

Agenda - Part	Item
<b>COMMITTEE:</b> Licensing Sub-Committee 17 April 2019	<b>SUBJECT:</b> Application for a new premises licence – A Man About A Dog Limited
<b>REPORT OF :</b> Principal Licensing Officer	<b>PREMISES:</b> Trent Park, Cockfosters Road, Barnet, EN4 0PS
<b>LEGISLATION :</b> Licensing Act 2003	<b>WARD:</b> Cockfosters

## 1. LICENSING HISTORY:

- 1.1 Trent Park has held a full premises licence (LN/200600566) since November 2006, by the Council's Park Department. It authorises regulated entertainment (but no alcohol) between 7am and 11pm daily, both indoor and outdoor. A copy of that premises licence can be found in Annex 1.
- 1.2 Trent Park has held additional premises licences for large scale events, for example:
  - 1.2.1 51<sup>st</sup> State Festival – time limited premises licence held by Found Series Limited, followed by Mad Husky Events Ltd, annually since 2015.
  - 1.2.2 Ghana Festival & Mauritian Festival – a long standing event but came to Trent Park for the first time in the summer of 2018, both time limited premises licences.
  - 1.2.3 These premises licence applications were subject to representations, namely local residents rather than Responsible Authorities. The Licensing Sub-Committee granted the licences.
- 1.3 The most like for like premises licence is the 51<sup>st</sup> Festival, and last year, premises licence (LN/201800196) permitted:
  - 1.3.1 The premises licence to be time limited for Saturday 4 August 2018.
  - 1.3.2 The maximum capacity at any one time is 14,999.
  - 1.3.3 **Hours the premises are open to the public:** Saturday 11:00 to 22:30.
  - 1.3.4 **Supply of alcohol (on supplies only):** Saturday 11:00 to 21:45.
  - 1.3.5 **Live music (indoor and outdoor):** Saturday 11:00 to 22:00.
  - 1.3.6 **Recorded music (indoor and outdoor):** Saturday 11:00 to 22:00.
  - 1.3.7 **Performance of Dance (indoor and outdoor):** Saturday 11:00 to 22:00.

1.4 A copy of a location map of the premises is attached as Annex 2.

## 2 THIS APPLICATION:

- 2.1 On 1 March 2019 an application was made by **A Man About A Dog Limited (AMAAD)** for a **new Premises Licence** for Trent Park, Cockfosters Road, EN4 0PS.
- 2.2 A Man About A Dog Ltd has given the address of 24 – 30 Assembley Passage. Companies House shows the Registered office address as 2nd Floor Northumberland House, 303-306 High Holborn, London, England, WC1V 7JZ.
- 2.2.1 Also according to Companies House, the current Directors are listed as Alice Favre, William Harold and Paul Sobierajski.
- 2.2.2
- 2.2.3 The proposed Designated Premises Supervisor (DPS) is Mr Paul Sobierajski.
- 2.2.4 The premises licence does NOT seek to be time limited.
- 2.3 The application seeks:
- 2.3.1 To operate annually with two event days taking place over one weekend.
- 2.3.2 The maximum capacity at any one time is 24,999.
- 2.3.3 **Hours the premises are open to the public:** Saturday 12:00 to 23:00 and Sunday 12:00 to 22:30.
- 2.3.4 **Supply of alcohol (on supplies only):** Saturday 12:00 to 22:15 and Sunday 12:00 to 21:45.
- 2.3.5 **Live music (indoor and outdoor):** Saturday 12:00 to 22:30 and Sunday 12:00 to 22:00.
- 2.3.6 **Recorded music (indoor and outdoor):** Saturday 12:00 to 22:30 and Sunday 12:00 to 22:00.
- 2.3.7 **Performance of Dance (indoor and outdoor):** Saturday 12:00 to 22:30 and Sunday 12:00 to 22:00.
- 2.3.8 **Plays (indoor and outdoor):** Saturday 12:00 to 22:30 and Sunday 12:00 to 22:00.
- 2.3.9 **Films (indoor and outdoor):** Saturday 12:00 to 22:30 and Sunday 12:00 to 22:00.
- 2.3.10 **Anything else of a similar description (indoor and outdoor):** Saturday 12:00 to 22:30 and Sunday 12:00 to 22:00.

- 2.4 Each of the Responsible Authorities were consulted in respect of the application.
- 2.5 A copy of the application is attached as Annex 3.
- 2.6 A copy of the Site Plan is attached as Annex 4.
- 2.7 A copy of the Plan is attached as Annex 5.
- 2.8 The applicant submitted an Operating Schedule Objectives to support the application, and a copy is attached as Annex 6.
- 2.9 In response to the objections, the applicant has produced the following documents:
  - 2.10 Response to Representations factsheet – attached as Annex 7.
  - 2.11 Stakeholder letter March 2019 – attached as Annex 8. This has previously been circulated to stakeholders and local residents who have objected to the application.
  - 2.12 Noise management plan – attached as Annex 9.
  - 2.13 Traffic management plan - attached as Annex 10.
  - 2.14 Letter from London and Partners - attached as Annex 11.
  - 2.15 Enfield's Safety Advisory Group (SAG) has produced a report for the Licensing Sub-Committee, with an overview of all the documents relating to the applicant's Event Management Plan, which is attached as Annex 12.

### **3 RELEVANT REPRESENTATIONS:**

- 3.1 **Other Persons:** Representations have been made, against the application, by 25 local residents, resident groups and park groups, and are referred to as IP1 to IP26 (IP18 withdrew). The grounds of representation include the prevention of crime & disorder; the prevention of public nuisance; public safety and the prevention of children from harm.
- 3.2 Copies of these IP representations are attached in Annex 13.
- 3.3 The Licensing Authority did not make representations in respect of this application.
- 3.4 The Metropolitan Police made representations in respect of this application, namely seeking modification of conditions. The applicant has agreed those conditions, and subsequently the representation has been withdrawn.

### **4 PROPOSED LICENCE CONDITIONS:**

- 4.1 The conditions arising from this application are attached as Annex 14.

## **5 RELEVANT LAW, GUIDANCE & POLICIES:**

- 5.1 The paragraphs below are extracted from either:
  - 5.1.1 the Licensing Act 2003 ('Act'); or
  - 5.1.2 the Guidance issued by the Secretary of State to the Home Office of April 2017 ('Guid'); or
  - 5.1.3 the London Borough of Enfield's Licensing Policy Statement of January 2015 ('Pol').

### **General Principles:**

- 5.2 The Licensing Sub-Committee must carry out its functions with a view to promoting the licensing objectives [Act s.4(1)].
- 5.3 The licensing objectives are:
  - 5.3.1 the prevention of crime and disorder;
  - 5.3.2 public safety;
  - 5.3.3 the prevention of public nuisance; &
  - 5.3.4 the protection of children from harm [Act s.4(2)].
- 5.4 In carrying out its functions, the Sub-Committee must also have regard to :
  - 5.4.1 the Council's licensing policy statement; &
  - 5.4.2 guidance issued by the Secretary of State [Act s.4(3)].

### **Time Limited Licence:**

- 5.5 Licensing authorities should note that a premises licence may be sought for a short, discrete period. [Guid 5.25]
- 5.6 The procedures for applying for and granting such a licence are identical to those for an unlimited duration premises licence [Guid 5.26].

### **Significant Events:**

- 5.7 The Council recommends that for significant events, a comprehensive risk assessment is undertaken by premises licence holders to ensure that matters related to the licensing objectives are identified and addressed. [Pol 14.1]

### **Hours:**

- 5.8 The Sub-Committee decides licensed opening hours as part of the implementation of the licensing policy statement and is best placed to make decisions about appropriate opening hours in their area based on their local knowledge and in consultation with responsible authorities [Guid 10.13].

- 5.9 Stricter conditions with regard to licensing hours may be required for licensed premises situated in or immediately adjacent to residential areas to ensure that disturbance to local residents is avoided. This will particularly apply in circumstances where, having regard to the location, size and nature of the premises, it is likely that disturbance will be caused to residents in the vicinity of the premises by concentrations of people leaving, particularly during normal night-time sleeping periods [Pol s.8.4].

**Decision:**

- 7.1 As a matter of practice, the Sub-Committee should seek to focus the hearing on the steps considered appropriate to promote the particular licensing objective or objectives that have given rise to the specific representation and avoid straying into undisputed areas [Guid 9.37].
- 7.2 In determining the application with a view to promoting the licensing objectives in the overall interests of the local community, the Sub-Committee must give appropriate weight to:
- 7.2.1 the steps that are appropriate to promote the licensing objectives;
  - 7.2.2 the representations (including supporting information) presented by all the parties;
  - 7.2.3 the guidance; and
  - 7.2.4 its own statement of licensing policy [Guid 9.38].
- 7.3 Having heard all of the representations (from all parties) the Sub-Committee must take such steps as it considers appropriate for the promotion of the licensing objectives. The steps are:
- 7.3.1 to grant the application subject to the mandatory conditions and such conditions as it considers necessary for the promotion of the licensing objectives;
  - 7.3.2 to exclude from the scope of the licence any of the licensable activities to which the application relates;
  - 7.3.3 to refuse to specify a person in the licence as the premises supervisor;
  - 7.3.4 to reject the application [Act s.18].

**Background Papers:**  
**None other than any identified within the report.**

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