



Ribble Valley  
Borough Council  
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**SECTION 18 LICENSING ACT 2003**  
**NOTICE OF DETERMINATION IN RESPECT OF A HEARING**  
**WHICH TOOK PLACE ON FRIDAY 22 JANUARY 2016**  
**TO DETERMINE AN APPLICATION BY SUMMER DAYS LIVE LIMITED**  
**FOR A PREMISES LICENCE IN RESPECT OF THE CASTLE GROUNDS & PLAYING FIELDS,**  
**CLITHEROE, LANCASHIRE.**

The Licensing Sub-Committee met on 22 January 2016. The Sub-Committee comprised the following members:

Councillor J Alcock - Chair  
Councillor J Holgate  
Councillor P Elms

Also in attendance:

Head of Legal and Democratic Services (RVBC)  
Solicitor (RVBC)  
Administration and Licensing Officer (Alcohol & Entertainment) (RVBC)  
Pollution Control Officer (RVBC)  
Health & Safety Advisor (RVBC)  
Mr F O'Reilly  
Councillor A Knox  
Ms J Stawarski  
Mr R Wilson  
Mrs L Walmsley  
Mr Miles  
Mrs S Miles  
Ms N Lamont – Shiels  
Ms C Webster  
Mr S Taylor (Solicitor for Applicant)

Mr J Drape – Ground Control Productions Ltd  
Ms R Lewis – Ground Control Productions Ltd  
Mr A Newhouse – Ground Control Productions Ltd  
Mr J Tyrell  
Mr T James (SEP Ltd)  
Mr A Fish (SEP Ltd)  
Mr S Leeland (Aria Acoustics)

The Sub-Committee met to consider the application by Summer Days Live Limited dated 22 October 2015 for a premises licence.

The Sub-Committee considered the contents of the report of the Head of Legal and Democratic Services dated 22 January 2016 and its appendices (“**Report**”).

Mr S Taylor, Mr J Drape, Ms A Newhouse and Mr S Leeland made verbal representations to the Sub-Committee on behalf of the Applicant. Representations were also heard from Councillor A Knox, Ms J Stawarski, Mr R Roberts, Mr F O’Reilly, Mrs L Walmsley, Mr & Mrs Miles, Ms N Lamont-Shiels & Ms C Webster.

Having heard some of the representations referred to above Mr Taylor indicated that the Applicant would vary its application so that it would only apply for:

- a maximum of 1 Event with 14,999 capacity, excluding staff and performers;
- two Events with 9,999 capacity, excluding staff ;
- an un specified number of Events with 4,999 capacity, excluding staff and performers; and
- the total number of Events would be limited to a maximum of 4 per year.

He also put forward amendments to the proposed Annex 2 conditions.

The Licensing Sub-Committee gave careful consideration to the representations made by all parties, both verbal and written. They also considered the requirements of the Licensing Act 2003, the licensing objectives, the relevant regulations and the Council's licensing policy. Having considered all of the above the Sub-committee determined to grant a premises licence (for the area as shown in the plan attached to the application) but in more limited terms than that applied for. The licence will therefore be limited by condition to:

- a maximum of one Event per calendar year
- the Event would have a maximum duration of 3 days
- The Event days must include Friday and Saturday and must all fall within the same calendar week (Mon-Sun)

- The Event would be limited to 10,500 people to include all personnel on site as well as ticket holders.

These conditions will be incorporated in Annex 3 to the licence (conditions imposed at the hearing) as set out on page 9 below.

The operating schedule for the licence is as applied for and as set out below:

<b>Opening hours of the premises:</b>	
Mon	1000hrs - 0030hrs
Tues	1000hrs - 0030hrs
Wed	1000hrs - 0030hrs
Thurs	1000hrs - 0030hrs
Friday	1000hrs - 0030hrs
Sat	1000hrs - 0030hrs
Sun	1000hrs - 0030hrs
<b>Supply of alcohol ON the premises only:</b>	
Mon	1100hrs – 2230hrs
Tues	1100hrs – 2230hrs
Wed	1100hrs – 2230hrs
Thurs	1100hrs – 2230hrs
Fri	1100hrs – 2230hrs
Sat	1100hrs – 2230hrs
Sun	1100hrs – 2230hrs
	1100hrs – 2230hrs
<b>Plays, Films, Live Music (e), Recorded Music (f), Performance of Dance (g), and Anything of a Similar Description to that falling within (e), (f) or (g) indoors and outdoors:</b>	
Mon	1000hrs – 2300hrs
Tues	1000hrs – 2300hrs
Wed	1000hrs – 2300hrs
Thurs	1000hrs – 2300hrs
Fri	1000hrs – 2300hrs
Sat	1000hrs – 2300hrs
Sun	1000hrs – 2300hrs

<b>Late Night Refreshment indoors and outdoors</b>	
Mon	2300hrs – 0000hrs
Tues	2300hrs – 0000hrs
Wed	2300hrs – 0000hrs
Thurs	2300hrs – 0000hrs
Fri	2300hrs – 0000hrs
Sat	2300hrs – 0000hrs
Sun	2300hrs – 0000hrs

The Sub-committee also determined that the conditions proposed by the Applicant in Section M (save where they are inappropriate given the terms of the licence given) should be incorporated into Annex 2 of the licence. Those conditions shall be incorporated as follows:

General - all four licensing objectives

1. The organiser must give at least three months' notice to the local authority, residents and the Ribble Valley Safety Advisory Group (RVSAG) of the proposed Event.
2. The organiser must attend at least one RVSAG meeting held prior to the Event.
3. The licensee must complete a full Event Safety Management Plan (ESMP) prior to each Event. The ESMP must be approved by the RVSAG at least one month prior to the event. Any changes requested to be made to the ESMP after its approval by RVSAG, must be approved by the Licensing Authority. The ESMP must include, but not be limited to, the following:
  - Introduction and Event Overview including details of proposed entertainment
  - Event Contacts
  - Licensing Objectives - Measures to address the Licensing Objectives
  - Organisational Structure, Roles & Responsibilities
  - Crowd Management Plan including plans for access, egress, dispersal and evacuation
  - Security and Stewarding Plan
  - Alcohol Management Plan
  - Crime Reduction Plan
  - Capacity
  - Fire Safety
  - Cleansing

- Waste Management Plan including litter collection
  - Communication
  - Temporary Demountable Structures
  - Site Safety Plan including Safety Rules
  - Sanitary Facilities
  - Medical and First Aid Facilities
  - Concessions
  - Management of Bars & sale of alcohol
  - Power & Electrical Installations
  - Incident and Emergency Plans including Major Incident Plan
  - Transport Plan including the Traffic Management Plan
  - Sound Assessment and Noise Management Plan
  - Provision of drinking water
  - Facilities of Disabled Persons
  - Welfare and Lost/Found Children
  - Drugs Policy
4. The organiser will produce a detailed, scaled draft site plan which will include, but not be limited to, all entrances and emergency exits, first aid and welfare points, fire points, temporary bars, kitchens, staging, structures, marquees and sanitary provision. The draft site plan will be discussed within RVSAG and when agreed it will form part of the ESMP.
  5. The ESMP will form the framework within which the event is managed and operated - the conditions and operating procedures defined in the final version of the ESMP will be adhered to.
  6. Any alterations to the running of the Event made during the time the licence is in operation must be agreed by the Event Liaison Team (ELT) which shall be appointed by RVSAG.
  7. The organiser will operate the ELT on site during the Event, which will include representatives of the organiser, responsible authorities and other members of RVSAG as agreed appropriate. The ELT will meet during the Event at frequencies agreed by the RVSAG
  8. The organiser will obtain completion certificates for all temporary structures, power and water installations prior to the event opening to the public.
  9. The organiser will hold both public and employers liability insurance to the total of 10 million pounds for each Event.
  10. After each Event, a debrief will be held with RVSAG representatives.

#### THE PREVENTION OF CRIME AND DISORDER

11. Access to the event for members of the public will be strictly by ticket only. Staff, artists,

trader, supplier and contractor access will only be allowed on display of relevant accreditation. Accreditation will be issued and managed by the event organiser.

12. The organiser will employ the services of a recognised and qualified security and stewarding company; this company will produce dedicated security, stewarding and crowd management plans to be approved by RVSAG one month prior to the event.
13. All security staff and stewards will be easily identifiable and have appropriate training for their duties. A register will be maintained of all stewards and security staff employed before, during and after the Event containing their full names, date of birth, home addresses, employers, event specific identification and where appropriate their SIA registration details. These details will be made available to Lancashire Police and the Licensing Authority. All stewards will be fully briefed on the relevant particulars of the Event and report or take other appropriate action any suspicious activity. A two-way radio system will be used to maintain communication between event organisers and steward / security management. The organisers will operate a Crime Reduction Plan at the Event.
14. All patrons will be subject to a search as a condition of entry; a discrete search area will be provided. Anyone refusing a search will be denied entry to the licensed premises and will not be eligible for a refund of ticket price.
15. The organisers will operate an Alcohol Plan at the Event.
16. The organisers will operate a challenge 25 policy on the sale of alcohol. This training will be recorded in writing and be made available upon request.
17. Each bar on site will be managed by a personal licence holder under the site DPS.
18. A refusal log will be kept at each bar.
19. The organiser will take all reasonable steps to prevent drunkenness and other disorderly conduct.
20. The organiser will prepare a drugs policy for each Event, which will be approved by the Lancashire Police authority one month prior to the Event.
21. The Event website will be used to publish information for ticket holders on how best to keep themselves and their property safe.

#### PUBLIC SAFETY

22. All Event activity within the premises will be controlled with specific reference to the capacity of the venue, the nature of the event content and in compliance with the standards for the provision of services as outlined by The HSE Event Safety (Purple) Guide or any industry standard replacement guide.
23. A copy of the premises licence and its conditions will be available for inspection at all times.
24. The organisers will employ the services of a qualified first aid provider; the numbers of staff will be in line with The HSE Event Safety (Purple) Guide. A dedicated and clearly signed first aid point will be manned at all times that the premises are open to the public.

25. The organisers will obtain completion certificates for all temporary structures, power and water installations prior to the Event opening to the public. All structural calculations will be made available to building control.
26. Appropriate and proportionate arrangements will be made for fencing, barriers, gate systems, security and other provision to prevent unauthorised access to the licensed premises and to manage entry to the licensed premises. Arrangements will be made in agreement with the RVSAG.
27. All emergency exits and entrance / exits will be kept clear at all times.
28. A dedicated blue route will be indicated in the traffic management plan and be kept clear for access by emergency vehicles at all times.
29. No glass containers, glass bottles or cans shall be sold on the Licenced Premises. The event organiser shall take appropriate measures to prevent glass containers, glass bottles or cans being brought on to the premises by the public.
30. All food concessions will be available for inspection at all times suitable to the Council's environmental health officers.
31. Vehicle movement within the licensed premises will be limited to those which are essential and will be controlled to ensure safety of the public and staff.
32. The organisers shall ensure that adequate sanitary provisions, hand washing and drying facilities are provided for the number of people expected to attend the event to the satisfaction of the Licensing Authority as per The HSE Event Safety (Purple) Guide and be proportional to the gender split and audience profile.
33. All generators will be diesel driven.
34. All electrical installations and equipment will comply with the general requirements at the Electricity at Work Regulations 1989 and the general provisions of The HSE Event Safety (Purple) Guide or any replacement guidance.
35. Additional temporary lighting will be provided to maintain the safe access and egress of attendees on identified routes from the premises for night time events. A lighting check will take place prior to opening.
36. Suitable and sufficient firefighting provision will be provided. A dedicated fire risk assessment will be circulated to the RVSAG and signed off by the relevant Fire service.
37. The organiser will collate all its sub-contractors' RAs, method statements, insurance and H&S policies and make these documents available to the licensing authority in advance of the Event.
38. An RVSAG inspection of the premises will take place prior to the Event opening.

### **PREVENTION OF PUBLIC NUISANCE**

39. The organiser will employ the services of a qualified noise consultant to produce a plan

that will detail measures that should be put in place to manage noise on site and minimise disruption to residents and other relevant parties. The plan will include decibel levels which amplified sound levels must not breach. The noise management plan must be approved by the RVSAG one month prior to the Event.

40. For the purposes of monitoring music noise levels during concert events and sound checks the noise consultant shall contact Environmental Health and agree noise sensitive locations which are to be used to monitor sound levels from the Event
41. The organisers will make available any results from the noise monitoring to Environmental Health after each Event.
42. The organiser shall write to the RVSAG and the licensing authority at least 28 days before the Event, the letter shall contain pre-event information, including but not limited to when sound checks may be conducted, the times of the Event and associated firework displays and a hotline number.
43. Once agreed with the Licensing Authority, the organisers will carry out a letter drop to residents of streets specified by the Licensing Authority with the pre-event information.
44. Before each event a sound propagation test will take place, the times for this will be agreed with Environmental Health in advance.
45. No steel work shall take place between 20:00 and 08:00
46. The organiser will employ the services of a dedicated traffic management company to undertake a survey of potential traffic impact and produce a traffic plan that details measures to be put in place that will minimise this impact. The TMP must be approved by the RVSAG one month prior to the Event.
47. A recognised waste management company will be contracted to collect litter during and after the Event. A waste management plan, including recycling protocol, will be circulated to the RVSAG group. The organiser will identify an area outside the licensed premises for the collection of litter dropped by patrons leaving the premises.
48. Local residents will be able to contact the organisers on the hotline on Event days for information or with concerns about public nuisance. The hotline phone number will be circulated to residents by letter in advance of the Event.

### **PROTECTION OF CHILDREN FROM HARM**

49. As a condition of entry all persons under the age of 16 must be accompanied by an adult
50. The organiser will create a dedicated welfare point which is clearly signed and manned at all times while the premises are open to the public. This pointed will also be indicated on any public literature and marked on any public facing maps
51. The organiser will operate a Challenge 25 policy on the sale of alcohol. Anyone who appears to be under the age of 25 will be asked to produce identification before being

served alcohol.

52. All bar staff shall be trained in regards to the Challenge 25 policy. This training will be recorded in writing and be made available upon request of the Licensing Authority.
53. The ESMP will include a dedicated lost / found child policy.
54. Children under 16 will be issued with a 'child safety' wristband on which an adult's contact details can be written. Accompanying adults will be encouraged to fill in details and put wristband on the child.
55. Any person on the premises with the specific duty of looking after children must provide current DBS check information.

The Sub-Committee also determined that the following additional conditions would be added to Annex 3 of the licence:

1. The maximum number of people at an Event will be limited to 10,500 to include all, personnel on site as well as ticket holders.
2. The licensable activities authorised by this licence shall only be provided at one three day Event each calendar year, which must include a Friday and Saturday and all days of the Event must fall within one calendar week (Mon-Sun).
3. All temporary demountable structures must be designed and built in accordance with the Construction (Design & Management) Regulations 2015.

The Sub Committee's reasons for this decision are that it was not satisfied (having considered all the evidence provided in writing and verbally) that to grant the licence (as applied for or as varied in the hearing) would not breach the licensing objectives.

In particular with regard to public safety it was not satisfied that 14,999 people could be safely accommodated and/or evacuated from the premises in the event of an emergency. Particular consideration was given to the representations made by the Health and Safety Advisor. It was also noted that the Applicant's advisor accepted that such evidence had not yet been provided.

Further, with regard to Public Nuisance the Sub-Committee was not satisfied that a maximum of 9 or indeed 4 Events could be held within the premises each year and not create a public nuisance. Particular consideration was given to the representations made by the Pollution Control Officer about the noise levels with surrounding properties and the guidance on acceptable levels.