Report No. ES20376

London Borough of Bromley

PART ONE - PUBLIC

Decision Maker: LICENSING SUB-COMMITTEE

Date: 25th March 2024

Decision Type: Non-Urgent Non-Executive Non-Key

Title: APPLICATION FOR A PREMISES LICENCE FOR SOULTOWN

FESTIVAL 2024 CROYDON ROAD RECREATION GROUND

BR3 3PR

Contact Officer: Steve Phillips, Nuisance, ASB, Health & Safety and Licensing Manager

Tel: 020 8313 4659 E-mail: steve.phillips@bromley.gov.uk

Chief Officer: Colin Brand Director: Environment and Community Services

Ward: KELSEY AND EDEN PARK

1. Reason for report

1.1 To provide the Licensing Sub-Committee with information supporting them to determine this licence application.

2. **RECOMMENDATIONS**

2.1 The Licensing Sub-Committee asked to determine this application having taken into account the Council's Statement of Licensing Policy 2021 to 2026 and written and oral representations by the applicant and objectors.

Members can

- 1. Grant the licence
- 2. Grant the licence with the addition of conditions necessary to promote any of the licensing objectives
- 3. Exclude from the scope of the licence any of the licensable activities to which the application relates
- 4. Refuse to specify a person in the licence as the premises supervisor
- 5. Reject the application

Impact on Vulnerable Adults and Children

1. Summary of Impact:

When making decisions under the Licensing Act 2003 the Council is required to promote the licensing objectives, one of which is the protection of children from harm.

Corporate Policy

1. Policy Status: Existing Policy:

The Council has adopted a statement of its licensing policy under the Licensing Act 2003 for the period 2021 to 2026.

2. BBB Priority: Children and Young People Excellent Council Quality Environment Safe Bromley Vibrant, Thriving Town Centres Healthy Bromley Regeneration

Financial

- 1. Cost of proposal: Licensing statutes allow for an appeal to the Magistrates Court against the Council's decision. Should an appeal be made, costs are likely to be incurred but it is not possible to quantify these.
- 2. Ongoing costs: Non-Recurring Cost
- 3. Budget head/performance centre: Public Protection and Portfolio
- 4. Total current budget for this head: £1.6M
- 5. Source of funding: 2024/2025

<u>Personnel</u>

- 1. Number of staff (current and additional): 1 Licensing Officer supported by 3.5 FTE admin
- 2. If from existing staff resources, number of staff hours: Not Applicable

Legal

- 1. Legal Requirement: Statutory Requirement: The Council is the Licensing Authority for the Licensing Act 2003. This is a Non-Executive function and is delegated to the General Purposes and Licensing Committee. Where representations are received about a licence application, it is referred to the Licensing Sub Committee for a hearing and decision.
- 2. Call-in: Not Applicable

Procurement

1. Summary of Procurement Implications: Not applicable

Property

1. No property implications for this application/licence.

Carbon Reduction and Social Value

1. Summary of Carbon Reduction/Sustainability Implications: There are no significant implications.

Customer Impact

1. When considering and making a determination on this application Members need to balance the benefits of holding the licence against any adverse effects to the Public, Local Residents and Businesses by considering its impact against the licensing objectives

Ward Councillor Views

- 1. Have Ward Councillors been asked for comments? **Yes**. Ward Members were notified about the application by email on 25th January 2024.
- 2. Summary of Ward Councillors' comments: **No Comments** were received from Ward Councillors regarding this application.

Responsible Authorities Views

- 1. Have Responsible Authorities been asked for comments? **Yes**. They were notified about the application by email on 25th January 2024.
- 2. Summary of Responsible Authorities comments: 2 objections were received from Responsible Authorities. The Public Health Nuisance Team and the Health & Safety Team both objected on the grounds of Public Nuisance, however, **both objections were subsequently withdrawn**.

Residents and interested parties

3 representations were received from local residents objecting to the application.

These objections can be found in **Appendix 3**.

3. COMMENTARY

3.1. Licensing Act 2003.

The Licensing Act 2003 states that any premises requires a licence/certificate issued by the Council (premises licence/club premises certificate) where the following activities occur:-

Provision of regulated entertainment

- a) Plays. (Where the audience exceeds 500 people)
- b) Films.
- c) Indoor sporting events. (Where the audience exceeds 1000 people)
- d) Boxing or wrestling entertainment.
- e) Live music. (subject to the Live Music Act 2013 exemptions)
- f) Recorded music.
- g) Performances of dance. (Where the audience exceeds 500 people)

Provision of late-night refreshment (between 2300hrs and 0500hrs).

Supply of alcohol (on and off sales).

The supply of alcohol by or on behalf of a club to, or to the order of, a member of the club.

The sale by retail of alcohol by or on behalf of a club to a guest of a member of the club for consumption on the premises where the sale takes place.

Licences/Certificates may be issued subject to any terms, conditions or restrictions the Council feels are appropriate to address any or all of the four licensing objectives.

The Council has previously agreed Bromley's Statement of Licensing Policy for the Period 2021 – 2026.

The Licensing Sub-Committee must consider the Statement of Licensing Policy and any Special Policy of Cumulative Impact currently in force when making any decisions in respect of these applications.

Members' attention is drawn to the following parts of the policy which are relevant to this application.

Description of the Premises

Taken from the application form – "Croydon Road Recreation Ground - Two Fields For A 2 Day Festival."

A satellite image of the premises can be found in **Appendix 5**.

Licensing History

The Soul Town Festival is in its sixth year at this location.

In <u>2018</u> There were issues with excessive noise and vibration.

In <u>2019</u> the applicant failed to meet all of the requirements of the noise management plans contained within the event documentation approved with the licence. The event also overran the agreed licensing hours.

In 2020 event did not take place due to Covid restrictions.

In <u>2021</u> there were reported issues with the following:

- Overcrowding
- Fake VIP tickets and wristbands
- People allowed to freely enter restricted area
- Temporary structure collapse
- Generators overloaded and tripped out
- Lost child returned to mother who was drunk
- Large queues at the bar which led to people buying in bulk
- Alcohol refusal log not kept at all bars

In <u>2022</u> three complaints were received from residents regarding the noise from the event. The Metropolitan Police Officers who attended the event reported that "Overall a massive improvement on last year…a few little issues to iron out but overall it was a good event."

With regard the <u>2023</u> event there are no complaints recorded on the system against the festival. At the debrief meeting the police who attended the festival stated that "overall, really good event".

The previous licence held by the applicant can be found at **Appendix 2**.

Details of the Application

The Application is for a 2-day licence from 12:00hrs to 22:00hrs on Saturday 31st August 2024 and 12:00hrs to 21:00hrs on Sunday 1st September 2024 for Regulated Entertainment and Alcohol Sales on and off the premises. The applied capacity is for 9999 people.

The event will comprise of a main open stage at one end of the site and an enclosed tented structure for live regulated entertainment provided by a DJ at the opposite end. There will be six main bars and a VIP area with bar. See the site plan in Appendix 1.

Representations

During the public consultation period the Council received a total of 5 valid representations, 3 of which were objections from residents and the other 2 from Responsible Authorities. The objections from the Responsible Authorities were subsequently withdrawn, leaving 3 valid objections.

All of the valid representations can be found in **Appendix 3**.

4. IMPACT ON VULNERABLE ADULTS AND CHILDREN

4.1 Licensing regimes provide for additional controls through specific permissions to undertake activities. Both the Licensing Act 2003 and Gambling Act 2005 contain licensing objectives which seek to protect particular vulnerable groups. In the case of the Licensing Act 2003 it seeks to protect children from harm whereas the licensing objectives under the Gambling Act 2005 are wider and seek to protect children and vulnerable adults from being harmed or exploited.

- 4.2 Businesses and the Council are required to promote these objectives in the way they operate or make decisions.
- 4.3 Details of applications under both Acts are referred to the appropriate safeguarding teams for comment. None were received in this instance.

5. TRANSFORMATION / POLICY IMPLICATIONS

- 5.1 Both the Licensing Act 2003 and the Gambling Act 2005 require the Council to prepare, consult on and publish statements of their licensing policy. These must be reviewed at least every 5 years under the Licensing Act and 3 years under the Gambling Act.
- 5.2 Members should make decisions in accordance with these polices but are free to depart from them with good reason.
- 5.3 The current polices are -
 - Statement of Licensing Policy 2021 2026
 - Statement of gambling policy 2022 2025

6. FINANCIAL IMPLICATIONS

6.1 There are rights of Judicial Review and appeal to the Magistrates Court against the decision of the Sub-Committee under both the Licensing and Gambling Acts. If an appeal were to be lodged there are costs associated with defending it. These are difficult to quantify and the Courts can award costs. In the event of a successful appeal we could pay the costs of the appellant as well as our own. Equally if we successfully defended an appeal, it is open to the Court to order our costs to be paid by the appellant.

7. PERSONNEL IMPLICATIONS

- 7.1 Number of staff (current and additional): 1 Licensing Officers supported by 3.5 FTE Administration Staff.
- 7.2 If from existing staff resources, number of staff hours: A licensing application typically takes 7hrs professional officer time and 5hrs administration time.

8. LEGAL IMPLICATIONS

- 8.1 Any Parties involved in a hearing before a Sub-Committee can seek a Judicial Review if the Local Authority has failed to administer the hearing in accordance with proper procedures.
- 8.2 Any Party involved with the hearing before licensing subcommittee can appeal any decision made at that hearing to the magistrate's court.
- 8.3 The Council has adopted a procedure for the conduct of hearings.

9. PROCUREMENT IMPLICATIONS

There are no procurement implications.

10. EQUALITIES IMPLICATIONS

- 10.1 The Equality Act (2010) requires public bodies to have due regard to the need to:
 - eliminate unlawful discrimination, harassment, victimization and any other conduct prohibited by the Act.
 - advance equality of opportunity between people who share a protected characteristic and people who do not share it; and
 - foster good relations between people who share a protected characteristic and people who do not share it.
- 10.2 The protected characteristics covered by the Act are age, disability, gender reassignment, marriage and civil partnership, pregnancy and maternity, race, religion or belief, sex, and sexual orientation.
- 10.3 There is no indication that the proposed recommendations will have a disproportionate impact on any individuals or groups with a shared protected characteristic.

11. ENVIRONMENTAL IMPLICATIONS

There are neutral environmental and carbon reduction implications from the proposals contained in this report.

12 WARD COUNCILLORS / OTHER STATUTORY CONSULTEES VIEWS

- 12.1 Have Ward Councillors been asked for comments? Yes. Ward Members were notified about the application by email on 25th January 2024.
- 12.2 Summary of Ward Councillors' comments: No comments were received from Ward Councillors regarding this application.
- 12.3 Responsible Authorities Views: 2 objections were received from Responsible Authorities and subsequently withdrawn.
- 12.4 Summary of Responsible Authorities Views: The Public Health Nuisance Team and the Health & Safety Team both initially objected on the grounds of Public Nuisance.

The following Responsible Authorities were notified about this application and their views sought.

Responsible Authority	Date Notified	Comments
Metropolitan Police	25th January 2024	No objection if conditions added.
Planning Authority	25th January 2024	No response
Trading Standards Service	25th January 2024	No response
Public Health Nuisance	25th January 2024	Objection - Withdrawn
Team		
Health & Safety Team	25th January 2024	Objection - Withdrawn
Child Protection Team	25th January 2024	No response
Fire Authority	25th January 2024	No objection
Public Health	25th January 2024	No response

Note: Whilst the police did not make any representations to the Licensing Authority, they did contact the applicant directly and requested that a number of conditions be voluntarily added to the licence. The applicant agreed to these conditions and timings which can be found at **Appendix 3**.

Non-Applicable Sections:	
Background Documents: (Access via Contact Officer)	Soft File Computer based records

Appendix 1 Application Form & Premises Plan

Application for a Premises Licence under the Licensing Act 2003

Please read the following instructions first -

- Use the Extra Page at the end of the form to provide further details if necessary
- When it is complete you can submit the form directly to us click on the Submit Form button. You may wish to print and keep a copy of the completed form for your records. For help information about filling in this type of electronic form, click on the help information button
- Please read the available information on the Licensing Act 2003
- Before completing this form please read the guidance notes

What district/local area are you applying to?		
I / We	Lucy Bateman	(premises licence holder name)
describe relevant	d in Part 1 below (the premises) are licensing authority in accordance	17 of the Licensing Act 2003 for the premises and I/we are making this application to you as the with section 12 of the Licensing Act 2003.
Part 1 –	Premises Details	
	ddress of premises or, if none, ce survey map reference or ion	Croydon Road Recreation Ground Croydon Road
•	e ne number of premises nestic rateable value of premises	Beckenham £0.00
(<u>if you ar</u> Governn	re unsure, you can use this nent link for more information) name of the business	
Trauling i	name of the business	ST EVENTS LTD
Part 2 – .	Applicant Details	
Please st	tate whether you are applying for a	premises licence as:
As a L	imited Company	
Please co	onfirm:	
lan	n carrying on or proposing to carry olves the use of the premises for lic	
l an	m making the application pursuant t	co a:
	Statutory function or	
	A function discharged by virtue prerogative	e of His Majesty's

INDIVIDUAL APPLICANTS (fill in as applicable)	
Title First names Surname:	
Are you 18 years or older?	Yes No
Date of Birth	
Current postal address if different from premises address	
Postcode	
Daytime contact telephone number	
Email address	
SECOND INDIVIDUAL APPLICANT (IF APPLICABLE)	
Title First names Surname Date of Birth (you must be 18 years old or over)	
Current postal address if different from premises address	
Postcode Daytime contact telephone number	
Email address	

OTHER APPLICANTS

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

Name	Lucy Bateman Director St Events Ltd
	Director of Events Eta
Address	60 Baring Road
	London
	SE12 0PS
Registered number (where applicable)	13237142
Tregistered Harriser (Where applicasie)	13237 142
Description of applicant (for example,	
partnership, company, unincorporated association etc.)	Limited Company
association etc.)	
Telephone number (if any)	
relephone number (if any)	
Email address (optional)	info@soultownfestival.com

Operating Schedule	
When do you want the premises licence to start?	31/08/2024
If you wish the licence to be valid only for a limited period, when do you want it to end?	01/09/2024
If 5,000 or more people attend the premises at any one time, please state the number expected to attend	10000
General description of premises	
Croydon Road Recreation Ground	- Two Fields For A 2 Day Festival.
Soultown Festival.	

Operating	Schedule	Continued
Operating	Juleuule	CUILLIIUEU

What licensable activities do you intend to carry on from the premises? (Please see sections 1 of the Licensing Act 2003 and Schedule 1 and 2 to the Licensing Act)

Provision of regulated entertainment	
a) plays (if ticking yes, fill in box A)	
b) films (if ticking yes, fill in box B)	
c) indoor sporting events (if ticking yes, fill in box C)	
d) boxing or wrestling entertainment (if ticking yes, fill in box D)	
e) live music (if ticking yes, fill in box E)	X
f) recorded music (if ticking yes, fill in box F)	X
g) performance of dance (if ticking yes, fill in box G)	X
h) anything of a similar description to that falling within (e), (f) or (g) (if ticking yes, fill in box H)	
i) Provision of late night refreshment (if ticking yes, fill in box I)	
j) Supply of alcohol (if ticking yes, fill in box J)	X

In all cases complete boxes K, L and M (on the following pages)

Plays Standard days and timings (please read guidance note 6)			Will the performance of a play	Indoors						
		_	take place indoors or outdoors or both?	Outdoors						
		ce note 6)	(please read guidance note 2)	Both						
Day	Start time	Finish time	Please give further details here (plea	Please give further details here (please read guidance note 3)						
Mon										
Tues										
			State any seasonal variations for pe read guidance note 4)	rforming plays	(pl	eas	se			
Wed										
Thur										
			Non standard timings. Where you in premises for the performance of a p			nes	;			
Fri			than those listed, please list (please	read guidance i	not	e 5)			
Sat										
Sat										
Sun										

Films Standard days and timings (please read guidance note 6)			Will the exhibition of films take	Indoors				
		_	place indoors or outdoors or both?	Outdoors				
		e note 6)	(please read guidance note 2)	Both				
Day	Start time	Finish time	Please give further details here (please read guidance note 3)					
Mon								
Tues								
Wed			State any seasonal variations for the (please read guidance note 4)	exhibition of f	ilms	5		
Thur								
Fri			Non standard timings. Where you in premises for the exhibition of films a those listed, please list (please read g	at different time	es th	na	n	
Sat								
Sun								

Indoor Sporting Events Standard days and timings (please read guidance note 6)		mings	
Day	Start time	Finish time	Please give further details here (please read guidance note 3)
Mon			
Tues			
Wed			State any seasonal variations for indoor sporting events (please read guidance note 4)
Thur			
Fri			Non standard timings. Where you intend to use the premises for indoor sporting events at different times than those listed, please list (please read guidance note 5)
Sat			
Sun			

Boxing or wrestling			Will the boxing or wrestling	Indoors			
entertainment Standard days and timings		mings	entertainment take place indoors or outdoors or both?	Outdoors			
(please read guidance note 6)		-	(please read guidance note 2)	Both			
Day	Start time	Finish time	Please give further details here (plea	se read guidand	ce	not	te 3)
Mon							
Tues							
Wed			State any seasonal variations for boxing or wrestling entertainment (please read guidance note 4)				
Thur							
Fri			Non standard timings. Where you in premises for boxing or wrestling ent times than those listed, please list (pnote 5)	ertainment at c	lib		ent
Sat							
Sun							

Live music Standard days and timings			Will the performance of live music take place indoors or outdoors or both?	Indoors					
				Outdoors	X				
(please	(please read guidance note 6)		(please read guidance note 2)	Both					
Day	Start time	Finish time	Please give further details here (plea	ise read guidan	dance note 3)				
Mon									
Tues									
Wed			State any seasonal variations for pe (please read guidance note 4)	rformance of li	ve m	usic			
Thur									
Fri			Non standard timings. Where you in premises for the performance of live times than those listed, please list (pnote 5)	music at differ	rent				
Sat	12:00	22:00							
Sun	12:00	21:00							

Recorded music Standard days and timings (please read guidance note 6)			Will the playing of recorded music	Indoors			
		-		Outdoors		X	
(piease	e read guidand	ce note 6)	(please read guidance note 2)	Both			
Day	Start time	Finish time	Please give further details here (plea	ise read guidan	ce	e not	te 3)
Mon							
Tues							
Wed			State any seasonal variations for pla (please read guidance note 4)	aying recorded	m	nusic	
Thur							
Fri			Non standard timings. Where you in premises for the playing of recorded than those listed, please list (please	music at differ	·e		
Sat	12:00	22:00					
Sun	12:00	21:00					

Performance of dance Standard days and timings (please read guidance note 6)		ce	Will the performance of dance take place indoors or outdoors or both?	Indoors			
		mings		Outdoors		X	
(piease	e read guidand	ce note 6)	(please read guidance note 2)	Both			
Day	Start time	Finish time	Please give further details here (plea	ise read guidan	ce	not	e 3)
Mon							
Tues							
Wed			State any seasonal variations for the (please read guidance note 4)	e performance	of	f dar	nce
Thur							
Fri			Non standard timings. Where you in premises for the performance of dar different times than those listed, ple guidance note 5)	nce entertainm	er		
Sat	12:00	22:00					
Sun	12:00	21:00					

			Please give a description of the type of entertainment you will be providing			
Anything of a similar description to that falling within (e), (f) or (g) Standard days and timings						
(please	e read guidanc	ce note 6)	Will the entertainment take Indoors			
			place indoors or outdoors or both?	Outdoors		
			(please read guidance note 2)	Both		
Day	Start time	Finish time	Please give further details here	e (please read gu	uidance note 3)	
Mon						
Tues						
Wed			State any seasonal variations description to that falling with guidance note 4)			
Thur						
Fri			Non standard timings. Where premises for entertainment of falling within (e), (f) or (g) at dilisted, please list (please read g	f a similar descri ifferent times th	ption to that an those	
Sat						
Sun						

Late night refreshment Standard days and timings (please read guidance note 6)		ent	Will the provision of late night	Indoors			
		mings	refreshment take place indoors or outdoors or both?	Outdoors			
(piease	e read guidand	e note 6)	(please read guidance note 2)	Both			
Day	Start time	Finish time	Please give further details here (plea	se read guidan	ce	e not	:e 3)
Mon							
Tues							
Wed			State any seasonal variations for the refreshment (please read guidance n	•	at	e ni	ght
Thur							
Fri			Non standard timings. Where you in premises for the provision of late nig different times than those listed, ple guidance note 5)	ght refreshmen	t		
Sat							
Sun							

Supply of alcohol Standard days and timings (please read guidance note 6)		_	Will the supply of alcohol be for consumption: (please read guidance note 2)	On the premises Off the premises	X		
(рісазе	read guidant	e note of	(please read guidance note 2)	Both			
Day	Start time	Finish time	State any seasonal variations for the (please read guidance note 4)	e supply of alco	hol		
Mon			(please read guidance note 4)				
Tues							
Wed			Non standard timings. Where you intend to use the premises for the supply of alcohol at different times the				
Thur			those listed, please list (please read a	guidance note :	, <u>)</u>		
Fri							
Sat	12:00	22:00					
Sun	12:00	21:00					

Designated Premises Supervisor (DPS).	
Title	mrs
First Name(s)	Lucy
Surname	Bateman
Date of Birth	
Address	
Postcode	
Personal licence number	
Issuing licensing authority	
Please print the 'Consent of individual to being specified above sign and confirm the confirmation that the	letails given.
ancillary to the use of the premises that may give read guidance note 8)	

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

	premises are	open to the	State any seasonal variations (please read guidance note 4)
public			
	rd days and ti	-	
(please	e read guidand	e note 6)	
Day	Start time	Finish time	
Mon			
Tues			
Wed			Non standard timings. Where you intend to use the premises to be open to the public at different times than
Thur			those listed, please list (please read guidance note 5)
Fri			
Sat	12:00	22:00	
Sun	12:00	21:00	

M ─ 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)
All discussed in our event management plan - in greater depth
b) The prevention of crime and disorder
Constant contact with local police
Security team to prevent the above
Age restriction on festival
Street patrol team on external perimeter of event
c) Public safety
High vis stewards
Clear signage
Event lighting
d) The prevention of public nuisance
We have a security team on board which we have worked with for the last two years. We also deploy a street
management team to ensure the resident roads are respected and kept clean and tidy.
Signage to discourage anti social behaviour and reminding customers to live quietly.
e) The protection of children from harm
Children and families welcome on the Sunday.
All children must be accompanied by an adult
Lost child tent

I will provide the plan of the premises (See section 2.9 of this guidance)	X
I will provide the consent form	X
I understand I must now advertise my application	X
I understand that if I do not comply with the above requirements my application will be rejected	X
I am applying as an individual rather than a business / limited company and have provided proof of my entitlement to work in the UK (for information on what you can provide as evidence, please reference our evidence guidance notes)	
Please attach evidence using the 'Unload & Attach Files' hutton	

Please attach evidence using the 'Upload & Attach Files' button.

Types of files accepted as attachments: gif, jpg, jpeg, tif, tiff, bmp, png and pdf.

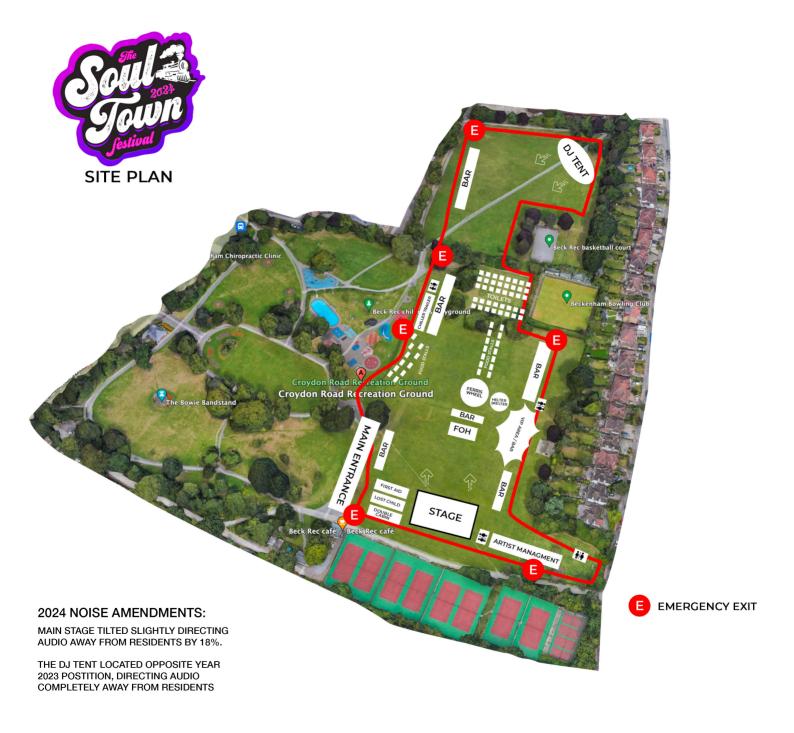
Please ensure that the documents you attach are complete and easy to read. If documents are incomplete or are difficult to read this may result in a delay in your application.

Declaration (please read guidance note 10)

[Applicable to individual applicants only, including those in a partnership which is not a limited liability partnership] I understand I am not entitled to be issued with a licence if I do not have the entitlement to live and work in the UK (or if I am subject to a condition preventing me from doing work relating to the carrying on of a licensable activity) and that my licence will become invalid if I cease to be entitled to live and work in the UK.

The DPS named in this application form is entitled to work in the UK (and is not subject to conditions preventing him or her from doing work relating to a licensable activity) and I have seen a copy of his or her proof of entitlement to work, if appropriate.

Confirmation of applicant or applicant's solicitor or other duly authorised agent. (See guidance note 11) If confirming on behalf of the applicant please state in what capacity. Confirmation Lucy Bateman Name Date 02/06/1986 Capacity (owner, director etc.) Director For joint applications confirmation of 2nd applicant or 2nd applicant's solicitor or other authorised agent (please read guidance note 12) If confirming on behalf of the applicant please state in what capacity. Confirmation Name Date Capacity (owner, director etc.) Contact name (where not previously given) and postal address for correspondence associated with this application (please read guidance note 13) Name Address Postcode Telephone number (if any) If you would prefer us to correspond with you by email, your email address (optional)



Appendix 2 Previous Licence Held by Applicant



LICENSING ACT 2003

Premises Licence London Borough of Bromley

Premises licence number

22/01702/LAPRE

Steve Phillips

SPillips

Nuisance, ASB, Health, Safety and Licensing Manager

Licence Granted 8th February 2023

Issue Number

01

This licence consists of **12** pages (Including Licence Summary)

Part 1 - Premises Details

Postal address of premises, or if none, ordnance survey map reference or description

Soul Town 2023 Croydon Road Recreation Ground Croydon Road Beckenham

Where the licence is time limited the dates

2nd & 3rd September 2023 only.

Licensable activities authorised by the licence

Sale or Supply of Alcohol Live Music Recorded Music Performance of Dance

Where the licence authorises supplies of alcohol whether these are on and/or off sales

On sales only



The opening hours of the premises

Hours Open to the Public on Saturday from 12:00 to 22:00 Hours Open to the Public on Sunday from 12:00 to 21:00

The times the licence authorises the carrying out of licensable activities.

Sale or Supply of Alcohol on Saturday from 12:00 to 22:00 Sale or Supply of Alcohol on Sunday from 12:00 to 21:00 Live Music on Saturday from 12:00 to 22:00 Live Music on Sunday from 12:00 to 21:00 Recorded Music on Saturday from 12:00 to 22:00 Recorded Music on Sunday from 12:00 to 21:00 Performance of Dance on Saturday from 12:00 to 22:00 Performance of Dance on Sunday from 12:00 to 21:00

Part 2

Name, (registered) address, telephone number and email (where relevant) of holder of premises licence

ST Events Ltd of 395 Green Lane New Eltham London SE9 3TE

Registered number of holder, for example company number, charity number (where applicable)

Company number 13237142

Name, address and telephone number of designated premises supervisor where the premises licence authorises for the supply of alcohol

Full Name: Mrs Lucy Bateman

Address:

Personal licence number and issuing authority of personal licence held by designated premises supervisor where the premises licence authorises for the supply of alcohol

DPS Licence Ref:



Mandatory Conditions

1. Supply of Alcohol:

- (1). No supply of alcohol may be made at a time when no designated premises supervisor has been specified in the licence or at a time when the designated premises supervisor does not hold a personal licence or the personal licence has been suspended.
- (2). Every sale of alcohol under the premises licence must be authorised by a personal licence holder.

2. Irresponsible Promotions:

- (1). The responsible person must ensure that staff on relevant premises do not carry out, arrange or participate in any irresponsible promotions in relation to the premises.
- (2). In this paragraph, an irresponsible promotion means any one or more of the following activities, or substantially similar activities, carried on for the purpose of encouraging the sale or supply of alcohol for consumption on the premises—
 - (a) games or other activities which require or encourage, or are designed to require or encourage, individuals to—.
 - (i) drink a quantity of alcohol within a time limit (other than to drink alcohol sold or supplied on the premises before the cessation of the period in which the responsible person is authorised to sell or supply alcohol), or .
 - (ii) drink as much alcohol as possible (whether within a time limit or otherwise);
 - (b) provision of unlimited or unspecified quantities of alcohol free or for a fixed or discounted fee to the public or to a group defined by a particular characteristic in a manner which carries a significant risk of undermining a licensing objective;
 - (c) provision of free or discounted alcohol or any other thing as a prize to encourage or reward the purchase and consumption of alcohol over a period of 24 hours or less in a manner which carries a significant risk of undermining a licensing objective;
 - (d) selling or supplying alcohol in association with promotional posters or flyers on, or in the vicinity of, the premises which can reasonably be considered to condone, encourage or glamorise antisocial behaviour or to refer to the effects of drunkenness in any favourable manner:
 - (e) dispensing alcohol directly by one person into the mouth of another (other than where that other person is unable to drink without assistance by reason of disability).



3. Free Potable Water

(1). The responsible person must ensure that free potable water is provided on request to customers where it is reasonably available.

4. Age Verification:

- (1). The premises licence holder or club premises certificate holder must ensure that an age verification policy is adopted in respect of the premises in relation to the sale or supply of alcohol.
- (2). The designated premises supervisor in relation to the premises licence must ensure that the supply of alcohol at the premises is carried on in accordance with the age verification policy.
- (3). The policy must require individuals who appear to the responsible person to be under 18 years of age (or such older age as may be specified in the policy) to produce on request, before being served alcohol, identification bearing their photograph, date of birth and either—
 - (a) a holographic mark, or
 - (b) an ultraviolet feature.

5. Minimum Measures:

- (1). The responsible person must ensure that
 - (a) where any of the following alcoholic drinks is sold or supplied for consumption on the premises (other than alcoholic drinks sold or supplied having been made up in advance ready for sale or supply in a securely closed container) it is available to customers in the following measures—.
 - (i) beer or cider: ½ pint; .
 - (ii) gin, rum, vodka or whisky: 25 ml or 35 ml; and .
 - (iii) still wine in a glass: 125 ml; .
 - (b) these measures are displayed in a menu, price list or other printed material which is available to customers on the premises; and
 - (c) where a customer does not in relation to a sale of alcohol specify the quantity of alcohol to be sold, the customer is made aware that these measures are available.



6. Permitted Price:

- (1). A relevant person shall ensure that no alcohol is sold or supplied for consumption on or off the premises for a price which is less than the permitted price.
- (2). For the purposes of the condition set out in paragraph 1 -
 - (a) "duty" is to be construed in accordance with the Alcoholic Liquor Duties Act 1979;
 - (b) "permitted price" is the price found by applying the formula -

P = D + (D X V)

where -

- (i) P is the permitted price,
- (ii) D is the amount of duty chargeable in relation to the alcohol as if the duty were charged on the date of the sale or supply of the alcohol, and
- (iii) V is the rate of value added tax chargeable in relation to the alcohol as if the value added tax were charged on the date of the sale or supply of the alcohol;
- (c) "relevant person" means, in relation to premises in respect of which there is in force a premises licence -
 - (i) the holder of the premises licence,
 - (ii) the designated premises supervisor (if any) in respect of such a licence, or
 - (iii) the personal licence holder who makes or authorises a supply of alcohol under such a licence;
- (d) "relevant person" means, in relation to premises in respect of which there is in force a club premises certificate, any member or officer of the club present on the premises in a capacity which enables the member or officer to prevent the supply in question; and
- (e) "value added tax" means value added tax charged in accordance with the Value Added Tax Act 1994.
- (3). Where the permitted price given by Paragraph (b) of paragraph 2 would (apart from this paragraph) not be a whole number of pennies, the price given by that sub-paragraph shall be taken to be the price actually given by that sub-paragraph rounded up to the nearest penny.
- (4). (1). Sub-paragraph (2) applies where the permitted price given by Paragraph (b) of paragraph 2 on a day ("the first day") would be different from the permitted price on the next day ("the second day") as a result of a change to the rate of duty or value added tax.



(2). The permitted price which would apply on the first day applies to sales or supplies of alcohol which take place before the expiry of the period of 14 days beginning on the second day.

7. Films:

(1). The admission of children must be restricted in accordance with the recommendations laid down by the British Board of Film Classification.

OR

(2). In circumstances where the licensing authority has reclassified a film. Then access of children should be restricted to meet this reclassification standard

Note:- "Children" means any person under 18 years of age.

- 8. Door Supervision:
 - (1). Any individual employed at the premises as a door supervisor must
 - (a) be authorised to carry out that activity by a licence granted under the Private Security Industry Act 2001; or
 - (b) be entitled to carry out that activity by virtue of section 4 of that Act.

Conditions consistent with the Operating Schedule

General

- 9. The premises shall run each event with the latest Event Management Plan that has been agreed in writing at the latest SAG meeting.
- 10. The event management plans for each event shall include the following information as a minimum; site plans, stewarding/security plans to include regular weapon sweeps before, during and post egress, crowd management plans, medical plan, fire plan, specific safety policies, risk assessments, traffic management plans, possible noise nuisance plans, and ingress/egress plan.

Crime and Disorder

- 11. Any queue to enter the premises that forms outside the premises shall be kept orderly and supervised by SIA door supervisors to ensure that there is no nuisance or obstruction to the public highway and footpaths.
- 12. There will be no re-entry to the premises by members of the public.
- 13. Attendees will be counted throughout the event both entering and leaving so that the total number of attendees inside the event is known at any time.



- 14. All staff engaged outside the entrance to the premises, or supervising or controlling queues, shall wear high-visibility jackets or vests.
- 15. The Licence Holder will operate an anti-drugs policy in conjunction with a search and seizure policy in compliance with agreed memorandum of understanding. This will also include storage and disposal procedures. Signage will be displayed throughout the premises. Any amendments to the policy must be agreed in writing with Police Licensing Team 30 days prior to any event.
- 16. The Licence Holder will operate a weapons policy in conjunction with search and seizure. This will also include storage and disposal procedures. Any amendments to the policy must be agreed in writing with Police Licensing Team 30 days prior to any event.
- 17. The Licence Holder will operate an anti-theft policy, which will include the reporting of theft, safe storage of found items, storage and disposal procedures for all items of property found or discarded at the premises. Signage will be on display in prominent places advising customers to safeguard their property. Any amendments to the policy must be agreed in writing with Police Licensing Team 30 days prior to any event.
- 18. The Licence Holder will operate a search policy which includes searching everyone who enters the event including all staff and artists. All bags will be searched and all those entering will pass through the metal detector and/or wands search area.
- 19. A clear and visible notice shall be placed at the entrance to the premises advising those attending, that it is a condition of entry that customers agree to being searched and that police will be informed if anyone is found in possession of controlled substance or weapons.
- 20. An incident log (which may be electronically recorded) shall be kept at the premises, and retained for at least six months, and made available on request to police or an authorised officer from the local authority. It will be supplied to the police and local authority in electronic format within 7 days of the event. The following details shall be recorded:
 - Date of incident
 - Time of incident
 - · Location of incident
 - Persons concerned
 - Summary of incident
 - Identification of any Emergency Services Personnel who attended if known
- 21. CTV shall be in operation throughout the premises and must be retained for 31 days after the event and made available to Police or Council upon request. During the event any CCTV request made by Police should be provided on a useable digital format within 2 hours.



- 22. The licence holder will engage with freely available counter terrorism advice and guidance through Counter Terrorism Protect Officers and Counter Terrorism Security Advisors.
- 23. The Premises Licence Holder will allow uniformed Police to periodically attend the premises upon prior agreement with the Premises Licence Holder/DPS in order to carry out advance drug searching techniques, including (but not limited to) requiring customers to take part in drug analyser testing as a condition of entry, and passive drug dog sweeps of the premises and queue.

Public Safety

- 24. No drinks shall be supplied in glass containers, and no drink shall be supplied in sealed containers.
- 25. SIA door staff will be deployed at the event at a minimum ratio of 1:80. Body Worn Video will be worn by all SIA door staff who are deployed at entry points and those dealing with the ejection of patrons from the event.
- 26. When SIA door staff are deployed records will be kept of the following details of any door-supervisor employed at the premises: -
 - Name and date of birth
 - Full 16 digit SIA badge number
 - Dates and times employed

These records must be made available, in useable form, to the Metropolitan Police, Local Authority officers or authorised officers of the Security Industry Authority upon request.

27. Free water will be available to attendees to consume at clearly displayed areas on the site.

Prevention of Public Nuisance

- 28. A direct telephone number (mobile to be held by duty manager) will be provided to neighboring premises to be used in the event of a complaint of noise nuisance.
- 29. There shall be a documented dispersal policy, as agreed with the relevant responsible authorities, implemented at the premises and a copy lodged with the Police Licensing Team. Any amendments to the policy must be agreed in writing with Police Licensing Team 30 days prior to any event.
- 30. The Licence Holder will ensure that customers are prevented from leaving the event site with bottles or open containers.



31. An extra provision of free to use public toilets will be supplied outside the event. Regular cleaning patrols will also take place outside the event to prevent public nuisance.

Protection of Children from Harm

- 32. A Challenge 25 scheme must be operated to ensure that any person attempting to purchase alcohol who appears to be under the age of 25 shall provide documented proof that they are over 18 years of age. Proof of age shall only comprise a valid and in date passport, photo card driving licence, military card or a card bearing the PASS hologram.
- 33. There will be no admission of anyone under the age of 21, except on Sunday 3rd September 2023 when they must be accompanied by an appropriate adult age over 25 or over.
- 34. Refusals to supply alcohol will be recorded by staff on a refusals log where they are working. The time and date, brief description of the person and reason for refusal will be recorded and the bar supervisor made aware of the refusal. Logs will be available to the police and relevant local authority officers for inspection during and after the event.
- 35. Each member of the bar team will display a clear and unique identifier on their clothing.
- 36. All bar staff at the event will be trained, this training should reflect the Licensing Act 2003 and include the licensing objectives, proof of age, and conflict management. The training will be recorded and kept on site. A designated member of staff should be able to produce the records on the request of police or other authorised person.
- 37. The event will operate a vulnerable person policy, this must include WAVE training for all members of staff.
- 38. Each bar shall be individually managed by a personal licence holder, during licensable hours.

Conditions attached after a hearing by the Licensing Authority on 8th February 2023

39. An application must be made to the Council for a traffic management order for measures to be considered in the following streets, namely Westfield Road, Cedars Road, Durban Road, Belmont Road, Gowland Place, Whitmore Road, Bramerton Road, Croydon Road from the A234 to Bramerton Road, Hayne Road from A234 to Cedars Road and Village Way.



- 40. All publicity for the event is to include details of public transport to the event by train, bus and tram.
- 41. Designated pick up and drop off points shall be provided for those that arrive and depart by taxi
- 42. A rapid response hygienic cleaning team shall be provided to deal with complaints from the above surrounding roads.

Plans

Held by the Licensing Authority:

Stamped Reference Number: 22/01702/LAPRE Dated: 8th February 2023



LICENSING ACT 2003

Premises Licence Summary

Premises licence number

22/01702/LAPRE

SPillips

Steve Phillips

Nuisance, ASB, Health, Safety and Licensing Manager

Licence Granted 8th February 2023

Issue Number

01

This licence summary consists of 2 pages

Premises Details

Postal address of premises, or if none, ordnance survey map reference or description

Soul Town 2023 Croydon Road Recreation Ground Croydon Road Beckenham

Where the licence is time limited the dates

2nd & 3rd September 2023 only.

Licensable activities authorised by the licence

Sale or Supply of Alcohol Live Music Live Music Recorded Music Performance of Dance

The opening hours of the premises

Hours Open to the Public on Saturday from 12:00 to 22:00 Hours Open to the Public on Sunday from 12:00 to 21:00



Where the licence authorises supplies of alcohol whether these are on and/or off sales

On sales only.

The times the licence authorises the carrying out of licensable activities

Sale or Supply of Alcohol on Saturday from 12:00 to 22:00 Sale or Supply of Alcohol on Sunday from 12:00 to 21:00 Live Music on Saturday from 12:00 to 22:00 Live Music on Sunday from 12:00 to 21:00

Recorded Music on Saturday from 12:00 to 22:00

Recorded Music on Sunday from 12:00 to 21:00 Performance of Dance on Saturday from 12:00 to 22:00

Performance of Dance on Sunday from 12:00 to 21:00

Name, (registered) address of holder of premises licence

ST Events Ltd of 395 Green Lane New Eltham London SE9 3TE

Registered number of holder, for example company number, charity number (where applicable)

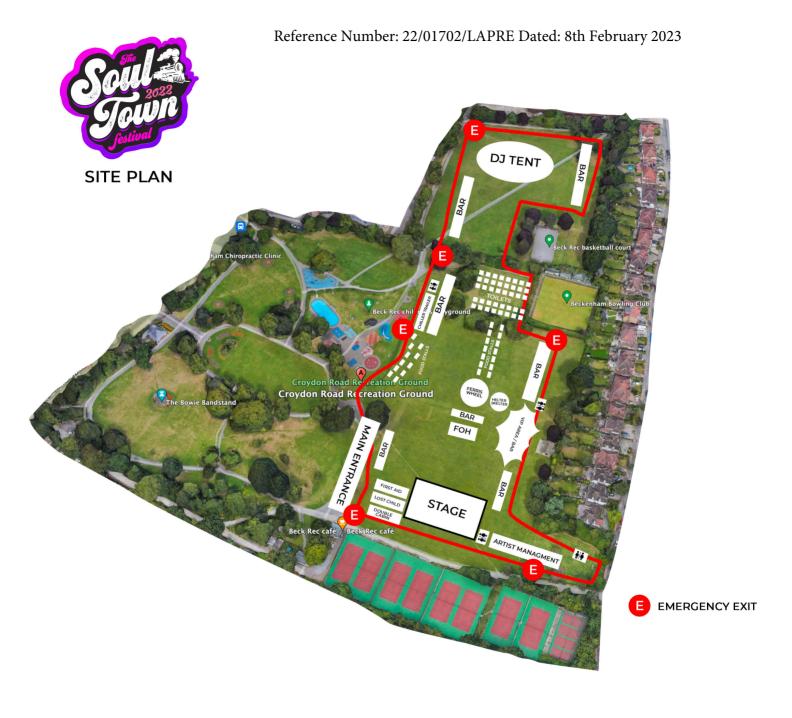
Company number 13237142

Name of designated premises supervisor where the premises licence authorises for the supply of alcohol

Full Name: Mrs Lucy Bateman

State whether access to the premises by children is restricted or prohibited

There will be no admission of anyone under the age of 21, except on Sunday 3rd September 2023 when they must be accompanied by an appropriate adult age over 25 or over.



Appendix 3 Representations

Application comments:

Objection 1 – Village Way

I wish to object to this event which causes a nuisance to the local residents. It is extremely noisy and far too long and causes a lot of disruption in the nearby roads.

There is also a lot of litter left outside the park which is not cleared up.

The park is not a suitable venue for a festival of this size but there are many sites which are, which could be used instead.

It seems that none of the profit from this event goes towards the upkeep of the park which is sadly in need of some work, e.g. the toilets, the gazebo, the path and the borders down from Village Way gate.

Also none of the profit goes to local charity unlike the Firework display run by the Scouts.

For the above reasons I would like to object to the licensing for this event.

Objection 2 - Village Way

Soultown Music Festival Croydon Road Recreation Ground Beckenham 31st August and 1st September

I wish to object to the above licence being granted on the following grounds relating to The prevention of public nuisance:

- 1. Croydon Road Recreation Ground is too small for an event of this size and nature.
- 2. The loud vibrating music for 10 hrs one day and 9hrs the second day.
- 3. The close proximity of residential properties.
- 4. The disruption in the park for 5 days before the event and at least 4 days after with lorries moving around with heavy equipment.
- 5. Bright arc lights going on for 2/3hrs at the end of the event when they start clearing up.
- 6. There were cars parked on the grass last year by the rose beds adjacent to the entrance by Village Way and on the grass along the path by the tennis courts. All outside the event area.

This Festival is already being advertised and tickets are on sale!

Objection 3 - Village Way

I object to the Soultown Festival taking place at the Croydon Road Recreation Ground in Beckenham yet again this year.

As I and other local residents have stated for the last two years, Croydon Road Recreation Ground is too small for an event of this size and nature. This mini-Glastonbury type event belongs in a much larger park, of which there are several (e.g. Crystal Palace Park, Beckenham Place Park and Normans Park) in the vicinity.

Application comments:

My representation relates to all 4 Licensing Objectives:-

<u>The prevention of crime and disorder</u>: events such as these attract anti-social behaviour and quite probably drug dealing even if the culprits are not actually caught red-handed.

<u>The prevention of public nuisance</u>: There is disruption in the park for 5 days before the event and at least 4 days after with lorries moving around with heavy equipment. This qualifies as a nuisance for local dog walkers.

<u>Public safety</u>: There have been numerous incidents of knife crime not far from Beckenham and so we have legitimate concerns for the safety of our youth, especially on the Saturday evening of the event.

<u>The protection of children from harm</u>: Again, we have legitimate concerns for the safety of our youth, especially on the Saturday evening of the event, from groups of drunken party revellers.

Therefore, some of us have no alternative but to <u>leave our homes</u> on both days. So, I am asking the Licensing Committee to <u>award financial compensation</u> to those of us who request it, especially those residents whose properties back onto the park and have extenuating circumstances.

Appendix 4 Additional Conditions Agreed with Police

Voluntary Conditions agreed with Police

The event management plans for each event shall include the following information as a minimum; site plans, stewarding/security plans to include regular weapon sweeps before, during and post egress, crowd management plans, medical plan, fire plan, specific safety policies, risk assessments, traffic management plans, possible noise nuisance plans, and ingress/egress plan and an alcohol management plan.

Any queue to enter the premises that forms outside the premises shall be kept orderly and supervised by SIA door supervisors to ensure that there is no nuisance or obstruction to the public highway and footpaths. All persons managing the queue will have a radio or contact details to be able to communicate with each other and the event organisers.

There will be no re-entry to the premises by members of the public.

Attendees will be counted throughout the event both entering and leaving so that the total number of attendees inside the event is known at any time.

All staff engaged outside the entrance to the premises, or supervising or controlling queues, shall wear high-visibility jackets or vests.

The Licence Holder will operate an anti-drugs policy in conjunction with a search and seizure policy in compliance with agreed memorandum of understanding. This will also include storage and disposal procedures. Signage will be displayed throughout the premises. Any amendments to the policy must be agreed in writing with Police Licensing Team 30 days prior to any event.

The Licence Holder will operate a weapons policy in conjunction with search and seizure. This will also include storage and disposal procedures. Any amendments to the policy must be agreed in writing with Police Licensing Team 30 days prior to any event.

The Licence Holder will operate an anti-theft policy, which will include the reporting of theft, safe storage of found items, storage and disposal procedures for all items of property found or discarded at the premises. Signage will be on display in prominent places advising customers to safeguard their property. Any amendments to the policy must be agreed in writing with Police Licensing Team 30 days prior to any event.

The Licence Holder will operate a search policy which includes searching everyone who enters the event including all staff and artists. All bags will be searched and all those entering will pass through the metal detector and/or wands search area.

A clear and visible notice shall be placed at the entrance to the premises advising those attending, that it is a condition of entry that customers agree to being searched and that police will be informed if anyone is found in possession of controlled substance or weapons

An incident log (which may be electronically recorded) shall be kept at the premises, and retained for at least six months, and made available on request to police or an authorised officer from the local authority. It will be supplied to the police and local authority in electronic format within 7 days of the event. The following details shall be recorded:

- Date of incident
- Time of incident
- Location of incident
- Persons concerned
- Summary of incident
- Identification of any Emergency Services Personnel who attended if known

CCTV shall be in operation throughout the premises and must be retained for 31 days after the event and made available to Police or Council upon request. During the event any CCTV request made by Police should be provided on a useable digital format within 2 hours

The licence holder will engage with freely available counter terrorism advice and guidance through Counter Terrorism Protect Officers and Counter Terrorism Security Advisors

No drinks shall be supplied in glass containers, and not drink shall be supplied in sealed containers.

SIA door staff will be deployed at the event at a minimum ratio of 1:94. Body Worn Video will be worn by all SIA door staff who are deployed at entry points and those dealing with the ejection of patrons from the event

When SIA door staff are deployed records will be kept of the following details of any door-supervisor employed at the premises: -

- Name and date of birth
- Full 16 digit SIA badge number
- Dates and times employed

These records must be made available, in useable form, to the Metropolitan Police, Local Authority officers or authorised officers of the Security Industry Authority upon request.

Free water will be available to attendees to consume at clearly displayed areas on the site.

The cloakroom / property area will be staffed at all times that the event is taking place and until all property has been collected at the end of the event.

A direct telephone number (mobile to be held by duty manager) will be provided to neighbouring premises to be used in the event of a complaint of noise nuisance.

There shall be a documented dispersal policy, as agreed with the relevant responsible authorities, implemented at the premises and a copy lodged with the Police Licensing Team. Any amendments to the policy must be agreed in writing with Police Licensing Team 30 days prior to any event.

Appendix 5 Satellite Image of the Premises

