

**REPORT:** Special Regulatory Committee

**DATE:** 27 April 2011

**REPORTING OFFICER:** Chief Executive

**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 Adam Oliver.

### **4.3 The site**

- 4.4** The application relates to farmland at the Daresbury Estate and Holly Hedge Farm. It is described on the application form as: "Land to the east

of Chester Road, comprising mainly of fields 5667, 4135, 2914, 2095, 5821, 5205, 7582, 8205, 8620, 0177, 1868, 2685, 1801, 3023, 4724, 5808, 3241, 3559, 3989, 3931, 3231, 0664, 8868, 6842 and 9238 which are shown on the accompanying site plan.” **The application site comprises a larger area than in previous years. The plan submitted with the application shows the extent of the application and a plan will be available at the hearing.**

**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 7 March 2011.

**4.8** The application states that the applicant wishes the premises licence to be for a maximum of 3 music festivals to be held once a year only on every August Bank Holiday for a limited period of three years. Each festival to take place on

- Friday 26 August 2011, Saturday 27 August 2011, Sunday 28 August 2011 and Monday 29 August 2011.
- Friday 24 August 2012, Saturday 25 August 2012, Sunday 26 August 2012 and Monday 27 August 2012 and
- Friday 23 August 2013 Saturday 24 August 2013, Sunday 25 August 2013 and Monday 26 August 2013.

**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 to increase the capacity from 39,999 to 59,999. However the aim is to increase the capacity in increments over the three years. For 2011 it is proposed to cap the daily ticket sales figure at 50,000. This means no more than 50,000 ticket holders will be on site at any one time throughout the festival.

To achieve the increased capacity and the staggered implementation the following conditions is suggested:

- In 2011 no more than 50,000 ticket holders shall be within the Licensed Premises at any one time during the festival.
- In 2012 with the prior written approval of the Licensing Authority the number of ticket holders may be increased to 55,000
- In 2013 with the prior written approval of the Licensing Authority the number of ticket holders may be increased to 59,999

**4.11** Note that the Licensing Authority is only concerned with those matters which constitute licensable activities.

#### **4.12 Description of Licensable Activities**

##### **4.13 Films**

**4.14** Films are requested to be shown in one of the tented arenas and the stage screen between **12.00** on Fridays until **04.00** on Saturday morning; from **14.00** on Saturdays until **04.00** on Sunday morning and then from **10.00** on Sundays until **01.00** on Monday morning for each of the annual music festivals in August 2011, August 2012 and August 2013. Should films be shown on the stage screen this will take the form of headphone (silent) cinema post 23.00

##### **4.15 Live Music**

**4.16** OUTDOOR STAGES There will be two outdoor stages that will have bands and DJ's performing with amplified music. The timings will be from **14.00** until **23.00** on Saturdays and from **12.00** until **23.00** on Sundays  
ARENA STAGES There will be smaller performance stages within tented arenas that will have bands and DJ's performing with amplified music. The timings will be between **14.00** on Saturday until **04.00** on Sunday morning and then from **12.00** until **23.00** on Sunday for each of the annual music festivals in August 2011, August 2012 and August 2013

##### **4.17 Recorded Music**

**4.18** The hours requested for recorded music are between **12.00** on Fridays and **04.00** Saturday morning and **14.00** Saturdays until **04.00** Sunday morning and then from **12.00** Sunday until **01.00** on Monday morning for the annual music festivals in August 2011, August 2012 and August 2013. On Fridays recorded music will be played only as background music and in the form of a headphone (silent) disco. For clarity timings will be between 12.00 on Friday and 04.00 on Saturday morning. On Saturdays and Sundays recorded music will be played on all stages during intervals between the bands and full performance by DJ's. Monday morning recorded music will only be played as background music and in the form of headphone (silent) disco.

##### **4.19 Performance of dance**

**4.20** The hours requested for performance of dance are between **14.00** on Saturdays and **04.00** on Sundays and then from **12.00** Sundays until **23.00** on Sundays for each of the annual music festivals in August 2011, August 2012 and August 2013. Dancers will appear with some bands performing at the event.

#### **4.21 Provision of facilities for dancing**

**4.22** The hours requested for provision of facilities for dancing are between **12.00** on Fridays and **04.00** on Saturday morning and **14.00** on Saturday until **04.00** Sunday morning and then **10.00** on Sunday until **01.00** on Monday morning for each of the annual music festivals in August 2011, August 2012 and August 2013. The audience will be able to dance throughout the arena should they wish to do so.

#### **4.23 Late night refreshment**

**4.24** The hours requested for provision of late night refreshment are between **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 in August 2011, August 2012 and August 2013. Food vendors will be operating throughout the site & camp sites.

#### **4.25 Supply of alcohol**

**4.26** The hours requested for the supply of alcohol are between **12.00** on Fridays and **04.30** on Saturdays and from **12.00** Saturdays until **04.30** on Sundays and then on Sundays from **10.00** until **01.30** Monday morning for each of the annual music festivals in August 2011, August 2012 and August 2013. Alcohol will be available for supply on the premises from 12.00 on Friday to 04.30 on Saturday morning to encourage any early arrivals to remain on site. There is a proposal to locate bars in some of the campsite fields 2914, 5821, 5205, 8205, 7582, 0177, 1868, 2685, 1801, 3023, 4724, 5808, 3241, 3559, 3989 for this purpose. The number of positions of bars will be agreed with the Police prior to the event.

For clarity the remaining timings for supply of alcohol within the arena fields 8868, 0664, 9238, 6842 will be between 12.00 on Saturday and 04.30 on Sunday morning and between 10.00 on Sunday and 01.30 on Monday morning

#### **4.27 Hours premises are open to the public**

**4.28** The application is for the premises to be open to the public between **07.00** on Fridays and **1400** on Mondays for each of the annual music festivals in August 2011, August 2012 and August 2013.

### **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**

### **5.2 INTERESTED PARTIES**

18 representations have been received.

1 representation was received following the expiry period for representations and will not be considered.

The vicinity of the site has been determined to be the area enclosed within a radius of 1.5 miles from the site (or just over 7 square miles)

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.

Not all 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 4**

### **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**

Under the Licensing Act 2003 applications must be considered by the Committee on the four licensing objectives as set out at 6.2 above.

## **8 RISK ANALYSIS**

The main risk to the public is in relation to traffic congestion in the area; the risk is minimised through the traffic management plan agreed with the promoter. As with previous applications, the applicant has submitted an Event Operating Plan with the application which contains a comprehensive risk assessment in accordance with statutory requirements.

## **9 EQUALITY AND DIVERSITY ISSUES**

The event is open to persons over the age of 18 years of age regardless of gender, race and ethnicity, disability, social class, sexuality or religion.

## **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**

<b>Document</b>	<b>Place of Inspection</b>	<b>Contact Officer</b>
Application Documents	Legal Services	John Tully/Kay Cleary
Representations	Legal Services	John Tully/Kay Cleary

Cheshire Constabulary

**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 <a href="mailto:ian.seville@cheshire.pnn.police.uk">ian.seville@cheshire.pnn.police.uk</a>
Contact telephone number	01244 613771

Name of the premises you are making a representation about.	<b>Creamfields 2011</b>
Address of the premises you are making a representation about.	Land to the east of Chester Road, as per site 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	Yes	See below
To prevent crime and disorder	Yes	See below
Public Safety	Yes	See below

<p>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.</p>	See attached sheet
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COMMENTS:

### **OVERALL OBJECTION**

**There are some fundamental objections to the licence *per se*, these are as follows;**

1. The Security Deployment Plan that has been submitted with the application was not to a 'satisfactory' standard and needed revising and improving, in particular the sections relating to the campsite area 'Hubs'. Such revisions have only very recently been received and may not stand close scrutiny, requiring further amendments. Therefore, this Plan is not yet finalized. Further, the Traffic Management Plan is not yet robust enough as to be acceptable. This will have a significant impact on the planning for the event, specifically how the event could achieve the four licensing objectives set out above. In addition, the policing of the event will be a critical factor in assisting public safety by;
  - Prevention and detection of crime, and
  - Bringing offenders to justice
  
2. A formal request for Special Police Services has been received from the event organisers, however no formal agreement has been made in relation to:
  - Costing,
  - Responsibilities, and
  - Resources

**Owing to the fundamental objections raised at 1 & 2 above the Police object to the licence at this time as there is a lack of visibility as to how the Event Organiser will fulfil their responsibility to achieve the four key licensing objectives;**

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

### **ELEMENTAL OBJECTIONS**

**Given that the above issues are resolved, in respect of the application being made for a 3 year licence, there are some elements of the application that give cause for concern and we therefore lodge our Objections to the following:-**

#### **1. The retail sale of alcohol on the campsite area.**

Whilst we appreciate the motives behind this request, the campsites are extensive open areas that will be densely populated over a period of some three days. It has been found that this area is already a high risk area for crime and disorder. The campsite areas last year showed a rise in crime figures from the previous years. The Operating Schedule states,

*'We propose locating bars in **some** of the campsite fields.'* However, the Event Management Plan seeks to place a bar in **every** campsite area, a total of **15 bars** throughout the whole campsite. This is the equivalent to the licensed premises found within a medium sized town centre.

Meaningful supervision at night within these large areas would be impossible and staff at these bars would have absolutely no assessment or control over the state of inebriation of the occupants of the site, which is estimated will be in the region of 45,000 people. To introduce the uncontrolled availability of alcohol until 04.30hrs is far too great a risk to add to what is already a high-risk area. The Event Management Plan shows that alcohol will readily available in the Main Arena from 18.00hrs on Friday, where it can be sold under acceptable conditions listed in Annexe 1 and the crowd safely monitored by event staff. We therefore robustly object to this element as it does not support the Licensing Objective of the Prevention of Crime and Disorder.

Note:

In the event that the Committee do see fit to allow the whole or part of this application, we seek that such sales points are subject to, with the exception of the issue of wrist bands, the same rigorous Challenge 21 Proof of Age requirements as outlined in Annexe 1.

## **2. The opening of the campsite areas at 07.00hrs on Fridays.**

It is our opinion that this is too early. Again, we appreciate the motives behind the request, but such an early hour is likely to cause excessive impact and disturbance in the early morning in what is, essentially, a populated rural area. The advertised time is 12 noon and this should be adhered to. Any early opening would simply encourage people to arrive early with the resulting detrimental consequences on the overall strategic planning. Should there be any early arrivals the Car Parks are opening at 07.00hrs Friday. This will help reduce any impact on the local infrastructure and transport network without actively encouraging people to arrive very early and bring about early morning disturbance to the surrounding area.

This request clearly does not support the Licensing Objective of the Prevention of Public Nuisance.

**It has also been noted that the terminal hour for the sale of alcohol has extended from 23.30hrs on Sunday to 01.30hrs on Monday, with similar extensions in the provision of regulated entertainment. Whilst we make no objection on this occasion it must be noted that any further extension of this time will incur a detrimental impact on the policing of the event with the subsequent effect on Public Safety and any such future requests will be opposed.**

### **Conditions consistent with 3 year Licence**

The applicant's wish for an amount of fluidity within the scope of the area designated by the application is understood. However, there is a substantial amount of Police contingency planning that requires forward notice of how such a large event is to proceed. Therefore, should a 3 year licence be granted:

### **Condition,**

**There shall be and C.I. (Events) Ltd. 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.**
- **Review of event management and security plan shall take place on an annual basis with the Multi-Agency Planning Group.**

### **General Conditions**

These Representations are in respect of this application and we seek that these to be included irrespective of whether the Premises licence is granted on a 3 year or less time restricted basis.

1. Proof of Age still remains of paramount importance, both for admittance to the event and for the legitimate sale of alcohol. The method of operation for this scheme will remain the same as last year and is detailed in Annexe 1, which will form part of the Condition.

#### **Condition:**

**The Challenge 21 Proof of Age Scheme shall be adopted as a Condition of entry. A tent or other structure shall be provided, immediately adjacent to the entry gates, where checks can be carried out by event staff. The operating procedures are set out in Annexe 1 of this Form and constitute part of this Condition.**

2. There is been an increasing benefit in the use of CCTV and continued and improved use of this facet is of paramount importance. Last year's event proved that this is to the benefit of all responsible authorities and the organizers and Cheshire Constabulary will seek to maintain the support and advice of its CCTV specialist staff in support of the overall event. Therefore:

#### **Condition:**

**All CCTV must comply with the recommendations of the Multi-Agency Planning team, and in any event shall not fall below the provisions employed at the 2010 event without prior Police agreement.**

3. The timetable as drawn up by the Multi-Agency Planning Team is crucial, from the planning, through to sign-off times and on to closing down operations. Various Responsible Authorities have various priorities within this document. Last year the Committee saw fit to compile all such individual representations into one over-riding Document, an action that was universally supported. To ensure that this is continued:

**Condition:**

**The timetable set out in the Key Dates/Times Document that is drawn up by the Multi-Agency Planning Team shall not be deferred from or changed in any way without the prior knowledge and consent of all members of the Multi-Agency Planning Team.**

4. The schedule refers to stewards/security staff that are to be deployed throughout the event. Prior knowledge of these numbers and their areas of deployment are crucial to the overall event planning

**Condition:**

**The numbers of SIA registered staff and stewards and their deployment areas and times of duty shall be set by the Multi-Agency Planning Team.**

5. It is further required that the organisers continue to work with both the Police and the SIA to establish which roles on the site require the latest SIA accreditation, as opposed to Stewarding duties. Therefore:

**Condition:**

**An appointed representative from the organisers shall attend any meetings arranged between the Police and the S.I.A.**

6. It is vital to ensure that lines of command are maintained at all levels, up to and including Gold Command. This is crucial in ensuring that any eleventh hour changes are communicated throughout the whole range of staff involved at all levels. Therefore:

**Condition:**

**Members of the Senior Management of the organizers shall attend Advisory Briefings with senior Police staff when arranged prior to the event.**

7. It still remains an essential that the integrity of the perimeter be secured. Therefore,

**Condition:**

**All Public Footpaths running across the site must be closed for the duration of the licence, and suitable alternative routes to be identified and displayed.**

8. The integrity of the perimeter is paramount to the all-encompassing security of the the whole site, in particular the extensive Campsite areas To this end, the Planning Guide refers to the erection of high security fencing. To ensure this fencing:

**Condition:**

**The 'Steelshield/T-Shield' fencing around the designated camping areas shall not be reduced in size or altered in any other specification**

**what-so-ever without prior consultation with and approval of the Multi Agency Planning Team**

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

**ANNEXE 1**

**Creamfields – Challenge 21**

This document sets out the procedure that will be used for enforcing Challenge 21 policy whereby persons who appear to be under the age of 21 are challenged to produce ID to prove their age.

Persons who are challenged as they look under the age of 21 but who can prove they are over the age of 18 will be issued with a plastic, non-transferable wristband which they can wear throughout the event.

**Operating Procedure**

1. The event is promoted for 18s and over on all literature.
2. All event goers are urged to bring ID with them.
3. At the event entrances the Terms and Conditions state that only 18's and over may enter.
4. By each of the event entrances, staff will be identifying people who appear under the age of 21 and will advise them that they need to show ID proving their age so that they can enter the show. Upon showing their ID to the Challenge 21 member of staff, the customer will receive a wristband directly from that member of staff and will be able to proceed into the event. The wristband will show the bar staff that they are of legal age to purchase alcohol.
5. If someone is denied entry on the grounds of appearing under 21 without having ID to prove otherwise they will have their ticket confiscated and be advised they will not be allowed into the show.
6. If this person is under the age of 16 they will be escorted to a Welfare Facility from where their parents can be called to advise them that their child is at the event and needs collecting.
7. All staff will be briefed to continually look out for persons who appear to be under the age of 21.
8. If someone appears to be under the age of 21 and **does** have ID on them, they will be allowed into the event having first been advised of the principles of Challenge 21. They will be advised to always carry ID with them for future events and they will be issued with a coloured plastic, non-transferable wristband that they can produce when purchasing alcohol.

9. At each bar there will be signs and Challenge 21 literature explaining the need for ID if you look under 21.
10. Each Bar Manager will brief staff before the event starts about the Guidelines of Challenge 21 and the rules that are being implemented at the event.
11. All Security at each bar area will also be briefed to prevent those looking under the age of 21 who do not have a wristband from entering into the bar queuing lanes.

## Appendix 2

### 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. Introduction

2. The applicant has submitted an application for a music event for the Saturday and Sunday of each August Bank Holiday weekend for a limited period of three years. Each festival is to be held on the preceding Friday of the weekend until the Bank Holiday Monday. There will be provisions for camping in the fields surrounding the event. Similar events have been held on the same site over the previous 5 years
3. There is a new proposal to open car parks and the campsites on the Friday of each year to spread the traffic arriving over a longer period of time. It is proposed the licensable activities on the Friday will be sale of alcohol, showing of films, headphone (silent) disco, dancing and late night refreshment.
4. The same activities are proposed for Monday morning until 1.0am. Late night refreshments (food and non-alcoholic beverages) will only be licensable activity to run until 5.0am on Monday morning.
5. There is a new proposal for the capacity to increase from 39,999 to 59,999 over the next three years. For 2011 the cap on ticket sales will be 50,000
6. This division assesses the application in respect of promoting the licensing objectives. This Divisions responsibility is in relation to the prevention of public nuisance and public safety (under the provisions of the Health and safety at Work Act etc 1974)
7. In consideration of the application with the new proposals we have taken into consideration our experience of working with the license holder in pre-planning and consultation as well as the record of breaches of the noise conditions at past events.
8. The level of communication between the license holder and this department has been good and we would wish that conditions should ensure that this level of communication is continued in the period prior to the event.
9. To date the number of breaches to the noise conditions have been minimal. However we do have concerns after examining the application and the acoustic report provided by the applicant's consultant. This is in relation to the potential exposure of noise levels to residents, given that there will be a greater number of ticket holders and that there will be 'background' noise on the Friday.
10. Given the history of the event we would not object in principle to the license



subject to the following conditions:

11. **Recommended Conditions**

12. To safeguard the community and to promote the objective of preventing public nuisance the Division would request that the following conditions be placed on any licence granted by Regulatory Committee.

13. **Noise**

14. The licensee shall appoint a suitably qualified and experienced Noise Control Consultant who shall be required to advise the Licensee on managing noise generated during the licensed events and to liaise with all relevant parties i.e. the licensee, the Divisional Manager (Environmental, Public Health & Health Protection) Halton Borough Council and Warrington Borough Council, event promoters, sound system suppliers, sound engineers and performers prior to and during the licensed event.

15. The Music Noise Level (MNL) shall not exceed 65dB(A)eq (15 min) 1 metre from the façade of any noise sensitive premises prior to 23:00 hours when the 2 stages are operational.

16. Music noise levels from the main stage shall not exceed 98dB(A)eq (15 min) at a position 40 metres from the main speakers.

17. The use of main stage shall finish at 23:00 hours.

18. No speakers shall be operated on the site prior to 12.0pm on the Saturday of the event or after 23.00 hours on Sunday

19. No speakers shall be permitted on the campsites

20. After 23.00 hours on the Saturday, music noise levels 10m from the mixer desk in each marquee shall not exceed 95dB(A)eq (15min).

21. The sound systems associated with each ride on the fairground shall not be operated after 23:00 hours.

22. The 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, Public Health and Health Protection Division of Halton Borough Council, upon request. This shall include any remedial action taken.

23. The licence holder shall ensure that the appointed Noise Consultant shall carry out one or more noise 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 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 and Public Health and Health Protection Division shall be informed of the tests at least one hour prior to commencement.

24. There shall be no construction of the set or any other structure associated with the event within the hours of 20.00 – 08.00 unless otherwise agreed in writing by the Divisional Manager (Environmental, Public Health & Health Protection).
25. If, in the opinion of any Officer appointed by the Regulatory Services Division of Halton Borough Council, 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 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 any other noise condition.
26. The Licensee shall ensure that the any sound system supplier, sound engineer, sound equipment operator or performer is informed of these noise conditions of licence and that they will be required to comply with any instructions given to them by the Licensee or the Licensees Noise Control Consultant.
27. The Licensee shall submit a copy of the Sound Report to Halton Borough Council by or on 20<sup>th</sup> May in each year for which the licence is successful.
28. **Health and Safety**
29. All stage and tower structures shall be supplied by competent contractors.
30. The licensee has overall responsibility for health and safety on the site. The licensee is therefore responsible for ensuring that all contractors, sub-contractors and any other person connected to the event, comply with all health and safety legislation.
31. 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 with all relevant health and safety procedures shall be in place.
32. The licence holder shall ensure that Halton Borough Council's Environmental Health Division are informed of the times and dates of the following events on site:
  - i. start of event set up,
  - ii. final safety checks prior to opening
  - iii. the main arena is ready for public access.
33. A representative of Halton Council's Environmental Health, Building Control Service shall be advised in reasonable time when the main arena is deemed by the Licence holder to be ready to be opened to the public.
34. Specific risk assessments shall be carried for pyrotechnics, lasers, 'bomb tanks', smoke machines, strobes or firework displays and any other special effects as deemed necessary by Halton Borough Council.
35. The license holder shall not permit such activities 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 the practice of ear piercing, tattooing or skin piercing must 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 skin piercing, tattooing and body piercing 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. (see *Key Dates*)

36. The licence holder shall provide a copy of the event health and safety risk assessment to the Council. The Council shall be informed of any subsequent changes to the assessment.

**37. Food Safety**

38. All mobile food vendors should 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.

39. A list of all registered mobile food vendors who will be trading should be forwarded to the Food safety team in Environmental Health at least 4 weeks prior to the event.

## Appendix 3

### Warrington Borough Council

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

I write in with reference to the application for the Creamfields music festival, on land to the East of the A56 Chester Road, which received from Loudsound on Tuesday 8<sup>th</sup> March 2011.

The application by CI Events for a premises licence for 2011, 2012 and 2013 represents a step change from previous events held on this site since 2006. There is a significant increase in capacity for both festival attendees and campers, changes to the timings of events and an extended opening period. For these reasons Warrington Borough Council wishes to make the following representation to Halton Regulatory and Licensing Committee. The matters raised in this representation are in addition to the conditions on the existing Premises Licence, which should be transferred in full onto any new licence.

Each issue is set out followed by proposed control measures.

1. There is a proposal to increase the capacity of the premises licence to 59,999 by 2013 with 2011 being 49,999 on each day, and 2012 being 54,999. It is anticipated that in 2011 up to 45,000 of the attendees will be campers.
2. C.I Events propose to open the site to festival ticket holders on Friday 26th August 2011. This is a departure from previous arrangements where the site has not opened until the Saturday morning.
3. It is proposed that there will be retail sales of alcohol and food commencing at 12.00 noon on Friday 26th August 2011 in the campsite areas with the arena bars and entertainment opening at 18.00 on the same day
4. From 18.00 on Friday 26th August until 04.00 on Saturday 27th August there will be music generated by the bars in the arena and campsite. The application states that this will be inaudible. Activities include a silent headphone disco, films in the arena tents and background music from the bar areas.
5. Saturday 27th August 2011, the arena will open to campers at 12.00 noon, with day ticket holders being admitted from 2.00pm. It is assumed from the application that music will start in the tented areas at 2.00 pm with the main stages starting between 2.00pm and 3.00pm. [Not stated in the application but this has been the practice in other years]
6. Saturday 27th August 2011 will proceed as in other years with the main stages finishing at 11.00pm and the tented areas continuing until 04.00 on Sunday 28th August 2011. Noise levels at the stages and in the tented areas are to be the same level as in previous years. [We have received a report assessing the impact of two main stages from C.I. Events, the off site implications are that it will be louder but within the Code of Practice level for events of this kind, further work is required on the distribution of the sound within the proposed larger capacity tented areas] It appears that C.I. Events propose to keep the campsite bars open until 04.00 on Sunday morning.
7. Sunday 28th August would see the arena opening at 10.00 for campers and 12.00 noon for day ticket holders. Music from the tented areas and the bars would begin at 10.00 and it is assumed that the main stage will be from 2.00pm to 11.00pm as in other years.

There is a proposal to have “inaudible” entertainment in the bars and tented areas until 01.30 am to facilitate a wind down of the event.

8. Monday 29th August 2011. 12.00 noon Campsite closes, 2.00pm car parks close.

In response to the aforementioned items, Warrington Borough Council wish to make the following representations.

1. The increase in numbers will present a strain on the local infrastructure; however, the soft start on Friday 26th August will seek to minimise this, there is a link to the licensing objectives of public safety and the prevention of public nuisance. However, it is not felt that this will cause issues of crime and disorder or the protection of children.
2. The opening of the site on Friday 26th August 2011 is likely to assist in spreading out the arrival of festival attendees which should reduce the impact on the transport network. The application indicates that the car parks will be open from 07.00 on Friday 26th August, an agreed time line is now proposed as follows.; 7am Car Parks and Gates signed off and ready, 9am SEP car parking staff on duty, all car park Gates open and ready. 10am Police TM staff on duty, gate staff and police ready on Gates, 12pm Official advertised Car Park and Gates open. Car parks are not within the licensed area but are integral to the application.
3. All retailers of food and drink must comply with the relevant food, health and safety, and smoke free legislation. [Public Safety]
4. On Friday 26th August 2011 from 12.00 noon to 04.30 on Saturday 27th August 2011, only field 2 will be used. Any amplified or unamplified music or voices generated by the bars, concessions, food vendors, funfair, arenas 1 to 5, markets and hospitality areas should be at a noise level no greater than 75 dBA, 1 min LAeq, or such other agreed level, when measured 15 meters in front of the speakers. In addition, the noise levels must be calculated to be at least 10 dBA below the background noise level at the nearest noise sensitive location. Campsite bars will have no music after 23.00 on any day [Prevention of Public Nuisance]
5. All music noise levels must not exceed those levels in the Noise Assessment Plan Appendix F in the application. [Prevention of Public Nuisance]
6. Six weeks before the festival a Noise Management Plan must be submitted to both Warrington and Halton Borough Councils [Friday 15th July 2011] This will include full details of the installations for the main outdoor stages and all other noise sources listed in Appendix F. The noise management plan will demonstrate the effect of all noise sources, individually and in combination with other noise sources on the nearest noise sensitive locations. There will be no music at the bars in the campsite after 11.00pm each night.[Prevention of Public Nuisance]
7. After 23.00 on Sunday 28th August 2011 until 01.30am Monday 29th August 2011, any amplified or unamplified music or voices generated by the bars, concessions, food vendors, funfair, arenas 1 to 5, markets and hospitality areas shall be at a noise level of no greater than 75 dBA, 1 min LAeq, or such other agreed level, when measured 15 meters in front of the speakers. In addition, the noise levels must be calculated to be at least 10 dBA below the background noise level at the nearest noise sensitive location. Campsite bars will have no music after 23.00 on any day [Prevention of Public Nuisance]
8. Within 28 days of the conclusion of the festival, C.I. Events shall provide a noise report from their commissioned consultants to both Warrington and Halton Borough Councils.

Whilst, we remain supportive of the Creamfields event, we recognise that resident may have concerns over the proposed changes to the premises licence. Warrington Borough Council will therefore be monitoring the effectiveness of the additional controls in minimising the impact on local residents. We reserve to right to refer to any evidence gathered with respect to any future consideration of this matter by the Halton Regulatory and Licensing Committee.

## APPENDIX 4

### INTERESTED PARTIES

Mr B J Handley White Croft Warrington Road Hatton Nr Warrington WA4 5NU <b>1</b>	Mr D Charles – Parish Clerk Hatton Parish Council <b>2</b>
J McMurtrie Oak Cottage Newton Lane Lower Whitley Warrington WA4 4JA <b>3</b>	Appleton Parish Council Dudlow Green Road Appleton Warrington WA4 5EQ <b>4</b>
Mr R J Hallam Clerk to Walton Parish Council <b>5</b>	Craig Wyna Clerk to Preston Brook/Sandymoor Parish Council <b>6</b>
R W and M P Condliffe 39 Goose Lane Hatton Warrington WA4 5LN <b>7</b>	Mrs E Priestner Rivington Cottage Holly Hedge Lane Higher Walton Warrington WA4 5QW <b>8</b>
Cllr Paul Kennedy Warrington Borough Councillor For Hatton Stretton and Walton Ward <b>9</b>	Mr A Gardner 1 Hewitts Cottage Hatton Warrington WA4 5NU <b>10</b>
J & A McMurtrie Oak Cottage Newton Lane Lower Whitley Warrington WA4 4JA <b>11</b>	Mr P Barlow 10 Rowswood Farm Park Lane Higher Walton Warrington WA4 5HL <b>12</b>
Mr P Sixsmith Wendholme Firs Lane Appleton Warrington WA4 5LE <b>13</b>	The Nichols Family Hatton Cottage Hatton Cheshire WA4 5NY <b>14</b>
Sharon Harris Rowswood Cottage Warrington Road Higher Walton Warrington WA4 5LN <b>15</b>	Mr P Priestner Rivington Cottage Holly Hedge Lane Higher Walton Warrington WA4 5QW <b>16</b>
G E Owen On behalf of Daresbury Parish Council <b>17</b>	I & E Brittain Daresbury House Chester Road Daresbury WA4 4AJ <b>18</b>