

**AGENDA ITEM**

**COMMITTEE: LICENSING PANEL**

**DATE: 24<sup>TH</sup> APRIL 2007**

**SUBJECT: APPLICATION FOR GRANT OF  
PREMISES LICENCE – WARDOWN  
PARK (STAGE AREA), OLD BEDFORD ROAD**

**REPORT BY: HEAD OF ENVIRONMENTAL AND CONSUMER SERVICES**

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**IMPLICATIONS:**

**LEGAL** ☐

**COMMUNITY** ☐

**SAFETY**

**EQUALITIES** ☐

**ENVIRONMENT** ☐

**FINANCIAL** ☐

**OTHER** ☐

**STAFFING** ☐

**WARDS AFFECTED: HIGH TOWN**

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**PURPOSE**

1. The purpose of this report is to enable the Licensing Panel to consider the application received from Fahim Qureshi, Luton Borough Council – Arts Unit, Wardown Park (Stage Area) Old Bedford Road for the grant of a Premises Licence for 28 May 2007.

**RECOMMENDATION**

2. That the Licensing Panel determine the application of Fahim Qureshi, (on behalf of Luton Borough Council) for the grant of a Premises Licence in respect of Wardown Park (Stage Area) Old Bedford Road for 28 May 2007.

**BACKGROUND**

3. An application was received on 28<sup>th</sup> February 2007 for the grant of a Premises Licence that will allow regulated entertainment to take place on 28<sup>th</sup> May 2007
4. The Applicant states that the premises is a local authority owned open air greenfield site approx 1.5miles north of Luton Town Centre. The proposed site is bounded by Old Bedford Road and Wardown Lake. The event site

will contain a main stage for the performance of music and dance. On the New Bedford Road side of the lake will be located the carnival parade set – up area. The main stage at Wardown Park will have a back stage area defined by perimeter fencing combined with a front of stage pit barrier. The site will also benefit from first aid points, toilets (including disabled toilets), lost children point and the appropriate fire fighting equipment all of which will be adequately signed. A map showing the location of this Premises, along with an aerial image, and a site plan of the premises submitted by the applicant, is attached at Appendix A (pages        ).

5. Details of the licensable activities requested are set out as follows: (9)

Licensable Activity	Applied for	Licensable Activity	Applied for
<u>Regulated entertainment</u>		<u>Provision of facilities for entertainment</u>	
Plays		Provision of entertainment facilities for making music	
Films		Provision of entertainment facilities for dancing	✓
Indoor Sports Events		Provision of entertainment facilities for entertainment of a similar description to making music or dancing	✓
Boxing or Wrestling Entertainment		<u>Late night refreshment</u>	
Live Music	✓	Provision of late night refreshment	
Recorded Music	✓	<u>Supply of alcohol</u>	
Performances of Dance	✓	Supply of alcohol for consumption <i>on the premises / off the premises / both on and off the premises</i>	
Anything of a similar description to live or recorded music or dance			

DAYS	Times requested					
	Times premises will open to public	Supply of alcohol	Live music <sup>1</sup> , recorded music <sup>2</sup> , or entertainment of a similar nature <sup>3</sup>	Provision of facilities for making music <sup>4</sup> , dancing <sup>5</sup> , or entertainment of a similar nature	Performances of dance <sup>7</sup> ,	Late night refreshment
28 May 2007	12.00 -19.00		12.00 – 19.00	12.00 – 19.00	12.00 – 19.00	

<sup>1</sup> Live acoustic and amplified music, and amplified voice.

<sup>2</sup> Including jukebox and karaoke, with or without DJ, during normal business and including audience participation.

<sup>3</sup> Comperes for quiz and similar events, comedians and similar performance, in any case using amplified voice.

<sup>4</sup> A stage area with lighting, microphone and amplifiers, and similar equipment.

<sup>5</sup> Hard floored area which can be used for dancing by customers and performers.

<sup>6</sup> Video entertainment on TV screens and amusement machines.

<sup>7</sup> Dance facilities to be used for performances and competitions as well as by customers.

6. In addition to the above, the following non standard timings are sought by the applicant:

**None**

7. The Applicant has sought the following seasonal variation:

**None**

8. The following adult entertainment or activities that may give rise to concern in respect of children are detailed as follows:

**None**

9. The latest date for representations to be received was the 28<sup>th</sup> March 2007

### **PROMOTION OF LICENSING OBJECTIVES**

10. The operating schedule submitted by the applicant describes the additional steps they intend to take in order to promote the licensing objectives. These are as follows:

#### **General**

Mel Wilds and Mandy Janes of Continental Drifts will co-ordinate the event along with Fahim Qureshi of Luton Borough council.

Prior to the event we will be liaising with all relevant parties for all health & safety issues i.e. Police, Ambulance Service, Environmental Health, Security, First Aid, Emergency Planning Office, Parks Events Office, Parking Enforcement. This will be done through the Safety Advisory Group, Carnival Planning Group and the Silver Group. We will be producing an event safety plan, a full risk assessment, an event summary and site plans. These documents will address the four licensing objectives.

Security and stewards will be in attendance to ensure public safety and prevention of crime and disorder/ nuisance. A percentage of these will be SIA registered.

Emergency procedures will be documented to ease evacuation if necessary. There will be activities for children incorporated into the event. Any lost child will be looked after by staff who are CRB checked.

#### **The Prevention of Crime and Disorder**

We will meet this objective through close liaison with Bedfordshire Police Service and contracting appropriately qualified and resourced security companies. A statement of intent will be drawn up between the police and security companies so as they are completely aware of their roles and

responsibilities on the day. All information relating to the policing of the event can be found in the event safety plan (attached).  
Incorporation of SIA registered staff into security provision.  
Careful programming to avoid troublesome elements.

### Public Safety

Contracting of competent and qualified security and first aid staff, a qualified independent health & safety officer to oversee the safety of the event.  
Detailed risk assessments are produced well in advance of the event. Seek advice and guidance of all relevant agencies and departments (i.e. SAG, Environmental Health, Police, Fire Service etc). A complete assessment of the fencing around the lake will be carried out prior to the event to determine if it is sufficient. We will close the bridge for the duration of the event.  
All equipment signed off before use. Barriers in place to prevent access where necessary. Security in place to attend to any problems/ troubleshoot areas.  
Contractors selected on grounds of experience, quality and safety record.  
All contractors safety documentation checked prior to event  
Fire extinguishers placed by all structures, electrical equipment and power sources  
Ear plugs available on request.  
All electrical installations tested prior to use .

For more information about public safety please refer to the risk assessment and the event safety plan.

### The Prevention of Public Nuisance

Again this will be dealt with by having good and clear communication between the police and security both on the day and prior to the event.  
Noise monitoring will take place on the day by an independent advisor, and a noise hotline will be instigated for the event. To minimise the nuisance of litter from the event, the area will be cleaned prior to, during and after the event, bins will also be provided on site for all to use.  
Signs will be displayed around the site to discourage people from bringing their pets to the event.  
Programming done to avoid any friction in crowd. Security and stewards in place to attend any situations and have a physical presence to act as a deterrent Family focus of event.  
Sound systems placed to minimise noise disruption.  
Sound levels set with council and monitored throughout the day.  
Performances end at 19:00pm but sound will be monitored at all times.  
Public asked to leave event quietly

More information on the prevention of public nuisance can be found in the event safety plan.

### The Protection of Children from Harm

Areas set aside for children's entertainment. Adults not allowed in this area unless accompanied by a child. All staff dealing with lost children to be CRB checked. Stewards to be CRB checked

No hazardous substances used in children's area. Any hazardous substances on site will be in a secure area and only used by staff conversant in safety practises.

Lost children to be looked after in non-public area and full ID of child needed before parents are given access to this area. If an event with an age limitation, eg showing a rated film or serving alcohol, were to take place, appropriate signage and advanced notice of the event and controlled entry will be considered and/or proof of age may be requested.

Where a young person under the age of 16 performs on the stage, that young person will be required to have a suitable and appropriate adult with them (i.e. parent, guardian, youth worker, project leader etc).

More information on the protection of children from harm can be found in the event safety plan and risk assessment.

A copy of the application form, including the operating schedule, is attached at Appendix B (pages                      ). The event safety plan, which comprises a lever arch file of documentation will be available at the hearing.

### **RESPONSIBLE AUTHORITIES**

11. Representations have been received from responsible authorities and are detailed as follows:

Police

**None**

Fire and Rescue Services

**None**

Environmental Health or Health and Safety Executive

**None**

Planning

**None**

Trading Standards

**None**

Child Protection

**None**

**INTERESTED PARTIES**

12. Representations have been received from the following interested parties, whose representations are attached at Appendix C and have been made available to the applicant.

Ref. Letter	Name	Address	Relevance to which licensing objective
<u>Local resident(s)</u>			

13. Where requested by the interested party, names and house numbers have been omitted from this report, but have been made available to the Licensing Panel and to the applicant.

**POLICY CONSIDERATIONS**

14. The following provisions of the Licensing Act 2003 apply to this application:
- Section 17 (application for premises licence)

**OBSERVATIONS**

15. In determining this application, the Licensing Panel must, having regard to the representations received, either grant the application in full or take such of the following steps as it considers necessary for the promotion of the licensing objectives. The steps are:
- (a) Modify the conditions of the licence volunteered by the applicant in the operating schedule, by altering or omitting or adding to them
  - (b) Reject the whole or part of the application
16. The licensing objectives are:



- The Prevention of Crime and Disorder
- The Prevention of Public Nuisance
- The Protection of Children from Harm
- Public Safety

The representations received in respect of this application relate to the Prevention of public nuisance.

17. The following paragraph of the licensing authority's statement of licensing policy applies to this application

Section 9 (Prevention of Public Nuisance)

## **APPENDICES**

The following Appendices are attached to this report:-

Appendix A: Maps and plans showing location of the premises (pages        )

Appendix B: Application form including the operating schedule (pages        ).

Appendix C: Representations from Interested Parties (pages        ).

## **LIST OF BACKGROUND PAPERS** **LICENSING ACT 2003**

Guidance issued under s182 of the Licensing Act 2003  
Luton Borough Council's Statement of Licensing Policy