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## Licensing Sub Committee

**Thursday 30th June 2022**

**3.15 pm**

**Virtual Meeting**  
**Using Zoom meeting software**

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The following members are requested to attend the meeting:

Wes Read

Martin Wale

William Wallace

The applicant or any interested parties wishing to address the virtual meeting need to email [democracy@southsomerset.gov.uk](mailto:democracy@southsomerset.gov.uk) by 9.00am on Wednesday 29<sup>th</sup> June 2022.

The meeting will be viewable online by selecting the committee meeting at:  
[https://www.youtube.com/channel/UCSDst3IHGj9WoGnwJGF\\_soA](https://www.youtube.com/channel/UCSDst3IHGj9WoGnwJGF_soA)

For further information on the items to be discussed, please contact  
[democracy@southsomerset.gov.uk](mailto:democracy@southsomerset.gov.uk)

This Agenda was issued on Tuesday 28 June 2022

**Jane Portman**, *Chief Executive Officer*

**This information is also available on our website**  
**[www.southsomerset.gov.uk](http://www.southsomerset.gov.uk) or via the mod.gov app**

## **Members Questions on reports prior to the Meeting**

Members of the Committee are requested to contact report authors on points of clarification prior to the Committee meeting.

## **Information for the Public**

The Statutory Licensing Committee has responsibility for all activities under the Licensing Act 2003 and the Gambling Act 2005 except for policies and fees. Established under the Licensing Act 2003, it exercises the functions of the Licensing Authority which itself is the Council.

The Other Licensing Committee can be responsible for all other licensing matters. Established by the Council under discretionary power contained in section 101 of the Local Government Act 1972.

It is lawful for the membership of the two committees to be the same, but they are differently constituted and run under different powers.

Licensing Sub Committee agendas and minutes are published on the Council's website at: <http://modgov.southsomerset.gov.uk/ieListMeetings.aspx?CId=145&Year=0>

Agendas and minutes can also be viewed via the mod.gov app (free) available for iPads and Android devices. Search for 'mod.gov' in the app store for your device and select 'South Somerset' from the list of publishers and then select the committees of interest. A wi-fi signal will be required for a very short time to download an agenda but once downloaded, documents will be viewable offline.

The Council's Constitution is also on the web site and available for inspection in council offices.

Further information can be obtained by contacting the agenda co-ordinator – details are provided on the front page.

Meetings of the Licensing Sub Committee are held as required usually in the Council Offices, Brympton Way - However during the coronavirus pandemic these meetings will be held remotely via Zoom video-conferencing. For more details on the regulations regarding remote/virtual meetings please see the Local Authorities and Police and Panels (Coronavirus) (Flexibility of Local Authority and Police and Crime Panel Meetings) (England and Wales) Regulations 2020 as part of the Coronavirus Act 2020.

### **Public participation at meetings (held via Zoom)**

We recognise that these are challenging times but we still value the public's contribution to our virtual meetings. The applicant and interested parties are able to participate and contribute to the meeting, you will need to be able to access the meeting through Zoom at: <https://zoom.us/join>

Each individual speaker shall be restricted to a total of five minutes.

If you would like to address the meeting, please email [democracy@southsomerset.gov.uk](mailto:democracy@southsomerset.gov.uk) by 9.00am on Wednesday 29 June 2022. When you have registered, an officer will provide the details to join the meeting. The Chairman will invite you to speak at the appropriate time during the virtual meeting.

If you would like to view the meeting without participating, please see:  
[https://www.youtube.com/channel/UCSDst3IHGj9WoGnwJGF\\_soA](https://www.youtube.com/channel/UCSDst3IHGj9WoGnwJGF_soA)

**Virtual meeting etiquette:**

- Consider joining the meeting early to ensure your technology is working correctly.
- Please note that we will mute all public attendees to minimise background noise. If you have registered to speak during the virtual meeting, the Chairman will unmute your microphone at the appropriate time.
- Each individual speaker shall be restricted to a total of five minutes.
- When speaking, keep your points clear and concise.
- Please speak clearly – the Councillors are interested in your comments.

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# Licensing Sub Committee

**Thursday 30 June 2022**

## Agenda

### *Preliminary Items*

**1. Declarations of Interests**

In accordance with the Council's current Code of Conduct (adopted July 2012), which includes all the provisions relating to Disclosable Pecuniary Interests (DPI), personal and prejudicial interests, Members are asked to declare any DPI and also any personal interests (and whether or not such personal interests are also "prejudicial") in relation to any matter on the Agenda for this meeting. A DPI is defined in The Relevant Authorities (Disclosable Pecuniary Interests) Regulations 2012 (SI 2012 No. 1464) and Appendix 3 of the Council's Code of Conduct. A personal interest is defined in paragraph 2.8 of the Code and a prejudicial interest is defined in paragraph 2.9. In the interests of complete transparency, Members of the County Council, who are not also members of this committee, are encouraged to declare any interests they may have in any matters being discussed even though they may not be under any obligation to do so under any relevant code of conduct.

**2. Procedure to be followed under the Licensing Act 2003 when an objection to a Temporary Events Notice (TEN) has been received (Pages 5 - 8)**

**3. Objection notice received in respect of a standard Temporary Event Notice for 50°58'31.4"N 2°48'39.6"W, Southay South Petherton (Pages 9 - 28)**



## Procedure to be followed under the Licensing Act 2003 when an objection to a Temporary Events Notice (TEN) has been received

Pre meeting Prior to the start of the Hearing the Case Officer will check that any person wishing to address the Sub-Committee is either:

The Notice Giver or their representative  
The representative of the Chief of Police or  
The representative of the Environmental Protection Service

and is entitled to do so.

Where there is any doubt about the person's eligibility to address the Sub-Committee, the Democratic Services Officer will seek advice from the Legal Officer(s)

1. **The Chairman will introduce:**

- members of the Sub-Committee (which will be made up of three District Councillors)
- the officers present
- the Parties and their representatives (if any)

**The Chairman will ask**, before starting the Hearing, if any Notices of Objections are being withdrawn.

2. At the start of the hearing **the Chairman will advise:** -

- all Parties of the reason for the Hearing and the procedure to be adopted.
- that where a Party wants another person to appear at the Hearing they must ask permission (under Regulation 8(2)) although such permission will not be unreasonably withheld. No permission is needed where the other person is acting only as the Party's representative.
- that if any Party wishes to ask the Sub-Committee to consider documentary or other information at the hearing, which was not provided before the Hearing, then all Parties must consent.
- that if any Party does not attend or is not represented at the hearing, the Hearing can go ahead but the Sub-Committee will consider the Temporary Event Notice, Notice of Objection and any supporting information from either party received by the statutory deadline.
- that in some circumstances, the Hearing may be adjourned, where the Sub-Committee consider the public interest demands it.

3. **The Chairman will ask each Party to confirm receipt** of the following documents:

- Officer's report relating to the case
- The procedure to be adopted during the Hearing
- That the Notice Giver has received a copy of any objections
- Any queries on the procedure or the factual content of the Licensing Officer's report should be dealt with at this point, with the assistance of the legal officer(s), as required.

4. **The Chairman will then ask** the Licensing Officer to present their report.

5. **The Chairman will inform all present** - that each Party will be given an equal amount of time to put forward their case. This will normally be a maximum of five minutes. However, the Chairman has discretion about the time given to each Party and may vary the time limit where reasonable to do so although reasons will be given and fairness maintained.

6. **The Chairman will invite:**

- The representatives of the Chief of Police and/or the Environmental Protection Service to address the Sub-Committee on matters they have already raised in their Notice(s) of Objection and any supporting information received before commencement of the hearing.

No new information can be presented at the hearing unless all Parties agree; however, where the authority has notified the Party that it requires clarification on any points, this should be provided at this stage.

The Chairman will then invite:

- The Notice Giver to present their case against the Objection Notice(s) to the Sub-Committee

**The Chairman** will permit a Member to seek immediate clarification of a point made by a Party, their representative or any another person permitted to attend where, prior to this point in the Hearing, circumstances arise which make it desirable to do so, provided that the question is relevant and helps the proper conduct of the Hearing. The rules of natural justice will be followed.

No Cross examination will be permitted without the consent of the Sub-Committee and this will only be given where Committee considers that cross-examination is required for it to consider the Notices and any supporting information.

7. **The Chairman will ask** whether anyone has any further relevant comments to make and whether each Party is satisfied with the conduct of the Hearing.

8. **The Chairman will then invite** Members of the Sub-Committee to ask any questions of any of the Parties or any other person permitted by the Sub-Committee to appear at the Hearing.
9. **The Chairman will check with the legal adviser(s) that all relevant points have been addressed before asking the Parties to leave the room while** the Sub-Committee consider its decision in private. Only the clerk and the legal adviser(s) will remain with the Sub-Committee although only the sub-committee will be making the decision.
10. **Once in private the Chairman will advise the other Members** that they must consider all the information before them in making their decision but will disregard any information which is not relevant to the Notice, and which does not relate to promoting the Licensing Objectives. Members will take account of the Statutory Guidance and the Council's Statement of Licensing Policy. If Members require further information from any Party or any further evidence, they will re-convene the hearing with all Parties able to be present.
11. **The Chairman will ensure, on the Parties return to the Hearing room,** that any legal advice given to the Sub-Committee in private is summarised to the Parties.
12. **The Chairman will notify** all Parties of their decision and the reasons for the decision. The decision will be given orally, at the Hearing, in a plain English format to help those attending the Hearing to understand it more easily. This is not the official written Notice of Decision which will be sent to all of the Parties shortly afterwards. If there is insufficient time to communicate this decision in writing before the temporary event takes place, the decision will be given in full at the hearing.

Where the Sub-Committee is unable to give a decision at the meeting, **the Chairman will advise all Parties when a decision can be expected.** The decision will be sent to all Parties within the timescales set down in the Regulations.

13. **The Chairman will inform all Parties** of their possible rights of appeal.

## **NOTES**

1. A Party is either the Notice Giver or the representative of the Chief of Police and/or the Environmental Protection Service
2. Where an adjournment is granted, the Sub-Committee will notify the Parties forthwith of the date, time and place to which the Hearing has been adjourned.
3. Under no circumstances must the Parties or their representatives offer Members of the Sub-Committee information in the absence of other Parties. Similarly, Members will not attempt to illicit information from any Party to the Hearing in the absence of the others. Members will not make pronouncements on the merits of the case until all the evidence has been heard. These are essential elements of the rules of natural justice.



4. The Chairman may vary this procedure, as circumstances require but will have regard to the rules of natural justice.
5. The Hearing will normally take place in public. The Sub-Committee may also require a Party to leave the hearing if that Party is behaving in a disruptive manner. The Sub-Committee can refuse to re-admit the Party or re-admit upon conditions but the Party can nevertheless submit to the Sub-Committee before the end of the Hearing any written information it would have been entitled to submit orally at the Hearing.
6. District Councillors representing the area (District Council Ward) where the applicant lives, or have declared an interest, will not form part of the Sub-Committee.
7. Where any irregularity is brought to the attention of the Sub-Committee during the hearing, the Sub-Committee may, if it feels that a Party has been prejudiced as a result of the irregularity, take such steps as it thinks fit to cure that irregularity before it makes its determination. However, any irregularity from a failure to follow this procedure shall not of itself render the proceedings void and any clerical errors may be corrected.





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## Objection notice received in respect of a standard Temporary Event Notice for 50°58'31.4"N 2°48'39.6"W, Southay South Petherton

*Director:* Kirsty Larkins, Service Delivery  
*Report Author:* Rachel Lloyd – Specialist Licensing  
*Contact Details:* rachel.lloyd@southsomerset.gov.uk or 01935 462134

### Purpose of the Report

To inform members that a standard temporary event notice has been received under the Licensing Act 2003 from Mr Peter Manders for 50°58'31.4"N 2°48'39.6"W, Southay South Petherton. It relates to an event on 02 September to 04 September 2022. Objection notices have been duly served by Ms Nicola King on behalf of the Chief of Police for Avon and Somerset Constabulary and Mr Michael McNaughton on behalf of Environmental Protection for this temporary event notice.

### Recommendation

To consider the objection notice in accordance with the options detailed later in the report.

### Background

A Temporary Event Notice is intended as a light touch process<sup>1</sup> and is submitted to the Licensing Authority by the premises user (an individual 18 years or over) and is copied to the Police and the Environmental Health Service as a means to authorise licensable activities where either:

- no premises licence/club premises certificate exists
- in cases where it is not being used
- where the operating schedule including days and timings do not meet the need of the premises user.

Where an objection notice has been received from either the Police or the Environmental Protection department or both, the Council is the authority responsible for determining the notice under sections 105 and 106A of the Licensing Act 2003. Representatives from both bodies have objected to this notice.

### Licensing Objectives

The licensing objectives are:

- Prevention of crime and disorder

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<sup>1</sup> Paragraph 7.2 of the Guidance issued under s182 of the Licensing Act 2003, April 2018



## South Somerset District Council

- Public safety
- Prevention of public nuisance
- Protection of children from harm

The licensing objectives are to be considered paramount and the Council has a duty to promote them in its decision making process.

### Proposed Activities and Hours

Day	Licensable activity	Start Time	Finish Time	Maximum Number of persons at event at any one time	Nature of Event
02/09/22	Supply of alcohol	19:00	23:00	499	A large party of family and friends over 2 nights. Celebrating locals musicians, DJ's and artists. We expect to have a simple, small bar, run by a couple of friends who have drinks licenses. Please see the document I will send in an email for further contact info. Music will go on to late both nights, but the bar will only be open for 3-4 hours each night and will shut around 11/12.

### Relevant Observations

Should the temporary event proceed; the premises user will be responsible for ensuring that there are no more than 499 persons at the premises. Should there be 500 or more persons in that area, at any one time, it will mean that particular temporary event is unlicensed. The maximum number of 499 persons includes staff, security, performers etc.

### Further Information

The venue does not have a premises licence, therefore it is not possible to attach conditions to the notice.

The premises user has submitted an event management plan in support of their application.

## Consideration

In determining a temporary event notice with a view to promoting the licensing objectives in the overall interests of the community, the Committee must have regard to and give appropriate weight to the following considerations:

- Any Notice of Objection (including supporting documentation received)
- Guidance issued under s182 of the Act
- The Council's published Statement of Licensing Policy
- The steps necessary to promote the licensing objectives
- Human Rights considerations in particular Article 6, Article 8 and Article 1 of Protocol 1

## Options

The options available to the committee in this case are as follows:

- Give a counter notice to the premises user so that event cannot proceed
- Permit the event to proceed in accordance with the temporary event notice

## Right of Appeal

Schedule 5 Part 3 of the Licensing Act 2003 sets out the rights and procedures for making appeals against the decision of the Licensing Authority:

Where the relevant Licensing Authority gives a counter-notice under section 105(3), the premises user may appeal against that decision.

Where that authority decides not to give such a counter-notice a "relevant person" as specified in section 99A of the Licensing Act 2003, may appeal against that decision.

An appeal must be made to the Magistrates' Court

The appellant commences an appeal under Part 3 of Schedule 5 to the Licensing Act 2003 by giving a notice of appeal to the designated officer for the Magistrates' court within 21 days beginning with the day on which the appellant was notified by the Licensing Authority of the decision appealed against.

But no appeal may be brought later than five working days before the day on which the event period specified in the temporary event notice begins.

On determining the appeal, the court may,



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- Dismiss the appeal
- Substitute for the decision appealed against any other decision which could have been made by the Licensing Authority; or
- Remit the case to the Licensing Authority to dispose of it in accordance with the direction of the court.

and may make such order as to costs as it thinks fit.

### Background Papers

The Licensing Act 2003

The Police Reform and Social Responsibility Act 2011

The Licensing Act 2003 (Hearings) (Regulations) 2005 No. 44

Live Music Act 2012

The Licensing Act 2003 (Permitted Temporary Activities) (Notices)(Amendment) Regulations 2012 No. 960

(Descriptions of Entertainment) (Amendment) Order 2013

The Legislative Reform (Entertainment Licensing) Order 2014

The Latest Guidance issued under section 182 of the Licensing Act 2003.

South Somerset District Council's published Statement of Licensing Policy

The Deregulation Act 2015

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## Representation Form.

**Responsible Authority.** Please delete as applicable.

Police

Your Name	Nicola King
Job Title	Area Licensing Practitioner
Postal and email address	Yeovil Police Station Horsey Lane Yeovil Somerset BA20 1SN
Contact telephone number	101

Name of the premises you are making a representation about.	Petestock – Applicant Peter Manders  343161.4250238109 119871.11805861937
Address of the premises you are making a representation about.	Southay Martock Somerset  50°58'31.4"N 2°48'39.6"W.

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	<p>An application has been received from Peter Manders for an event to be known as 'Petestock'. The application is to permit the sale of alcohol and provide regulated entertainment. The event is to take place over the weekend of 02-04/09/2022 and the hours applied for are: Alcohol Friday/Saturday 7pm-11pm. Music performances Friday 1700hrs-0300hrs and Saturday 11am-0600hrs.</p> <p>On behalf of the Chief Officer of Police we submit our formal representation in respect of this application.</p> <p>Avon and Somerset Constabulary acknowledge that the applicant has taken steps to provide details within their application and associated documents in how they are going to promote the licensing objections but at this time Avon and Somerset Constabulary are not satisfied that the documents provide sufficient detail or are robust enough policies to consider whether the four licensing objectives will be promoted.</p> <p>The police have concerns around the hours applied for which could result in disturbance for surrounding areas. It is noted within the documentation that there will be one small bar which operates between 7pm-11pm. What other provision will be on site for persons wishing to purchase refreshments given that music has been requested until 0300hrs on Friday evening and 0600hrs on Saturday? Will free drinking water be readily available?</p> <p>There is great reliance upon volunteers and the documentation makes no mention with regards to what training, if any, these persons have received for the roles and responsibilities they will be undertaking.</p>
To prevent Public Nuisance		
To prevent crime and disorder		
Public Safety		

There is no mention of any security within the documentation and the drugs policy lacks in detail. Whilst it states there will be a zero tolerance to drugs, what actions will be taken if they find drugs on site, witness persons taking drugs or witness persons involved in the sale and supply? Whilst it is stated it will be a large party for family and friends, it is noted that tickets will be on sale prior to the event and also can be purchased on the gate so the audience profile will not be known.

For ease of objection and not to create an exhaustive list we have bullet pointed the main areas of our concern below: -

- Security provision (numbers, hours/deployment)
- Drugs Policy
- Searching Policy/Process
- Eviction Policy/Process
- Emergency Procedures outlining roles and responsibilities of officers
- Major Incident Plan
- Role & Responsibilities of Stewards and Security
- No site plan / Layout
- Temporary demountable structures to include tented items brought to the site by event organiser and/or any contractors
- Medical Plan
- Public Liability Insurance
- Traffic Management Plan
- Inclement Weather Plan
- Number of bars/Challenge 25/Staff Training

The above concerns though not an exhaustive list reflect the concerns we have regarding the lack of information available regarding this event at this time.

These types of events have significant potential to considerably undermine the promotion of the licensing objectives due to their sheer size and complexity. Sites for occasional events are not usually entirely purpose built for the proposed licensable activities to take place. Therefore, there is considerable work involved before, during and after such events and also co-ordinating the full involvement of all the emergency services and responsible authorities to ensure a safe and well managed event.

At this time, we do not have adequate information to ensure that by granting the licence, the licensing objectives will be promoted. We would therefore request that a counter notice is issued.

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.

N.B If you, as the Responsible Authority, make a representation, a member from your Authority will be expected to attend the Licensing Sub Committee and any subsequent appeal proceeding.

Signed: N King

Date: 21<sup>st</sup> June 2022

Please return this form along with any additional sheets to: The Licensing Unit, South Somerset District Council, Brympton Way, Yeovil, BA20 2HT. Or email it to [licensing@southsomerset.gov.uk](mailto:licensing@southsomerset.gov.uk).

**This form must be returned within the Statutory Period. Please check with the Licensing Unit on 01935 462462.**

As requested please find attached additional information with regards to Petestock.

I write further in respect of the police representation lodged against the applicant Peter Manders. I have consulted with Gary Bowden, Police Event Planner and Inspector Rachel Clark, Neighbourhood Inspector with regards to this application.

I would like to clarify that the police objection has been based on the application submitted by the applicant. An EMP was presented with the TEN application by the applicant which the applicant is reliant upon to support his application. No request has been made by the police for an EMP to be submitted as we are aware such conditions cannot be attached to Temporary Event Notices. However, it is noted, that the applicant is reliant upon the EMP within their application notice.

The police are satisfied that by authorising the notice the licensing objectives will be undermined as below: -

**Public Safety:**

Location – the police have looked at the location of the field which is proposed for the event, and it carries significant risks around public safety. There appears to be one entrance to the field which will be available for ingress and egress for both vehicles and pedestrians – this carries significant risk to public safety. It also poses a risk to an emergency response especially if this is the only access to the field in the event of an incident or a major incident response. As this is a farmer's field it will not be adequately lit or staffed when the event is taking place. Any staff at this location would also need the appropriate accreditation and at this time no evidence has been supplied to state that will be the case.

The application states a weekend event so it is assumed that people will be staying on site the whole weekend. There is no mention of refreshment provision so there is a possibility people be walking along unlit country roads at any time throughout the event. There is no mention on the form as to whether persons will be able to purchase food on site. All that will be available is a small simple bar operating for 3-4 hours. This will no doubt result in persons trying to obtain food/refreshments from other sources and walking into the nearest town.

A field in the middle of nowhere, which is not purpose built for these types of events, will no doubt carry risk as it will not be adequately lit, resulting in trips and falls especially when alcohol is added into the mix.

The police are not aware of any previous events operating in this location and would not consider the field a suitable venue for events at this time due to the layout of the field, lack of emergency exits and the emergency access to the field.

There is no mention of any medical facilities in the application or any welfare provision.

Fire Provision: I have forwarded to the details over the Fire Officer for their information. However, there is no mention within the application around fire provision especially where there is overnight camping. Emergency access to the site would also be an issue as any gated area would need to be adequate in size to allow a fire engine to enter the site. Adequate Fire Safety plans would need to be put into place which would also allow for another exit from the site.

**Prevention of Crime & Disorder**

There is no mention over the control of the sale of alcohol in the application. There is no mention of what type of alcohol will be provided. It is stated that there will be a small simple bar available run by two friends who have drinks licenses. There is no mention of who these persons are or what drinks licence they hold. There is no mention of Challenge 25 especially given it is advertised as family and friends event so could be under 18's on site. There is no mention of what measures are put into place to ensure that persons are not over intoxicated or served under the age of 18 yrs. There is no mention of proxy sales and how these will be controlled. There is no mention of who is control of the sale of alcohol other than that two other persons will be running the bar which means the applicant will not be in overall control of the sale of alcohol.



There is no control over who will be attending or what the audience profile will potentially be. This carries significant risk especially around the presentation of crime and disorder. There is no mention how numbers will be controlled and what provision will be in place should persons arrive over the capacity limit. There is no mention of any security provision to control persons entering the site, persons causing crime and disorder on site, dealing with intoxication through either drugs or alcohol, persons needing medical attention etc. There is no-one taking overall control of the site with regards to the prevention of crime and or disorder.

Music is being provided until the early hours Fri/Sat 0300 and Sat/Sun 0600, but no refreshments will be available after 11 or 12 pm I presume this means 2300-0001hrs or does it mean 11am-12 midday. What will be the case when people cannot get a drink after/before this time – evidence suggests they will look for alternative means especially when wanting to party the night away for a further 7 hours. This will either be achieved by putting pressure on the person to sell further alcohol when their licence does not permit, or they will look to find alternative means by travelling to another location petrol station/shop etc. This will also be in the late hours when those persons have already consumed alcohol resulting in them either being unsafe by walking on unlit country roads or the potential of drink drive.

At present there is no clear indication of what time the bar will close.

Due to the lack of hospitality outlets on site will people be permitted to bring in their own alcohol. Dependent upon those limits this could have an effect of crime and disorder and will be difficult to control.

#### **Public Nuisance**

Music has been applied for until Fri/Sat 0300hrs – Sat/Sun 0600hrs. There is no indication to the type of music that will be played or the noise level. At this time in the morning 0100-0600 noise levels and noise will travel and will result in complaints to the police. Southay is located within the immediate area of East Lambrook and South Petherton both of which have a large residential population. As the event is due to be held at the beginning of September, people could still have windows open, and the noise outbreak could be disruptive. Continued noise nuisance will lead to frustration with potential for people to either call the police for them to address the matter or attend the location themselves to vent their frustration. We have only seen to recently people taking matters into their own hands over car parking spaces which unfortunately led to the death of two people.

These types of events that progress into the late/early hours also have a draw to those people thinking that there is potential for a 'rave' and will try to access the site to be part of the party. With no security on site this could result in disorder. Again, complaints will be received by the police of people reporting a 'rave' which will require a police attendance and could result in significant units being diverted to the site.

#### **Protection of Children from Harm**

The application states family and friends, local musicians, DJ's, alcohol but no mention of any facilities for children. There is no mention of children and the protection of alcohol. There is no mention of refreshments available for children. What children's area is available on site? Is the site child friendly? Given there is no mention we can only presume there are no facilities available on site and that the site is not child friendly. Furthermore, with the planned regulated entertainment due to take place throughout the day, evening, night and into the next morning is this an appropriate environment for children given it is a small site.

Furthermore, if there are children coming onto the site the application makes no mention of safeguarding policies/lost found children/DBS check personnel. Will under 18's be permitted to enter the site on their own – who will be responsible for these children.

Whilst we strive to support all events, unfortunately, on this occasion we are not able to support this event and are satisfied, given the information supplied on the Temporary Event Notice, that the issuing of the notice will result in undermining the licensing objectives of Public Safety, Public Nuisance, Prevention of Crime and/or Disorder and the Protection of Children from harm.

These types of events do require pre-planning and we are more than happy to work with the applicant and provide the necessary advice and guidance should they wish to host an event of this nature.

Many thanks  
Nicola King  
Area Licensing Practitioner

Petestock, Southay, South Petherton

I believe the local residents could be adversely affected by live amplified music because of the lack of control of not only the dB rating but on the specific wave lengths of the music. Different wave lengths can carry for great distances and on other events such as these, there are strict controls which are derived by an initial assessment.

The 3am and 6am finish times for music is excessive with ambient noise being at its lowest at these times, the applicant has not shown that local residents will not be protected against noise.

The use of volunteers rather than employed professional staff for key roles means that management of this event including noise control cannot be guaranteed. With 70 acts and side shows with generators I am concerned that volunteers and attendees can be at risk from lack of adherence to regulations such as COSH (in this case the storage of fuel etc) and gas for stoves etc. With volunteers there is no guarantee that they will be suitably trained in these matters and no information has been put forward to counter this.

By virtue of paragraph(s) 1 of Part 1 of Schedule 12A  
of the Local Government Act 1972.

Document is Restricted