

# Licensing Committee Agenda

HEARING TO CONSIDER AN APPLICATION FOR A VARIATION OF A PREMISES LICENCE

This meeting will consider only licensing matters delegated under the Licensing Act 2003

**3 July 2020 at 11am**

**Remote Meeting**

**MEMBERS OF COMMITTEE INVITED TO ATTEND  
HEARING**

Councillor L.A. Mascot (Chair)

and Councillors D.G. Jones, S. Rajesh and I.C. Roberts

Local people are welcome to attend this meeting remotely, where your elected Councillors take decisions affecting YOU and your City. If you would like to find out more, please telephone Daniel Bird in the Democracy Team on Chelmsford (01245) 606523 or email [daniel.bird@chelmsford.gov.uk](mailto:daniel.bird@chelmsford.gov.uk).

## Licensing Committee

3 July 2020

### AGENDA

#### 1. Apologies for Absence

#### 2. Declaration of Interests

All Members are reminded that they must disclose any interests they know they have in items of business on the meeting's agenda and that they must do so at this point on the agenda or as soon as they become aware of the interest. If the interest is a Disclosable Pecuniary Interest they are also obliged to notify the Monitoring Officer within 28 days of the meeting.

#### 3. Minutes

To consider the minutes of the meeting held on 21 May 2020.

#### 4. Licensing Act 2003 – Application for a variation of a premises licence – Sandy Brook Fields, Margaretting Road, Chelmsford, Essex, CM1 3HJ

A report regarding this application is attached.

**MINUTES**

of the

**LICENSING COMMITTEE HEARING**

held on 21 May 2020 at 2pm

Present:

Councillor L.A. Mascot (Chair of Hearing)

Councillors A.E. Davidson, D.G. Jones and I.C. Roberts

**1. Apologies for Absence and Substitutions**

There were no apologies for absence.

**2. Declaration of Interests**

All Members were reminded to declare any Disclosable Pecuniary interests or other registerable interests where appropriate in any items of business on the meeting's agenda. None were made.

**3. Minutes**

The minutes of the meeting held on 4 May 2020 were agreed as a correct record and signed by the Chair.

**4. Licensing Act 2003 – Application for a New Premises Licence – The Only Way is Gin, 13 Moulsham Street, Chelmsford, Essex, CM2 0HU**

The Committee considered an application for a new premises licence in respect of The Only Way is Gin, 13 Moulsham Street, Chelmsford, Essex, CM2 0HU. The application was for the following licensable activities;

The Provision of Recorded music:

Sunday to Wednesday 23:00 – 23:30

Thursday 23:00 – 00:00

Friday and Saturday 23:00 – 02:00

The Provision of Live Music:

Friday and Saturday 23:00 – 00:00

Late night refreshment:

Thursday 23:00 till 00:00

Friday and Saturday 23:00 till 02:00

The sale of alcohol:  
Monday to Wednesday 12:00 till 23:00  
Thursday 12:00 till 00:00  
Friday and Saturday 12:00 till 02:00  
Sunday 12:00 till 23:00

It was noted by the Committee that there were three options namely;

1. Grant the application, on the terms and conditions applied for
2. Grant the application, on the terms and conditions applied for, modified to such extent as considered appropriate to promote the Licensing Objectives,
3. Refuse the application in whole or in part.

The following parties attended the hearing and took part in it:

***Applicant***

- Mrs Mendes
- Mr Bell (Agent)

***Objectors***

- Cllr Graham Pooley (Local Ward Member)
- Four Members of the public

The Chair advised that the written representations had been read and considered by the members of the Committee in advance of the meeting. The Chair invited the applicant to introduce their application.

The Chair invited the applicant to introduce their case. Mr Bell informed the Committee that the premises in question were in a primarily commercial district with a thriving night time economy with many other licensed premises nearby, however this application had to be considered on its own merits. Mr Bell took the Committee through the document bundle they had submitted in great detail. He highlighted the fact that they were not planning to be open every night like other nearby premises and directed the Committee to various pictures in the application bundle showing other nearby premises. He also reminded the Committee of the existing licence which the premises already had but highlighted that the new one being applied for had much stricter conditions. It was also noted that the premises had an existing table and Charis licence which would be used and that they were not planning to move the door of the premises.

Mr Bell also informed the Committee that the premises would be a combination offering, including a gin production facility, a bar and gin school and off sale delivery. It was noted that the gin classes would be in the daytime on Saturdays and until 9pm on the weekends. It was noted that gin was the primary attraction of the venue and that any music would be background music rather than the main feature of the venue. It was also clarified that no hot food would be served late into the evening, and that the late night refreshment aspect of the application was for hot drinks. Mr Bell also asked the Committee to consider amending the start date of the application to 1<sup>st</sup> August rather than 1<sup>st</sup> September, if they were minded to approve the application.

Members of the public and the local ward Councillor who had made objections, raised the following points to the Committee;



- Members of the nearby mosque had submitted multiple representations as they were unable to submit one representation on behalf of the mosque.
- The main concerns raised were due to the risks posed to members of the mosque by late night drinking in the vicinity of the mosque.
- There had been many issues from other premises in the area that had made worshippers feel unsafe, with drunk people trying to enter the mosque late at night. This had led on occasions to a security presence having to be put in place by the entrance to help protect those using the mosque.
- There had been an increase of islamophobia and these concerns had been relayed to the police who were aware of the hate crime stats in the area.
- The mosque had developed strong links with the local police and many issues were resolved as a result.
- Concerns regarding potential abuse near children, including racism and comments made by drunk members of the public, which had been experienced before.
- The premises would add to existing problems, especially due to its very close nature physically to the mosque and the pathway leading to the mosque entrance.
- Crime stats were often widely underreported, due to concerns arising from coming forward.
- The location of tables and chairs appeared acceptable on paper, but in reality, and with previous occupants this was never followed explicitly and was always wider.
- This was the first application members of the mosque had wished to object to, due to its close proximity and the concern that it will further increase problems that already existed locally.
- The mosque is essentially used 24 hours and nearby noise would affect those using the mosque.
- Fear of crime may not be an issue for the Committee to directly consider but it was important to members of the public.
- The pavement leading to the mosque was already very narrow alongside the side of the premises in question. This would become much busier if the licence was granted. It was noted that this would create a higher risk of intimidation to those using the mosque if they were having to regularly walk past people using the premises. However, this was also a planning issue and would need looking at by the Planning department or Committee.
- Many people did not feel comfortable coming forward due to fear of reprisals from highlighting issues, this may have led to a reduction in the crime statistics available to the police.

The Committee's legal advisor, Mr William Butcher, clarified that there were separate issues to be considered separately by the Council's Planning Department and that such issues did not fall within the remit of the Committee. He also stated that he would provide the Committee with legal advice during the deliberation stage and that any advice given would be reflected in the decision notice. The Committee also heard that the Licensing Act was not concerned with religious or moral aspects. The Licensing Act is concerned with what happens (or might, on the evidence, happen) locally, "on the ground", and any decision of the Committee must be evidence based. It was also noted by the Committee that the Licensing Act did allow for a review mechanism, which would allow a statutory review to be applied for by the police or members of the public in the event that, if the licence were to be granted, there was evidence of subsequent crime and disorder or other problems connected with the use of the licensed premises.

In response to a question from the Committee, it was confirmed that customers could bring bottles back to be refilled and these would have a lid provided by the premises.

The Chair informed those present that the Committee would now retire to deliberate on the matter. It was noted that unlike previous meetings where everyone was present, this would be held remotely and a decision would be provided to the relevant parties via email within in a few days. The decision made is detailed below and was circulated to the relevant parties.

The Committee gave careful consideration to the relevant representations both written and made in the course of the remote hearing by the applicant/applicant's agent and the various objectors.

**RESOLVED** that the Director of Public Places be authorised to grant the application on the terms applied for (except in relation to the proposed amended start date) and subject to the imposition of (i) the mandatory conditions and (ii) the 25 conditions set out in the Application Bundle (at pages 31 – 36).

#### Reasons for Decision

- 1. In reaching its decision the Committee took into account all representations made (except as mentioned in 3. below) and was satisfied with the steps that the applicant proposed to promote the licensing objectives.*
- 2. The Committee had carefully considered the concerns expressed by the various objectors to the application. However, it was established law that any decision to refuse an application for a premises licence had to be evidence-based. The Committee did not consider that objectively at this point in time there was sufficient evidence before it to indicate the likelihood of prospective harm. The Committee accepted that there had been reported incidents of islamophobia and antipathy towards members of the Muslim faith / Mosques in this Country. Incidents of this nature were, of course, abhorrent and to be deplored and the Committee's full sympathy went out to anyone who experienced such behaviour. In determining this particular application, however, the Committee had to focus primarily on the use /proposed use of application premises and the immediate locality. The Committee was not satisfied that there was evidence to indicate that (if the application were granted and with the requisite conditions in place) some patrons of the business might engage in verbal abuse or other anti-social / unlawful behaviour towards members of the Muslim community attending the Mosque.*

*Reference had been made by objectors to incidents of anti-social behaviour taking place in close proximity to the Mosque e.g. urine /vomit directly outside the Mosque doors and elderly members of the congregation experiencing problems with drunk people further down the path. However, there was no evidence to link such behaviour with patrons of the application premises under the existing premises licence nor, indeed, any suggestion made that this was the case.*

*The Committee was also mindful of the fact that none of the responsible authorities (e.g. Essex Police) had sought to make representations against the grant of the*

*application. In particular, the statutory guidance issued by the Secretary of State under section 182 of the Licensing Act 2003 (to which the Licensing Committee was required to have regard to when determining applications) stated that in their role as a responsible authority, the police are an essential source of advice and information on the impact and potential impact of licensable activities, particularly on the crime and disorder objective. They should be the licensing authority's main source of advice on matters relating to the promotion of the crime and disorder licensing objective. The Committee was bound to give due weight to the fact that the police clearly did not consider the application to raise concerns (or sufficient concerns) to warrant making representations.*

- 3. The Committee noted that many of the objections related to moral and religious beliefs or to concern that there were already too many drinking establishments in Chelmsford and thus no need for another bar. The Committee was reminded in the deliberations stage by its legal advisor, Mr William Butcher, that as a matter of law such considerations were not relevant to the determination of the application. The Committee accordingly disregarded these elements of the objections when reaching its decision.*
- 4. The Committee was unable to agree the applicant's request (made by her agent, Mr Bell, in the course of the hearing) that if the Committee were minded to grant the application the start date for the licence be brought forward from 01 September 2020 (the start date originally applied for) to 01 August 2020. The Committee was advised by its legal advisor, Mr William Butcher, that an amendment of this nature fell outside its legal remit – specifically, its powers conferred by section 18 (4) of the Licensing Act 2003.*

The meeting closed at 3.46pm.

Chair

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# Chelmsford City Council

## Licensing Committee

3 July 2020

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### Licensing Act 2003 - Application for a full variation of a Premises Licence - Sandy Brook Fields, Margaretting Road, Writtle, Chelmsford, Essex CM1 3HJ

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Report by:  
Director of Public Spaces

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Officer Contact:  
Lacey Latimer Licensing Officer [lacey.latimer@chelmsford.gov.uk](mailto:lacey.latimer@chelmsford.gov.uk) 01245606204

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#### Purpose

To consider an application for a full variation, having regard to representations received and the requirement to promote the four licensing objectives:

- a) The prevention of crime and disorder
- b) Public safety
- c) The prevention of public nuisance
- d) The protection of children from harm

#### Recommendations

Members are advised that they have the following options when determining this application.

- (i) Grant the application, on the terms and conditions applied for
- (ii) Grant the application, on the terms and conditions applied for, modified to such extent as considered appropriate to promote the Licensing Objectives.
- (iii) Refuse the application in whole or in part.

The Committee is reminded that the applicant or any person making representation in relation to this matter may appeal the decision of the Council to the Magistrates' Court.

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## 1. Background or Introduction

- 1.1. Members are requested to consider an application by Georgenna Thorogood, made under Section 34 of the Licensing Act 2003, for a full variation, in respect of, Sandy Brook Fields, Margaretting Road, Writtle, Chelmsford, Essex CM1 3HJ. Having regard to the representations received and the requirement to promote the four licensing objectives, namely
  - a) The prevention of crime and disorder
  - b) Public safety
  - c) The prevention of public nuisance
  - d) The protection of children from harm
- 1.2. A copy of the current Premises Licence is attached as **Appendix A**.

## 2. Application

- 2.1. The application for a full variation was received on the 12<sup>th</sup> May 2020 and correctly advertised by the placing of blue notices at the premises, publication in a local newspaper and on Chelmsford City Council's website.
- 2.2. The public notice was correctly displayed on the premises for a period of 28 days commencing the day after the submission of the application.
- 2.3. The full variation application applies for the following:
  - To remove the limit of number of events permitted to be held each year.*
  - To include the Provision of a film: Wednesday – Sunday 09:00 till 23:00.*

2.4 A copy of the complete application is attached as **Appendix B**.

### 3. Representations

3.1. In processing this application, Chelmsford City Council - in accordance with the Act - sent a copy to the each of the Responsible Authorities:

- Essex Police
- Essex County Fire and Rescue Service
- Head of Planning Services
- Principal Environmental Health Officer (Environmental Protection)
- Head of the Children's Safeguarding Service
- Essex Trading Standards
- Principal Environmental Health Officer (Commercial)
- Licensing Authority
- Public Health Trust

3.2. Responses to the consultation have been received from Essex Police and Environmental Protection who have agreed the following 2 conditions with the applicant:

- *Larger events including festivals, open air cinema events, or any event with over 500 attendees should be limited to a maximum of 6 weekends (to include Thursday, Friday, Saturday and Sunday) per calendar year.*
- *For Smaller events, including weddings, private parties etc, the licence holder will notify Public Health and Protection Services at least 14 days in advance of the event of the noise control measures to be put in place and the relevant organiser contact details.*

3.3 Having agreed the conditions, neither Essex Police, Environmental Protection or any other responsible authority made any representations against the granting of the application.

3.4 Two (2) representations have been received from members of the public and one (1) from Writtle Parish Council. The representations are attached as **Appendix C**.

### 4. Conclusion

4.1. The relevant sections of the Statement of Licensing Policy are brought to the attention of members and are as follows:

4.2. (1.2) When assessing applications, the Licensing Authority must be satisfied that the measures proposed in the applicant's operating schedule to promote the four licensing objectives aim to achieve that outcome, as far as possible.

(1.37) Where relevant representations are made, the Council will seek to make objective judgements as to whether conditions may need to be attached to various authorisations, to secure promotion of the licensing objectives.

(1.41) The Licensing Authority recognises that all applications should be considered on an individual basis and any condition attached to such a licence will be tailored to each individual premises, in order to avoid the imposition of disproportionate and other burdensome conditions on those premises. Standard conditions will therefore be avoided and no condition will be imposed that cannot be shown to be appropriate and proportionate for the promotion of the licensing objectives.

#### List of appendices:

Appendix A – Copy of Premises Licence 18/00338/LAPRE

Appendix B – Copy of application

Appendix C – Copy of representations

#### Background papers:

None

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#### Corporate Implications

Legal/Constitutional:

Financial:

Potential impact on climate change and the environment:

Contribution toward achieving a net zero carbon position by 2030:

Personnel:

Risk Management:

Equality and Diversity:

Health and Safety:

Digital:

Other:

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Consultees:

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Relevant Policies and Strategies:

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# Appendix A



## Licensing Act 2003 Schedule 12 - Part A Regulation 33,34

### Premises Licence

**Premises Licence Number**

**18/00338/LAPRE**

#### Part 1 – Premises Details

Land Adjacent Hylands Park And A414 ByPass Greenbury Way Chelmsford Essex																											
<b>Telephone number</b>																											
<b>Where the licence is time limited the dates are</b> Not applicable																											
<b>Licensable activities authorised by the licence and the times the licence authorises the carrying out of licensable activities are</b> <table border="1"><tr><td>Sale or supply of Alcohol</td><td>Friday to Sunday</td><td>10:00 - 00:00</td></tr><tr><td>Regulated Entertainment</td><td>Friday</td><td>08:00 - 00:00</td></tr><tr><td>Regulated Entertainment</td><td>Saturday and Sunday</td><td>00:01 - 00:00</td></tr><tr><td>Performance of Live Music</td><td>Friday to Sunday</td><td>09:00 - 23:00</td></tr><tr><td>Late Night Refreshment</td><td>Friday</td><td>08:00 - 00:00</td></tr><tr><td>Late Night Refreshment</td><td>Saturday and Sunday</td><td>00:01 - 00:00</td></tr><tr><td>Exhibition of a Film</td><td>Friday</td><td>19:00 - 22:00</td></tr><tr><td>Exhibition of a Film</td><td>Saturday</td><td>09:00 - 12:00</td></tr><tr><td>Exhibition of a Film</td><td>Sunday</td><td>09:00 - 13:00</td></tr></table>	Sale or supply of Alcohol	Friday to Sunday	10:00 - 00:00	Regulated Entertainment	Friday	08:00 - 00:00	Regulated Entertainment	Saturday and Sunday	00:01 - 00:00	Performance of Live Music	Friday to Sunday	09:00 - 23:00	Late Night Refreshment	Friday	08:00 - 00:00	Late Night Refreshment	Saturday and Sunday	00:01 - 00:00	Exhibition of a Film	Friday	19:00 - 22:00	Exhibition of a Film	Saturday	09:00 - 12:00	Exhibition of a Film	Sunday	09:00 - 13:00
Sale or supply of Alcohol	Friday to Sunday	10:00 - 00:00																									
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Late Night Refreshment	Saturday and Sunday	00:01 - 00:00																									
Exhibition of a Film	Friday	19:00 - 22:00																									
Exhibition of a Film	Saturday	09:00 - 12:00																									
Exhibition of a Film	Sunday	09:00 - 13:00																									
<b>The opening hours of the premises are</b> Friday 08:00 – 00:00 Saturday 00:01 – 00:00 Sunday 00:01 – 00:00																											
<b>Where the licence authorises supplies of alcohol whether these are on and / or off supplies</b> On the premises																											

## Part 2

<b>Name, (registered) address, telephone number and email (where relevant) of holder of premises licence</b>  Georgeanna Thorogood 5 Boreham Court The Street High Easter Chelmsford CMI 4QQ
<b>Registered number of holder, for example company number, charity number (where applicable)</b>  Not Applicable
<b>Name, address and telephone number of designated premises supervisor where the premises licence authorises for the supply of alcohol</b>  Tim Lodge
<b>Personal licence number and issuing authority of personal licence held by designated premises supervisor where the premises licence authorises for the supply of alcohol</b>  I3/00368/LAPER      Maldon Distric Council

**Signed:**  
**On behalf of the Licensing Authority**

**Dated: 12th July 2018**

Issued 4<sup>th</sup> June 2019 following a variation of the designated premises supervisor

## Annex I – Mandatory conditions

- I Where premises authorise the supply of alcohol 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.
- 2 Every supply of alcohol under the premises licence must be made or authorised by a person who holds a personal licence.
- 3 Where the film classification body is specified in the licence, unless subsection (3)(b) applies, admission of children must be restricted in accordance with any recommendation made by that body.

Where

- a) the film classification body is not specified in the licence, or
- b) the relevant licensing authority has notified the holder of the licence that this subsection applies to the film in question,

admission of children must be restricted in accordance with any recommendation made by the licensing authority.

In this section—

“children” means persons aged under 18; and

“film classification body” means the person or persons designated as the authority under section 4 of the Video Recordings Act 1984 (c. 39)

- 4 (1) Where a premises licence includes a condition that at specified times one or more individuals must be at the premises to carry out a security activity, the licence must include a condition that each such individual must
  - (a) be authorised to carry out that activity by a licence granted under the Private Security Industry Act 2001; or
  - (b) be entitled to carry out that activity by virtue of section 4 of that Act.
- (2) But nothing in subsection (1) requires such a condition to be imposed—
  - (a) in respect of premises within paragraph 8(3)(a) of Schedule 2 to the Private Security Industry Act 2001 (c. 12) (premises with premises licences authorising plays or films), or
  - (b) in respect of premises in relation to—
    - (i) any occasion mentioned in paragraph 8(3)(b) or (c) of that Schedule (premises being used exclusively by club with club premises certificate, under a temporary event notice authorising plays or films or under a gaming licence), or
    - (ii) any occasion within paragraph 8(3)(d) of that Schedule (occasions prescribed by regulations under that Act).

(3) For the purposes of this section—

- (a) “security activity” means an activity to which paragraph 2(1)(a) of that Schedule applies, [F2and which is licensable conduct for the purposes of that Act (see section 3(2) of that Act)] and
- (b) paragraph 8(5) of that Schedule (interpretation of references to an occasion) applies as it applies in relation to paragraph 8 of that Schedule.

5

(1) The responsible person must 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—

- (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 in a manner which carries a significant risk of undermining a licensing objective;
- (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 in a manner which carries a significant risk of undermining a licensing objective;
- (d) 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;
- (e) dispensing alcohol directly by one person into the mouth of another (other than where that other person is unable to drink without assistance by reason of disability).

6

The responsible person must ensure that free potable water is provided on request to customers where it is reasonably available.

7

(1) The premises licence holder or club premises certificate holder must ensure that an age verification policy is adopted in respect of the premises in relation to the sale or supply of alcohol.

(2) The designated premises supervisor in relation to the premises licence must ensure that the supply of alcohol at the premises is carried on in accordance with the age verification policy.

(3) 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 either—

- (a) a holographic mark, or
- (b) an ultraviolet feature..

- 8 The responsible person must 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;
  - (b) these measures are displayed in a menu, price list or other printed material which is available to customers on the premises; and
  - (c) where a customer does not in relation to a sale of alcohol specify the quantity of alcohol to be sold, the customer is made aware that these measures are available.
- 9 (1) A relevant person shall ensure that no alcohol is sold or supplied for consumption on or off the premises for a price which is less than the permitted price.
- (2) For the purposes of the condition set out in paragraph 1—
- (a) “duty” is to be construed in accordance with the Alcoholic Liquor Duties Act 1979;
  - (b) “permitted price” is the price found by applying the formula—
 
$$P = D + (D \times V)$$
 where—
    - (i) P is the permitted price,
    - (ii) D is the amount of duty chargeable in relation to the alcohol as if the duty were charged on the date of the sale or supply of the alcohol, and
    - (iii) V is the rate of value added tax chargeable in relation to the alcohol as if the value added tax were charged on the date of the sale or supply of the alcohol;
  - (c) “relevant person” means, in relation to premises in respect of which there is in force a premises licence—
    - (i) the holder of the premises licence,
    - (ii) the designated premises supervisor (if any) in respect of such a licence, or
    - (iii) the personal licence holder who makes or authorises a supply of alcohol under such a licence;
  - (d) “relevant person” means, in relation to premises in respect of which there is in force a club premises certificate, any member or officer of the club present on the premises in a capacity which enables the member or officer to prevent the supply in question; and
  - (e) “value added tax” means value added tax charged in accordance with the Value Added Tax Act 1994.
- (3) Where the permitted price given by Paragraph (b) of paragraph 2 would (apart from this paragraph) not be a whole number of pennies, the price given by that sub-paragraph shall be taken to be the price actually given by that sub-paragraph rounded up to the nearest penny.
- (4)(1) Sub-paragraph (2) applies where the permitted price given by Paragraph (b) of paragraph 2 on a day (“the first day”) would be different from the permitted price on the next day (“the second day”) as a result of a change to the rate of duty or value added tax.

(2) The permitted price which would apply on the first day applies to sales or supplies of alcohol which take place before the expiry of the period of 14 days beginning on the second day.

## **Annex 2 – Conditions Consistent with the Operating Schedule.**

None

### **Conditions agreed with Public Health and Protection manager**

1. The licensing authority must be notified of all events 60 days before the date of the event
2. An event management plan to be agreed with the Safety Advisory Group 30 days before any event
3. Any food concessions must have a minimum of a 3 star food hygiene rating.

### **Conditions agreed with Essex County Council Highways Department**

1. Following conversations with Paul Brookes and Georgie I am happy that some form of words is included in the license stating that every event must have a bespoke Traffic and Pedestrian Management Plan written and approved by Highways before an event can take place.

### **Conditions agreed with Principal Environmental Health Manager**

1. The licence holder will ensure that music or amplified sound from any event (including any concert, music performance, film showing, side show, display or any other entertainment within the licensed area) is between 11:00 hours and 23:00 hours, outside of these hours any music or amplified sound will not be audible outside of the boundary of the site
2. The MNL (Music Noise Level) from any event shall not exceed, at any noise sensitive location, 65dB(A) LAeq over any 15-minute period throughout the event and during any rehearsal or sound check for the event.
3. The licence holder will continuously monitor noise from events at noise sensitive locations around the site and advise their sound engineers accordingly to ensure limits are not exceeded. Chelmsford City Council will be permitted access to this information on request. The noise sensitive locations will be agreed with Chelmsford City Council.
4. The licence holder shall provide Chelmsford City Council, in advance of the event, contact telephone numbers of their sound engineers and other members of their management team who can be contacted in the event noise complaints are received.
5. During any event the licence holder will ensure there is a dedicated and continuously manned complaint telephone line that will be advertised to the public so that residents can contact organisers in the event they are disturbed by noise.

## Conditions agreed with Essex Police

1. An incident log shall be maintained and made immediately available to police or licensing authority staff upon reasonable request. The log must be completed as soon as is possible and shall record the following:
  - (a) all crimes reported to the venue
  - (b) all ejections of patrons
  - (c) any complaints received concerning crime and disorder
  - (d) any incidents of disorder
  - (e) all seizures of drugs or offensive weapons
2. Where SIA licensed security staff are used at the premises a record shall be maintained (on the premises) which is legible and details:
  - a) The day and date when door supervisors were deployed;
  - b) The name and SIA registration number of each door supervisor on duty at the premises; and
  - c) The duty start and end time for each door supervisor.And all security staff will wear high visibility clothing ensuring that they are readily identifiable.

This record shall be retained for 31 days and be immediately provided to police or licensing authority staff upon reasonable request.

3. There shall be a personal licence holder on duty on the premises at all times when alcohol is offered for sale.
4. The premises shall have in place and operate a zero tolerance policy with regard to the use/possession of controlled drugs and psychoactive substances and advertise the same within the premises on posters and similar means.

This policy shall specifically include but not be limited to:

- i. Searching practices upon entry;
  - ii. Dealing with patrons suspected of using drugs on the premises;
  - iii. Scrutiny of spaces including toilets or outside areas;
  - iv. Clear expectations of staff roles (including the DPS, managers/supervisors and door supervisors);
  - v. Staff training regarding identification of suspicious activity and what action to take;
  - vi. The handling of items suspected to be illegal drugs or psychoactive substances
  - vii. Steps taken to discourage and disrupt drug use on the premises
  - viii. Steps to be taken to inform patrons of the premises drug policy/practices
5. All persons entering or re-entering the premises after 21:00hrs will be searched by a SIA licensed door supervisor for drugs, alcohol and concealed weapons. Prominent signs (minimum size 200 x 150 mm) to this effect shall be displayed at all entrances.
  6. Non-alcoholic beverages shall be available at all times whilst alcohol sales take place.

7. Customers will not be permitted to remove any alcoholic drinks purchased on the premises.
8. The premises shall display prominent signage indicating and at the entrance to the premises and in all areas where alcohol is located that it is an offence for a person under the age of 18 to buy or attempt to buy alcohol or buy, or attempt to buy, alcohol for a person under the age of 18.
9. A 'Challenge 21' scheme shall be operated, whereby any person who appears to be under the age of 21 years is required to produce on request an item which meets the mandatory age verification requirement and is either a:
  - o Passport;
  - o Valid photocard driving licence;
  - o Ministry of Defence Identity Card;
  - o Proof of age card bearing the PASS Hologram;
  - o National identity card
10. the premises shall clearly display signs at the point of sale and in areas where alcohol is displayed advising customers that a Challenge 21 policy is in force. Such signs shall be a minimum size of 200 x 150mm.
11. All staff engaged in the sale or supply of alcohol on the premises shall have received training in relation to the protection of children from harm (including under-age sales), how to recognise drunkenness and the duty not to serve drunk persons.
12. Training records shall be maintained and kept for a minimum of 12 months and made available to police or licensing authority staff upon reasonable request.
13. A refusals record shall be maintained at the premises which details all refusals to sell alcohol. Each entry shall, as a minimum, record the date and time of the refusal and the name of the staff member refusing the sale. All entries must be made as soon as possible and in any event within 4 hours of the refusal and the record must be made immediately available to police or licensing authority staff upon reasonable request
14. The licence holder will supply a copy of the event management plan to Essex Police at least one month before the commencement of each yearly music season.
15. At least one person supervising any area dedicated to the safeguarding of young people will be subject of an enhanced disclosure (CRB) check at all times when it is in use.



### **Annex 3 Conditions attached after a hearing by the Licensing Authority on 10th July 2018**

RESOLVED that the Director of Public Places be authorised to grant the application on the terms applied for but subject to the imposition of the following conditions and exclusion of licensable activities;

The exclusion of;

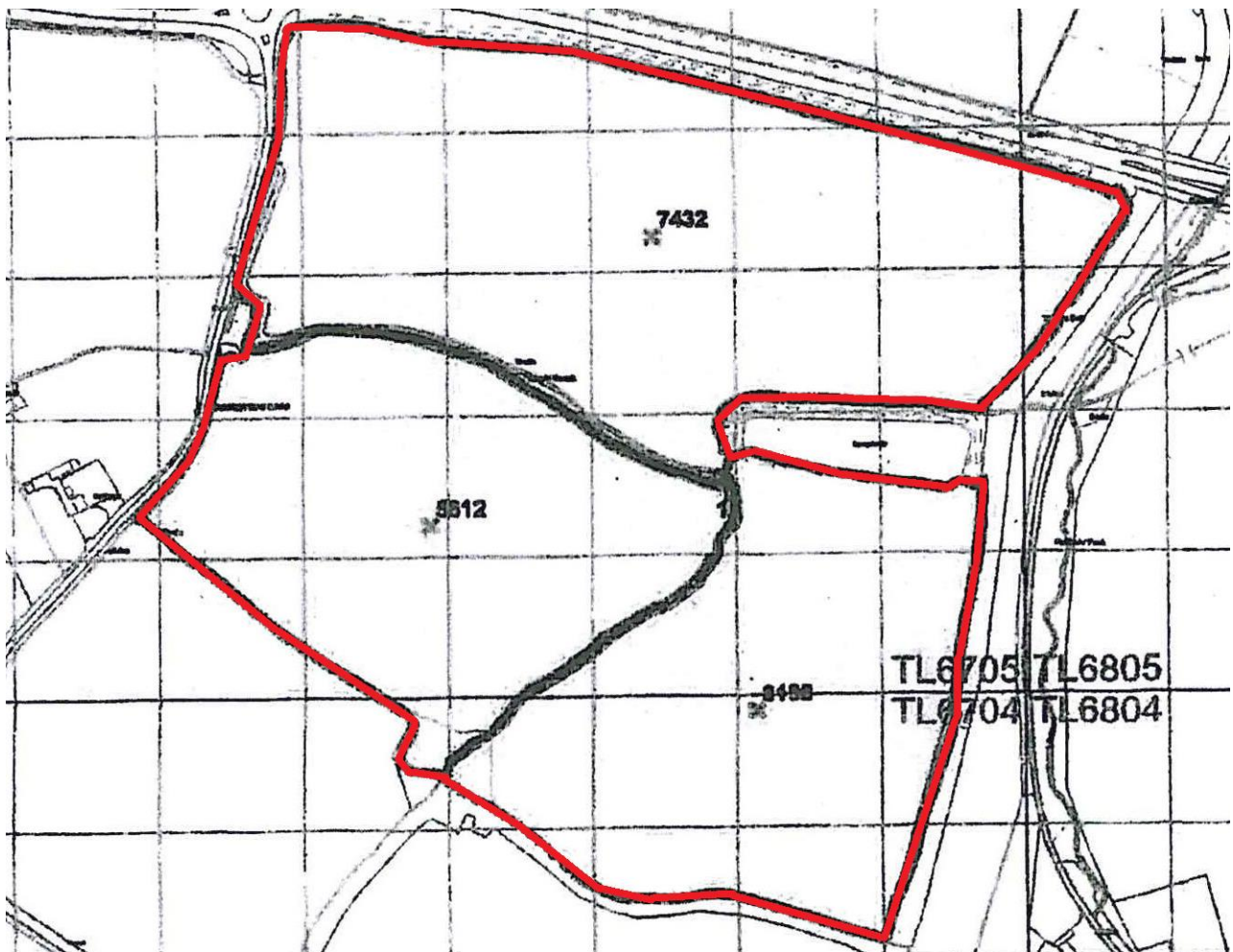
- The sale/supply of alcohol between 00:00 and 10:00 Friday - Sunday

The Imposition of;

- A condition that the licensable activities authorised under the licence shall only take place on a maximum of three weekends (to include Friday, Saturday and Sunday) in any calendar year.

### **Annex 4 – Plans**

See attached



\* required information

**Section 1 of 18**

You can save the form at any time and resume it later. You do not need to be logged in when you resume.

System reference

Not Currently In Use

This is the unique reference for this application generated by the system.

Your reference

You can put what you want here to help you track applications if you make lots of them. It is passed to the authority.

Are you an agent acting on behalf of the applicant?

☐ Yes ☒ No

Put "no" if you are applying on your own behalf or on behalf of a business you own or work for.

**Applicant Details**

\* First name

Georgeanna

\* Family name

Thorogood

\* E-mail

Main telephone number

Include country code.

Other telephone number

☐ Indicate here if you would prefer not to be contacted by telephone

Are you:

☒ Applying as a business or organisation, including as a sole trader

☐ Applying as an individual

A sole trader is a business owned by one person without any special legal structure. Applying as an individual means you are applying so you can be employed, or for some other personal reason, such as following a hobby.

**Applicant Business**

Is your business registered in the UK with Companies House?

☐ Yes ☒ No

Is your business registered outside the UK?

☐ Yes ☒ No

Note: completing the Applicant Business section is optional in this form.

Business name

STS Events Ltd

If your business is registered, use its registered name.

VAT number

315 5512 26

Put "none" if you are not registered for VAT.

Legal status

Private Limited Company

*Continued from previous page...*

Your position in the business

Home country

The country where the headquarters of your business is located.

**Business Address**

If you have one, this should be your official address - that is an address required of you by law for receiving communications.

Building number or name

Street

District

City or town

County or administrative area

Postcode

Country

**Section 2 of 18**

**APPLICATION DETAILS**

**This application cannot be used to vary the licence so as to extend the period for which the licence has effect or to vary substantially the premises to which it relates. If you wish to make that type of change to the premises licence, you should make a new premises licence application under section 17 of the Licensing Act 2003.**

I/we, as named in section 1, being the premises licence holder, apply to vary a premises licence under section 34 of the Licensing Act 2003 for the premises described in section 2 below.

\* Premises Licence Number

Are you able to provide a postal address, OS map reference or description of the premises?

☒ Address    ☐ OS map reference    ☐ Description

**Postal Address Of Premises**

Building number or name

Street

District

City or town

County or administrative area

Postcode

Country

**Premises Contact Details**

Telephone number



Continued from previous page...

Non-domestic rateable  
value of premises (£)

0

### Section 3 of 18

#### VARIATION

Do you want the proposed  
variation to have effect as  
soon as possible?

☒ Yes

☐ No

Do you want the proposed variation to have effect in relation to the  
introduction of the late night levy?

☐ Yes

☒ No

You do not have to pay a fee if the only  
purpose of the variation for which you are  
applying is to avoid becoming liable to the  
late night levy.

If your proposed variation  
would mean that 5,000 or  
more people are expected to  
attend the premises at any  
one time, state the number  
expected to attend

#### Describe Briefly The Nature Of The Proposed Variation

Describe the premises. For example the type of premises, its general situation and layout and any other information which could be relevant to the licensing objectives. Where your application includes off-supplies of alcohol and you intend to provide a place for consumption of these off-supplies, you must include a description of where the place will be and its proximity to the premises.

The variation would remove limit of number of events permitted to be held each year. No other changes are required.

### Section 4 of 18

#### PROVISION OF PLAYS

See guidance on regulated entertainment

Will the schedule to provide plays be subject to change if this application to  
vary is successful?

☐ Yes

☒ No

### Section 5 of 18

#### PROVISION OF FILMS

See guidance on regulated entertainment

Will the schedule to provide films be subject to change if this application to  
vary is successful?

☒ Yes

☐ No

#### Standard Days And Timings

Continued from previous page...

MONDAY

Start

End

Start

End

Provide timings in 24 hour clock  
(e.g., 16:00) and only give details for the days  
of the week when you intend the premises  
to be used for the activity.

TUESDAY

Start

End

Start

End

WEDNESDAY

Start

End

Start

End

THURSDAY

Start

End

Start

End

FRIDAY

Start

End

Start

End

SATURDAY

Start

End

Start

End

SUNDAY

Start

End

Start

End

Will the exhibition of films take place indoors or outdoors or both?

☐ Indoors ☐ Outdoors ☒ Both

Where taking place in a building or other  
structure select as appropriate. Indoors may  
include a tent.

State type of activity to be authorised, if not already stated, and give relevant further details, for example (but not  
exclusively) whether or not music will be amplified or unamplified.

Music may be amplified or unamplified dependent on event

State any seasonal variations for the exhibition of film.

For example (but not exclusively) where the activity will occur on additional days during the summer months.

*Continued from previous page...*

Non standard timings. Where the premises will be used for the exhibition of film at different times from those listed above, list below.

For example (but not exclusively), where you wish the activity to go on longer on a particular day e.g. Christmas Eve.

----------------------

#### Section 6 of 18

##### PROVISION OF INDOOR SPORTING EVENTS

See guidance on regulated entertainment

Will the schedule to provide indoor sporting events be subject to change if this application to vary is successful?

☐ Yes ☒ No

#### Section 7 of 18

##### PROVISION OF BOXING OR WRESTLING ENTERTAINMENTS

See guidance on regulated entertainment

Will the schedule to provide boxing or wrestling entertainments be subject to change if this application to vary is successful?

☐ Yes ☒ No

#### Section 8 of 18

##### PROVISION OF LIVE MUSIC

See guidance on regulated entertainment

Will the schedule to provide live music be subject to change if this application to vary is successful?

☐ Yes ☒ No

#### Section 9 of 18

##### PROVISION OF RECORDED MUSIC

See guidance on regulated entertainment

Will the schedule to provide recorded music be subject to change if this application to vary is successful?

☐ Yes ☒ No

#### Section 10 of 18

##### PROVISION OF PERFORMANCES OF DANCE

See guidance on regulated entertainment

Will the schedule to provide performances of dance be subject to change if this application to vary is successful?

☐ Yes ☒ No

#### Section 11 of 18



Continued from previous page...

**PROVISION OF ANYTHING OF A SIMILAR DESCRIPTION TO LIVE MUSIC, RECORDED MUSIC OR PERFORMANCES OF DANCE**

See guidance on regulated entertainment

Will the schedule to provide anything similar to live music, recorded music or performances of dance be subject to change if this application to vary is successful?

☐ Yes ☒ No

**Section 12 of 18**

**PROVISION OF LATE NIGHT REFRESHMENT**

Will the schedule to provide late night refreshment be subject to change if this application to vary is successful?

☐ Yes ☒ No

**Section 13 of 18**

**SUPPLY OF ALCOHOL**

Will the schedule to supply alcohol be subject to change if this application to vary is successful?

☐ Yes ☒ No

**Section 14 of 18**

**ADULT ENTERTAINMENT**

Highlight any adult entertainment or services, activities, or other entertainment or matters ancillary to the use of the premises that may give rise to concern in respect of children.

Provide information about anything intended to occur at the premises or ancillary to the use of the premises which may give rise to concern in respect of children, regardless of whether you intend children to have access to the premises, for example (but not exclusively) nudity or semi-nudity, films for restricted age groups etc gambling machines etc.

**Section 15 of 18**

**HOURS PREMISES ARE OPEN TO THE PUBLIC**

**Standard Days And Timings**

MONDAY

Start

End

Start

End

TUESDAY

Start

End

Start

End

Provide timings in 24 hour clock (e.g., 16:00) and only give details for the days of the week when you intend the premises to be used for the activity.

*Continued from previous page...*

WEDNESDAY

Start

End

Start

End

THURSDAY

Start

End

Start

End

FRIDAY

Start

End

Start

End

SATURDAY

Start

End

Start

End

SUNDAY

Start

End

Start

End

State any seasonal variations.

For example (but not exclusively) where the activity will occur on additional days during the summer months.

Non standard timings. Where you intend to use the premises to be open to the members and guests at different times from those listed above, list below.

For example (but not exclusively), where you wish the activity to go on longer on a particular day e.g. Christmas Eve.

Identify those conditions currently imposed on the licence which you believe could be removed as a consequence of the proposed variation you are seeking.

I would like to remove the limit on the number of events permitted to be held each year, and also to extend the period when we are permitted to show a film.

☒ I have enclosed the premises licence



**Continued from previous page...**

☐ I have enclosed the relevant part of the premises licence

Reasons why I have failed to enclose the premises licence or relevant part of premises licence.

## Section 16 of 18

### LICENSING OBJECTIVES

Describe the steps you intend to take to promote the four licensing objectives:

a) General – all four licensing objectives (b,c,d,e)

List here steps you will take to promote all four licensing objectives together.

Monitor noise and ensure this is kept to an acceptable level in association with the production team (as outlined previously)  
Ensure the venue is cleared up after the concert and the pedestrian access is return to the state it was prior to the event  
Dispose of all waste in an effective manner  
Work closely with a traffic management company to ensure smooth flow of traffic into and out of the event to cause minimal disruption to the local residents  
Employ a reputable security company to ensure there is no disruption caused by event guests  
Ensure all guests know the conditions of entry to the event state no tolerance for any use of illegal substance, promote responsible drinking and that the organisers of the event reserve the right to remove persons not abiding by these conditions  
Endorse the "Think 21" and "Challenge 25" initiatives when serving alcoholic drinks and require identification to be made with the use of an acceptable and recognised method of identification such as passport/photo card driving licence/a card from the proof of age standards scheme.  
Prohibit the use of glass, china or metal cutlery in all of the public areas.  
Work closely with the Safety Advisory Group to ensure that all possible measures are taken to ensure a smooth running of the event, making all parties aware of the event and working to their recommendations.  
Setting a strict capacity limit to the event venue and sticking to this capacity, staffing with SIA and stewards accordingly.  
Identifying other areas such as specific or indoor bars which may require a capacity and managing this appropriately.

b) The prevention of crime and disorder

Liaise closely with local police and take advice as to how best to manage the crowd and where/when potential "pinch points" might occur  
Employ a security firm to oversee the safety of guests and staff alike whilst both on site and on entry & egress  
Enforce responsible drinking practices  
Maintain and make available to authorities a comprehensive incident log  
Communicate effectively with all customers the expectation that they will adhere to the terms and conditions of entry onto the site

c) Public safety

Execute a well planned traffic management plan to ensure minimal disruption to the local traffic  
Ensure sufficient security and stewarding personnel to monitor the crowd  
Ensure sufficient lighting and signage throughout the event and also on pedestrian access routes to the venue  
Ensure walkways are kept as pedestrian only areas wherever possible  
Ensure that all exhibitors and concessions have fully up to date risk assessments and insurances.  
Ensure that the site is fenced wherever necessary, that all areas with possible dangers are clearly marked and signed

d) The prevention of public nuisance

Support responsible drinking practices as outlined in section A.  
Support zero tolerance of illegal drug use

***Continued from previous page...***

Ensure all entry and egress is stewarded and SIA security staff are employed where necessary  
Employ a traffic management plan which avoids utilising routes through residential areas  
Identify possible "pinch point" areas on ingress and egress and employing additional staff accordingly.  
Communicate effectively with all customers and ensure they are aware of the necessary requirement to be considerate to the wider community as well as other attendees

**e) The protection of children from harm**

Ensure there are both lost and found children/vulnerable persons policies in action with designated safe areas  
Ensure a maximum of 3 children per one adult  
Ensure the full security team and event stewards are aware of any key signs of harm to children and vulnerable people that they should be watching for, having taken advice from police officers and other safeguarding professionals

**Section 17 of 18**

**NOTES ON REGULATED ENTERTAINMENT**



*Continued from previous page...*

In terms of specific **regulated entertainments** please note that:

- Plays: no licence is required for performances between 08:00 and 23.00 on any day, provided that the audience does not exceed 500.
- Films: no licence is required for 'not-for-profit' film exhibition held in community premises between 08.00 and 23.00 on any day provided that the audience does not exceed 500 and the organiser (a) gets consent to the screening from a person who is responsible for the premises; and (b) ensures that each such screening abides by age classification ratings.
- Indoor sporting events: no licence is required for performances between 08.00 and 23.00 on any day, provided that the audience does not exceed 1000.
- Boxing or Wrestling Entertainment: no licence is required for a contest, exhibition or display of Greco-Roman wrestling, or freestyle wrestling between 08.00 and 23.00 on any day, provided that the audience does not exceed 1000. Combined fighting sports – defined as a contest, exhibition or display which combines boxing or wrestling with one or more martial arts – are licensable as a boxing or wrestling entertainment rather than an indoor sporting event.
- Live music: no licence permission is required for:
  - o a performance of unamplified live music between 08.00 and 23.00 on any day, on any premises.
  - o a performance of amplified live music between 08.00 and 23.00 on any day on premises authorised to sell alcohol for consumption on those premises, provided that the audience does not exceed 500.
  - o a performance of amplified live music between 08.00 and 23.00 on any day, in a workplace that is not licensed to sell alcohol on those premises, provided that the audience does not exceed 500.
  - o a performance of amplified live music between 08.00 and 23.00 on any day, in a church hall, village hall, community hall, or other similar community premises, that is not licensed by a premises licence to sell alcohol, provided that (a) the audience does not exceed 500, and (b) the organiser gets consent for the performance from a person who is responsible for the premises.
  - o a performance of amplified live music between 08.00 and 23.00 on any day, at the non-residential premises of (i) a local authority, or (ii) a school, or (iii) a hospital, provided that (a) the audience does not exceed 500, and (b) the organiser gets consent for the performance on the relevant premises from: (i) the local authority concerned, or (ii) the school or (iii) the health care provider for the hospital.
- Recorded Music: no licence permission is required for:
  - o any playing of recorded music between 08.00 and 23.00 on any day on premises authorised to sell alcohol for consumption on those premises, provided that the audience does not exceed 500.
  - o any playing of recorded music between 08.00 and 23.00 on any day, in a church hall, village hall, community hall, or other similar community premises, that is not licensed by a premises licence to sell alcohol, provided that (a) the audience does not exceed 500, and (b) the organiser gets consent for the performance from a person who is responsible for the premises.
  - o any playing of recorded music between 08.00 and 23.00 on any day, at the non-residential premises of (i) a local authority, or (ii) a school, or (iii) a hospital, provided that (a) the audience does not exceed 500, and (b) the organiser gets consent for the performance on the relevant premises from: (i) the local authority concerned, or (ii) the school proprietor or (iii) the health care provider for the hospital.

*Continued from previous page...*

- Dance: no licence is required for performances between 08.00 and 23.00 on any day, provided that the audience does not exceed 500. However, a performance which amounts to adult entertainment remains licensable.
- Cross activity exemptions: no licence is required between 08.00 and 23.00 on any day, with no limit on audience size for:
  - o any entertainment taking place on the premises of the local authority where the entertainment is provided by or on behalf of the local authority;
  - o any entertainment taking place on the hospital premises of the health care provider where the entertainment is provided by or on behalf of the health care provider;
  - o any entertainment taking place on the premises of the school where the entertainment is provided by or on behalf of the school proprietor; and
  - o any entertainment (excluding films and a boxing or wrestling entertainment) taking place at a travelling circus, provided that (a) it takes place within a moveable structure that accommodates the audience, and (b) that the travelling circus has not been located on the same site for more than 28 consecutive days.

## Section 18 of 18

### PAYMENT DETAILS

This fee must be paid to the authority. If you complete the application online, you must pay it by debit or credit card. For instructions on calculating the fee payable in respect of this licence, please refer to: <http://www.chelmsford.gov.uk/apply-vary-licence>

\* Fee amount (£)

100.00

### DECLARATION

\* I/we understand it is an offence, liable on conviction to a fine up to level 5 on the standard scale, under section 158 of the licensing act 2003, to make a false statement in or in connection with this application.

☒ Ticking this box indicates you have read and understood the above declaration

This section should be completed by the applicant, unless you answered "Yes" to the question "Are you an agent acting on behalf of the applicant?"

\* Full name

Georgeanna Mary Thorogood

\* Capacity

Director

\* Date

12 / 05 / 2020  
dd mm yyyy

Add another signatory

Once you're finished you need to do the following:

1. Save this form to your computer by clicking file/save as...

2. Go back to <https://www.gov.uk/apply-for-a-licence/premises-licence/chelmsford/change-1> to upload this file and continue with your application.

Don't forget to make sure you have all your supporting documentation to hand.

**IT IS AN OFFENCE, UNDER SECTION 158 OF THE LICENSING ACT 2003, TO MAKE A FALSE STATEMENT IN OR IN CONNECTION WITH THIS APPLICATION. THOSE WHO MAKE A FALSE STATEMENT MAY BE LIABLE ON SUMMARY CONVICTION TO A FINE OF ANY AMOUNT.**

**OFFICE USE ONLY**

Applicant reference number

Fee paid

Payment provider reference

ELMS Payment Reference

Payment status

Payment authorisation code

Payment authorisation date

Date and time submitted

Approval deadline

Error message

Is Digitally signed

☐[1](#) [2](#) [3](#) [4](#) [5](#) [6](#) [7](#) [8](#) [9](#) [10](#) [11](#) [12](#) [13](#) [14](#) [15](#) [16](#) [17](#) [18](#) Next >



## Appendix C

### 1. Our Concerns:-

1 Traffic, Although the application refers only to Greenbury Way, traffic to and from this site enters/exits via, and uses Margaretting Road. This road is narrow, dangerous and already grossly overloaded (it is subject to a weight restriction which, of necessity, is un-policed and therefore totally ignored). There has been a considerable increase in traffic as a result of the removal of the Army and Navy flyover and little or no reduction as a result of Covid-19. Any further increase in traffic in this lane should be avoided, especially on a regular basis.

2 Noise nuisance, obviously some events are worse than others, intermittent public address is acceptable to local residents but continuous loud noise such as cinema and concerts is not tolerable. We have lived in Margaretting Road for over 50 years and never had to take any measures against noise pollution from events (and this includes the V and similar festivals in adjacent fields) until Miss Thorogood's Dixey event last year when we had to move bedrooms in order to reduce the disturbance. Whilst this nuisance can be tolerated over a few weekends a year giving permission to produce noise pollution practically every day is not very acceptable.

3 Anti-Social Behaviour in the past spilling over out of the event site has not been a problem to residents but the risk is there and likely to increase alarmingly if the events are made longer and more frequent. (see 5)

4 Frequency see 1 2 and 3

5 Addition strain on emergency services, the larger and more frequent these events become the more strain will be put on the these services at a time when the authorities are, quite understandably unable to provide adequate levels of service for such events

### 6 Further observations:-

We understand that the level and content allowed by the current licence are not fully used and feel that no application for further events is appropriate until the effect of those already licenced can properly assessed by yourselves and environmental experts.

The adverse environmental effects from the use of this land could be increased by events already licenced on adjacent land, and possibly further increased if Miss Thorogood's application is allowed to set a precedent.

[REDACTED]

[REDACTED]

## Appendix C

2. My concerns regarding this application have not altered since the first license was applied for and granted with the restrictions in place.

Obviously no events at all will be taking place during the Covid-19 pandemic. This will change completely once things settle down and the situation is under some sort of control. The facts remain that the landowner will be perfectly entitled to have 14 events per year, should he wish, perhaps reinstating the Boot Fairs or something similar. This license would give absolutely no let up if it were to be granted. There is the potential for events to go on any/every weekend Friday to Monday. Then more mid-week events Monday - Wednesday, screening films.

The Margaretting Road is already very busy, more so since works have been carried out at the Army and Navy. There is often a queue of traffic tailing back from the roundabout, to the corner of Britleys house. When any additional event takes place along this road, the residents are always impacted to some extent. There are also a number of heavy goods vehicles rumbling up and down this road, despite the weight restrictions. This has been reported, but still they come. The potential for accidents is even more significant than when Miss Thorogood submitted her first application.

The neighbouring fields have also been subject to further events license applications this year, which were subsequently withdrawn. I refer to my previous statement when Miss Thorogood applied before:

"If 6 weekends and 6 Fridays per year, along with the Boot fairs (potentially 14 more Sundays) and the 3 or more Grasstrack racing events, on the fields neighbouring Mr Thorogoods fields, go ahead in their current format, there will be 23 or more events per year in this area. All these events cause disturbance to varying degrees to the residents of Margaretting Road." Fortunately the license was granted with the restrictions in place, so we were limited to potentially around 20 events last year.

It is still my belief that 8am Friday through to midnight on Sunday is an excessive period of time for recorded music to be allowed. It was very loud for residents along Margaretting Road, when Miss Thorogoods Country Folk Festival went ahead last year.

I believe the sale of alcohol from 10am on Friday continuously, until midnight on Sunday will inevitably cause anti-social behaviour. This would only be compounded if it were to happen any/every weekend. Police and emergency services are fully stretched already.

I stated previously that "the original application proposition was for 9999, so clearly Georgeanna Thorogood would expand the enterprise if the opportunity arose. I feel that if this licence was to be granted, it would be the thin end of the wedge."

## Appendix C

I believe this proposed alteration proves my point.

[REDACTED]

[REDACTED]

[REDACTED]

### 3. Writtle Parish Council Representation

This application has been consulted on electronically by the Writtle parish council planning and development committee. The committee strongly object to the proposal for the following reasons:-

If this is approved, it would allow many events in an area visited by potentially uncontrolled number of people from Friday to Monday, as well as during the week. The principal concerns are:

- The Margaretting Road is a very busy road, a cut through to the A12, where in places it is narrow and there are no pavements/street lighting. The number of events planned would result in a serious safety issue for an uncontrolled number of event attendees, plus those involved in the actual event, at all hours of the day and night, as well as impact on safety for existing users of the road.
- The event itself, particularly where people are leaving the event late at night, would also cause disruption and loss of amenity due to noise to local residents and the village as a whole.
- This is an attractive area with the backdrop of Hylands Park where there will be an adverse visual impact if a large number of events are allowed day and night.

Please can you confirm receipt of this representation.

Kind Regards

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]



Appendix C

[REDACTED]  
[REDACTED]  
[REDACTED]  
[REDACTED]