

Cherwell District Council

Licensing Sub-Committee

Tuesday 21 January 2020

Premises Licence Application Hearing

Report of Environmental Health & Licensing Manager

This report is public

Purpose of report

To consider an application for a Licensing Act 2003 Premises Licence for Kirtlington Park, Kirtlington, Oxfordshire, OX5 3JN.

1.0 Recommendations

- 1.1 There is no recommendation, but in considering the representations received and what is appropriate for the promotion of the licensing objectives, the steps the Sub-Committee can take are outlined in paragraph 6.2.

2.0 Introduction

- 2.1 To consider an application for a premises licence for Kirtlington Park, Kirtlington submitted by U-Live Portfolio Limited.

3.0 Report Details

- 3.1 Kirtlington Park is situated on the edge of Kirtlington village in a rural location.
- 3.2 An application for a Licensing Act 2003 premises licence was submitted to Cherwell District Council on 3 December 2019 (Appendix 1). The application was made for the premises to be used for one event per year over a maximum of three days and three nights with a 14,999 capacity. The requested activities include Exhibition of Film, Live Music, Late Night Refreshment, Performance of Plays, Recorded Music, Performance of Dance and the Sale of Alcohol. All requested activities would finish no later than 2:00 am, with the exception of Late Night Refreshment which would end at 5:00am. Within the event perimeter, the premises would consist of temporary structures including stages, marquee structures, fun fair rides, food and retail units and sanitation facilities. Members of the Public would be invited to attend for the day only or to stay onsite in tented or live-in vehicle accommodation for the duration of the event. The applicant submitted a draft event management plan outlining the measures that would be put in place to ensure the licensing objectives are met (Appendix 2).

- 3.3 On 31 December 2019 Kirtlington Parish Council objected to the premises licence application due to potential risk to public safety and public nuisance, as well as the impact on traffic volume (Appendix 3).
- 3.4 On 13 December 2019 the Licensing Authority objected to the premises licence application due to insufficient detail on the application and additional documents (Appendix 4).
- 3.5 There has been one representation received from a local resident (Appendix 5).
- 3.6 Whilst no objection was received from the Environmental Protection team, they confirmed that further discussion on noise management would take place through the Safety Advisory Group (Appendix 6)
- 3.7 An overview of the licence application premises and the vicinity is detailed in Appendix 7.

4.0 Conclusion and Reasons for Recommendations

- 4.1 There is no recommendation.

5.0 Consultation

- 5.1 When an application for a premises licence is submitted the applicant must display a blue notice at or near the relevant premises and advertise the application in a local publication no later than 10 days after submitting the application. The consultation period runs for 28 days from the day after the application is received. This gives interested parties and responsible authorities the opportunity to make representations in relation to the application.
- 5.2 The responses from responsible authorities were as follows:
- Police – Satisfactory
 - Fire Service – Satisfactory
 - Child Protection – No response
 - Trading Standards – No response
 - Health & Safety Executive – No response
 - Environmental Protection – Satisfactory
 - Health Protection – Satisfactory
 - Planning – No response
 - Parish Council – Objection
 - Licensing Authority - Objection
- 5.3 The applicant and all interested parties submitting representations have been invited to attend this hearing.

6.0 Alternative Options and Reasons for Rejection

6.1 At the end of the consultation period the licensing authority must hold a hearing if relevant representations are received. It must take such steps as it considers appropriate for the promotion of the licensing objectives, which are:

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

6.2 The steps the Sub-Committee can take are to:

- issue the licence as applied for;
- issue the licence with amended hours or licensable activities;
- reject the application if it is considered necessary in order to promote the; licensing objectives.

7.0 Implications

Financial and Resource Implications

7.1 There are no financial implications arising directly from this report.

Comments checked by Kelly Wheeler, Principal Accountant, 01295 225170,
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7.2 Legal Implications

The determination of this application must be made in accordance with the relevant legislation, statutory guidance and the Council's statement of licensing policy.

Comments checked by Sophie Phillips Solicitor, 01295 753701,
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8.0 Decision Information

Wards Affected

Fringfords & Heyfords

Links to Corporate Plan and Policy Framework

Not applicable

Lead Councillor

Councillor Andrew McHugh

Document Information

Appendix No	Title
Appendix 1	Premises Licence Application
Appendix 2	Draft Event Management Plan
Appendix 3	Kirtlington Parish Council Objection
Appendix 4	Licensing Authority Objection
Appendix 5	Resident Objection
Appendix 6	Response from Environmental Protection
Appendix 7	Vicinity of Proposed Premises Map
Background Papers	
None	
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