

MUNICIPAL YEAR 2019/20 REPORT NO.58

COMMITTEE:
Licensing Sub-Committee
9 July 2019

REPORT OF:
Principal Licensing Officer

LEGISLATION:
Licensing Act 2003

Agenda – Part1	Item
SUBJECT: Application for a New Premises Licence – Broadwick Venues Ltd, Events Application	
PREMISES: Meridian Water, Unit 4-6B Orbital Business Park, 5 Argon Road, Edmonton, N18 3BW	
WARD: Upper Edmonton	

1. LICENSING HISTORY:

- 1.1 The premises are situated in the area known as Meridian Water and consists of warehouses in the Orbital Business Park, referred to as The Drumsheds.
- 1.2 The Drumsheds and land to the south of The Drumsheds (referred to as the IKEA clear site) were granted a premises licence (reference number LN/201000086&LN/201900088) on 17 May 2019, following a new premises licence application. The applicant was Broadwick Venues Limited, and the application was known as the “Festival Application” and the hearing took place on 8 May 2019, as the application was subject to representations from Responsible Authorities and Other Persons.
- 1.3 The full licensing agenda, report, decision notice and minutes for the Festival Application are available online: [8 May 2019](#).
- 1.4 The Council’s Socio-Economic Lead Meridian Water Team has provided an overview of the Meridian Water project which is produced in Annex 1.
- 1.5 Local area maps are produced in Annex 2. The entrance to the land backs on to Leaside Road, the north side of the road is in Enfield, the south side is Haringey.

2. THIS APPLICATION:

- 2.1 On 15 March 2019 two applications were made by Broadwick Venues Limited, for two new Premises Licence as follows:
 - A. The Festival Application (reference numbers WK/218074578 and WK/218074598) for Meridian Water, Unit 4-6B Orbital Business Park, and Land to the south of Units 4-6B, Orbital Business Park, 5 Argon Road, Edmonton, N18 3BW.
 - B. The Events Application (reference number WK/218074640) for Meridian Water, Unit 4-6B Orbital Business Park, Orbital Business Park, 5 Argon Road, Edmonton, N18 3BW.

2.2 This report relates to the 'Events Application' only.

2.3 According to Companies House (check carried out on 06/06/2019), the Company Directors of Broadwick Venues Limited are listed as: Simon Tracey, Simeon Aldred, Ian Buckley, Ian Hanson, Darren Singer and Bradley Thompson.

2.4 The proposed Designated Premises Supervisor (DPS) is Mr Simeon Aldred.

2.5 The application seeks:

2.5.1 The premises to provide a multi-function event space for a mixture of corporate events, product launches, formal dinners, food and beer festivals, live music and DJ led music events.

2.5.2 The premises licence to be unlimited.

2.5.3 The maximum capacity will not exceed 9,999.

2.5.4 The application seeks the following licensable activities:

Licensable Activity	Timings (daily)*	Indoors	Outdoors	Both
Plays	08:00 to 06:00			x
Films	08:00 to 06:00			x
Indoor Sporting Events	08:00 to 06:00	x		
Boxing or wrestling entertainments	08:00 to 06:00			x
Live music (indoors)	08:00 to 06:00	x		
Live music (outdoors)	09:00 to 22:30		x	
Recorded music (indoors)	08:00 to 06:00	x		
Recorded music (outdoors)	09:00 to 22:30		x	
Performance of dance	08:00 to 06:00			x
Anything else of a similar description	08:00 to 06:00			x
Late night refreshment	23:00 to 05:00			x
Supply of Alcohol	08:00 to 06:00			x
Hours premises are open to the public	08:00 to 06:00			x

*All activities are subject to non-standard timings as follows:

That at the start of British Summertime the terminal hour for all licensable activities shall be extended by one hour.

That on New Year's Eve licensable activities shall also be permitted between the end of the hours permitted for licensable activities on New Year's Eve to the start of the hours permitted for licensable activities on New Year's Day.

2.6 Each of the Responsible Authorities were consulted in respect of the application.

2.7 A copy of the application and the original plan is attached as Annex 3 and Annex 4 respectively.

- 2.8 Broadwick Venues Limited is linked to The Printworks London, Surrey Quays Road, London, SE16 7PJ (London Borough of Southwark), and the premises licence holder is Xcite Campaign Management Limited.
- 2.9 The London Borough of Southwark Licensing Team have reported that no review action or other enforcement action has been taken against the premises licence holders for breaches of licensing or health and safety law.

3. RELEVANT REPRESENTATIONS:

- 3.1 All parties making representations against the Festival Application were issued an IP reference. For continuity, those same reference numbers have been applied again to those making representations against the Events Application. Please note that IP8 is not relevant to this application – the London Borough of Haringey Licensing Authority objected to the Festival Application only.
- 3.2 **Responsible Authorities:**
- 3.2.1 **The Metropolitan Police** made representation against the application on the grounds of prevention of crime and disorder; prevention of public nuisance and public safety. This representation will be referred to as IP2 and produced in Annex 5.
- 3.2.2 **The London Fire Brigade** made representation against the application on the grounds of public safety. This representation will be referred to as IP4 and produced in Annex 6.
- 3.3 **Other Persons:** Representations have been made, against the application, by five parties. The representations will be produced as and referred to as follows:
IP1 – Resident A, Chingford – Annex 7
IP3 - Tottenham Hotspur Football & Athletic Co Ltd – Annex 8 to 9 (this includes the representation from the previous application. Appendices in relation to Field Day Festival licence application have been excluded)
IP5 – Resident B, Edmonton – Annex 10
IP6 - Enfield's Safety Advisory Group (SAG) – Annex 11
IP8 – Resident C, Chingford – Annex 12
- 3.4 The grounds of these representations include the prevention of crime & disorder; the prevention of public nuisance, public safety and protection of children from harm.
- 3.5 Additional information is expected from some of the Responsible Authorities and Other Persons, and also the Applicant. Broadwick Venues Limited used the Festival Licence on Friday 7 and Saturday 8 June 2019, for Field Day Festival. Debriefing sessions with the Responsible Authorities and other parties have taken place recently which may have some bearing on the representations for the Events Application. The outcome is not yet available at the time of publishing this report. A Supplementary Report will be circulated and published once received. This will also include the list of conditions.

4. SITE VISIT

- 4.1 The SAG Chair recommended that Members of the licensing sub-committee carry out a site visit, as it would be beneficial to view the actual site and area, due to the unusual layout of the site, event type and also the large capacity being sought in the application.
- 4.2 One site visit took place on Friday 26 April 2019 and the second will take place on Monday 8 July 2019, with the Members and Principal Licensing Officer only, and in accordance with the Site Visit Protocol.

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)].

Significant Events:

- 5.5 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:

- 5.6 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].

- 5.7 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].

Cumulative Impact Policy

- 5.8 The premises is not situated in any of Enfield's Cumulative Impact Policy areas [Pol 9.20].

Public Space Protection Orders (PSPO)

- 5.9 Public Spaces Protection Orders (PSPOs) allow the council to work with the police to control antisocial behaviour in public places. A PSPO imposes prohibitions or restrictions in a public place to stop people committing antisocial behaviour. Breaking a PSPO is a criminal offence which can result in a Fixed Penalty Notice (FPN) of £100, or a fine of up to £1,000 if prosecuted. Since March 2018, several PSPOs were issued across Enfield, including control of alcohol consumption. The order relating to the control of alcohol consumption designates the whole borough of Enfield as the area to which it applies and states:

1. Person(s) within the designated area shall not consume alcohol, or anything which the authorised person reasonably believes to be alcohol, if requested to stop by an authorised person.
2. Exemptions shall apply in cases where the consumption of alcohol is on premises or public space licensed under the Licensing Act 2003, or where the consumption of alcohol is authorised by virtue of Part III of the London Local Authorities Act 1990 (tables and chairs licences).
3. Person(s) who breach this prohibition shall (with the exemption of the matters referred to in above) immediately surrender if requested in accordance with the requirements under section 63(2), alcohol, or anything which the authorised person reasonably believes to be alcohol, in his/her possession to an authorised person and the authorised person is thereafter authorised to dispose of any item under section 63(5) of the Act.

Advertisement of applications

- 7.10 The Licensing Authority is satisfied that the application was advertised in accordance with the requirements of the Licensing Act 2003.

Decision:

- 7.11 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].
- 7.12 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:
 - 7.12.1 the steps that are appropriate to promote the licensing objectives;
 - 7.12.2 the representations (including supporting information) presented by all the parties;
 - 7.12.3 the guidance; and
 - 7.12.4 its own statement of licensing policy [Guid 9.38].
- 7.13 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:
 - 7.13.1 to grant the application subject to the mandatory conditions and such conditions as it considers necessary for the promotion of the licensing objectives;
 - 7.13.2 to exclude from the scope of the licence any of the licensable activities to which the application relates;
 - 7.13.3 to refuse to specify a person in the licence as the premises supervisor;
 - 7.13.4 to reject the application [Act s.18].

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

Contact Officer:
Ellie Green on 020 8379 8543