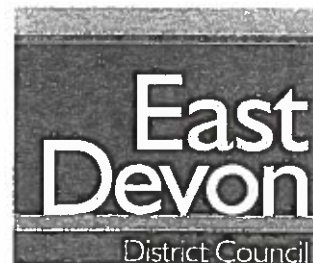
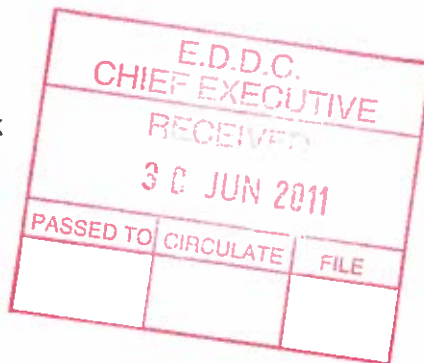


Date: 28 June 2011  
Contact number: (01395) 517544  
E-mail: [clane@eastdevon.gov.uk](mailto:clane@eastdevon.gov.uk)  
Our Reference: Chris Lane  
Your Reference: -



East Devon District Council  
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To: Members of the Licensing & Enforcement Sub-Committee  
(Councillors: Steve Hall, Jim Knight, Pat Graham)

Licensing Officer  
Assistant Solicitor

Dear Sir/Madam

### Licensing & Enforcement Sub-Committee, Tuesday 5 July 2011 at 9.30am

The Licensing & Enforcement Sub Committee meeting will take place in the Council Chamber, Knowle, Sidmouth, to consider the matters detailed on this agenda.

**Members of the public are welcome to attend this meeting. A hearing loop system will be in operation in the Council Chamber. Due to the requirements of the Licensing Act 2003 only parties to the hearing are permitted to address the sub-committee (through their representative as appropriate).**

Councillors and members of the public are reminded to switch off mobile phones during the meeting. If this is not practical due to particular circumstances, please advise the Chairman in advance of the meeting.

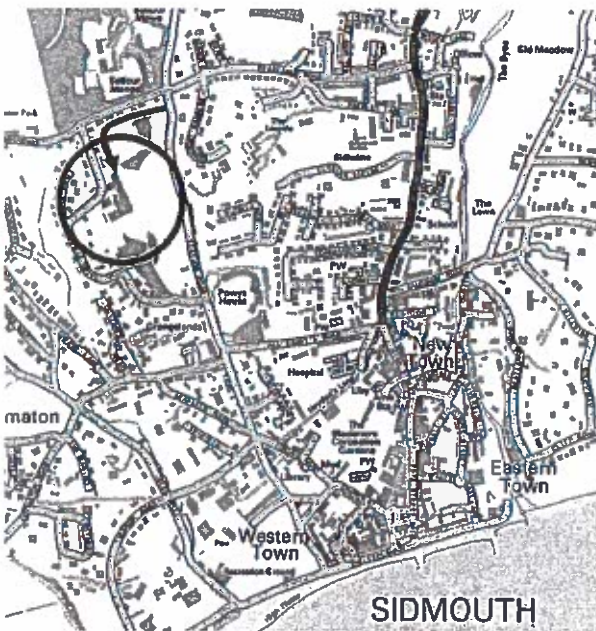
### AGENDA

- |   | Page/s                      |
|---|-----------------------------|
| 1. To confirm the minutes of the meetings of the Licensing and Enforcement Sub Committee held on 14 June 2011.  | 3 - 4                       |
| 2. To receive any apologies for absence from Members of the Sub Committee.  |                             |
| 3. To receive any declarations of interests relating to items on the agenda.  |                             |
| 4. To consider any items which in the opinion of the Chairman should be dealt with as matters of urgency because of special circumstances.  |                             |
| (Note: Such circumstances need to be specified in the minutes; any Member wishing to raise a matter under this item is requested to notify the Chief Executive in advance of the meeting).  |                             |
| 5. To consider an application for a time limited premises licence to be granted under the Licensing Act 2003 - To permit the provision of regulated entertainment, late night refreshment and the sale of alcohol for consumption on the premises at Branscombe Airfield, Higherlands Farm, Branscombe. | Licensing Officer<br>5 - 75 |
| 6. To consider an application for a premises licence to be granted under the Licensing Act 2003 - To permit the the sale of alcohol for consumption off the premises at Lidl, Heathpark Way, Honiton.   | Licensing Officer 76 - 130  |

## Members Remember!

- You must declare any personal or prejudicial interests in an item whenever it becomes apparent that you have an interest in the business being considered.
- Make sure you say the reason for your interest as this has to be included in the minutes.
- If your interest is prejudicial you must leave the room unless you have obtained a dispensation from the Council's Standards Committee or where Para 12(2) of the Code can be applied. Para 12(2) allows a Member with a prejudicial interest to stay for the purpose of making representations, answering questions or giving evidence relating to the business but only at meetings where the public are also allowed to make representations. If you do remain, you must not exercise decision-making functions or seek to improperly influence the decision; you must leave the meeting room once you have made your representation.
- You also need to declare when you are subject to the party whip before the matter is discussed.

## Getting to the Meeting – for the benefit of visitors



The entrance to the Council Offices is located on Station Road, Sidmouth. Parking is limited during normal working hours but normally easily available for evening meetings.

The following bus service stops outside the Council Offices on Station Road: **From Exmouth, Budleigh, Otterton and Newton Poppleford – 157**

The following buses all terminate at the Triangle in Sidmouth. From the Triangle, walk up Station Road until you reach the Council Offices (approximately ½ mile).

**From Exeter – 52A, 52B**  
**From Honiton – 52B**  
**From Seaton – 52A**  
**From Ottery St Mary – 379, 387**

Please check your local timetable for times

The Committee Suite has a separate entrance to the main building, located at the end of the visitor and Councillor car park. The rooms are at ground level and easily accessible; there is also a toilet for disabled users.

**For a copy of this agenda in large print, please contact the Democratic Services Team on 01395 517546**

# EAST DEVON DISTRICT COUNCIL

## Minutes of a Meeting of the Licensing & Enforcement Sub-Committee held at Knowle, Sidmouth on Tuesday, 14 June 2011

**Present:** Councillors:  
Steve Hall (Chairman)  
  
Roger Boote

**Officers:** Chris Lane – Democratic Services Officer  
Giles Salter – Assistant Solicitor  
Neil McDonald – Licensing Officer  
John Tippin Licensing Manager

The meeting started at 9.30 am and ended at 9.35 am.

### \*4 Minutes

The minutes of the meeting of the Licensing and Enforcement Sub-Committee held on 31 May 2011 were confirmed and signed as a true record.

### \*5 Schedule of applications for Sub Committee approval where an agreed position has been reached and all Parties have agreed a hearing is unnecessary

Consideration was given to the report of the Licensing Officer which set out a schedule of applications for Sub Committee approval where an agreed position had been reached and all parties had agreed that a hearing was unnecessary.

The Licensing Officer explained the background of the application and the negotiations carried out.

**RESOLVED** that the applications be granted as below, subject to the agreed positions set out in the schedule and any relevant statutory conditions and the applicants having complied with relevant statutory requirements.

Type of Application	Name of premises and address	Agreed position reached by the parties
Application for a premises licence to be granted	Avanti, 3 High Street, Exmouth, EX8 1NN	Following mediation the applicant and the Devon & Cornwall Constabulary have agreed that they consider a hearing to be unnecessary if the following agreed position is approved.  The application be approved as submitted subject to the addition of the following conditions:  1. Membership of the Local Licensees Association must be maintained and the licence holder or their representative must attend meetings and participate in all relevant initiatives.

		<ol style="list-style-type: none"> <li>2. No person carrying open or sealed bottles or glasses will be admitted to the premises at any time.</li> <li>3. No customers will be permitted to take open containers of alcoholic or soft drinks from the premises.</li> <li>4. The licence holder or people authorised by them must check the premises prior to its opening to the public in order to ensure there are no risks to patrons and that all safety precautions are in place.</li> <li>5. The licence holder must ensure that all staff receive appropriate training regarding emergency and general safety precautions and procedures.</li> <li>6. The licence holder must ensure that all staff are aware of their social and legal obligations and their responsibilities regarding the sale of alcohol.</li> <li>7. All bottles and glasses and rubbish must be removed from the public areas on a regular and frequent basis.</li> <li>8. The licence holder must ensure that staff regularly patrol the premises both indoors and out to supervise the orderly conduct of patrons.</li> </ol>
	<p>Recommended approval of application subject to the amended operating schedule and the relevant mandatory conditions of the Licensing Act 2003</p>	

Chairman ..... Date .....

## Agenda Item 5

Licensing & Enforcement Sub Committee

5 July 2011

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

#### Summary

The report summarises an application for a premises licence to be granted.

#### Recommendation

**That members consider the application for a time limited premises licence to be granted under the Licensing Act 2003 - To permit the provision of regulated entertainment, late night refreshment and the sale of alcohol for consumption on the premises at Branscombe Airfield, Higherlands Farm, Branscombe, Seaton, Devon, EX12 3BL.**

a) **Reasons for Recommendation**

To comply with statutory processes.

b) **Alternative Options**

To either grant, refuse or modify the application.

c) **Risk Considerations**

None

d) **Policy and Budgetary Considerations**

The Council's Licensing Policy is referred to in the body of the report. There is a possibility of the Council having to pay the applicant's court costs if a successful appeal is brought against the decisions made today.

e) **Date for Review of Decision**

The council's decision may be appealed to the Magistrates Court. The Licensing Act 2003 also contains review provisions.

---

1 **Description of Application**

1.1 An application has been received from Mr David Hayman, Higherlands Farm, Branscombe Airfield, Branscombe, Seaton, Devon EX12 3BL for the grant of a time limited premises licence (3 days) at Branscombe Airfield, Higherlands Farm, Branscombe, Seaton, Devon, EX12 3BL.

1.2 The licence for this event has been requested to run from Friday 15 July 2011 to Sunday 17 July 2011 the proposed timings and licensable activities applied for are produced in table form at **Appendix A**.

- 1.3 The application is to allow evening entertainment, the sale of late night hot food/drink and the sale of alcohol and forms part of a bigger event being held during the day being the Devon Rugby 7's. The Friday evening will be a small scale event comprising of live and recorded music, catering and a bar to be held in Hanger 3 and the hard standing area. The Saturday night will be a larger scale concert (up to 3,000 people) advertised as the 'Boney M' concert utilising an outside stage and the 1.2 acre field to the east of the hanger with the bar sited in Hanger 3. The Sunday evening will not have entertainment and will only relate to the operation of a bar within Hanger 3.
- 1.4 The airfield site covers 26 acres and is situated in a rural location outside the village of Branscombe between Branscombe village and the A3052. The area for public trade comprises of two stages, a hanger and hard standing and a 1.2 acre field for licensable activities, the sale/supply of alcohol being restricted to the hanger (Hanger 3).
- 1.5 A full copy of the application is reproduced at **Appendix B**
- 1.6 A plan of the premises will be available at the meeting to show the layout of the site and the areas of licensable activity.
- 2 Statutory Bodies' Response**
  - 2.1 Devon & Cornwall Constabulary  
Representations received but an agreed position reached - see **Appendix E**.
  - 2.2 Devon Fire & Rescue Service  
No representations have been received.
  - 2.3 Area Child Protection Committee and Local Safeguarding Children Board  
No representations have been received
  - 2.4 Devon Trading Standards  
No representations have been received
  - 2.5 East Devon District Council, Environmental Health Service  
No Representations have been received
  - 2.6 East Devon District Council, Planning & Countryside Service  
No representations have been received
- 3 Representations and Responses to Notices of Hearing**
  - 3.1 Representations have been received from the Devon and Cornwall Constabulary and one local resident. The police have reached an agreed position with the applicants by way of extra conditions to be added to the licence - see **Appendix E**. Details of the representation from the local resident are attached at **Appendix C**.
  - 3.2 Details of the responses to the statutory Notice of Hearing are attached at **Appendix D**.
- 4 Proposed Operating Schedule**
  - 4.1 The extra conditions agreed by the applicant at the request of the police appear at **Appendix E** and include a condition that the applicants prepare a detailed Event Management Plan setting out the steps they propose to take to promote the

licensing objectives. A copy of this Event Management Plan is attached at Appendix F.

## **5 Relevant Licensing Policy Considerations**

### **Licensing Objectives**

- 5.1 Section 2.1 of the Policy states: 'The Licensing Authority has a duty under the Act to carry out its licensing functions with a view to promoting the four licensing objectives.' These objectives are the only matters to be taken into account in determining the application and any conditions attached must be necessary to achieve the licensing objectives.
- 5.2 Section 2.2 of the Policy states: A licence will only be granted where the licensing authority is satisfied that these objectives have been met.
- 5.3 Section 2.3 of the Policy lists the kind of measures the licensing authority will be expecting to see taken into account to promote the objectives.

### **Conditions**

- 5.4 Section 4 of the policy sets out what the Sub Committee should consider before imposing conditions on a licence.
- 5.5 The **Guidance** issued under Section 182 Licensing Act 2003 also states:

The licensing authority may not impose any conditions unless its discretion has been engaged following receipt of relevant representations and it has been satisfied at a hearing of the necessity to impose conditions. It may then only impose conditions that are necessary to promote one or more of the four licensing objectives. Such conditions must also be expressed in unequivocal and unambiguous terms to avoid legal dispute.

It is perfectly possible that in certain cases, because the test is one of necessity, where there are other legislative provisions which are relevant and must be observed by the applicant, no additional conditions at all are needed to promote the licensing objectives.

The Act requires that licensing conditions should be tailored to the size, style, characteristics and activities taking place at the premises concerned.

Licensing authorities should therefore ensure that any conditions they impose are only those which are necessary for the promotion of the licensing objectives, which means that they must not go further than what is needed for that purpose.

Licensing authorities should only impose conditions which are necessary and proportionate for the promotion for the licensing objectives. If other existing law already places certain statutory responsibilities on an employer or operator of premises, it cannot be necessary to impose the same or similar duties.

### **Licensing Hours**

- 5.6 Section 6.1 of the Policy states: The Licensing Authority will deal with the issue of licensing hours on the individual merits of each application. However, when issuing a licence with licensing hours beyond midnight higher standards of control will generally need to be included in operating schedules to promote the licensing objectives especially for premises which are situated near residential areas. There

is no presumption within the legislation for longer opening hours and the licensing objectives are paramount in any consideration of an application.

- 5.7 Section 6.3 of the Policy states: The terminal hours will normally be approved where the applicant can show that the proposal would not adversely affect the licensing objectives unless, after hearing relevant representation the licensing authority believe it necessary, proportionate and reasonable to restrict the hours required.

#### **Nuisance**

- 5.8 Section 17.1 of the Policy states: To promote the licensing objectives, applicants for licences for licensable activities will be required to demonstrate the measures they have in place for the prevention of public nuisance. The impact of the licensable activities on people living in the vicinity should not be disproportionate or unreasonable. The issues will mainly concern noise nuisance, light pollution, noxious smells and litter. The prevention of public nuisance can include low-level nuisance affecting a few people living locally as well as a major disturbance affecting the whole community. It may also include the prevention of the reduction of the living and working amenity and environment of interested parties.

#### **Capacity**

- 5.9 Section 18.1 of the Policy states: Where it is considered necessary to control the maximum numbers of persons attending premises for the purpose of preventing crime and disorder or for public safety the licensing authority will expect this to be addressed in the operating schedule. The licensing authority, if relevant representations are made and only then if such conditions are deemed necessary proportionate and reasonable, may impose a condition stipulating a maximum number of persons permitted to attend premises where it considers it necessary to prevent crime and disorder or for public safety purposes.

### **6. Observations**

- 6.1 The application being considered is for the grant of a Premises Licence to permit :
- the performance of live music
  - the playing of recorded music
  - the provision of late night refreshment
  - the supply of alcohol for consumption on the premises
- 6.2 Representations have been received from one local resident Mr Rivers who has concerns that the site is not suitable for a large scale event and there will be road safety issues and parking problems. He is also concerned that there will be disruption to local residents with people getting drunk and causing trouble and disorder.
- 6.3 Mr Rivers in his response to notice of hearing and via a separate letter raised concerns over the public notice that the applicants placed in the 'Pullmans View' to advertise the application as required by legislation. His concerns relate to the fact that the full description of the premises that the applicant intends to use were not included in the public notice and that the times for the sale of alcohol and late night refreshment were not included and therefore did not give any potential objectors the true representation of the size and times of the event. A copy of his letter and copy of the advert he sent in are attached at **Appendix G**. The application form sets out that the part of Highland Farm that the licence is sought for is the aircraft hanger (called Hanger 3), the hard standing in front of it and the 1.2 acre field to the east of



the hanger. The public notice mentions the hanger and hard standing but makes no reference to the 1.2 acre field.

6.4 The Licensing Manager took legal advice concerning the issue of the advert and has taken a view that the notice was not sufficiently defective as to void the application. The Manager decided that the application would not be rejected however the matter would be included in the report in order that the committee can take a view on the issue.

6.5 The following sections are relevant from the 'Amended Guidance Issued under Section 182 of the Licensing Act 2003' issued by the Home Office concerning advertising of applications:

Section 8.86 - Applicants are required to publish a notice in a local newspaper or, if there is none, in a local newsletter, circular or similar document circulating in the vicinity of the premises; and display a brief summary of the application on an A4 size notice immediately on or outside the premises.

Section 8.87 - The summary of the application should set out matters such as the proposed licensable activities and the proposed hours of opening and should be clearly displayed for the period during which representations may be made, together with information about where the details of the application may be viewed.

Section 8.92 - So far as possible, as well as putting in place arrangements for interested parties to view a record of the application in the licensing register as described in Schedule 3 to the 2003 Act, it is expected that licensing authorities will also include these details on their websites. Charges made for copies of the register should not exceed the cost of preparing such copies.

Section 8.94 - It is open to licensing authorities to notify residents living in the vicinity of premises by circular of premises making an application, but this is not a statutory requirement. Few Licensing Authorities have taken on this extra responsibility which is seen to be particularly onerous in rural areas.

6.6 The public notice is not intended to be a full description of an application. It is merely to bring an application to the notice of residents and local businesses and should any of them wish to know more the notice provides details of where further information can be obtained. The guidance does not describe what details should be included when referring to the premises.

(a) In fact it would have been sufficient for the notice to merely describe the area as Branscombe Airfield. However in this case the applicant chose to put more details on the notice but by doing so may have created an ambiguity because part of the area (the 1.2 acre field) was not mentioned. This omission has been criticised by Mr Rivers, the objector.

(b) The proposed hours of opening for all licensable activities have not been included on the notice as the application requests later hours for alcohol and late night refreshment than the 2300 hrs mentioned in the notice for live and recorded music. Paragraph 8.87 of the Section 182 guidance does advise that: 'the proposed licensable activities and the proposed hours of opening' should be clearly displayed on the notice.

Details of this application were displayed on the East Devon District Council website and through the East Devon Licensing Register.

- 6.7 In Mr Rivers response to notice of hearing he indicates that he proposes to bring two witnesses to the hearing and describes them on the form as 'local residents affected by the grant of this licence'. He also includes under 'documents to support his original representation' copies of letters from a number of local residents that appear to be objection letters from residents who have not officially made representations against the application. Some of these letters are from persons who have attempted to lodge representations against this application however because the representation was made out of time they have not been accepted.
  - 6.8 Legal advice was sought concerning the copies of letters submitted by Mr Rivers and the advice was that they should be submitted with the response to the notice of hearing in the report. The committee would then have to take a view on whether to reject these letters as they are not documents supporting the original representation or to accept the letters and decide what weight they should carry when making a final decision on the application.
  - 6.9 I have spoken to Mr Wilson of Devon County Council Highways Department who has confirmed that he has had meetings on site with the applicant and is satisfied with the road traffic plan he has submitted for the event.
  - 6.10 The Sub Committee will now need to consider whether to grant this application as it stands or in the light of the representations to refuse the application or grant it in a different form.
  - 6.11 A location plan is attached at **Appendix H**.
- 

### **Legal Implications**

1. As relevant representations have been made in respect of the application, this hearing must be held. (Relevant representations are about the likely effect of the grant of the application on the promotion of the licensing objectives, by interested parties or responsible authorities). The sub-committee must disregard any information or evidence not relevant to the licensing objectives.
2. The sub-committee must consider this application in accordance with Section 4 of the Licensing Act 2003, which requires that licensing functions must be carried out with a view to promoting the four licensing objectives. The licensing authority must also have regard to its own licensing policy and the Secretary of State's guidance, but may depart from both if it has good reason to do so. Those reasons should be stated.
3. Section 18 of the Act requires the licensing authority to grant a premises licence unless it considers additional steps are needed for the promotion of the licensing objectives having regard to any relevant representations.

The steps are:

- (a) to grant the licence subject to:
  - (i) the conditions in the operating schedule modified to such extent as members consider necessary for the promotion of the licensing objectives, and
  - (ii) any condition which must under sections 19, 20 or 21 be included in the licence;

- (b) to exclude from the scope of the licence any of the licensable activities to which the application relates
- (c) to refuse to specify a person in the licence as the premises supervisor
- (d) to reject the application.

The conditions of the licence are modified if any are altered or omitted or any new condition is added. Different conditions may be applied to different parts of the premises, and to different licensable activities. The sub-committee must give its reasons for its decision to take any of these steps. Similarly, if any part of an application is rejected, the sub-committee must give its reasons.

4. The Act requires mandatory conditions to be imposed where supplying alcohol or exhibiting films are approved as licensed activities. It also requires a mandatory condition to be imposed where door supervisors or other individuals carrying out security activities are conditions on the licence.

- (a) **Section 19 - Mandatory conditions relating to the supply of alcohol**  
No alcohol may be supplied unless there is a designated premises supervisor who also holds a personal licence.  
Every supply of alcohol under a premises licence must be made or authorised by a personal licensee
- (b) **Section 20 - Mandatory condition relating to exhibition of films-not relevant in this case**  
Children may only be admitted to films in accordance with the classification recommendations of the British Board of Film Classification, or as recommended by the licensing authority.
- (c) **Section 21 - Door Supervision**  
Where door supervisors are specified by condition, those individuals must be licensed by the SIA.

5. The sub-committee will need to consider the hours of operation proposed in relation to the licensable activities in the light of the promotion of the licensing objectives, the effectiveness of the operating schedule proposed by the applicant, the representations received, the location of the premises in relation to residential and other commercial properties including other licensed premises, the history of the management of the premises and how it is proposed to be run in the future, the evidence produced of any problems in the past, and the likely impact of any extension of hours and activities. These issues, and any other relevant ones, may be explored at the hearing.

**6. Human Rights Act 1998**

- 6.1 The sub-committee must also have regard to the provisions of the Human Rights Act 1998 when determining this application. The 1998 Act made the European Convention of Human Rights directly enforceable in British courts. The relevant provisions are Article 6 (right to a fair trial), Article 8 (right to respect for private and family life), Article 11 (freedom of association) and Article 1 of the First Protocol (right to peaceful enjoyment of one's possessions). These provisions are explained below. Essentially, they require the sub-committee to identify correctly the competing interests, give each appropriate weight in the circumstances of the case, and balance them against each other in order to arrive at a fair and reasonable decision.

- 6.2 Under Article 6, "everyone is entitled to a fair and public hearing within a reasonable time by an independent and impartial tribunal established by law". The procedures established by this Council for hearings under the Licensing Act 2003 are compliant with Article 6.
- 6.3 Under Article 8, "everyone has the right to respect for his private and family life, his home and his correspondence". This right may not be interfered with except in accordance with the law and as may be "necessary in a democratic society in the interests of national security, public safety or the economic well-being of the country, for the prevention of disorder or crime, for the protection of health or morals, or for the protection of the rights and freedoms of others". In Licensing Act cases this means that the sub-committee must have regard to the effect of its decisions on local residents, and balance their interests against those of the public at large (e.g. the customers of the premises under consideration) and the people operating the business from the premises.
- 6.4 Under Article 11, "everyone has the right to freedom of peaceful assembly and to freedom of association with others" except where it is lawful to restrict that freedom in the interests of national security or public safety, for the prevention of disorder or crime, for the protection of health or morals or for the protection of the rights and freedoms of others". In Licensing Act cases this means, for example, that the sub-committee is entitled to impose conditions to ensure that patrons of licensed premises do not unreasonably disturb others living or working nearby. Again, the sub-committee should balance the competing interests.
- 6.5 Article 1 of the First Protocol (that is, the first amendment to the Convention) says that every natural or legal person (meaning a human being or a company) is entitled to peaceful enjoyment of his possessions, except where the law provides for restrictions on that right in the public interest. This means, for example, that it is compliant with the Convention to impose restrictions, such as those provided in the Licensing Act 2003, upon business premises where it is in the public interest to do so. On the other hand the same applies to the owners and occupiers of neighbouring premises.

## **7. Appeals**

If the sub-committee imposes conditions on the licence with which the applicant disagrees, or modifies the licensable activities permitted or refuses to specify a person as a designated premises supervisor, he or she may appeal within 21 days of notification of the decision to the Magistrates' Court. The applicant may also appeal if an application for a premises licence is rejected. Those making relevant representations may appeal if they believe that the licence should not have been granted, or that, when granting the licence, the licensing authority ought to have imposed different or additional conditions or excluded a licensable activity or refused to specify a person as designated premises supervisor. The magistrates' court may dismiss the appeal, or substitute its own decision, or send back the case to the licensing authority with directions as to how the case is to be dealt with. The magistrates' court may make any costs order it thinks fit.

## **8. Review Provisions**

If extended hours/licensable activities are granted, the Licensing Act contains review provisions which enable those living or running businesses in the vicinity of the premises, bodies representing them or any of the responsible authorities to apply to this licensing authority for a review of the licence. A hearing follows

which enables the sub-committee to use the normal powers at a hearing (set out above) but also to suspend the licence for a period of up to three months or to revoke it.

#### **9. Police Closure**

A senior police officer may close any premises for 24 hours (this can be extended) where s/he reasonably believes there is or is likely imminently to be disorder on, or in or in the vicinity of the premises and their closure is necessary in the interests of public safety. Closure can also be affected if public nuisance is being caused by noise coming from the premises and closure of the premises is necessary to prevent that nuisance

#### **Financial Implications**

No apparent financial implications

#### **Appendices**

- Appendix A – Requested times and activities in table form
- Appendix B – Copy of licensing application
- Appendix C – Details of representations received
- Appendix D – Details of responses to the Notice of Hearing
- Appendix E – Conditions agreed by the police
- Appendix F – Copy of applicants event management plan
- Appendix G – Copy of letter and advert – Mr Rivers
- Appendix H – Location Plan

#### **Background Papers**

- Licensing Application dated 9 April 2011
- The District Council's Statement of Licensing Policy
- Amended S. 182 Guidance of the Licensing Act 2003

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Neil McDonald ext 2079  
Licensing Officer

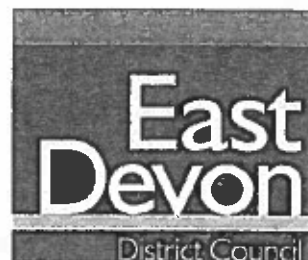
Licensing & Enforcement Sub Committee  
5 July 2011

Branscombe Airfield

proposed Timings

	e) Performance of live music (Indoors & outdoors)	f) Recorded music (Indoors & Outdoors)	g) Late Night Refreshment (Indoors & Outdoors)	m) Sale of alcohol for consumption on the premises	Hours premises are open to the public
Friday	7:00pm - 11:00pm	7:00pm - 11:00pm	11:00pm - 12:30am	5:00pm - 12:30am	5:00pm - 12:30am
Saturday	7:00pm - 11:00pm	7:00pm - 11:00pm	11:00pm - 12:30am	5:00pm - 12:30am	5:00pm - 12:30am
Sunday	-	-	-	Midday - 8:00pm	10:00am - 8:00pm

Licensing Office  
 Central Services Directorate  
 East Devon District Council  
 Council Offices  
 Knowle  
 Sidmouth  
 Devon EX10 8HL



Ref: EDP422

## East Devon District Council

### Licensing Authority

### Licensing Act 2003

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

Checklist – Part A	
	Please tick <input checked="" type="checkbox"/> yes
I have made or enclosed payment of the fee	<input checked="" type="checkbox"/>
I have enclosed a plan of the premises	<input checked="" type="checkbox"/>
I have sent copies of this application and the plan to the responsible authorities and others where applicable	<input checked="" type="checkbox"/>
I have enclosed the consent form completed by the individual I wish to be premises supervisor, if applicable	<input checked="" type="checkbox"/>
I understand that I must now advertise my application – on the premises and in a local newspaper.	<input checked="" type="checkbox"/>
<b>I understand that if I do not comply with the above requirements my application will be rejected</b>	<input checked="" type="checkbox"/>
The application procedure has in some places very tight time scales and it would be advantageous if we could communicate with you electronically so that if necessary we could serve notices of any sub committee hearings by electronic means. This would mean that you would receive early notification thus giving you more time to prepare. If you are happy to receive communications in this way please tick the box next to this question and enter your email details below. You should only volunteer this form of communication if you regularly check your emails daily.	<input checked="" type="checkbox"/>
I am prepared to receive notices relating to the Licensing Act 2003 electronically and my email address is:	info@branscombeairfield.com
Unfortunately currently we are unable to receive service of applications electronically however in the future this may be possible. We intend to develop the ability for applicants to make applications on line however this will not be possible for some months.	
Please note that this page is not part of the application and you need not complete it.	

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



Ref: EDP422

**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.

I/We David Hayman  
(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**

<b>Postal address of premises or, if none, ordnance survey map reference or description</b>			
The site is Branscombe Airfield			
Higherlands Farm Branscombe			
<b>Post town</b>	Seaton	<b>Post code</b>	Ex12 3BL

<b>Telephone number at premises (if any)</b>	01297 680 259
<b>Non-domestic rateable value of premises</b>	£7400

**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
    - o statutory function or
    - o a function discharged by virtue of Her Majesty's prerogative

**(A) INDIVIDUAL APPLICANTS** (fill in as applicable)

<b>Mr</b> <input checked="" type="checkbox"/>	<b>Mrs</b> <input type="checkbox"/>	<b>Miss</b> <input type="checkbox"/>	<b>Ms</b> <input type="checkbox"/>	<b>Other Title</b> (for example, Rev)	
<b>Surname</b> Hayman			<b>First names</b> David		
<b>I am 18 years old or over</b>				<input checked="" type="checkbox"/>	<b>Please tick yes</b>
<b>Current postal address if different from premises address</b>		Higherlands Farm Branscombe Airfield Branscombe			
<b>Post Town</b>	Seaton			<b>Postcode</b>	EX12 3BL
<b>Daytime contact telephone number</b>			07836 550377		
<b>E-mail address (optional)</b>		david.hayman@ludbro.co.uk			

**SECOND INDIVIDUAL APPLICANT (if applicable)**

Mr <input type="checkbox"/>	Mrs <input type="checkbox"/>	Miss <input type="checkbox"/>	Ms <input type="checkbox"/>	Other Title (for example, Rev)	
Surname			First names		
I am 18 years old or over				<input type="checkbox"/> Please tick yes	
Current postal address if different from premises address					
Post Town				Postcode	
Daytime contact telephone number					
E-mail address (optional)					

**(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  
15 7 2011

If you wish the licence to be valid only for a limited period, when do you want it to end? Day Month Year  
17 7 2011

Please give a general description of the premises (please read guidance note1)  
THE SITE CONSISTS OF 4 SEPARATE BUILDINGS. THESE ARE THE BUNGALOW, THE AIRCRAFT RENOVATION WORKSHOP WHOSE TENANT IS SKY 4 AVIATION, THE CONVERTED BARN WHOSE TENANTS ARE LUDDINGTON BROZE LIMITED AND SKY 4 COVERS AND FINALLY THE AIRCRAFT HANGAR.

THERE IS ALSO 2 OPEN FIELDS OF APPROXIMATELY 1.2 AND 4 ACRES AND A 750 METRE GRASS RUNWAY.

IT IS THE AIRCRAFT HANGAR AND THE 1.2 ACRE FIELD WHICH WILL BE THE LICENSED PREMISES FOR THE EVENT.

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)  | <input type="checkbox"/>            |
| b) films (if ticking yes, fill in box B)  | <input type="checkbox"/>            |
| c) indoor sporting events (if ticking yes, fill in box C)   | <input type="checkbox"/>            |
| d) boxing or wrestling entertainment (if ticking yes, fill in box D)  | <input type="checkbox"/>            |
| e) live music (if ticking yes, fill in box E)   | <input checked="" type="checkbox"/> |
| f) recorded music (if ticking yes, fill in box F)   | <input checked="" type="checkbox"/> |
| g) performances of dance (if ticking yes, fill in box G)  | <input type="checkbox"/>            |
| h) anything of a similar description to that falling within (e), (f) or (g) (if ticking yes, fill in box H) | <input type="checkbox"/>            |

#### Provision of entertainment facilities:

- |   |                          |
|---|--------------------------|
| i) making music (if ticking yes, fill in box I)   | <input type="checkbox"/> |
| j) dancing (if ticking yes, fill in box J)  | <input type="checkbox"/> |
| k) entertainment of a similar description to that falling within (i) or (j) (if ticking yes, fill in box K) | <input type="checkbox"/> |

**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	<input type="checkbox"/>
Day	Start	Finish		Outdoors	<input type="checkbox"/>
Mon			Please give further details here (please read guidance note 3)	Both	<input type="checkbox"/>
Tue					
Wed			State any seasonal variations for performing plays (please read guidance note 4)		
Thur					
Fri			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)		
Sat					
Sun					

**B**

<b>Films</b> Standard days and timings (please read guidance note 6)			<b>Will the exhibition of films take place indoors or outdoors or both – please tick</b> (please read guidance note 2)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
<b>Day</b>	<b>Start</b>	<b>Finish</b>	<b>Please give further details here</b> (please read guidance note 3)		
Mon					
Tue			<b>State any seasonal variations for the exhibition of films</b> (please read guidance note 4)		
Wed					
Thur			<b>Non standard timings. Where you intend to use the premises for the exhibition of films at different times to those listed in the column on the left, please list</b> (please read guidance note 5)		
Fri					
Sat					
Sun					

**C**

<b>Indoor sporting events</b> Standard days and timings (please read guidance note 6)			<b>Please give further details</b> (please read guidance note 3)
Day	Start	Finish	
Mon			<b>State any seasonal variations for indoor sporting events</b> (please read guidance note 4)
Tue			
Wed			
Thur			<b>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</b> (please read guidance note 5)
Fri			
Sat			
Sun			

**D**

<b>Boxing or wrestling entertainments</b> Standard days and timings (please read guidance note 6)			<b><u>Will the boxing or wrestling entertainment take place indoors or outdoors or both – please tick</u></b> (please read guidance note 2)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
<b>Day</b>	<b>Start</b>	<b>Finish</b>	<b><u>Please give further details here</u></b> (please read guidance note 3)		
Mon					
Tue					
Wed					
Thur					
			<b><u>State any seasonal variations for boxing or wrestling entertainment</u></b> (please read guidance note 4)		
			<b><u>Non standard timings. Where you intend to use the premises for boxing or wrestling entertainment at different times to those listed in the column on the left, please list</u></b> (please read guidance note 5)		
Fri					
Sat					
Sun					

E

<b>Live music</b> Standard days and timings (please read guidance note 6)			<b><u>Will the performance of live music take place indoors or outdoors or both – please tick</u></b> (please read guidance note 2)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input checked="" type="checkbox"/>
Day	Start	Finish	<b><u>Please give further details here</u></b> (please read guidance note 3) It is our intention to use the hangar as a bar area with a small stage where live music maybe played on Friday there will be a maquee on the hard stand immediately outside the hangar. the main concert area on Saturday will be in the 1.2 acre field to the east of the hangar		
Mon			<b><u>State any seasonal variations for the performance of live music</u></b> (please read guidance note 4) Concert being held in July. We have spoken to enviornental Health in EDDC and have agreed that the concert will end the at 2300		
Tue					
Wed					
Thur					
Fri	1700	2300	<b><u>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</u></b> (please read guidance note 5) N/a		
Sat	1700	2300			
Sun					



**F**

Recorded music Standard days and timings (please read guidance note 6)			Will the playing of recorded music take place <u>indoors or outdoors or both – please tick</u> (please read guidance note 2)	Indoors	<input type="checkbox"/>
Day				Outdoors	<input type="checkbox"/>
Start	Finish			Both	<input checked="" type="checkbox"/>
Mon			<b>Please give further details here</b> (please read guidance note 3) It is our intention to use the hangar as a bar area with a small stage where live music maybe played on Friday there will be a maquee on the hard stand immediately outside the hangar. the main concert area on Saturday will be in the 1.2 acre field to the east of the hangar		
Tue					
Wed				<b>State any seasonal variations for the playing of recorded music</b> (please read guidance note 4) Concert being held in July. We have spoken to enviomental Health in EDDC and have agreed that the concert will end the at 2300	
Thur					
Fri	1700	2300		<b>Non standard timings. Where you intend to use the premises for the playing of recorded music at different times to those listed in the column on the left, please list</b> (please read guidance note 5)	
Sat	1700	2300			
Sun					

**G**

<b>Performances of dance</b> Standard days and timings (please read guidance note 6)			<b><u>Will the performance of dance take place indoors or outdoors or both – please tick</u></b> (please read guidance note 2)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
<b>Day</b>	<b>Start</b>	<b>Finish</b>	<b><u>Please give further details here</u></b> (please read guidance note 3)		
Mon					
Tue					
Wed			<b><u>State any seasonal variations for the performance of dance</u></b> (please read guidance note 4)		
Thur					
Fri			<b><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></b> (please read guidance note 5)		
Sat					
Sun					

H

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

<b>Provision of facilities for making music</b> Standard days and timings (please read guidance note 6)			<b><u>Please give a description of the facilities for making music you will be providing</u></b>		
			<b><u>Will the facilities for making music be indoors or outdoors or both – please tick</u></b> (please read guidance note 2)		Indoors <input type="checkbox"/> Outdoors <input type="checkbox"/> Both <input type="checkbox"/>
<b>Day</b>	<b>Start</b>	<b>Finish</b>	<b><u>Please give further details here</u></b> (please read guidance note 3)		
Mon					
Tue					
Wed					
Thur					
Fri					
Sat					
Sun			<b><u>State any seasonal variations for the provision of facilities for making music</u></b> (please read guidance note 4)		
			<b><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></b> (please read guidance note 5)		

J

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

**K**

<b>Provision of facilities for entertainment of a similar description to that falling within i or j</b> Standard days and timings (please read guidance note 6)			<b><u>Please give a description of the type of entertainment facility you will be providing</u></b>		
<b>Day</b>	<b>Start</b>	<b>Finish</b>	<b><u>Will the entertainment facility be indoors or outdoors or both – please tick</u></b> (please read guidance note 2)	Indoors	<input type="checkbox"/>
Mon				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Tue			<b><u>Please give further details here</u></b> (please read guidance note 3)		
Wed					
Thur			<b><u>State any seasonal variations for the provision of facilities for entertainment of a similar description to that falling within i or j</u></b> (please read guidance note 4)		
Fri					
Sat			<b><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></b> (please read guidance note 5)		
Sun					

L

Late night refreshment Standard days and timings (please read guidance note 6)			Will the provision of late night refreshment take place indoors or outdoors or both – please tick (please read guidance note 2)	Indoors	<input type="checkbox"/>
				Outdoors	<input checked="" type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	<u>Please give further details here</u> (please read guidance note 3) Professional catering vans will be brought in to provide food and located outside to the east of the hangars		
Mon					
Tue					
Wed			<u>State any seasonal variations for the provision of late night refreshment</u> (please read guidance note 4)		
Thur					
Fri	1700		<u>Non standard timings. Where you intend to use the premises for the provision of late night refreshment at different times, to those listed in the column on the left, please list</u> (please read guidance note 5)		
		0030			
Sat	1700				
		0030			
Sun					

**M**

<b>Supply of alcohol</b> Standard days and timings (please read guidance note 6)			<b>Will the supply of alcohol be for consumption (Please tick box)</b> (please read guidance note 7)	On the premises <input checked="" type="checkbox"/>
				Off the premises <input type="checkbox"/>
				Both <input type="checkbox"/>
<b>Day</b>	<b>Start</b>	<b>Finish</b>	<b>State any seasonal variations for the supply of alcohol</b> (please read guidance note 4) WE INTEND TO SELL ALCOHOLIC AND SOFT REFRESHMENTS. THE BAR WILL BE LOCATED IN THE MAIN HANGAR	
Mon				
Tue				
Wed				
Thur				
Fri	1700	0030		
Sat	1700	0030		
Sun	1200	2000	<b>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</b> (please read guidance note 5)	

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

<b>Name</b> Ian Weedon	
<b>Address</b> 54 Peasland Rd Sidmouth Devon	
<b>Postcode</b>	Ex10 9BE
<b>Personal Licence number (if known)</b> EDVE1342	
<b>Issuing licensing authority (if known)</b> EDDC	



**N**

Please highlight any adult entertainment or services, activities, other entertainment or matters ancillary to the use of the premises that may give rise to concern in respect of children (please read guidance note 8)

NONE

**O**

<b>Hours premises are open to the public</b> Standard days and timings (please read guidance note 6)			<b>State any seasonal variations</b> (please read guidance note 4) PREMISES ARE OPEN TO THE PUBLIC ON A TICKET ONLY BASIS FROM 1730 - 0030. ALL MUSIC INCLUDING LIVE AND RECORDED MUSIC WILL TERMINATE AT 2300 LEAVING THE SECURITY STAFF 1.5 HOURS TO CLEAR THE SITE IN AN ORDERLY AND QUIET MANNER.
Day	Start	Finish	
Mon			
Tue			
Wed			
Thur			
Fri	1700		
		0030	
Sat	1700	0030	
Sun	1000		
		2000	
			<b>Non standard timings. Where you intend the premises to be open to the public at different times from those listed in the column on the left, please list</b> (please read guidance note 5)

**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)**

THE ORGANISATION OF THE EVENT WILL BE EXECUTIVELY MANAGED BY DAVID HAYMAN (THE APPLICANT), A TEAM OF SECURITY PERSONNEL, BAR STAFF AND CHAPTER 8 QUALIFIED TRAFFIC MASHALLS WILL BE APPOINTED TO ENSURE THE SMOOTH RUNNING OF THE EVENT.

**b) The prevention of crime and disorder**

WE WILL HAVE LICENSED SECURITY PERSONNEL HIRED TO OVERSEE, SECURE AND SUPERVISE THE EVENT.

**c) Public safety**

AN ASSESSMENT HAS BEEN UNDERTAKEN RE HEALTH AND SAFETY FOR THE PUBLIC IN TERMS OF NUMBERS, FIRE FIGHTING PROVISIONS, FIRE EXITS ETC. ID WILL BE REQUIRED FOR ANY INDIVIDUALS ATTEMPTING TO PURCHASE ALCOHOL WHO IN THE BAR STAFF AND LICENSEE OPINION APPEAR UNDER THE AGE OF 21. ANYONE DISPLAYING DRUNKEN BEHAVIOUR, WILL BE EJECTED FROM THE VENUE BY THE SECURITY STAFF AND REFUSED ALCOHOL FROM THE BAR STAFF.

**d) The prevention of public nuisance**

A PROFESSIONAL, LICENSED SECURITY FIRM TO PROVIDE PERSONNEL TO PREVENT ANY PUBLIC NUISANCE, CRIME OR DISORDER.

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

CHILDREN UNDER THE AGE OF 16 MUST BE SUPERVISED BY AN ADULT AT ALL TIMES. FURTHERMORE, FOR ANY INDIVIDUALS ATTEMPTING TO PURCHASE ALCOHOL WHO IN THE BAR STAFF AND LICENSEE OPINION APPEAR UNDER THE AGE OF 21 WILL BE ASKED FOR PROOF OF AGE. ANYONE DISPLAYING DRUNKEN OR THREATENING BEHAVIOUR, WILL BE EJECTED FROM THE VENUE BY THE SECURITY STAFF AND REFUSED ALCOHOL FROM THE BAR STAFF.


Please tick yes

- I have made or enclosed payment of the fee
- I have enclosed the plan of the premises
- I have sent copies of this application and the plan to responsible authorities and others where applicable
- I have enclosed the consent form completed by the individual I wish to be premises supervisor, if applicable
- I understand that I must now advertise my application
- I understand that if I do not comply with the above requirements my application will be rejected

**IT IS AN OFFENCE, LIABLE ON CONVICTION TO A FINE UP TO LEVEL 5 ON THE STANDARD SCALE, UNDER SECTION 158 OF THE LICENSING ACT 2003 TO MAKE A FALSE STATEMENT IN OR IN CONNECTION WITH THIS APPLICATION**

**Part 4 – Signatures** (please read guidance note 10)

**Signature of applicant or applicant's solicitor or other duly authorised agent** (See guidance note 11). **If signing on behalf of the applicant please state in what capacity.**

Signature	
Date	09/04/2011
Capacity	Event Organiser

**For joint applications signature of 2<sup>nd</sup> applicant or 2<sup>nd</sup> applicant's solicitor or other authorised agent.** (please read guidance note 12). **If signing on behalf of the applicant please state in what capacity.**

Signature	
Date	
Capacity	

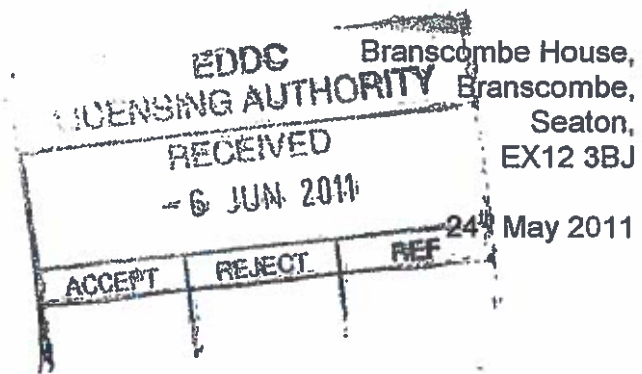
**Contact name (where not previously given) and postal address for correspondence associated with this application** (please read guidance note 13)

Post town		Post code	
Telephone number (if any)			
If you would prefer us to correspond with you by e-mail your e-mail address (optional)			





Licensing Department,  
EDDC,  
Knowle,  
Sidmouth  
EX10 8HL



**Ref 028990 Premises License Branscombe Airfield, Higherlands Farm,  
Branscombe, EX12 3BL**

The above premises have applied for a license to serve alcohol, "late night refreshments" and have indoor and out door music over the weekend of 15<sup>th</sup> / 17<sup>th</sup> July 2011.

I wish to object to the request on the following grounds and make the following comments

- a. **The venue is unsuitable for this type of event.** It is situated on the brow of a hill so all noise is carried both across and down the valley. There has been no consultation by the applicant with neighbours.
- b. **Access to the site is via mainly single track roads.** There is no mention of a limit on numbers but it is proposed to have 32 teams of 10 for the rugby tournament. In addition to this there are 500 tickets for the Saturday outdoor concert for "locals" plus anybody else who wishes to buy a ticket. In a letter from EDDC earlier this year (ref EN10/018) it states "the road junction of Northern Lane /Bulstone Road giving access to the site (Higherlands Farm) is, by reason of the inadequate visibility from and of emerging vehicles, unsuitable to accommodate the increase in volume" ..... "with subsequent risk of additional danger to all users of road and interference with the free flow of traffic contrary policy TR10". This is in reference to 10 caravans using the site. So how can it be suitable for the event planned?
- c. The license is for "Hangar three plus hard standing". What is meant by the hard standing? Does this mean that alcohol can only be consumed in this area? How will this be enforced with so many people present?
- d. The late night (outdoor) refreshments and serving alcohol till 12.30 will be a great nuisance to the surrounding area. Previous similar parties at this site have kept us awake till the last beat of the last track at 2 am.
- e. If a TEN was applied for at a later date to continue the music till a later time there

would be no chance for the Council or locals to object.

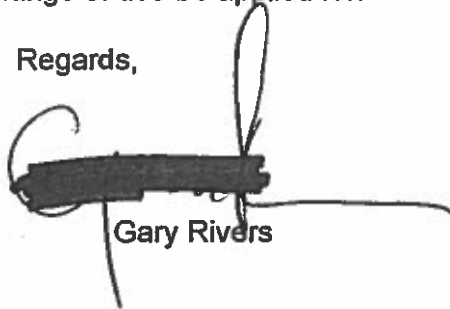
f. The event is a rugby tournament. Prefixing it with "charity" does not make it a non-commercial event. A lot of people in the village put a lot of time and effort into organising charity events - none of them gone on for three days and caused a (potential) nuisance to locals. There has to be a limit to the amount of disruption that the neighbourhood can take.

g. This weekend is also The Mason's Arms (Branscombe) beer festival causing even more traffic on our narrow roads.

h. The following weekend Higherlands are hosting their annual Airshow. They are restricted under planning conditions to have one "special day" per calendar month "In order to keep any disruption to the amenities of local residents to an absolute minimum." Although this event is not "special" in planning terms, there has to be some thought for the neighbourhood.

i. Mr Hayman was advised, last year, by EDDC Planning that the hangars were for aeronautical use only. This meant the cancelling of a planned event. We are not aware of a change of use be applied for.

Regards,

A handwritten signature in black ink, which has been partially obscured by a thick black horizontal bar. The signature appears to be 'Gary Rivers'.

Gary Rivers

Cc. Branscombe Parish Council, EDDC Planning Department

**APPENDIX D**

**Branscombe Airfield – Responses to Notice of Hearing**

**Applicant**

<b>David Hayman, Higherlands Farm, Branscombe, Devon, EX12 3BL</b>	
<b>Hearing Unnecessary</b>	Yes
<b>Attending</b>	No
<b>Requesting permission for the named persons to appear at the hearing.</b>	Naomi Hayman, Higherlands Farm, Branscombe, Devon, EX12 3BL Ian Weedon 54 Peaslands Road, Sidmouth, Devon, EX10 9BE Bill Price 11 Lydgate Road, Seaton, Devon, EX12 2BX
<b>Supporting documents</b>	Letter to Rachel Pocock answering concerns raised.
<b>Summary of key points</b>	No

**Interested Parties**

<b>1.</b>	<b>Gary Rivers, Branscombe House, Branscombe, Devon, EX12 3BJ</b>
<b>Hearing Unnecessary</b>	Yes
<b>Attending</b>	Yes
<b>Requesting permission for the named persons to appear at the hearing.</b>	Mr R Fastnedge, Coxes Barton, Branscombe, Devon Mrs L Cattlin, Coxes Farm, Branscombe, Devon
<b>Supporting documents</b>	Yes – letters from other residents
<b>Summary of key points</b>	Yes
<b>Prevention of crime &amp; disorder</b>	Excessive no. of people - late night licence
<b>Public safety</b>	No. of guests too large for site Access
<b>Prevention of Public Nuisance</b>	Access to site Lack of street lighting Guests leaving site Nearness of neighbours



To: Head of Legal and Member Services  
 Attn Licensing Manager  
 Central Services Directorate  
 East Devon District Council  
 Council Offices  
 Knowle  
 Sidmouth  
 Devon EX10 8HL



**RESPONSE TO NOTICE OF HEARING**

I refer to your notice of hearing dated 8<sup>th</sup> June 2011 relating to the following application:

5 JULY 2011

Application Number: 028990


Application: Grant of a Premises Licence

By: Mr D Hayman

Of Higherlands Farm, Branscombe, EX12 3BL

Re: Branscombe Airfield, Higherlands Farm, Branscombe, EX12 3BL

Under Regulation 8 of The Licensing Act 2003 (Hearings) Regulations 2005 I give you notice that: -

		(Tick as appropriate)(✓)	Yes	No
I consider the hearing to be unnecessary			<input checked="" type="checkbox"/>	<input type="checkbox"/>
I intend to attend the hearing			<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>
I intend to be represented at the hearing by:			<input checked="" type="checkbox"/>	<input type="checkbox"/>
Please see note below (Please give details of the person's name and address in this box)				
I am requesting permission for the below named person(s) to appear at the hearing, (e.g. as a witness)				
Name and Address	HIGHERLANDS FARM, BRANSCOMBE, EX12 3BL 54 POYSLAND RD, SIDMOUTH, EX10 9BE 11 LYDGATE RD SEAFON, EX12 2BX			
NAOMI HAYMAN IAN WEDON BILL PRICE				
Please explain how this person will be able to assist the Licensing Sub Committee: ALL PERSONS HAVE BEEN INVOLVED WITH THE EVENT SINCE INCEPTION				
I enclose the following documents to support my original representations: LETTER TO R POCOCK ANSWERING CONCERNS RAISED				
(Please list them)				
		(Tick as appropriate)(✓)	Yes	No
I also enclose a summary of the key points on which I seek to rely in supporting my *application, *representation or *objection I have already made (*Delete as applicable). You are invited to use the attached form marked 'Summary of Key Points' for this task.			<input type="checkbox"/>	<input checked="" type="checkbox"/>
Your Signature:	 Your address: HIGHERLANDS FARM BRANSCOMBE EX12 3BL.			
Name:	DAVID HAYMAN			

Note: - Where there are a large number of similar representations local residents may wish to consider appointing a spokesperson on their behalf.

**YOU MUST RETURN THIS NOTICE PROPERLY COMPLETED TO:**

The Head of Legal, Licensing and Democratic Services,  
Attn Licensing Manager  
East Devon District Council,  
Council Offices, Knowle, Sidmouth, Devon, EX10 8HL

Tel: 01395 517410 Fax: 01395 517507  
E-mail: [licensing@eastdevon.gov.uk](mailto:licensing@eastdevon.gov.uk)

Please notify the licensing authority if you have any special needs or requirements for the hearing or if you will have any difficulty in attending.

**YOUR WRITTEN RESPONSE MUST ARRIVE AT THE COUNCIL OFFICES NO LATER THAN:**

**17 June 2011**

**LATE RESPONSES CAN ONLY BE CONSIDERED AT THE HEARING IF ALL THE OTHER PARTIES AGREE**

Rachel Pocock  
Head of Legal, Licensing and Democratic Services  
Central Services Directorate  
East Devon District Council  
Council Offices  
Knowle  
Sidmouth  
EX10 8HL

E.D.D.C. CHIEF EXECUTIVE		
RECEIVED 17 JUN 2011		
PASSED TO	CIRCULATE	FILE

10 June 2011

Dear Ms Pocock

**Re: Higherlands Farm, Branscombe, EX12 3BL**  
**Application Number: 028990 Grant of a Premises License**

Thank you for your letter dated 8 June 2011 notifying us of the hearing of a Licensing Sub-Committee on 5 July 2011 at 9:30am in respect of our application for a premises license.

To assist with the consideration of our application I detail below our responses to the objections made by G Rivers.

- a) The venue is not unsuitable as a site for this event, the very nature of the site being on top of the hill and outside of the village boundary means that it will have a minimal impact on the residents of Branscombe. Environmental Health at EDDC has been consulted and sound levels will not exceed those allowable for such an event.
- b) The Highways Department of Devon County Council and Devon and Cornwall Constabulary have been consulted and have agreed the Traffic Management Plan for the Event. On both the 15<sup>th</sup> and 16<sup>th</sup> of July a one way system to and from the site will be in place to ensure free flow of Traffic. The temporary traffic notices will be issued by the Highways Department of Devon County Council.
- c) As agreed with Devon and Cornwall Police the sale of alcohol will be from the Hangar and hard standing outside the hangar. The consumption of alcohol will be within the concert area. As agreed with Devon and Cornwall Police we will employ a professional Bar Manager and a minimum of 15 SIA Registered Security Personnel (ration of 175 attendees to each SIA Registered Personnel) in order to ensure that we comply with licensing regulations.
- d) Our Application is for the bar to close at 00:00 with 30 minutes drinking up time after consultation with Devon and Cornwall Police. We had a private birthday party in 2009, prior to the party we wrote to Mr Rivers advising him of the party and we have never received a complaint of nuisance. We

have consulted with the Environmental Health Department at EDDC and have agreed that the Concert music will finish at 23:00 BST.

- e) A TEN will not be applied for to extend the licensing hours beyond 00:00 hours.
- f) Charitable Events have been held at Branscombe Airfield for over 20 years and they have raised in excess of £130,000. All of these events have been well attended by village residents and over the years the residents have benefitted from significant financial contributions that have been made to Branscombe Church, Branscombe Village Hall, Branscombe Pre-School, Branscombe School and the Branscombe Defibrillator Fund. We will continue to support the residents of Branscombe
- g) The Traffic Management agreed by the Devon County Council and Devon and Cornwall Police will improve traffic flow and reduce traffic congestion for both of the events in the village. We are the only organisers of village events that put in place approved traffic management.
- h) The restriction by EDDC Planning for "Special Day" applies to air traffic only. The Airfield will be closed over the weekend of the Event.
- i) Last year the Event was to be held in the hangar and the Planning Dept of EDDC deemed it to be a "material change of use". The Concert will be held in the open air and not in the hangar. The Hangar will be used as a licensed bar which will be cleared within 24 hours. We have not received any notification from EDDC that this is a "a material change of use"

Finally, we are disturbed that an application for a license can be delayed by a neighbour who is ill informed and not prepared to voice their concerns directly to us. If Mr Rivers had, he would have seen that we have consulted with all relevant departments and bodies to ensure that the Event is managed in a professional way within regulations.

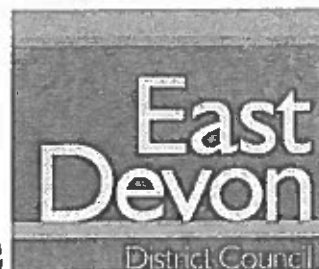
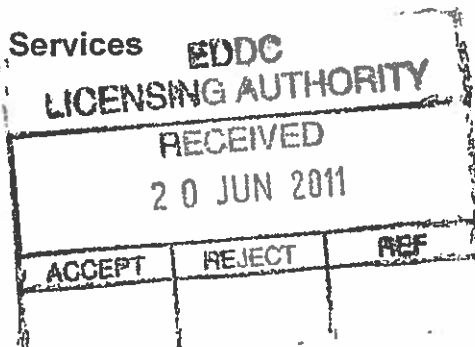
I trust this clarifies the points raised and I would like to confirm we would be happy for a meeting with Mr Rivers here at the airfield to discuss his concerns.

Yours Sincerely

A blacked-out signature, likely of Mr D Hayman, with a horizontal line drawn through it.

Mr D Hayman

To: Head of Legal and Member Services  
 Attn Licensing Manager  
 Central Services Directorate  
 East Devon District Council  
 Council Offices  
 Knowle  
 Sidmouth  
 Devon EX10 8HL



**RESPONSE TO NOTICE OF HEARING**

I refer to your notice of hearing dated 8<sup>th</sup> June 2011 relating to the following application:

Application Number: 028990

Application: Grant of a Premises Licence

By: Mr D Hayman

Of Higherlands Farm, Branscombe, EX12 3BL

Re: Branscombe Airfield, Higherlands Farm, Branscombe, EX12 3BL

Under Regulation 8 of The Licensing Act 2003 (Hearings) Regulations 2005 I give you notice that: -

		(Tick as appropriate)(✓)	
		Yes	No
I consider the hearing to be unnecessary		<input checked="" type="checkbox"/>	<input type="checkbox"/>
I intend to attend the hearing		<input checked="" type="checkbox"/>	<input type="checkbox"/>
I intend to be represented at the hearing by:		<input type="checkbox"/>	<input type="checkbox"/>
Please see note below (Please give details of the person's name and address in this box)			
I am requesting permission for the below named person(s) to appear at the hearing, (e.g. as a witness)			
Name and Address	COXES BARTON, BRANSCOMBE		
MR A. FASTNEDE			
MRS L. CATTIN	COXES FARM, BRANSCOMBE		
Please explain how this person will be able to assist the Licensing Sub Committee:			
local residents who will be affected by the granting of this licence			
I enclose the following documents to support my original representations:			
attached letters			
(Please list them)			
		(Tick as appropriate)(✓)	
		Yes	No
I also enclose a summary of the key points on which I seek to rely in supporting my *application, *representation or *objection I have already made (*Delete as applicable). You are invited to use the attached form marked 'Summary of Key Points' for this task.		<input checked="" type="checkbox"/>	<input type="checkbox"/>
Your Signature	Your address: BRANSCOMBE HOUSE		
Name:	DARYL RIVERS BRANSCOMBE, EX12 3BT		

Note: - Where there are a large number of similar representations local residents may wish to consider appointing a spokesperson on their behalf.

**YOU MUST RETURN THIS NOTICE PROPERLY COMPLETED TO:**

The Head of Legal, Licensing and Democratic Services,  
Attn Licensing Manager  
East Devon District Council,  
Council Offices, Knowle, Sidmouth, Devon, EX10 8HL

Tel: 01395 517410 Fax: 01395 517507  
E-mail: [licensing@eastdevon.gov.uk](mailto:licensing@eastdevon.gov.uk)

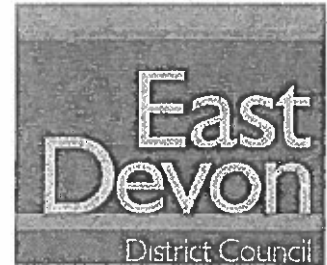
Please notify the licensing authority if you have any special needs or requirements for the hearing or if you will have any difficulty in attending.

**YOUR WRITTEN RESPONSE MUST ARRIVE AT THE COUNCIL OFFICES NO LATER THAN:**

**17 June 2011**

**LATE RESPONSES CAN ONLY BE CONSIDERED AT THE HEARING IF ALL THE OTHER PARTIES AGREE**

To: Head of Legal and Member Services  
 Attn Licensing Manager  
 Central Services Directorate  
 East Devon District Council  
 Council Offices  
 Knowle  
 Sidmouth  
 Devon EX10 8HL



**SUMMARY OF KEY POINTS**

These are the key points I rely on to support my ~~application~~, representation or objection (~~delete as applicable~~).

Application Number: 028990

Application: Grant of a Premises Licence

By: Mr D Hayman

Of Higherlands Farm, Branscombe, EX12 3BL

Re: Branscombe Airfield, Higherlands Farm, Branscombe, EX12 3BL

Key Points		
Which of the four licensing objectives does your <i>application, representation or objection</i> relate	(✓)	Please enter a summary of your key points in the table below. Please use an additional page if necessary
Prevention of crime & disorder	<input checked="" type="checkbox"/>	Excessive no. of people late night licence
Public safety	<input checked="" type="checkbox"/>	No. of guests far too large for site. Access.
Prevention of public nuisance	<input checked="" type="checkbox"/>	Access to site back of street lighting Guests leaving site Nearness of neighbours
Protection of children from harm	<input type="checkbox"/>	
Your Signature:	[Redacted Signature]	
Your address:	BRANSCOMBE HOUSE	
Name:	CARY RIVERS	BRANSCOMBE EX12 3BJ

Branscombe House,  
Branscombe,  
Seaton,  
EX12 3BJ

16<sup>th</sup> June 2011

Licensing Department,  
EDDC,  
Knowle,  
Sidmouth  
EX10 8HL

**Ref 028990 Premises License Branscombe Airfield, Higherlands Farm,  
Branscombe, EX12 3BL**

Please find enclosed my completed forms as requested. I do not wish to arrange a mediation meeting. I will be attending the hearing on 5<sup>th</sup> July 2011.

I made clear my objections to this licence in my letter. I have since found out that the Police have set a condition that no more than three thousand people can attend. I cannot believe that anybody can think that this is a suitable venue for this number of people. Allowing this licence with its current conditions will mean that future events will be allowed to become larger and go on for longer. This is in an AONB with narrow lanes and nearby residents. This sort of event should be restricted to large open spaces that have the facilities and will not cause a public nuisance. Let it happen at Westpoint or Exeter Rugby Club.

The "Notice of Licence" was displayed in the little known "Pullman's View" dated 17<sup>th</sup> May. The closing date for representations was 8<sup>th</sup> June. This is not the 28 days allowed for objections. The notice simply said that an application has been made for a licence to sell alcohol and late night refreshments and have music till 23.00. This situation would not cause any objections. It is only if you take the trouble to view the actual application that you realise that the bar is open till 00.30 - again not too much concern. It was only in my reply from the Licensing Department (after the closing date) that the figure of 3,000 was mentioned.

I have attached several letters from local residents that would have objected had they been aware of the implications of this event. Many others do agree but do not wish to say anything against for fear of implications. It is the combination of The Rugby Tournament, with the open air concert and then the Air Show the following weekend that gives us all a great deal of concern and worry about safety. Rest assured that the next time a licence is applied for there will be opposition.

The local Police have admitted they "have concerns" and that there is "potential for trouble". There will not be any Police present unless an incident occurs. They also



said they as the concert was just with Boney M (actually just the lead singer) that the audience would be "mature". It now appears that another group (KIXX), attracting a much younger audience, have been confirmed as playing. Obviously this younger element will increase the risk of trouble occurring.

My Hayman is using the previous events at this site as evidence that he can run such an enterprise. They have been completely different situations. Both the "parties" (one a family birthday party) have been on a much smaller scale - a few hundred people, I believe with invited guests only. This is very different to opening an event up to all and sundry. Even so they have managed to keep the surrounding residents awake till the last beat of the last track at 2 am. There does not appear to have been any reported incidents. The Air Shows may have a similar number of people attending but are "family days". People leave over several daylight hours.

Whilst not questioning Mr Hayman's ability to organise such an event it has to be asked if the site is suitable. In the Events Management document he says he intends to increase the number of charity and commercial events at Higherlands. We have already had to endure an increase in the amount of flying and the formation of light industrial units.

The license applied for (according to the notice) is for "Hangar three plus hard stand". As an "on licence" has been requested I assume that alcohol can only be consumed in this area otherwise an "off licence" would be needed. The Licensing Department say that the licence is for the hangar and the 1.2 acre field. There seems to be some confusion and I have been unable to get answers to the two questions in this paragraph.

#### **Prevention of crime and disorder**

As I mentioned above - the Police have expressed "concerns" that "there could be potential problems".

With a possible 3,000 people it is quite likely that there will be a percentage of people who will get drunk and others who may cause trouble - that is a fact.

If people leave the area and move into the village they will not be under the security that is in place at the event. There are a great deal of elderly people in the village who are concerned about possible crime following this event. There is also a large number of holiday homes that may be empty and unprotected.

#### **Public safety**

The site is situated at the junction of four single track roads and do not have the capacity to take this volume of traffic

In a letter from EDDC earlier this year (ref EN10/018) it states "the road junction of Northern Lane /Bulstone Road giving access to the site (Higherlands Farm) is, by reason of the inadequate visibility from and of emerging vehicles, unsuitable to accommodate the increase in volume" ..... "with subsequent risk of additional danger to all users of road and interference with the free flow of traffic contrary policy TR10". This is in reference to 10 caravans using the site. So how can it be suitable for the event planned?

Parking will be away from the event's site meaning crossing roads - without street lighting and in the early hours.

Locals are greatly concerned that there is the risk to their own safety and that of their property if large numbers of "guests" leave the site.

#### **Prevention of public nuisance**

Higherlands Farm is situated on the brow of a hill so all noise is carried both across and down the valley.

The late night (outdoor) refreshments and serving alcohol till 12.30 will be a great nuisance to the surrounding area. If the music ends at 23.00 why is there a need to continue drinking till 12.30?

This weekend is also The Mason's Arms (Branscombe) beer festival causing even more traffic on our narrow roads.

There has been no consultation by the applicant with neighbours and appears to be little consideration.

The following weekend Higherlands are hosting their annual Airshow. They are restricted under planning conditions to have one "special day" per calendar month "In order to keep any disruption to the amenities of local residents to an absolute minimum."

Although this event is not "special" in planning terms, there has to be some thought for the neighbourhood.

The road from Higherlands Farm to Coxes Corner should be closed to prevent access to the village. Similarly Northern Lane from the airfield access.

On the rugby application form the organisers state "Access to Branscombe Airfield is along a narrow Devon Lane so no Coaches will be able to gain access to the site and if arriving by coach passengers will face a 1 mile walk. Maximum Mini-Bus size is 16 seats." So where are these coaches going to park?

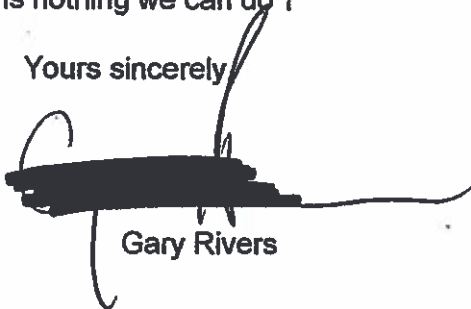
#### **Protection of children from harm No comment**

The event is a rugby tournament. Prefixing it with "charity" does not make it a non-commercial event. A lot of people in the village put a lot of time and effort into organising charity events - none of them gone on for three days and caused a (potential) nuisance to locals. There has to be a limit to the amount of disruption that the neighbourhood can take.

Mr Hayman was advised, last year, by EDDC Planning that the hangars were for aeronautical use only. This meant the cancelling of a planned event. We are not aware of a change of use being applied for.

The Licensing Department said "he has ticked the boxes and paid the fee and there is nothing we can do!"

Yours sincerely



Gary Rivers

Hill Arrish Branscombe Devon EX12 3BL  
Telephone Nos. 01297 680126

17<sup>th</sup> June 2011

Mr Long  
Head of Legal and Member Services  
Licensing Manager  
EDDC  
Council Offices  
Knowle  
Sidmouth  
EX10 8HL

Dear Mr Long,

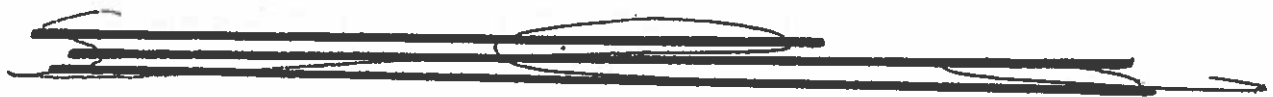
**Re: Application Number 028990 Branscombe Airfield**

I cannot understand why the owner of Higherlands Farm can apply to you for a 'licence' for an event he does not have planning permission for and will indeed be in breach of planning (as has been clearly been pointed out to him by EDDC) if this event proceeds.

In any event I would object to the grant of this licence on the grounds of the noise and disturbance in this area of AONB.

Branscombe is a quiet little village served by small lanes and not suitable for the type of business that the owner of Highlands Farm seeks to impose upon his neighbours and fellow villagers to the detriment of the area and the existing visitors who constitute the local economy. These visitors come to Branscombe for its tranquillity and quaintness. Rock concerts and mass attendance with late night drinking is not suitable for Branscombe. If the owner of Higherlands Farms wishes to conduct and expand that sort of commercial business, even if seeking to deflect criticism by occasional part time charity then simply Branscombe is not a suitable or appropriate venue and he should move his operation to another site such as an industrial area where he will not impinge upon the rights of his neighbours to enjoy a quiet and peaceful life nor block the already narrow lanes which are the only means of access to Higherlands Farm.

Yours sincerely,  
A very distressed Branscombe resident,



Mrs S L Wilcox

M.S. Robinson CBE  
Tel: 01297 600374  
Email: [silvan\\_robinson@btinternet.com](mailto:silvan_robinson@btinternet.com)

Edge Barton Manor  
Branscombe  
Devon EX12 3BN

16/06/11

Head of Legal and Member Services  
Attn Licensing Manager  
Central Services Directorate  
East Devon District Council  
Council Offices  
Knowle  
Sidmouth EX10 8HL

Dear Sirs

**Application number 028990  
Branscombe Airfield**

We have seen a copy of your correspondence with Mr Rivers dated 8<sup>th</sup> June regarding this application and we do not understand why we have not been notified of the application by the Council despite being directly affected by it.

We wish to oppose this application vigorously. We note that the grounds for objection are drawn very narrowly and wish to express our deep concern that the implications of this application for the area's status as an Area of Outstanding Beauty (AONB) have not been taken into account.

In respect of the specific headings under which we are constrained to object:

- 1) **Prevention of crime and disorder.** The event will be taking place late into the night with access up a long and narrow lane. It is not adequate for monitoring to take place just on the site. This sort of event attracts all sorts of unsavoury characters with potential for criminality throughout the area not just on the site. There are many elderly people in the area, including ourselves, who are both over eighty. We are very concerned about safety if this event is allowed to occur and be repeated.
- 2) **Public Safety.** In addition to the risks outlined above, there are obvious risks of accidents and blockages from careless driving and the sheer scale of road use from the three thousand potential attendees. Our quiet lanes were simply not designed for this sort of traffic use and events that cause it should not be permitted.
- 3) **Prevention of Public Nuisance.** It is obvious from the above that the event would constitute a public nuisance. The noise implications are also serious. Noise echoes across our valley from the site to the side where we live and it is unacceptable that this should occur in this normally quiet neighbourhood.
- 4) **Protection of Children.** No comment.

As a general point, the current owners of the site have, since they took over, made a steady effort to commercialise the value of the property through expanded use of the airstrip and otherwise, to the general detriment of their neighbours. The Council authorities have a duty to guard against the implications of this sort of development creep.

We would like to attend any meeting which is held to review this application.

Licencing Dept  
EDDC  
Knowle

16 June 2011

**RE LICENCE APPLICATION 028990**

Dear Mr McDonald

I live only 150 metres from the venue that has applied for the New Premises Licence for the weekend 15th, 16th & 17th July. I am writing to strongly object to this application on the grounds of Public nuisance and Public safety.

I understand that the police have agreed to up to 3000 people. I also understand from the police that the expected age bracket would be commensurate with those that know who Boney M are (not so young!). However, the Branscombe airfield web site has posted the following:-



**UPDATE!** We have just confirmed the booking for one of the UK's up and coming bands **THE KIXXI**. They've already performed in front of 40,000 people, been offered industry advice by Robbie Williams himself, played the O2 Arena - and they're about to embark on a 31-date national tour with Olly Murs - a tour that has completely sold out. And all that comes before they've officially released their first single! So why should you take notice of The Kixx? Well for a start, they're not 'just another boy-band'. **THE KIXX will be performing Live at Branscombe Airfield on 16th July alongside our other spectacular acts.**

It seems likely that the numbers will be very high as The Kixx are now appearing as well, and that the age bracket will be very different to that assumed by the police.

I would like to know what traffic control plans are in place for these 3 days to ensure the very narrow access roads are safe for the normal local use. This is obviously recognised by the organisers as on their rugby sevens application form they state "Access to Branscombe Airfield is along a narrow Devon Lane so no Coaches will be able to gain access to the sight and if arriving by coach passengers will face a 1 mile walk. Maximum Mini-Bus size is 16 seats." Under the heading "CONDITIONS OFFERED BY APPLICANT"

- c) Public Safety-it states "Anyone displaying drunken behaviour will be ejected from the venue by the security staff and refused alcohol from the bar staff." - this means that any problems encountered on site will be moved out of the event jurisdiction on to the public highway. This then leaves the public at danger from people that have already shown to be a nuisance. This is unless there is a police presence adjacent to the venue for the 3 days.
- d) The prevention of public nuisance - it states "A professional licensed security firm to provide personnel to prevent any public nuisance, crime or disorder." This may be the case on site but will they also take care of the general public outside the venue?

Alcohol will be available at the airfield through either this licence or the TEN licence (covering the rugby sevens) Friday 14th 17:00 to 00.30 on the 15th - Saturday 15th 11.00 - 00.30 Sunday 16th - Sunday 16th 11.00 - 20.00.

I feel that this extended period during which alcohol will be available and with up to 3000 people being allowed that this is surely a recipe for some form of drunkenly disorder, which will lead to ejection of those involved from the site and possibly then causing a Public nuisance.

Although there are 2 events being held over this weekend the bars will be adjacent to each other.

With there being no events planned for the Friday or Sunday under this licence application I **CANNOT** see the need for the for a licence for these 2 days. The TEN licence covers the Charity 7s tournament but the Boney M

concert, from 07:30pm till late, is just for the Saturday evening. All this information is obtained from the Branscombe Airfield web site.

I seem to recall that a similar event had to be cancelled last year because the building in which the bar was to be run did not have planning permission for such use. Although I understand that this is not directly under your jurisdiction the EDDC much see the overall picture and work together on such matters.



The web site is also advertising the 7s event as a great camping weekend of rugby sevens. With 32 teams of between 10 and 12 people there are going to be around 320 people looking for accommodation, certainly on the Saturday night in the area. This does not include and others that will be attending the Boney M and The Kixx concert.

As Higherlands farm has no licence for a camping site it must comply with the Caravan sites and control of development act 1960. Schedule 3 I believe covers this property and states:-

3(1) Subject to the provisions of paragraph 13 of this Schedule, a site licence shall not be required for the use as a caravan site of land which comprises, together with any adjoining land which is in the same occupation and has not been built on, not less than five acres—

(a) if in the period of twelve months ending with the day on which the land is used as a caravan site the number of days on which a caravan was stationed anywhere on that land or on the said adjoining land for the purposes of human habitation did not exceed twenty-eight, and

(b) if in the said period of twelve months not more than three caravans were so stationed at any one time.

I have photographic evidence that the 28 days has been used during the past 12 months so there should be no camping on this site at all.

I look forward to receiving your comments on the concerns I have raised.

Tony Fastnedge  
Coxes Barton  
Branscombe  
Seaton  
Devon EX12 3BJ

Goombe Cottage,  
Church Row,  
Branscombe,  
Devon EX12 3AU

22nd June 2011

The Licensing Dept,  
EDDC

Dear Sirs,

I would like to object in the strongest possible way to the forthcoming Rugby Tournament, and particularly the Boney M Concert.

I am a pensioner of 75 this year and there are at least a dozen other women like me who live along in the village. I for one am terrified of the prospect of thousands of marauding people let loose, and what it could lead to. Do you realize that this event is happening the same week as the Mason's Arms Beer Festival?

If we allow this to happen it could set a precedent and we do not want this to become a regular occurrence - history shows that this was how Glastonbury started with the harassment by one man. I know people who live there and you should hear their horror stories.

This is a very quiet beautiful, small village which has just recovered from the Napoli incident, when we were invaded by awful people let loose and you can imagine what that entailed!

I realize that this event is happening on the outskirts of the village, but we all know from experience that they will overflow into the village looking for pubs etc.

I hope you realize that the silent majority of people in Branscombe are behind me in this objection.

Yours faithfully

  
(Doreen Hayes)

P.S. please excuse my old typewriter - I do not have a computer

Country House  
5 Church Row  
Branscombe  
EX12 3AU.  
16th June 2011

Dear Sir

Concert Branscombe - Mr David Hayman

It has come to my attention that Mr. David Hayman has applied for a license to hold a concert on his airfield at Branscombe for up to 3,000 people.

This, in my opinion, is a totally inappropriate venue for such a public attraction. Branscombe is a village serviced by a network of narrow unlit single lane winding lanes.

Alcohol will be on sale and no doubt many will be able to take their own as the site is not secure. There is a public footpath running across the site which is bounded by hedges. Mr Hayman is also advertising camping and caravaning facilities. How on earth can the site be secure?

The concert is being held at peak holiday time - attracting visitors from local holiday parks as well as local holiday accommodation. All within reasonable walking distance. Then there could be drivers from outlying areas - Beer Seaton and beyond, Holidaymakers walking/drawing down unfamiliar narrow country lanes late at night. The dangers are obvious and in an area where mobile phone signals are often unobtainable.

When the Nappoli came ashore and people started arriving things started to get out of hand and the authorities were unable to cope. I am sure the crowds that flooded in did not amount to 3,000,

Yours faithfully

MRS. S. Brewer

Mr. Neil McDonald  
Legal Licencing Officer  
East Devon District Council  
Knowle  
Station Road  
Sidmouth EX10 8HL

55

Copy to Planning Committee



**Coxes Farm  
Branscombe  
Seaton  
Devon EX12 3BJ**

Mr Mark Williams  
Chief Executive Officer  
East Devon District Council  
Knowle  
SIDMOUTH  
EX10 8HL

20 May 2011

Dear Mr. Williams

**Music Event and Rugby Competition at Higherlands Farm, Branscombe in July 2011**

I understand, from much advance publicity, that a three-day "event" is due to be held at Higherlands Farm on the weekend before the air day festivities in July. I believe that ticket prices for this festival will include site pitches for tents and caravans, an alcohol license, a rugby competition and live music until well into the night both outside and in one of the hangers.

Once again I am concerned by the disturbance that would be caused by such a prolonged, populous and noisy event in this quiet part of the East Devon countryside with its narrow roads and fragile environment.

I would be grateful if you would let me know how your Council views this new event with its implications for the future and also to let me know what, if any, actions they can or would be willing to take to curtail or stop it.

With kind regards

Yours sincerely

Nigel Cattlin

**Coxes Farm  
Branscombe  
Seaton  
Devon EX12 3BJ**

Mr John Tippin  
Licensing Manager  
East Devon District Council  
Knowle  
SIDMOUTH  
EX10 8HL

6 June 2011 (emailed)

Dear Mr. Tippin

**Music Event and Rugby Competition at Higherlands Farm, Branscombe in July 2011**

Thank you for your prompt reply to my letter to Mr. Williams regarding one of the proposed events at Higherlands Farm in July.

I have now seen the details posted on your website as well as the advanced publicity in the newspapers, online and in the Parish Magazine. The venue is near my house where my daughter and my young grandchildren will be staying with us and, whether it is justified or not, the perception of a licensed three-day event taking place in this rural area so close to us is causing us considerable concern.

I moved to this naturally beautiful area 18 years ago and in that time I have encouraged wildlife into my garden and woodland and I am proud of the diverse population of mammals, birds, and invertebrates that exists here. It is a small haven for some of the area's most important assets and, though its ecology is fragile and close to Branscombe Airfield, I have always assumed that its AONB status would protect it from noise or intrusion.

I do not think that Higherlands Farm is an appropriate location for parties such as the one proposed and I feel sure that a much more suitable venue could be found.

With kind regards

Yours sincerely

Nigel Cattlin

John Coleman  
MA(Oxon) CEng MBCS  
Windycott, Branscombe, Devon EX12 3AX  
Tel - 01297680296 Mobile - 07780741975  
Email - dwjcoleman@btinternet.com

The Licensing Dept.,  
EDDC

### Re Proposed Rugby Tournament and Pop show

I am writing to inform you of my deep concern about the possible granting of an entertainment licence for an event involving up to 3000 people in the village of Branscombe.

1. The proposed venue is totally unsuitable for such events due to the severely restricted access to the site viz narrow country lanes and the total lack of suitable adequate facilities.
2. It would cause considerable disruption to local residents and impede them in their daily life.
3. It would swamp the village with thousands of potentially noisy and troublesome visitors who are likely to drink to excess and could provide an opportunity for drug dealers.
4. There is also a Beer Festival on in the village at the same time which will be a magnet for the extra crowds.

This village is considered one of England's finest and has suffered in the recent past with the Napoli disaster, when many visitors descended on Branscombe from far and wide and caused mayhem.

I understand there will be no Police presence, and that there will be only one private security guard to every 150 people. How can this possibly be adequate? What can this number of security people do if things get out of hand?

I sincerely hope that common sense will over ride commercial considerations when the application comes before you. The village does not want and cannot cope with another disaster as it is only just recovering from the Napoli saga.

Yours faithfully



16 JUN 11

JOHN ZABELL

SPRING RISE COTTAGE

BRANSCOMBE,

EX12 3DA.

EAST DEVON LICENSING AUTHORITY,

DEAR SIRS,

BRANSCOMBE AIR FIELD CONCERT 16-17 JULY.

I OBJECT MOST STRONGLY TO THIS ABOVE EVENT BEING HELD

IN THIS BRANSCOMBE AREA, ONCE THIS EVENT IS ALLOWED IT WILL LEAD  
TO OTHER EVEN LARGER FESTIVAL TYPE EVENTS TAKING PLACE.

THE ROAD NETWORK IN THE BRANSCOMBE AREA NARROW

LANES AND IN MANY PLACES SINGLE LANES, CANNOT DEAL WITH THE

LARGE NUMBER OF VEHICLES CARS AND BUS THAT WILL ARRIVE

IN THIS LOCATION. THIS WILL CAUSE PROBLEMS FOR THE LOCAL PEOPLE

AS WELL, PLEASE DO NOT ALLOW THIS SHOW TO TAKE PLACE. THERE IS

PLenty OF VENUES IN THE WEST COUNTRY AVAILABLE FOR

THESE LARGE GATHERINGS WITH THE CORRECT ACCESS AND

PLANNING HELD OVER MANY YEARS WITHOUT PEACEFUL BRANSCOMBE

HAVING TO COP WITH A NEW ONE.

Yours faithfully



Danewood

Branscombe

EX12 3AX

16 June '11

Dear Sirs

Premises License Application  
The Airfield Branscombe

I would like to put the following objections to the above application

• Safety Aspects:

The airfield is reached by single track country lanes, completely unsuitable as an approach to an entertainment venue of the size applied for.

Many vehicles will be arriving/departing in the dark while people are moving about on the road, especially on their way home. Also as alcohol will be served until 12:30 a.m. even though the entertainment finishes at 11:00 p.m. This night mean that there will be an irresponsible few with whom safety of themselves or others will be at risk.

• Nuisance

The location of the airfield will mean that many local residents will be affected by noise

The event covers two days and traffic control measures during this period will greatly inconvenience Branscombe residents and visitors to Branscombe.

I hope that these issues will be taken into consideration and the license refused. Yours faithfully ~~XXXXXXXXXX~~

Brancombe Resident.

June 2011.

Dear Sir/Madam,

We are writing to you to show our concern re the events on 16<sup>th</sup> - 17<sup>th</sup> July 2011 at Brancombe Air field, with the Devon Rugby and especially Boney M. concert at which we understand some 3,000 people may attend. In a small village, with narrow lanes, we are most concerned at the disruption the concert may cause, the amount of traffic in a small village with very narrow lanes noise etc, which may take place, till the early hours.

Yours faithfully.

~~XXXXXXXXXX~~

## Appendix E

### CONDITIONS AGREED BETWEEN THE POLICE AND THE APPLICANT

1. The event will be run by way of an Event Management Plan. The final draft will be submitted to the Licensing Authority and Chief Officer of Police by 15th June 2011.
2. No more than 3000 persons including staff will attend the event.
3. 3.SIA Registered Security staff will be employed at a ratio of 1 to 150 with a minimum of 15 officers working.
4. Proof of ID will be necessary for those persons who appear to be under 21 years of age.
5. All bottles will be decanted.
6. Plastic glasses will be used.
7. Adequate numbers of stewards will be employed to ensure the safety of persons attending the event.
8. No Glass will be permitted on site.
9. A bar manager will be appointed to ensure the bar is run in compliance with the Licensing Act.
10. No bottles will be left on the bar or areas where the public have access.
11. Access behind the bar will be restricted to designated staff and management.





**JOINT EVENT MANAGEMENT PLAN  
DEVON RUGBY 7s / BONEY M CONCERT  
15 / 16 / 17 July 2011**

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# JOINT EVENT MANAGEMENT PLAN DEVON RUGBY 7s / BONEY M CONCERT 15 / 16 / 17 July 2011

## Introduction

On the weekend 16 / 17 July 2011 a Devon Rugby 7s tournament will be held at Branscombe Airfield with an open-air concert being held on the evening of Saturday 16<sup>th</sup> July 2011.

## Aim

The aim of the organisers is to use the expertise that the management have gained in organising the annual charitable airday and classic car show to develop other charitable and commercial events at the site.

## Objectives

To hold a Rugby 7s tournament and evening concert at Branscombe Airfield.

To minimise the impact of the events on local residents, the environment and the local infrastructure.

To maintain a healthy and safe environment for competitors, contractors, performers, employees and volunteers working at; or visiting Branscombe Airfield.

## 1. Event Organisation

### 1.1 Information

1.1.1 The event is a Rugby 7s Tournament in aid of Charity. The event will take place over the weekend of the 16<sup>th</sup> and 17<sup>th</sup> July 2011. On the evening of Saturday 16<sup>th</sup> July 2011 an open air "Concert" will be held, featuring three groups which will be perform between 19:00 to 23:00. A detailed "Programme of Events" is in the Appendices.

1.1.2 The events are being organised and promoted by SR22 Films & Media with Branscombe Airfield Ltd providing the site and facilities.

1.1.3 The event will take place at Branscombe Airfield and in nearby fields. Branscombe Airfield is situated at the junction of Northern Lane and C62 approximately 1 mile south of the A3052. A map showing the location of the Airfield is contained in the Appendices

1.1.4 32 rugby teams of between 10 and 12 players, together with officials and spectators, will attend the Rugby 7s event.

1.1.5 Members of the public who have purchased concert tickets will arrive for the Concert on the Saturday evening.

**JOINT EVENT MANAGEMENT PLAN  
DEVON RUGBY 7s / BONEY M CONCERT  
15 / 16 / 17 July 2011**

1.1.6 There will also be employees, volunteers, stewards and marshals, security personnel, performers, catering contractors and event contractors.

1.1.7 The total number on site at any one time will not exceed 3,000 people; this will be managed through the availability of car parking and ticket sales for the Saturday concert. Camping will be available for all of those wishing to attend all or, part of the weekend from 16:00 Friday 15 July 2011 to 16:00 Sunday 17 July 2011.

**1.2 Roles and responsibilities**

1.2.1 An event Management Team has been established to plan, manage and control the event. They include:

Event Organiser	David Hayman – joint owner of the site will take overall responsibility for the management of the event.
Event Safety Officer	Naomi Hayman – joint owner will ensure that the site and event are managed in order to minimise the risk to the health and safety of all persons on site.
Event Safety Advisor	John Barclay (Safeguard) – will advise the Event Safety Officer in order to minimise the risk to the health and safety of all persons on site.
Stewards	Bill Price with the advice of Safeguard Security will manage the security, marshalling and stewarding of the site including the concert area, licensed bars and car parks. He will ensure that persons undertaking duties have had the appropriate briefings and certification where required.
Police	Devon and Cornwall Police have been consulted but the management team has assumed that they will only be on site in the event of an emergency
Ambulance Service	South West Ambulance Trust have been consulted but the management team has assumed that they will only be on site in the event of an emergency. St John's Ambulance will be in attendance.
Fire & Rescue Service	Devon and Somerset Fire and Rescue have been consulted but the management team has assumed that they will only be on site in the event of an emergency. Fire extinguishers and signage will be

# JOINT EVENT MANAGEMENT PLAN

## DEVON RUGBY 7s / BONEY M CONCERT

### 15 / 16 / 17 July 2011

placed at strategic points on site and all stewards and volunteers will be made aware of their position.

**Rugby Pitch Management** Bill Hayman will ensure that the Rugby Pitches and equipment are maintained to a level that minimizes the risk to players and spectators.

**Tournament Organisation** Matthew Konno will be responsible for the management of the teams, officials and the tournament.

#### **Licensed Bars and Catering**

Ian Weedon will be responsible for the management of the licensed bars and contract catering. A professional Bar manger will be employed on the evening of the 16<sup>th</sup> July to ensure that the licensed Hangar Bar is managed in accordance with licensing regulations, conditions as agreed with Devon and Cornwall Police and best practice

#### **Staging and lighting**

Chris Spencer will supervise the erection of the concert stage, lighting, sound system and PA by the contractors and ensure that the appropriate safety inspection is undertaken and certified by an approved electrician.

#### **Campsite**

Rhiannon Hayman will manage the booking of persons wishing to camp and the camping area in order to minimise the risk to the public from inappropriate pitching of tents and equipment.

### **1.3 Site Management**

1.3.1 Detailed **Site Plans** are attached in the Appendices showing specific areas designated for camping, rugby pitches, car parking, catering, changing facilities, stage, licensed bars and toilets and showers.

1.3.2 Site rig up & de-rig timescales. During the construction/de-construction event organisers will be on site to ensure that there is as little disturbance to neighbours and traffic as possible and to ensure that contractors conform to their own method statements/risk analyses.

1.3.3 In the week leading up to the event the following areas will be prepared:

- Rugby pitches and changing facilities
- Camp site

**JOINT EVENT MANAGEMENT PLAN**  
**DEVON RUGBY 7s / BONEY M CONCERT**  
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- Marquees will be erected
- Car Park
- Licensed Bars (ex stock)
- Skips will be on site in designated area.
- Refuse bins will be placed throughout the site.
- Metal buckets with sand will be throughout the site for the extinguishing of cigarettes etc.
- Toilets and showers will be delivered on site on 15 July 2011

- 1.3.4 Stock for the licensed bars will be delivered on 14 July 2011 and will be stored in secure locked premises.
- 1.3.5 On 15 July 2011 HSS hire will deliver 2 generators and 6 lighting towers for the concert on 16 July 2011
- 1.3.6 On 16 July 2011 the stage and lighting for the concert will be supplied and erected Chris Spencer Roadshow and other specialist contractors.
- 1.3.7 Fire extinguishers and first aid equipment will be provided at event control.
- 1.3.8 It is anticipated that the stage and lighting for the concert will be de-rigged after the close of the concert on 16 July 2011, the rest of the site will de-rigged during the following week
- 1.3.9 Car park and road signage is dealt with in the **Traffic Management Plan** in the appendices.

**1.4 Alcohol / non alcohol areas**

- 1.4.1 The licensed bars are clearly identified in the **Site Plans** contained in the appendices. There will be two bars in operation over the weekend, The paddock Field and Barn licensed bar and the Hangar licensed bar.
- 1.4.2 A bar manager will be appointed to ensure the bar is run in compliance with the Licensing Act and access behind the bar will be restricted to designated staff and management.
- 1.4.3 Proof of ID will be necessary for those persons who appear to be under 21 years of age.
- 1.4.4 Plastic glasses will be used, all bottles will be decanted and no bottles will be left on the bar or areas where the public have access.
- 1.4.5 The Organisers will enforce their policy that only alcohol purchased within the venue may be consumed on site and no glass will be permitted on site. The Main Hangar Bar will open under a premises license during the following times:

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15 July – 18:00 to 00:30  
16 July – 18:00 to 00:30  
17 July – 12:00 to 20:00

- 1.4.6 The Paddock Field and Barn Bar will open under a Temporary Event Notice during the following times:

16 July – 11:00 to 18:30  
17 July - 11:00 to 16:00

- 1.4.7 Catering contractors will be pre-booked for the event to ensure that they have the appropriate insurance and license to operate. The number of Caterers will be determined by anticipated attendance to the events. They will be allocated a pitch in non-alcohol areas as detailed in the **Site Plan** in the appendices and the organisers will expect food to be available during the following times:

15 July – 18:00 to 00:30  
16 July – 08:30 to 11:00    12:30 to 15:00    18:00 to 00:30  
17 July – 08:30 to 11:00    12:30 to 15:00    18:00 to 20:00

## 1.5 Security Staff and Stewards

- 1.5.1 After consultation with Devon and Cornwall Police the following SIA registered security staff will be employed during the event.

15 July – 18:00 to 00:30	2 SIA registered security staff at the Hangar Bar
16 July – 11:00 to 18:00	2 SIA registered security staff at the Paddock Field and Barn Bar
16 July - 18:00 to 00:30	Min 15 SIA registered security staff in the Concert Arena and the Hangar Bar (SIA Registered Security staff will be employed at a ratio of 1 to 150).
16 July – 00:30 to 04:00	3 SIA registered security staff on site
17 July – 11:00 to 16:00	2 SIA registered security staff at the Paddock Field and Barn Bar

- 1.5.2 The event organisers will provide sufficient stewards to assist the SIA registered staff and to ensure the safety of persons attending the event.

## 1.6 Insurance

**JOINT EVENT MANAGEMENT PLAN**  
**DEVON RUGBY 7s / BONEY M CONCERT**  
**15 / 16 / 17 July 2011**

- 1.6.1 Appropriate public liability insurance for staff and volunteers has been put in place by the Organisers.
- 1.6.2 Caterers will be asked to provide the appropriate insurance and licenses
- 1.6.3 Chris Spencer Roadshow and Concert Contractors will provide evidence of appropriate insurance cover and a qualified electrician will be required to certify the safety of the stage, sound equipment and lighting.

## **2. Event Management**

### **2.1 Event Control**

- 2.1.1 The event control room will be the site office and will be staffed throughout the event. **Site Plan** in the appendices
- 2.1.2 The site will be open to competitors, officials and spectators that are camping from 16:00 15 July to 16:00 17 July. The site will open to competitors, officials and spectators that are not camping between 10:00 and 18:00 on the 16 July and 10:00 to 20:00 on the 17 July.
- 2.1.3 The site will be open to concert ticket holders on 16 July from 18:00 to 00:30 on 17 July

### **2.2 Crowd Management**

- 2.2.1 The capacity to the site is restricted by car park capacity to 3,000 including staff, volunteers and contractors. Ticket sales for the concert will be restricted to 2,900 tickets.
- 2.2.2 The site, campsite, facilities and car parks will be clearly signed on the site and a programme will be printed with a detailed map showing the layout of the site.
- 2.2.3 SIA registered security staff will be present on site and the event management team anticipate a further 30 stewards will be on site. Thus the ratio of SIA registered security staff plus stewards will be a ratio of less than 100:1
- 2.2.4 Entry and exit points to the car parks will be clearly signed and stewards will be in attendance. All signage on the public highway will comply with chapter 8 temporary traffic management requirements.

**JOINT EVENT MANAGEMENT PLAN**  
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2.2.5 Pedestrian entrances, exits and walkways will be clearly signed and where required ropes with posts and crowd control barriers will be used. **Site Plans** in appendices.

2.2.6 Entry to the Concert will be by ticket only and SIA registered security staff will be on duty at the entrances and exits of the concert arena to check tickets.

2.2.7 Public are not permitted to have open fires, barbeques or fireworks whilst on site.

**2.3 Communications and Stewarding**

2.3.1 A Public Address System will be in place to cover the whole site. The Event Control office will act as the center of communication.

2.3.2 All SIA registered security staff and stewards will be briefed at the Event Control Office immediately on arriving on site.

2.3.3 Radio communications will be used amongst all staff with mobile phones as back up via the Event control Office.

2.3.4 High visibility jackets will be worn at all times by those on duty.

2.3.5 All SIA registered security staff and stewards will be designated specific responsibilities and location including licensed bars and concert arena.

**2.4 Health and Safety**

2.4.1 Devon and Cornwall Police, South West Ambulance Service Trust and Devon Fire and Rescue have been informed of the event.

2.4.2 Emergency Management and Major Incident Procedures are in place and contained in the appendices in the **Emergency Incident Response Plan**.

2.4.3 St John's Ambulance and Safeguard Security will provide First Aid to any person on site requiring first aid.

2.4.4 Rugby match officials will be RFU registered

2.4.5 A fire safety risk assessment has been completed by the organisers and actions detailed. A further risk assessment will be conducted on 14 July.

2.4.6 Public will not be permitted to have open fires, barbeques or fireworks whilst on site.



**JOINT EVENT MANAGEMENT PLAN**  
**DEVON RUGBY 7s / BONEY M CONCERT**  
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2.4.7 Signage will clearly mark the emergency exits and direct the public to one of the marked evacuation points as detailed on the **Site Plan** in the appendices.

2.4.8 In the event that the whole site needs to be evacuated refer **Section 3**.

**2.5 Traffic Management**

2.5.1 A Traffic Management Plan has been completed and approved by Devon County Council Highways and Devon and Cornwall Police and is attached in the Appendices.

2.5.2 The Organisers have applied to Devon County Council Highways for the temporary traffic notices in order to improve access to the site and public safety.

**2.6 Disabled Access**

2.6.1 The site is a grass airfield strip with adjoining fields, whilst the organisers will make every effort to offer disabled access weather conditions may limit access to certain areas of the site.

2.6.2 Disabled toilets will be available and are marked on the **Site Plans** contained in the Appendices.

**2.7 Safeguarding Children**

2.7.1 The organisers have a policy that children, under the age of 16 are accompanied by an adult after 18:00 on each day.

2.7.2 Proof of ID will be necessary for those persons who appear to be under 21 years of age who wish to purchase alcohol.

2.7.3 Any persons found to be purchasing alcohol for any person under the age of 18 will be asked to leave the site immediately.

2.7.4 Any person suspected of using controlled drugs will have the drugs confiscated and will be asked to leave the site immediately.

2.7.5 If any person is detained in possession of controlled drugs the Police will be informed.

2.7.6 All staff will ensure that any lost children are taken to the Event Control office where an announcement will be made over the public address system.

2.7.7 An incident book will be maintained at the event control room.

**JOINT EVENT MANAGEMENT PLAN**  
**DEVON RUGBY 7s / BONEY M CONCERT**  
**15 / 16 / 17 July 2011**

**2.8 Environmental Health**

- 2.8.1 The Event Management Team has consulted with East Devon District Council Environmental Health in order to ensure that the event is managed within environmental guidelines.
- 2.8.2 The Concert on 16 July and any other music during the event will cease at 23:00 on each day.
- 2.8.3 Concert speakers will be angled away from neighbouring properties to minimise any noise pollution.
- 2.8.4 Neighbouring properties will have been sent a letter regarding events with contact details
- 2.8.5 The Organisers have arranged for appropriate toilet provision, the final requirement will be dependant on the total number of attendees through ticket sales for the concert. With five permanent toilets on site, a further 9 toilets and a 4 unit urinal has been ordered.
- 2.8.6 Sufficient waste bins will be placed around the site. All waste will be recycled where possible in line with the organisers' own objectives. A large skip will be available for removal of all waste at end of event. The site will be cleared of all waste on a regular basis throughout the weekend with a final clearance on Monday 18 July if required.
- 2.8.7 Sand buckets will be situated around the site for the extinguishing of cigarettes etc.

**3. Emergency Management and Major Incident Procedures**

- 3.1.1 Devon and Cornwall Police, Devon County Council, East Devon District Council, Devon and Somerset Fire Service and South West Ambulance Trust have all been consulted and informed of the event.
- 3.1.2 The Organisers have an **Emergency Incident Response Plan** contained in the appendices
- 3.1.3 All staff, volunteers and contractors will be briefed of the action to be taken in the event of the requirement for emergency management or major incident.
- 3.1.4 The Event Control Office in conjunction with the emergency services will determine when the Emergency Management and Major Incident Procedures are to be implemented.

Branscombe House,  
Branscombe,  
Seaton,  
EX12 3BJ  
01297 680477  
18<sup>th</sup> June 2011

Head of Licensing Department,  
EDDC,  
Knowle,  
Sidmouth  
EX10 8HL

**Ref 028990 Premises License Branscombe Airfield, Higherlands Farm,  
Branscombe, EX12 3BL**

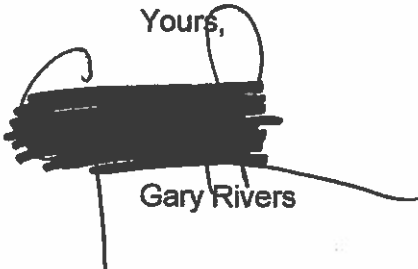
The "Notice of Licence" for the above proposed licence was displayed in the little known "Pullman's View" dated 17<sup>th</sup> May (copy attached). The notice simply said that an application has been made for a licence to sell alcohol and late night refreshments (no time given) and have music till 23.00. The Premises Licence was for an area known as "hangar 3 plus hardstand".

After discussion with the Licensing Department last week I was told that the "licensed area" was to be "hangar 3 plus a 1.2 acre field". This is not the area that was referred to in the above notice.

This error gives a very false idea of the scale of the event (up to 3,000 people). I fail to see how the Licensing Department can proceed with this application as the proposed Premises Licence is not for the area in the notice. Another notice with the correct area should be advertised and time given for people to make their objections. I note that "It is an offence knowingly or recklessly to make a false statement in connection with this application, the maximum fine on summary conviction being £5,000".

I expect this matter to receive your immediate attention and await your reply.

Yours,



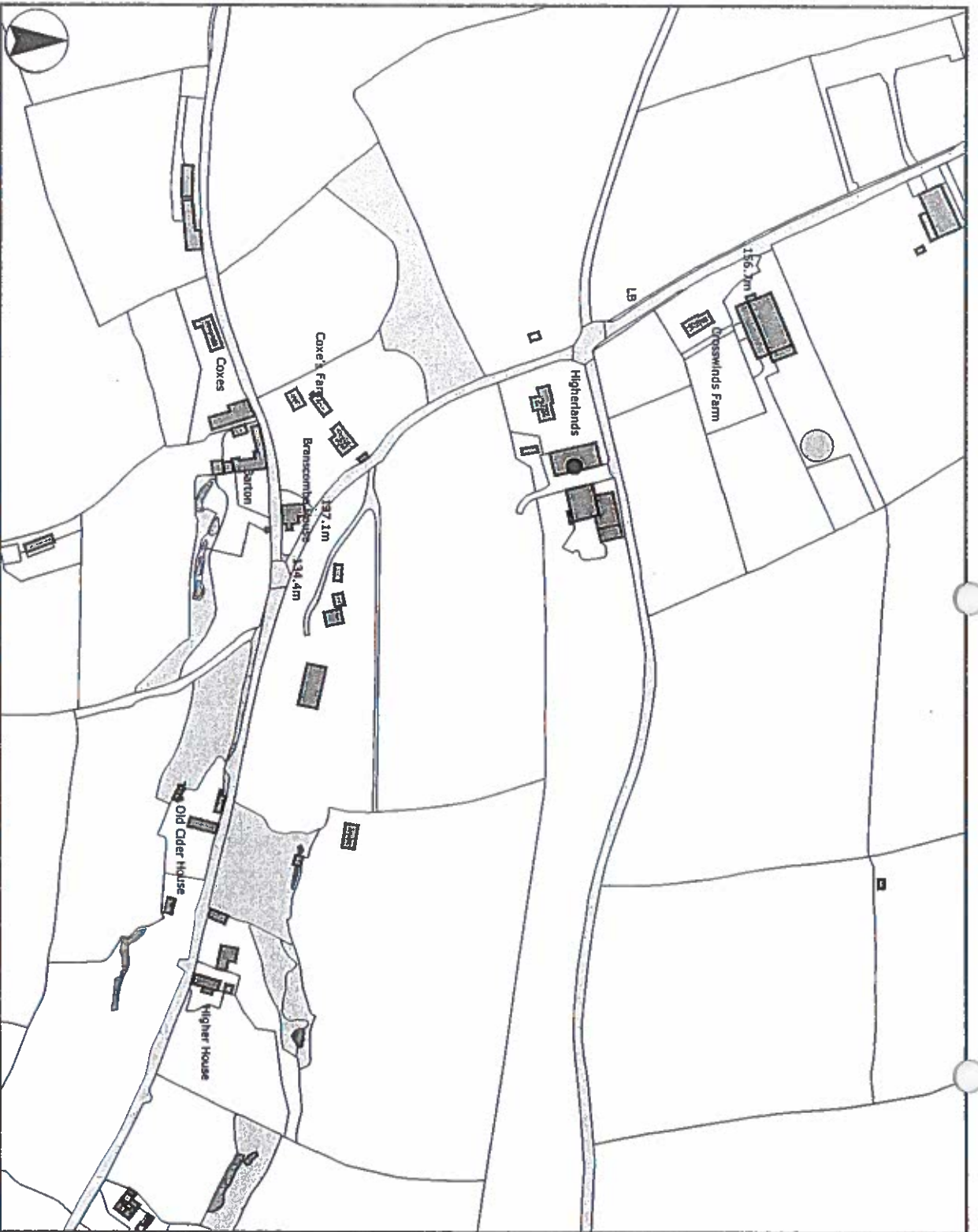
Gary Rivers

Copies to Head of Legal, Mark Williams.



Small, faint, illegible markings or text located in the lower right quadrant of the page.





APPENDIX H

Map Tile: SY1889SW Full Reference: SY1804 8932