

Case 08/01/18

Application for a premises licence under the Licensing Act 2003

Applicant:	Jonathan James Radcliffe & Stephen Bruce Tate
Premises	Land off Guithwaite Common Lane, Upper Whiston, Rotherham
Premises Address	Upper Whiston, Rotherham, S60 4NG

1. Purpose of Report

To consider an application for a premises licence made under the Licensing Act 2003 in relation to the premises known as Land Off Guithwaite Common Lane, Upper Whiston, Rotherham, S60 4NG

2. The Application

The application is attached to this report at Appendix A.

The applicant is Jonathan James Radcliffe of 15 Grange Avenue, Aughton, Sheffield, S26 3XF & Stephen Bruce Tate Upper Whiston Farm, Upper Whiston, Rotherham, S60 4NG.

The grounds for the hearing relate to the receipt of representations received by responsible authorities considered to be placed in objection to the granting of a licence for this premises.

The premises currently does not benefit from a licence to allow them to sell alcohol or carry out any other regulated activities.

3. Reasons for Referral

The representations are attached to this report at Appendix B

In considering an application the licensing authority has to exercise discretion when representations, either positive or negative, are received from a responsible authority and interested parties.

It is for the licensing authority to decide if a representation is relevant to the licensing objectives and not frivolous or vexatious. If the licensing authority decides that a representation is relevant then the authority must hold a hearing to consider that representation.

The applicant has been invited to attend the hearing.

The interested parties who have made representations on the application have been invited to attend the hearing.

4. Financial Implications

There are no specific financial implications arising from this application. However additional costs may be incurred should the matter go to appeal at the Magistrates Court

or higher courts. In such a case it is not possible predict the outcome of any decision by the Courts in relation to costs.

5. The Legal Position

Section 4(1) of the Licensing Act 2003 requires the Licensing Authority to carry out its functions with a view to promoting the four licensing objectives namely:

- the prevention of crime and disorder;
- public safety;
- the prevention of public nuisance; and
- the protection of children from harm.

The Act also requires that the Licensing Authority has regard to its own 'Statement of Licensing Policy' and any guidance issued by the Secretary of State in carrying out its functions.

Once a determination has been made by Members of the Licensing Committee, section 52(11) of the Act states that the determination does not have effect until:

- the end of the period given for appealing against the decision; or
- if the decision is appealed, until the appeal is disposed of.

6. Hearing Regulations

Regulations governing hearings under the Licensing Act 2003 have been made by the Secretary of State. The Licensing Authority has provided all parties with the information required in the Regulations.

7. Options available to the Licensing Committee

Members of the Licensing Committee authorise officers to:

- Grant a licence;
- Grant a licence with amendments to the application as made;
- Grant a licence with conditions on the licence;
- Grant a licence but exclude a licensable activity (activities) from the scope of the licence;
- Refuse to grant a licence.

**Application for a premises licence to be granted
under the Licensing Act 2003**

PLEASE READ THE FOLLOWING INSTRUCTIONS FIRST

Before completing this form please read the guidance notes at the end of the form.
If you are completing this form by hand please write legibly in block capitals. In all cases ensure that your answers are inside the boxes and written in black ink. Use additional sheets if necessary.
You may wish to keep a copy of the completed form for your records.

We Jonathan James Radcliffe & Stephen Bruce Tate

(Insert name(s) of applicant)

apply for a premises licence under section 17 of the Licensing Act 2003 for the premises described in Part 1 below (the premises) and I/we are making this application to you as the relevant licensing authority in accordance with section 12 of the Licensing Act 2003

Part 1 – Premises Details

Postal address of premises or, if none, ordnance survey map reference or description			
Map Sheet ID SK4588 off Guilthwaite Common Lane, Upper Whiston, Rotherham. Parcel ID 3764 Latitude - 53.392588 Longitude - -1.319143 GPS Coordinates - 53° 23' 33.3168" N / 1° 19' 8.9148" W			
Post town	Rotherham	Post code	S60 4NG
Telephone number at premises (if any)			
Non-domestic rateable value of premises		£0 (Agricultural Land)	

Part 2 - Applicant Details

Please state whether you are applying for a premises licence as

Please tick yes

- | | | |
|---|-------------------------------------|-----------------------------|
| a) an individual or individuals * | ☒ | please complete section (A) |
| b) a person other than an individual * | | |
| i. as a limited company | ☐ | please complete section (B) |
| ii. as a partnership | ☐ | please complete section (B) |
| iii. as an unincorporated association or | ☐ | please complete section (B) |
| iv. other (for example a statutory corporation) | ☐ | please complete section (B) |
| c) a recognised club | ☐ | please complete section (B) |
| d) a charity | ☐ | please complete section (B) |

- | | | |
|---|--------------------------|-----------------------------|
| e) the proprietor of an educational establishment | ☐ | please complete section (B) |
| f) a health service body | ☐ | please complete section (B) |
| g) a person who is registered under Part 2 of the Care Standards Act 2000 (c14) in respect of an independent hospital | ☐ | please complete section (B) |
| h) the chief officer of police of a police force in England and Wales | ☐ | please complete section (B) |

* If you are applying as a person described in (a) or (b) please confirm:

Please tick yes

- I am carrying on or proposing to carry on a business which involves the use of the premises for licensable activities; or ☒
- I am making the application pursuant to a
 - statutory function or ☐
 - a function discharged by virtue of Her Majesty's prerogative ☐

(A) INDIVIDUAL APPLICANTS (fill in as applicable)

Mr ☒	Mrs ☐	Miss ☐	Ms ☐	Other Title (for example, Rev)	
Surname - Radcliffe			First names – Jonathan James		
I am 18 years old or over				☒ Please tick yes	
Current postal address if different from premises address		15 Grange Avenue Aughton Sheffield S26 3XF			
Post Town	Rotherham			Postcode	S26 3XF
Daytime contact telephone number			07507571234		
E-mail address (optional)		j.radcliffe@outlook.com			

SECOND INDIVIDUAL APPLICANT (if applicable)

Mr ☒ Mrs ☐ Miss ☐ Ms ☐				Other Title (for example, Rev)	
Surname - Tate			First names – Stephen Bruce		
I am 18 years old or over				☒	Please tick yes
Current postal address if different from premises address		Upper Whiston Farm Upper Whiston			
Post Town	Rotherham			Postcode	S60 4NG
Daytime contact telephone number			07967296405		
E-mail address					

(B) OTHER APPLICANTS

Please provide name and registered address of applicant in full. Where appropriate please give any registered number. In the case of a partnership or other joint venture (other than a body corporate), please give the name and address of each party concerned.

Name
Address
Registered number (where applicable)
Description of applicant (for example, partnership, company, unincorporated association etc.)
Telephone number (if any)
E-mail address (optional)

Part 3 Operating Schedule

When do you want the premises licence to start?

Day Month
Year

0	1	0	1	2	0	1	8
---	---	---	---	---	---	---	---

If you wish the licence to be valid only for a limited period, when do you want it to end?

Day Month
Year

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

Please give a general description of the premises (please read guidance note1)

22 Acre land locked agricultural field used for agricultural and farming purposes.
The field has a hedgerow boundary.
There will be no activities other than access and egress beyond the boundary.

If 5,000 or more people are expected to attend the premises at any one time, please state the number expected to attend.

What licensable activities do you intend to carry on from the premises?

(Please see sections 1 and 14 of the Licensing Act 2003 and Schedules 1 and 2 to the Licensing Act 2003)

Provision of regulated entertainment

Please tick yes

- | | |
|---|-------------------------------------|
| a) plays (if ticking yes, fill in box A) | ☐ |
| b) films (if ticking yes, fill in box B) | ☐ |
| c) indoor sporting events (if ticking yes, fill in box C) | ☐ |
| d) boxing or wrestling entertainment (if ticking yes, fill in box D) | ☐ |
| e) live music (if ticking yes, fill in box E) | ☐ |
| f) recorded music (if ticking yes, fill in box F) | ☐ |
| g) performances of dance (if ticking yes, fill in box G) | ☐ |
| h) anything of a similar description to that falling within (e), (f) or (g) (if ticking yes, fill in box H) | ☒ |

Provision of entertainment facilities:

- | | |
|---|--------------------------|
| i) making music (if ticking yes, fill in box I) | ☐ |
| j) dancing (if ticking yes, fill in box J) | ☐ |
| k) entertainment of a similar description to that falling within (i) or (j) (if ticking yes, fill in box K) | ☐ |

Provision of late night refreshment (if ticking yes, fill in box L)

☒

Supply of alcohol (if ticking yes, fill in box M)

☒

In all cases complete boxes N, O and P

A

Plays Standard days and timings (please read guidance note 6)			Will the performance of a play take place indoors or outdoors or both – please tick (please read guidance note 2)	Indoors	☐
				Outdoors	☐
				Both	☐
Day	Start	Finish	Please give further details here (please read guidance note 3)		
Mon					
Tue					
			State any seasonal variations for performing plays (please read guidance note 4)		
Wed					
Thur					
			Non standard timings. Where you intend to use the premises for the performance of plays at different times to those listed in the column on the left, please list (please read guidance note 5)		
Fri					
Sat					
Sun					

C

Indoor sporting events Standard days and timings (please read guidance note 6)			<u>Please give further details</u> (please read guidance note 3)
Day	Start	Finish	
Mon			
Tue			<u>State any seasonal variations for indoor sporting events</u> (please read guidance note 4)
Wed			
Thur			<u>Non standard timings. Where you intend to use the premises for indoor sporting events at different times to those listed in the column on the left, please list</u> (please read guidance note 5)
Fri			
Sat			
Sun			

E

Live music Standard days and timings (please read guidance note 6)			Will the performance of live music take place indoors or outdoors or both – please tick (please read guidance note 2)	Indoors	☒
				Outdoors	☐
				Both	☐
Day	Start	Finish	Please give further details here (please read guidance note 3) Live music to be performed within temporary marquee.		
Mon					
Tue					
Wed			State any seasonal variations for the performance of live music (please read guidance note 4) N/A		
Thur	12.00	23.00			
Fri	12.00	23.00	Non standard timings. Where you intend to use the premises for the performance of live music at different times to those listed in the column on the left, please list (please read guidance note 5) N/A		
Sat	12.00	23.00			
Sun	12.00	23.00			

G

Performances of dance Standard days and timings (please read guidance note 6)			<u>Will the performance of dance take place indoors or outdoors or both – please tick</u> (please read guidance note 2)		Indoors	☒
					Outdoors	☐
					Both	☐
Day	Start	Finish	<u>Please give further details here</u> (please read guidance note 3) Dance performance by artists on stage within temporary marquee.			
Mon						
Tue						
Wed						
			<u>State any seasonal variations for the performance of dance</u> (please read guidance note 4) N/A			
Thur	12.00	23.00	<u>Non standard timings. Where you intend to use the premises for the performance of dance at different times to those listed in the column on the left, please list</u> (please read guidance note 5)			
Fri	12.00	23.00				
Sat	12.00	23.00				
Sun	12.00	23.00				
			N/A			

I

Provision of facilities for making music Standard days and timings (please read guidance note 6)			<u>Please give a description of the facilities for making music you will be providing</u>			
			<u>Will the facilities for making music be indoors or outdoors or both – please tick</u> (please read guidance note 2)			
					Indoors	☐
					Outdoors	☐
Day	Start	Finish	Both	☐		
Mon			<u>Please give further details here</u> (please read guidance note 3)			
Tue						
Wed			<u>State any seasonal variations for the provision of facilities for making music</u> (please read guidance note 4)			
Thur						
Fri			<u>Non standard timings. Where you intend to use the premises for provision of facilities for making music at different times to those listed in the column on the left, please list</u> (please read guidance note 5)			
Sat						
Sun						

K

Provision of facilities for entertainment of a similar description to that falling within i or j Standard days and timings (please read guidance note 6)			<u>Please give a description of the type of entertainment facility you will be providing</u> 	
Day	Start	Finish	<u>Will the entertainment facility be indoors or outdoors or both – please tick</u> (please read guidance note 2)	Indoors ☐
Mon				Outdoors ☐
				Both ☐
Tue			<u>Please give further details here</u> (please read guidance note 3)	
Wed				
Thur			<u>State any seasonal variations for the provision of facilities for entertainment of a similar description to that falling within i or j</u> (please read guidance note 4)	
Fri				
Sat			<u>Non standard timings. Where you intend to use the premises for the provision of facilities for entertainment of a similar description to that falling within i or j at different times to those listed in the column on the left, please list</u> (please read guidance note 5)	
Sun				

M

Supply of alcohol			Will the supply of alcohol be for	On the	
Standard days and timings (please read guidance note 6)			consumption (Please tick box) (please read guidance note 7)	premises	☒
				Off the premises	☐
				Both	☐
Day	Start	Finish	State any seasonal variations for the supply of alcohol (please read guidance note 4) The event is scheduled to take place once per year on the second to last week of every June.		
Mon					
Tue					
Wed					
Thur	11.00	23.00	Non standard timings. Where you intend to use the premises for the supply of alcohol at different times to those listed in the column on the left, please list (please read guidance note 5)		
Fri	11.00	23.00			
Sat	11.00	23.00			
Sun	11.00	23.00			

State the name and details of the individual whom you wish to specify on the licence as premises supervisor

Name – Ruth Radcliffe	
Address 15 Grange Avenue Aughton Sheffield	
Postcode	S26 3XF
Personal Licence number (if known) RM3056	
Issuing licensing authority (if known) Rotherham Metropolitan Borough Council	

P Describe the steps you intend to take to promote the four licensing objectives:
a) General – all four licensing objectives (b,c,d,e) (please read guidance note 9)

TO PROMOTE ALL FOUR LICENSING OBJECTIVES WE WILL KEEP:

Strong management controls and effective training of all staff so that they are aware of the applicable regulations and best practice and the requirements to meet the four licensing objectives with particular attention to:

- No selling of alcohol to persons under the age of 18
- Zero harm to children
- No drunk and disorderly behaviour on the premises
- Zero tolerance to banned substances
- Vigilance in preventing any disturbance to local residents
- Zero tolerance to anti-social and abusive or violent behaviour
- No harm to the environment, wildlife or fauna

We will implement an operating Schedule providing the hours of operation and licensable activities during those hours and effectively mitigate the risk of overcrowding through careful monitoring of ticket sales and entry numbers. Fully review and follow guidance set out in HSG195 Event Safety Guide and Subscribe to the Purple Guide.

We intend to procure qualified and trained staff to ensure compliance to the Licensing Act 2003.

Employ a designated Qualified Site Supervisor.

Only procure industry experts and UKAS Certified ACS Registered Security.

Ensure we are able to obtain competent Legal, Environmental and Health and Safety advice.

Establish robust Policies including a "Challenge 25" age verification Policy.

We aim to implement an Integrated Quality, Environmental and Health and Safety Management System.

This will allow us to monitor, record and action when necessary and continually improve our processes with a clear commitment for continual improvement. Take preventative measures to reduce the need for reactive action.

As a licensed premises we know that it is necessary to carry out these functions within the businesses, with a clear focus on promoting these objectives.

We promise to support these objectives through close and regular monitoring of our operating schedules and take further measures such as careful planning and effective communication.

b) The prevention of crime and disorder

Ensure all Site Security is UKAS Certified and ACS Registered and are listed on the Home Office AIS Approved Contractors Register.

A clear and legible notice outside the premises indicating the normal hours under the terms of the premises licence during which licensable activities are permitted.

Clear and conspicuous notices, warning of potential criminal activity, such as theft, that may target visitors will be displayed in prominent places. Ensure secure boundary fencing with controlled access points.

Establish a Crime Prevention Policy to include:

- No selling of alcohol to drunk or intoxicated customers.
- Prevention and vigilance of illegal substances via bag checks and screening at entry stage.
- All persons under the age of 16 must be accompanied by an adult over 21
- Persons under the age of 18 will be issued a designated colour wrist band
- Refuse entry to any persons considered to be under the influence of drink or drugs.
- Remove any persons considered to be under the drugs or acting in an anti-social manner.

Establish and document a procedure outlining:

- Actions to take following an incident
- Monitoring Alerts
- Post Incident Review
- Protection of infrastructure and equipment
- Ensuring Compliance

Set clear objectives for:

The best protection at all times for staff, children, and visitors.

The protection of the property from malicious acts of damage or trespass.

The protection of company and visitor assets from fraud, theft, or damage.

Suitable advice with regard to the protection of personal property of staff and visitors whilst on the premises.

That effective and realistic improvements are made to security service provision.

Effective communication mechanisms for reporting crime and suspicious activity.

In order to meet our objectives we intend to:

Include awareness to all staff via Crime Prevention Training.

Monitor and control Access and Egress of all staff and visitors.

Provide adequate lighting

Provide Secure Vehicle Parking

Ensure robust mechanisms are in place to count and control visitor numbers through web ticket sales and clickers.

Encouraging staff and visitors to report all incidents and suspicious behaviour as soon as practicable to:

- The Site Supervisor
- The Site Management Team
- Security
- Where applicable, the Police

Engaging with Contractors and Suppliers, to ensure they are made aware of Company Policies and Procedures and the requirements for compliance.

e) The protection of children from harm

"Challenge 25" sign which is a retailing strategy that encourages anyone who is over 18 but looks under 25 to carry acceptable ID (photographic driving license or a passport) if they wish to buy alcohol.
Well trained and competent staff with clear understanding of the requirements set out within the Child Protection Risk Assessment.
Implement adequate Reporting Mechanism for all staff to raise concern about the safety of a child immediately to the site Management Team and Security.
Record what has been noticed or said on a designated Festival's Reporting Concerns Form.
Ensure confidentiality via a designated Data Protection Policy, to ensure as few people as possible who need to know. A Log Book will be kept upon the premises all the time.
Secure boundary with controlled access / egress points.
Employ Competent and extra ACS Registered Security.
All persons under the age of 16, must be accompanied by an adult over the age of 21.
Provide secure facilities for children's entertainment by qualified staff who are trained in Child Care and in identifying and reporting issues that could affect the safety of children,



WHISTON PARISH COUNCIL

APPENDIX B

*The Parish Hall,
Well Lane
Whiston
Rotherham.
S60 4HX*

Telephone: 07712 305729

Email: whistonparish@hotmail.co.uk

RMBC Licensing Department
Main Street
Rotherham
S60 1AE

23rd November 2017

Dear Sirs

RE: Licensing Application and off Guithwaithe Common Lane Upper Whiston S60 4NG

I write further to the above-mentioned licensing application and can advise that Whiston Parish Council objects to the application on the following basis.:

- The duration of the event being 3 days excluding the time to set up and leave the site
- The duration of the proposal to serve alcohol until 4am most days.
- Location - Upper Whiston is a rural area unsuited for an event the capacity of which isn't determined. How is crowd control to be managed and adequate stewarding arranged for the duration of the event and through the night?
- Music proposed through until 4am with the inevitable noise implications of this for the surrounding area/residents
- The location not offering suitable and sufficient parking or access – exacerbated if there is inclement weather
- High risk of misuse of drugs and alcohol
- Risks of access by younger children attending unlawfully
- Lack of safeguards to prevent crime and disorder
- The Council's lack of knowledge as to the experience of the organisers and the inherent risks they face organising an event of this size and duration. Will all staff and security have suitable training to manage a large event of this nature?
- Capacity with the risk of a large ingress of people from surrounding areas and problems with egress which could occur during the day or night
- Failure to be able to provide suitable first aid and emergency services access for large crowds in a remote rural location.
- Waste management, pollution, water supply and water pollution given the close proximity of the event to a country park this being based around a former reservoir, toilet issues?
- Traffic management, access for event personnel, clients, large trucks, parking, transport to and from the event site etc.?

You will note the concerns above relate to the applicants being able to establish at this location that there would be adequate provision to prevent crime and disorder or nuisance to the surrounding residents, offer measures to protect public safety and protect children in accordance with RMBC's licensing policy.

Yours Faithfully

A Harrison

Angela Harrison

Clerk to Whiston Parish Council

Underwood-Parkin, Lisa

From: Short, Peter-Cllr
Sent: 14 November 2017 09:17
To: Burnett, Chris
Cc: Underwood-Parkin, Lisa; Cowles, Allen-Cllr; Turner, Julie-Cllr
Subject: Upper Whiston Farm Licence Application

Hello Chris,

Following our meeting at Riverside yesterday and chat regarding this planning application. Thank you for explaining the case to me and for your time involved I do thank you for this.

I would like to register some of my ward residents objections, these people have visited my surgeries and contacted me directly on the issue! They are as outlined below.

Noise and general disturbance

Large numbers of people and cars into a country area

Public Safety and possible nuisance from people leaving the site late at night

The possible danger to children

The likely hood of crime and disorder

The supply of alcohol

There are so many objections and this is not well known yet with Whiston people, when word gets out!

Best Regards Cllr Peter Short

Underwood-Parkin, Lisa

Subject: FW: Licensing Act 2003 grant of an application

From: Cowles, Allen-Cllr
Sent: 10 November 2017 16:16
To: Underwood-Parkin, Lisa
Cc: Turner, Julie-Cllr; Short, Peter-Cllr
Subject: RE: Licensing Act 2003 grant of an application

Hi Maria,

I wish to object to this application on all four essential criteria following:

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

This is completely the wrong location and, we do not need an influx of people from all over the area once the word spreads that such an event is taking place. Focus on control may be in place initially but this will lax and younger children will easily gain access to the site. This is a small community and we respect and wish to protect the peace that we have.

Kind Regards

Allen Cowles

Underwood-Parkin, Lisa

Subject: FW: Licensing Act 2003 grant of an application

From: Turner, Julie-Cllr
Sent: 10 November 2017 14:02
To: Underwood-Parkin, Lisa
Cc: Cowles, Allen-Cllr; Short, Peter-Cllr; 'Angela Harrison'
Subject: RE: Licensing Act 2003 grant of an application

Dear Lisa

I oppose this application with respect to all 4 licencing objectives listed below. I have concerns with a venue of this type open over a very long period of time, supplying alcohol on most days until 4am. Upper Whiston is not a suitable location for such an event which could draw crowds from all over the Borough and beyond.

I have concerns with Noise, traffic, parking, health & safety, misuse of alcohol and drugs, first aid and basic facilities, parking, protection of children, children attending unlawfully, and both the event applicants experience of such events.

Regards

Cllr Julie Turner
Sitwell Ward
Tel: 01709 225732

Correspondence:
c/o Town Hall
Moorgate Street
Rotherham S60 2TH

Underwood-Parkin, Lisa

From: Short, Peter-Cllr
Sent: 14 November 2017 09:17
To: Burnett, Chris
Cc: Underwood-Parkin, Lisa; Cowles, Allen-Cllr; Turner, Julie-Cllr
Subject: Upper Whiston Farm Licence Application

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The supply of alcohol

There are so many objections and this is not well known yet with Whiston people, when word gets out!

Best Regards Cllr Peter Short

Underwood-Parkin, Lisa

From: Arnold, Sandra
Sent: 07 December 2017 10:34
To: Underwood-Parkin, Lisa
Subject: FW: License Application Amendments 22nd November 2017
Attachments: Section A-O Version 3.doc

Hi Lisa

Sorry for the delay in responding.

I can confirm that planning permission will not be required for the proposed use/erection of a temporary marque, parking and camping (tents) as detailed in the application provided that when the operation has been carried out –

- any buildings, structures, works, plant or machinery which is permitted development is removed, and
- any adjoining land on which development permitted by Class A has been carried out is, as soon as reasonably practicable, reinstated to its condition before that development was carried out.

The use of the land and erection of temporary structure is permitted without needing planning permission for not more than 28 days in total in any calendar year.

I hope this is helpful,

Kind Regards

Sandra Arnold
Senior Planning Officer
Development Management
Regeneration & Environment
Rotherham Metropolitan Borough Council

Tel: 01709 823872
Internal from old: 3872
Internal from new: 23872

Email: sandra.arnold@rotherham.gov.uk
Visit our website: <http://www.rotherham.gov.uk>

Apply for planning permission online Visit www.planningportal.gov.uk/apply

Before printing, think about the environment.

Rotherham Building Control Consultancy

Have you considered your Building Regulation needs? We can help you realise a quick and easy passage towards achieving a Building Regulation approval and Completion Certificate for the project. We have the expertise to guide you through the process.

Contact 01709 823847 or 01709 254740 or 01709 823841

Email building.control@rotherham.gov.uk



From: Hudson, Louise **On Behalf Of** DevelopmentControl
Sent: 01 December 2017 14:46

Underwood-Parkin, Lisa

From: Rotherham_Licensing <rotherham_licensing@southyorks.pnn.police.uk>
Sent: 23 November 2017 08:16
To: Licensing; Burnett, Chris; Underwood-Parkin, Lisa
Cc: HELEN E COOPER
Subject: FW: Application for a premise licence for Upper Whiston Farm

Hi All,

Please see below, agreed conditions for Upper Whiston Farm, can you please ensure they are added to the licence should it be granted.

Thanks.

Tracey

South Yorkshire Police Licensing Department

E-mail: Rotherham_Licensing@southyorks.pnn.police.uk

Tracey Klein: Ext 0114 252 3948 Int 718948

Helen Cooper (Licensing Enforcement Officer) 07919300353

South Yorkshire Police Licensing Dept

Force Headquarters

Carbrook House

5 Carbrook Hall Road

Sheffield

S9 2EH

Website address - southyorks.police.uk



Please be advised that the content of emails may be submitted as evidence to a Licensing hearing should issues arising not be resolved. The Local Council may post them as part of the process on their Website which has public access.

Tackling child sexual exploitation is a priority for the Force and it is the responsibility of everyone to help spot the signs and say something.

For more information visit www.southyorkshire.police.uk/spotthesigns

From: jonathan radcliffe [mailto:j.radcliffe@outlook.com]

Sent: 22 November 2017 20:41

To: Rotherham_Licensing

Subject: Re: Application for a premise licence for Upper Whiston Farm

Please take this email as acceptance that we will adhere to the below terms and conditions.

Kind Regards

Jonathan Radcliffe

From: Rotherham_Licensing <rotherham_licensing@southyorks.pnn.police.uk>

Sent: 22 November 2017 13:30

To: 'j.radcliffe@outlook.com'

Cc: 'Burnett, Chris'; HELEN E COOPER

Subject: Application for a premise licence for Upper Whiston Farm

Dear Mr Radcliffe,

Following your withdrawal and re-submission of your application for a new premise licence for the field off Guilthwaite Lane, Upper Whiston, Rotherham, can you please confirm that you are still happy to adopt the following conditions.

Following on from our telephone conversation today, I have reviewed your proposals for the "Wheatbeat Music festival" and in order to promote the four licensing objectives would require the following conditions adding to the licence:

- Maximum of ONE event per calendar year
- Written Notice must be given for any proposed major events involving licensable activities and/or regulated entertainment in writing to South Yorkshire Police Licensing Department, South Yorkshire Fire & Rescue Service, the Responsible Authorities towards Public Safety and Public Nuisance. ONE months' notice shall be given for all such "major events".
- Risk assessment and other event specific information including stewarding and policing proposals will be discussed at event planning meetings between the licensee (or representatives) and responsible authorities where appropriate.
- The Challenge 25 scheme must operate including a refusals log, signage and the maintenance of staff training records.
- The use of SIA registered Security to be adopted for all events. Details of persons used including name, date of birth and SIA ref number to be logged and kept for a period no less than six months.
- All drinks to be provided in plastic drinking vessels.
- There shall be a zero tolerance drugs policy at the premises and there shall be a suitably secure 'drop box' for any illegal substances or items confiscated from customers. Seized items will be handed to South Yorkshire Police
- A copy of the South Yorkshire Police Violent Incident Protocol to be displayed within the premises, in sight of staff. This protocol should also form part of staff training and training records to reflect such input.
- Clear and legible notices shall be displayed at all exits requesting that the public respect the needs of local residents and to leave the area quietly.

If you could confirm that you are happy to adhere to the proposed conditions

Regards,

Tracey

South Yorkshire Police Licensing Department

E-mail: Rotherham_Licensing@southyorks.pnn.police.uk

Tracey Klein: Ext 0114 252 3948 Int 718948

Helen Cooper (Licensing Enforcement Officer) 07919300353

Subject: FW: Upper whiston

From: Burnett, Chris
Sent: 06 December 2017 15:15
To: Underwood-Parkin, Lisa
Cc: Pogorzelec, Alan
Subject: Upper whiston

The organisers have met with Council Licensing, Police Licensing, Environmental Health and the Fire Service. I am not aware of any representations or comments from other Responsible Authorities. Agreement has been reached with the operators in respect of the following condition. Some are duplications.

I have e mailed the applicant and explained there have been some representations. On your return a hearing will need to be set up.

LICENSING

1. The Premises Licence only permits one event per calendar year to take place on the premises.
2. The Licence holders shall ensure that date of the event will be notified to Rotherham Police Licensing Department and Rotherham licensing authority at least 3 months prior to the event taking place.
3. The Premises Licence Holder or a nominated deputy (in writing) must be on the licensed premises and available to the Responsible Authorities and the Licensing Authority at all times when Licensable activities are taking place.
4. Details of the Premises Licence Holder or his deputy who is on duty on the premises when licensable activities are undertaken shall be recorded at the time. These records shall be made available to the Licensing Authority or a Responsible Authority on demand. Such record shall be kept for a period of 12 months after the end of licensable activities.
5. The licence holder shall ensure the draft of the Event Management Plan (EMP) will be produced no less than 3 months prior to the event each year and will be submitted to all responsible authorities who will determine whether that draft EMP is acceptable or unacceptable within one calendar month of receipt. Where notification is not received the draft EMP shall be deemed by the Premise Licence Holder to be agreed. The event shall not take place until the EMP has been agreed by all responsible authorities. Once agreed no change shall be made to the draft EMP without the agreement of all responsible authorities.
6. The licence holder shall ensure that the EMP will be a working document providing details of how the event is to be conducted and how safety issues identified in the risk assessment are to be addressed. The EMP will include an event risk assessment and provide specific details in the following areas in so far as they relate to the following list which is not exhaustive:
 - Health and Safety Responsibilities
 - Venue and Site Design

- Fire Safety
- Major Incident Planning (Emergency planning)
- Communication
- Crowd Management (including steward and security numbers and their roles)
- Transport
- Management Structures
- Barriers
- Electrical Installations and Lighting
- Food and Alcohol
- Water
- Merchandising and Special Licensing
- Amusements,
- Attractions and Promotional displays
- Sanitary Facilities
- Waste Management
- Sound: Noise and Vibration
- Special Effects, Fireworks and Pyrotechnics
- Camping
- Facilities for People with disabilities
- Medical, Ambulance and First Aid Management
- Information and Welfare
- Children - including Lost Children's Policy
- Performers
- TV and Media

7. The licence holder shall ensure that an incident log shall be kept at the premises, and made immediately available on request to an 'authorised person' (as defined by Section 13 of the Licensing Act 2003) or Police, which must record the following:

- (a) all crimes reported to the venue
- (b) all ejections of patrons
- (c) any complaints received
- (d) any incidents of disorder
- (e) seizures of drugs or offensive weapons
- (f) any faults in the CCTV system or searching equipment or scanning equipment
- (h) any visit by a relevant authority or emergency services

8. The premises licence holders shall ensure the use of SIA registered security is adopted for all events. Details of persons used including name date of birth and SIA reference number shall be recorded in a log and kept for a period of no less than 6 months

9.The Licence holder shall ensure that all drinks are provided in plastic vessels.

10. The licence holder shall ensure that there is a zero tolerance to drugs policy at the premises and there shall be a suitable secure drop box for any illegal substances or items confiscated from customers. Seized items will be handed to South Yorkshire Police as soon as practicable.

11. The Licence holders shall ensure steps are taken to ensure the safeguarding of visitors during the event.

12.The premises licence holders shall ensure that security will be on site continuously throughout the event.

13.. A Traffic Management Plan (TMP) will be drawn up for the event each year and will be provided to relevant agencies no later than 3 months prior to the event. . The TMP will cover all aspects of vehicle and pedestrian access to and egress from the site during the ' load in and load out as well as for the event itself. The TMP will include arrangements for vehicle routes, emergency service routes, public transport, shuttle buses, taxis, pedestrian issues, a dispersal policy, car parking and a traffic signage plan.

14.. No unaccompanied person under the age of 16 years shall be permitted on the Licensed Premises. Persons accompanying must be a responsible adult over 18 years old.

15.. The premises shall have an age verification policy and adopt Challenge 25 within that policy. Such policy shall be written down and kept at the premises. The policy shall be produced on demand of the Licensing Authority or South Yorkshire Police. Prominent, clear and legible signage (in not less than 32 font bold) shall also be displayed at all entrances to the premises as well as at, at least once every 5 metres behind any bar advertising the scheme operated.

16. Any persons who are found arriving at or on the Licensed Premises with alcohol which is not purchased from the premises will have the alcohol confiscated by security. No customer shall be permitted to take alcohol from the premises.

ENVIRONMENTAL HEALTH

Event Management Plan

1. The licence holder shall ensure that the draft of the Event Management Plan (EMP) will be produced 3 months prior to the event each year and will be submitted to all responsible authorities who will determine whether that draft EMP is acceptable or unacceptable within one calendar month of receipt. Where notification is not received the draft EMP shall be deemed by the Premises Licence Holder to be agreed. The event shall not take place until the EMP has been agreed by all responsible authorities. Once agreed no change shall be made to the draft EMP without agreement of all responsible authorities.
2. The Licence holder shall ensure that the EMP will be a working document providing details of how the event is to be conducted and how safety (and other) issues, identified in the event risk assessment, are to be addressed. The EMP will include an event risk assessment and provide specific details on the following areas (This list is not exhaustive):
 - Health and Safety Responsibilities
 - Venue and Site Design
 - Fire Safety
 - Major Incident Planning (Emergency Planning)
 - Communication
 - Crowd Management (Including steward and security numbers and their roles)

- Transport and Parking
- Management Structures
- Barriers
- Electrical Installations and Lighting
- Food and Alcohol
- Water
- Merchandising and Special Licensing
- Amusements
- Attractions and Promotional Displays
- Sanitary Facilities
- Waste Management
- Sound: Noise and Vibration
- Special Effects, Fireworks and Pyrotechnics
- Camping
- Facilities for People with Disabilities
- Medical, Ambulance and First Aid Management
- Information and Welfare
- Children – Including Lost Children's Policy
- Performers
- TV and Media

Noise

3. Employ a suitably qualified and experienced Noise Consultant agreed by the Licensing Authority, to carry out a survey (and produce a report for submission) to determine the background noise levels at noise sensitive locations/premises to be agreed with the Licensing Authority. Noise monitoring/surveying points shall include, but not be limited to the 7 areas identified in red on the attached Plans 1-5 – '*Noise Monitoring/Surveying Locations*'. The report shall be provided to the Licensing Authority not less than **4 months** prior to the start date of the first event and must be agreed with in writing prior to holding the event. Background noise surveys shall also be carried out as above for future events at the request of the Licensing Authority.

Note: Background Noise Level shall be defined as 'The prevailing sound level at a location, measured in terms of the $L_{A90, T}$, on an equivalent day and at an equivalent time when no concert or sound checks are taking place.'

4. The Music Noise Level (MNL) measured as L_{Aeq} , shall not at any noise sensitive premises exceed the background noise level by more than 15dB(A) over a 15 minute period throughout the duration of the event.
5. During the event, noise monitoring will be carried out at noise monitoring/surveying points agreed with the licensing authority at regular intervals throughout periods of regulated entertainment. Details of planned monitoring should be provided as part of the Event Management Plan.

A record of all noise monitoring undertaken shall be made. This is to include details of the responsible person undertaking the assessment, dates and times of visits, locations, details of noise levels witnessed and if necessary, what action has been taken to mitigate any breach of maximum noise levels. The records shall be made immediately available to the Licensing Authority upon request.

6. At the request of the Licensing Authority, a suitably qualified and experienced Noise Consultant shall be employed to monitor compliance with licensing conditions and undertaken noise monitoring (as per condition 4 and 5 above) for the duration of the event. The Consultant to be utilised should be agreed with the Licensing Authority at least 2 weeks prior to the event.
7. The Premises Licence Holder, or a responsible person nominated by them in writing, shall receive and respond to complaints throughout the duration of all licensable activities. A telephone contact number shall be published using appropriate media outlets prior to the event for this purpose. Any complaints received shall be

recorded and the records made available to the local authority upon request. Such records shall be retained for a minimum of 2 years.

Waste

8. Litter and refuse generated must be contained within the boundaries of the site and regularly cleared. The Premises Licence Holder shall ensure that adequate measures are in place to remove litter or waste arising from the event and the site shall be left in a clean condition following completion.
9. An adequate number of suitable, lidded receptacles shall be provided to receive and store refuse produced during the event prior to its disposal.

Lighting

No lighting installed on the premises shall cause a public nuisance.

POLICE

- Maximum of ONE event per calendar year
- Written Notice must be given for any proposed major events involving licensable activities and/or regulated entertainment in writing to South Yorkshire Police Licensing Department, South Yorkshire Fire & Rescue Service, the Responsible Authorities towards Public Safety and Public Nuisance. ONE months' notice shall be given for all such "major events".
- Risk assessment and other event specific information including stewarding and policing proposals will be discussed at event planning meetings between the licensee (or representatives) and responsible authorities where appropriate.
- The Challenge 25 scheme must operate including a refusals log, signage and the maintenance of staff training records.
- The use of SIA registered Security to be adopted for all events. Details of persons used including name, date of birth and SIA ref number to be logged and kept for a period no less than six months.
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- A copy of the South Yorkshire Police Violent Incident Protocol to be displayed within the premises, in sight of staff. This protocol should also form part of staff training and training records to reflect such input.
- Clear and legible notices shall be displayed at all exits requesting that the public respect the needs of local residents and to leave the area quietly.

Regards,

Chris

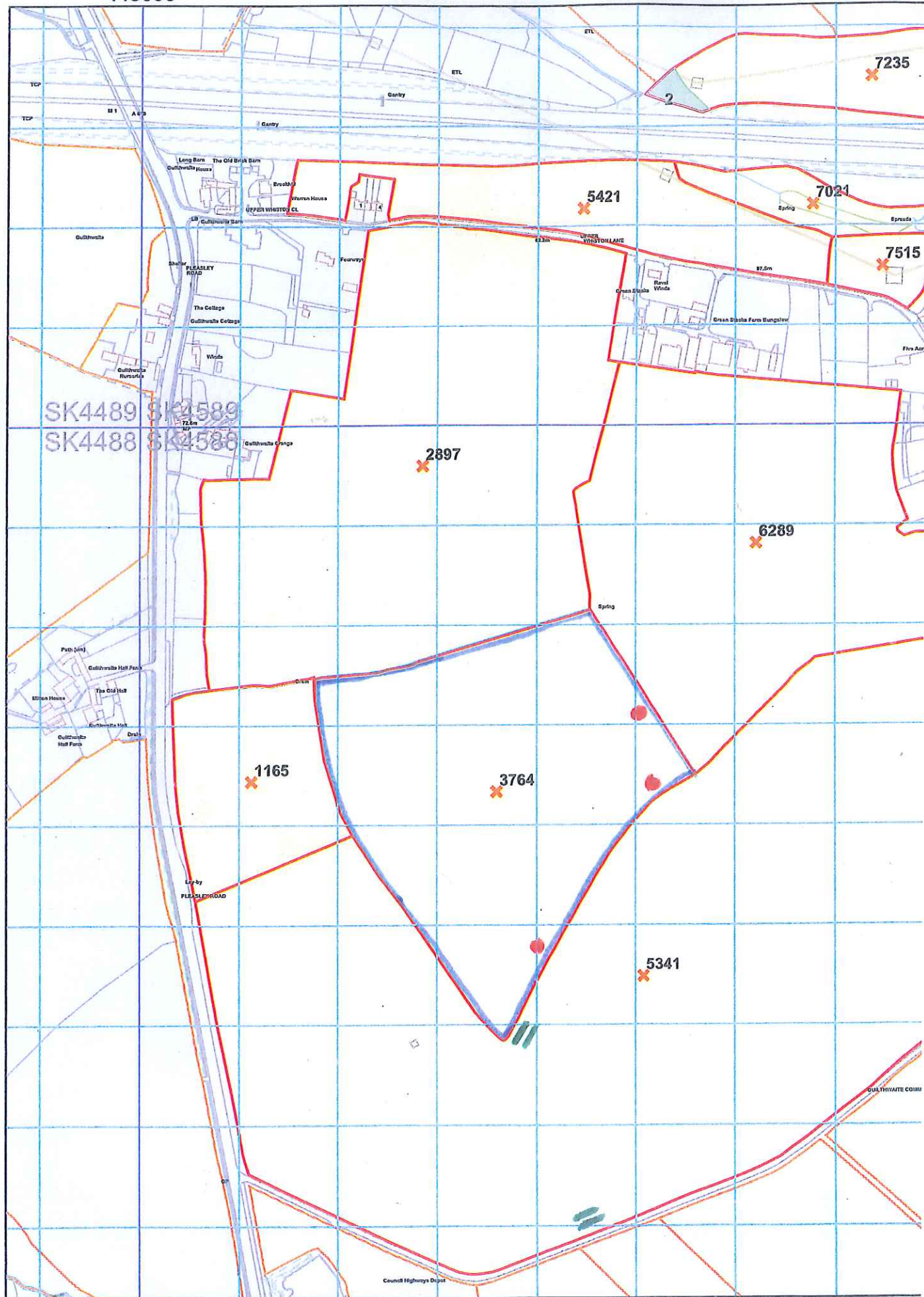
**Principal Licensing Officer
Community Safety & Street Scene
Regeneration & Environment**

445000

445500

389000

388500



445000

445500

446000

446500

Rural Payments
Agency

Rural Land Register (RLR) Map

SBI - 106560980

Page 1 of 5

Legend

- Your RLR Parcel(s)
- SPS Permanent Ineligible Features
- Adjacent Parcel Boundary
- Unconfirmed Boundary

RLR Information

Sheet ID	Parcel ID	Total Area (ha)	SPS Recorded Eligible Area (ha)	English Region
SK4588	3764	9.05	9.05	N
SK4588	1165	2.86	2.86	N
SK4588	9276	3.94	3.94	N
SK4588	6289	10.59	10.59	N
SK4589	8906	0.74	0.74	N
SK4588	2897	13.93	13.93	N
SK4589	5421	3.33	3.33	N
SK4589	7515	0.61	0.61	N
SK4589	9718	2.36	2.36	N
SK4689	0107	2.24	2.24	N
SK4688	0297	0.23	0.23	N
SK4589	7021	0.98	0.98	N
SK4589	7235	2.92	2.80	N
SK4588	5341	29.58	29.58	N

LEGEND

- BOUNDARY.
- FIRE EQUIPMENT.
- ACCESS + EGRESS.

Scale - 1:5000



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SCALE 1:50 1CM = 50M

Date: 25/03/2015

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