shall be introduced for all staff employed by the premise licence holder who have responsibility for the operation of the Challenge 25 policy. This will include bar staff, stewards and security (see condition below). Details of the training and records of attendance shall be made available for inspection by local authority officers and the Police if requested. No member of staff will be permitted to implement the Challenge 25 policy until they have completed this training**
- **Where services are subcontracted then it will be a term of the premise licence holder's contract with them that staff will have received training as detailed in the condition below in respect of the operation of a Challenge 25 policy and that the subcontractor or contractor will be required to make available for inspection by the local authority officers and the Police, details of the training and records of attendance if requested. No member of staff will be permitted to implement the Challenge 25 policy until they have completed this training**

The training must include:

- **Informing staff of the requirement to ask customers for ID if customers look under 25**
- **Informing staff that the only forms of ID that shall be accepted as proof of age are a valid passport, a valid photographic driving licence, a PASS approved proof of age card or Armed forces ID.**
- **Informing staff working at the entrances that any person who appears under age 25 will be asked to provide valid ID. If the customer is unable to provide appropriate ID they will refuse the person entry to the event.**
- **Informing staff working in the bar area that any person who does not have a wristband and appears under 25 will be asked to provide ID. If the customer is unable to provide appropriate ID then they will inform security.**

Promotion Materials and Customer information

The application does not state how customers and staff will be informed of the Challenge policy in operation. The following conditions are therefore proposed:

- **The online buying process must include a mandatory tick box accompanied by the statements below. It must be made clear to the purchaser that by ticking they are agreeing to the following statements:**
 1. **that a Challenge 25 policy will be in operation during the course of the event and that if a person is asked for ID and they can't provide it, they will be refused entry**
 2. **that the only acceptable forms of ID are: a valid passport; a valid photographic driving licence, a PASS approved proof of age card or Armed Forces ID cards.**
 3. **that if a person is found to be presenting ID which is not theirs or fake ID, that the person will be refused entry and the ID may be confiscated.**
- **Purchase points for onsite ticket sales should have the information in bullet points 1-3 above clearly displayed for customers to see.**
- **All premise licence holder's materials (including their advertising material and social media and materials commissioned by the premise licence holder) should state that it is an over 18's only event, that a Challenge 25 policy is in operation and refer the prospective customer to the terms and conditions and the web address where they can be found for further information.**

It is proposed that at each of the entrances notices will be displayed to indicate that a Challenge 25 policy is in operation and stating what the offences are in relation to under age sales of alcohol. The proposed condition therefore reads:

- **A notice shall be displayed at all entrances to the premises and in every location where alcohol is sold in a position where it can be clearly seen, indicating that there is a “Challenge 25” policy in place at the premises.**

Either:

- a) **The Challenge 25 notice shall indicate that it is an offence for a person under 18 to buy or attempt to buy alcohol or for a person over 18 to buy alcohol on behalf of a person who is under 18**

or

- b) **A separate notice shall be displayed at the entrance to the premises where it can be clearly seen which shall indicate that it is an offence for a person under 18 to buy or attempt to buy alcohol or for a person over 18 to buy alcohol on behalf of a person who is under 18**

INTERESTED PARTIES

<p>Mark Bell The Hatton Pub and Grill Hatton Lane Hatton Cheshire WA4 4DB</p>	<p>Peter & Eileen Priestner Rivington Cottage Holly Hedge Lane Higher Walton Warrington WA4 5QW</p>
<p>Ray Hallam Parish Clerk Walton Parish Council</p>	<p>Graham Butler Rowan Rowswood Courtyard Warrington Road Higher Walton Warrington WA4 5LN</p>
<p>Sharon Harris Rowswood Cottage Warrington Road Higher Walton Warrington WA45LN</p>	<p>Paul Barlow 10 Rowswood Farm Park Lane Higher Walton Warrington WA4 5HL</p>
<p>Mrs J Monks Clerk to the Council Appleton Parish Council Appleton Parish Hall Dudlow Green Road Appleton Warrington WA4 5EQ</p>	