



NOTICE OF MEETING

Licensing Panel

Wednesday 6 July 2016, 2.00 pm

**Function Room, Fifth Floor, Easthampstead House, Town Square,
Bracknell**

To: The Licensing Panel

Councillor Brossard (Chairman), Councillor Ms Gaw and Mrs McKenzie

ALISON SANDERS

Director of Corporate Services

EMERGENCY EVACUATION INSTRUCTIONS

- 1 If you hear the alarm, leave the building immediately.
- 2 Follow the green signs.
- 3 Use the stairs not the lifts.
- 4 Do not re-enter the building until told to do so.

If you require further information, please contact: Priya Patel

Telephone: 01344 352233

Email: priya.patel@bracknell-forest.gov.uk

Published: 27 June 2016



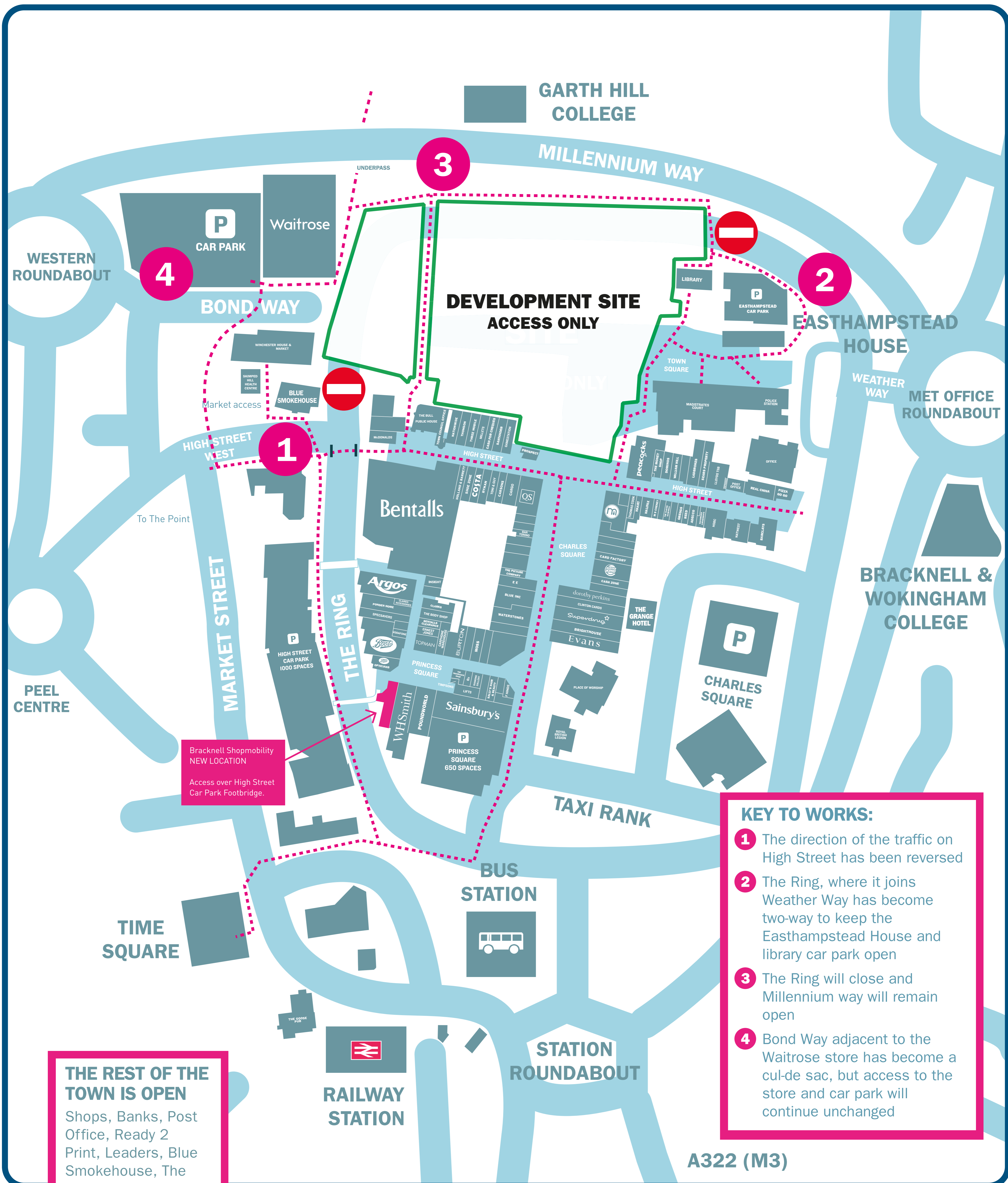
Licensing Panel
Wednesday 6 July 2016, 2.00 pm
Function Room, Fifth Floor, Easthampstead House, Town
Square, Bracknell

Sound recording, photographing, filming and use of social media at meetings which are held in public are permitted. Those wishing to record proceedings at a meeting are however advised to contact the Democratic Services Officer named as the contact for further information on the front of this agenda as early as possible before the start of the meeting so that any special arrangements can be made.

AGENDA

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1. Maps	3 - 8
2. Declarations of Interest Any Member with a Disclosable Pecuniary Interest or an Affected Interest in a matter should withdraw from the meeting when the matter is under consideration and should notify the Democratic Services Officer in attendance that they are withdrawing as they have such an interest. If the Interest is not entered on the register of Members interests the Monitoring Officer must be notified of the interest within 28 days.	
3. The Procedure for Hearings at Licensing Panels	9 - 14
4. Application for a Temporary Event Notice	
Annex A: Application Form (page: 19)	
Annex B: Map showing location of proposed event (page: 25)	
Annex C: Objection submitted (page: 27)	
Annex D: Further Information from the Applicant (page: 28)	
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BRACKNELL TOWN CENTRE OPEN AS USUAL DURING ROAD LAYOUT CHANGES

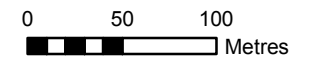


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Bracknell Town Centre Map

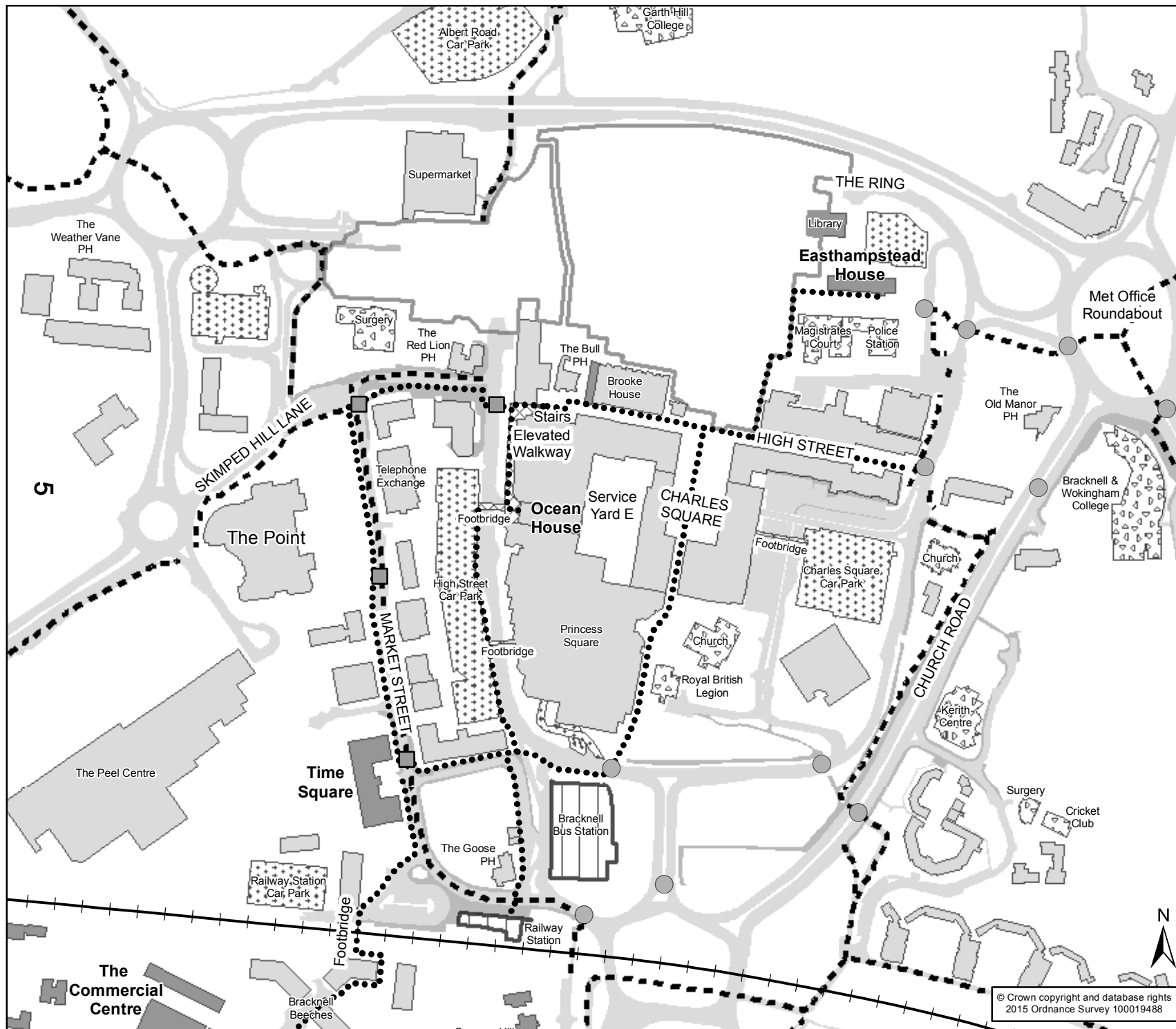
Legend

-  Subway
-  Zebra Crossing
-  Walk Route
-  Footpath/Cycleway
-  Railway
-  Building
-  Car Parks
-  Council Buildings
-  Demolished
-  Elevated Walkway
-  Places of Interest
-  Public Transport




Map Produced January 2015


G:\GIS\Environment\GIS\Projects\TownCentreMap\Jan2015B+W





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2015 Ordnance Survey 100019488

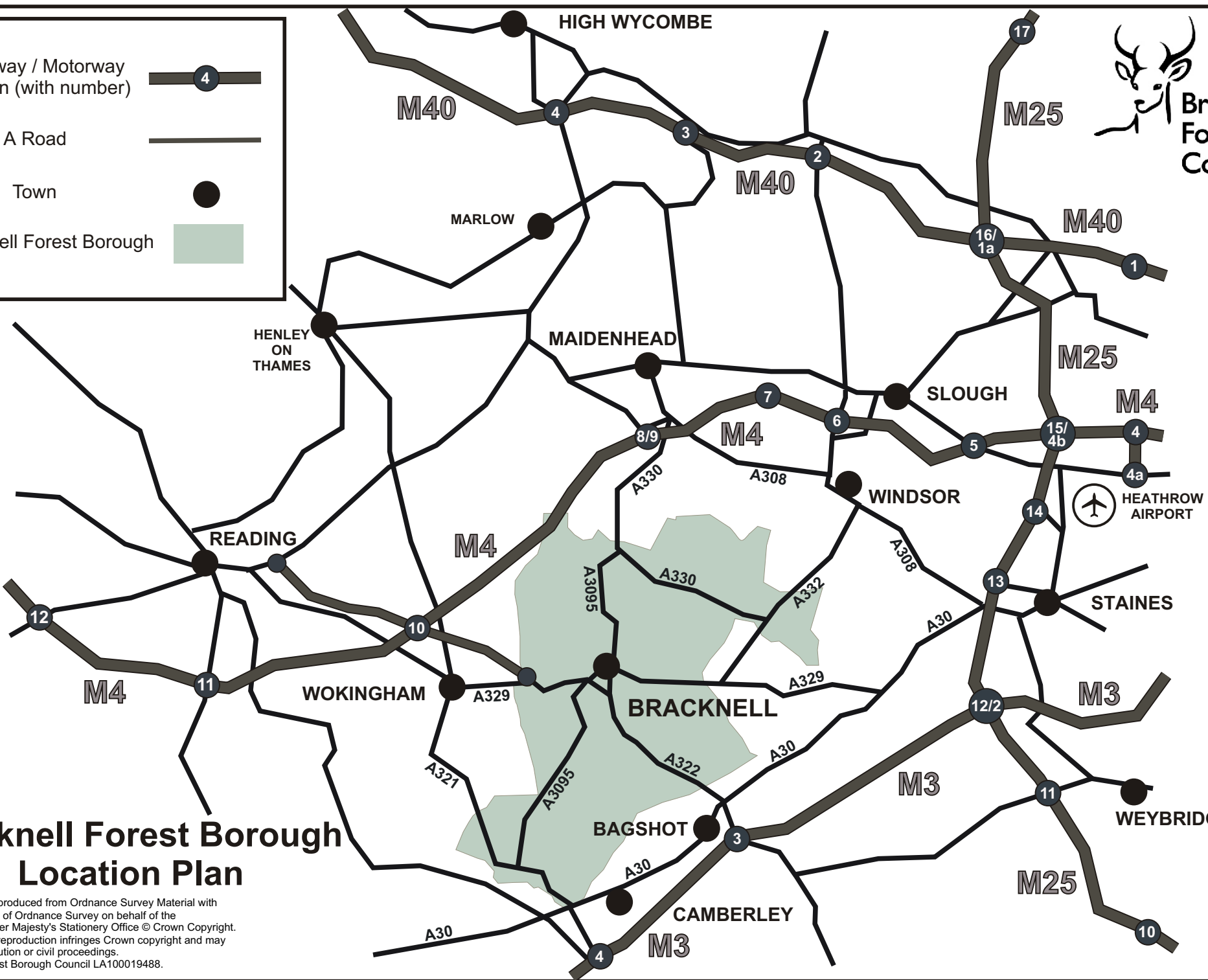
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Motorway / Motorway Junction (with number) 

A Road 

Town 

Bracknell Forest Borough 



Bracknell Forest Borough Location Plan

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Bracknell Forest Borough Council LA100019488.

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INFORMATION AND THE PROCEDURE FOR HEARINGS OF THE LICENSING PANEL

The following document provides information and outlines the procedure taken for hearings by the Licensing Panel, when considering applications.

1. REQUIREMENTS FOR THE HEARING

- 1.1 The applicant will normally be required to attend the meeting in person. They will be entitled to be represented by a solicitor or counsel or by any other individual provided that the name of any such person is given to the Council's Licensing Manager 48 hours in advance of the hearing.
- 1.2 Written notification of the intended proceedings will be given to the applicant not less than ten clear working days before the meeting. This notification will give details of the procedure to be followed at the hearing and shall advise applicants of their right to be represented. Included with the written notification shall be the Agenda for the meeting.
- 1.3 Any documents to be produced at the hearing by the Director of Environment, Culture and Communities representative shall be sent so as to reach the applicant by no later than 48 hours before the hearing. A copy of these documents shall at the same time be given to Democratic Services to distribute to members of the Panel.
- 1.4 Any documents to be produced at the hearing by the applicant shall be sent to the Council's Licensing Manager by no later than 48 hours before the hearing. A copy of these documents shall at the same time be sent to Democratic Services to distribute to members of the Panel.
- 1.5 At the discretion of the Panel any or all of the requirements set out in paragraphs 1.3 to 1.4 above may be waived, provided that the Panel is satisfied that the interests of the applicant or any objector have not been prejudiced.
- 1.6 Financial costs incurred by either party in the hearing must be met in full by those parties and no awards for costs will be made to either party regardless of the outcome of the hearing.
- 1.7 The public will be allowed access, except if "Confidential Information" as defined by Section 100A of the Local Government Act 1972 is likely to be disclosed (in which case the public must be excluded) or, if "Exempt Information" falling within Schedule 12A of the Local Government Act 1972 is likely to be disclosed in which case the Panel may decide to exclude the public.

2. ORDER OF THE HEARING

- 2.1 Hearings shall be conducted as follows:
 - (a) The Chairman will open the proceedings by stating the nature of the matter which is to be considered and will welcome the parties, introduce them and confirm the roles of those present.
 - (b) The Chairman will ask the officers to confirm whether or not the formal requirements in respect of the matter to be considered have been complied with.
 - (c) The applicant will be asked if there is any reason for the case to be adjourned. An adjournment will only normally be granted if unforeseeable circumstances can be demonstrated which would be prejudicial to a fair hearing if it was heard at that time.

- (d) The Chairman shall first call upon the Director of Environment, Culture and Communities representative to put forward their case.
 - (e) If satisfied as to the formal requirements, the Panel will consider the merits of the application or proposed suspension/revocation and the report of the officer. The Panel may ask the Director of Environment, Culture and Communities representative for clarification of any points.
 - (f) The applicant shall have an opportunity to put questions to the Director of Environment, Culture and Communities representative.
 - (g) The Chairman will then invite (if any) interested parties who have made representations to speak. The Panel may ask interested parties questions and points of clarification.
 - (h) The Chairman will then invite the applicant or licence holder to make any representations.
 - (i) The Chairman, members of the Panel and the Director of Environment Culture and Communities representative may ask the applicant questions and points of clarification. Having heard the applicant's statement, any Responsible Authorities in attendance will be given the opportunity to respond.
 - (j) An opportunity shall be given to the Director of Environment, Culture and Communities representative and the applicant, in that order, to sum up their case (but not to add any new facts).
 - (k) The Panel members, the representative from Legal Services and Clerk to the Panel shall withdraw. Officers present do not take part in the decision making but will provide legal and procedural advice and record the decision.
 - (l) The members of the Panel consider their decision. The applicant or his/her representative (if any) and any officer present is asked to remain in attendance and if any further clarification or information is required from the applicant or licence holder or any officer, this will be sought by the clerk.
- 2.2 The decision of the Panel shall be notified to the applicant and her/his representative (if any) within two working days following the meeting. In most cases, a verbal decision will be given on the day of the hearing.

3. ROLES OF THOSE AT THE HEARING

- 3.1 The Director of Environment Culture and Communities representative is present at the hearing to present the professional officer's case for refusal, suspension or revocation of licences. They are also present to challenge points put forward by the applicant.
- 3.2 Members of the Panel are present to consider and determine an application or to consider if a licence should be suspended or revoked. In doing so they will follow the above procedure.
- 3.3 The representative from Legal Services is present to provide legal and procedural advice to the members of the Panel and to assist in the clarification of any issues which might arise.
- 3.4 The representative from Democratic Services is present to provide procedural advice to members of the Panel and to record the decision.

Address for Correspondence:

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Environment, Culture and Communities
Bracknell Forest Council
Time Square
Market Street
Bracknell
Berkshire RG12 1JD
Tel: 01344 352517
e-mail: laura.driscoll@bracknell-forest.gov.uk

Democratic Services, Corporate Services
Bracknell Forest Council
Easthampstead House
Town Square
Bracknell
Berkshire RG12 1AQ
Tel: 01344 352253
e-mail: amanda.roden@bracknell-forest.gov.uk
Fax: 01344 353251

4. BACKGROUND

4.1 The Council's Licensing Panel has been given delegated authority to deal with the following applications:

Matter to be dealt with:	Licensing Panel
Application for personal licence	If a Police objection
Application for personal licence with unspent convictions	All cases
Application for premises licence/club premises certificate	If a relevant representation is made
Application for provisional statement	If a relevant representation is made
Application to vary designated premises supervisor	If a Police objection
Application for transfer of premises licence	If a Police objection
Applications for interim authorities	If a Police objection
Applications to review premises licence/club premises certificate	All cases
Decision to object when local authority is a consultee and not the relevant authority considering the application.	All cases
Determination of a police objection to a temporary event notice.	All cases

4.2 In carrying out its licensing function, the Licensing Authority will promote the four Licensing Objectives. These are the only matters to be taken into account when determining an application. The four Licensing Objectives are:

- Prevention of Crime and Disorder;
- Public Safety;
- Prevention of Public Nuisance; and
- Protection of Children from Harm.

- 4.3 The Licensing Policy is about the regulation of licensable activities and as such is focussed on the direct impact of activities taking place on or in the vicinity of those premises. It is not a mechanism for controlling general nuisance unconnected to the Licensing Objectives.
- 4.4 The Council has, apart from the above, delegated power to determine applications, renew, suspend or revoke existing licences and consents to the Director of Environment Culture and Communities. The Director has in turn delegated such authority to officers within the Department.
- 4.5 Whilst officers have delegated authority there will be occasions where it is considered appropriate to refer the matter to the Licensing Panel. Specifically the Licensing & Safety Committee at its meeting on 12 March 2003, resolved to receive representations from applicants for either a licence or a consent where under delegated powers the applicant has been advised that a refusal or revocation is likely.
- 4.6 Where the application is being considered for refusal, having exhausted all options for negotiating an acceptable solution, the applicant is invited should they wish to present their case to the Panel. This request must have been made in writing within 21 days following receipt of a letter from the Council offering the opportunity of a hearing. If the applicant or licence holder fails to comply with this requirement or declines the offer, the matter will be dealt with under delegated authority.
- 4.7 Where an application is refused or a licence/consent is suspended or revoked by the Panel the applicant may have a right of appeal to the courts under the relevant provisions of the legislation and the Panel will inform the applicant within their decision letter.

LICENSING ACT 2003
HEARINGS – Right of Attendance, Assistance and Representation

Regulation 15 of the Licensing Act 2003 (Hearings) Regulations 2005.

15. Subject to regulations 14(2) and 25 in relation to hearings taking place in public and the right for the Chairman to ask a person attending the hearing to leave the room, a party may attend the hearing and may be assisted or represented by any person whether or not that person is legally qualified to do so.

LICENSING ACT 2003
HEARINGS – REPRESENTATIONS AND SUPPORTING INFORMATION

Regulation 16,17,18 and 19 of the Licensing Act 2003 (Hearings) Regulations 2005.

16. At the hearing, a party shall be entitled to:
- In response to a point upon which the Panel has given notice to a party that it will want clarification under regulation 7(1)(d), give further information in support of their application, representations or notice (as applicable).
 - If given permission by the Panel, question any other party.
 - Address the Panel.
17. Members of the Panel may ask any question of any party or other person appearing at the hearing.
18. In considering any representations or notice made by a party, the Panel may take into account documentary or other information produced by a party in support of their application, representations or Notice, (as applicable), either before the hearing or, with the consent of all the other parties at the hearing.
19. The Panel shall disregard any information given by a party or any other person to whom permission to appear at the hearing is given by the Panel which is not relevant to:
- their application, representations or notice, (as applicable); or in the case of another person, the application representations or notice of the party requesting their appearance, and
 - The promotion of the licensing objectives or, in relation to a hearing to consider a notice given by a chief officer of police, the crime prevention objective.

LICENSING ACT 2003
HEARINGS – CONSEQUENCES WHERE A PARTY DOES NOT ATTEND, OR IS NOT
REPRESENTED AT A HEARING

Regulation 20 of the Licensing Act 2003 (Hearings) Regulations 2005.

20. (1) If a party has informed the Authority that he does not intend to attend, or be represented at, a hearing, the hearing may proceed in his absence.
- (2) If a party who has not so indicated fails to attend, or be represented, at a hearing, the Authority may:
 - (a) where it considers it to be **necessary in the public interest**, adjourn the hearing to a specified date, or
 - (b) hold the hearing in the party's absence.
- (3) Where the Authority holds the hearing in the absence of a party, the Authority shall consider at the hearing, the application, representations or Notice made by that party.
- (4) Where the Authority adjourns the hearing to a specified date, it must, forthwith, notify the parties of the date, time and place to which the hearing has been adjourned

LICENSING PANEL 6 JULY 2016

REPORT ON TEMPORARY EVENT NOTICE FOR VARKALA FESTIVAL (Chief Officer: Environment and Public Protection)

1. INTRODUCTION

- 1.1 The Licensing Act 2003 (“the 2003 Act”) allows a person (“premises user”) wishing to hold an event at which licensable activities are carried on, to give notice to the Council of the event, known as a temporary event notice (“TEN”).
- 1.2 The TEN, in effect, exempts the premises user from the need for a licence, in order that licensable activities can take place.
- 1.3 The premises user must, in addition to the Council, serve copies of the notice on Thames Valley Police and the Council’s Environmental Health Department responsible for noise nuisance. Both of these as “relevant persons”, have the right to object to the TEN should they feel the activities proposed will undermine the licensing objectives.
- 1.4 On this occasion, an objection notice has been received from the Council’s Environmental Health Department. The objection relates to the prevention of public nuisance licensing objective.
- 1.5 The panel is asked to consider the objection notice in relation to the TEN and decide whether to serve a counter notice to the TEN.

2. APPLICATION

- 2.1 A TEN was served on 23 June 2016. A copy of the notice is attached at **Annex A**.
- 2.2 The TEN was served by Mr James Bowkett for the following activities:
 - (i) The sale by retail of alcohol
 - (ii) The provision of regulated entertainment
 - (iii) The provision of late night refreshment
- 2.3 The event is proposed to take place at Park View Park, off Old Wokingham Road, at the following dates and times

Friday	12/08/2016 18:00 - 00:00
Saturday	13/08/2016 00:00 - 02:00 and 12:00 - 00:00
Sunday	14/08/2016 00:00 - 02:00 and 12:00 - 00:00
- 2.4 The event is described as an over 18s festival with music and camping. A map showing the location of the proposed event is attached at **Annex B**.

3. OBJECTION RECEIVED

- 3.1 Section 104 of the 2003 Act (as amended by section 112 of the Police Reform and Social Responsibility Act 2011) permits both the Chief Officer of Police and the Council’s Environmental Health team to serve an objection notice to a TEN on the basis of any of the licensing objectives.

3.2 On 23 June 2016, the Council's Environmental Health Department made an objection to the TEN, as they are of the view that its grant would undermine the prevention of public nuisance licensing objective. The objection relates to the likelihood of noise nuisance to nearby residential properties from both music and festival attendees. This objection is attached at **Annex C**.

4. FURTHER INFORMATION

4.1 A copy of the TEN form was received by email on Tuesday 21 June 2016, and payment was subsequently received to validate the TEN on Thursday 23 June.

4.2 The Environmental Health Officer sent an email to the premises user on 21 June requesting additional information to assist in considering the TEN. The information provided by the premises user along with a site plan is available at **Annex D**.

5. RELEVANT GUIDANCE

5.1 Statutory guidance has been issued under Section 182 of the 2003 Act. The panel must have regard to this guidance when determining this application, below are some relevant extracts.

5.2 The 2003 Act provides four objectives which must be promoted when licensing functions are carried out:

- (i) The prevention of crime and disorder;
- (ii) Public safety;
- (iii) The prevention of public nuisance; and
- (iv) The protection of children from harm.

5.3 The 2003 Act enables licensing authorities and responsible authorities, through representations, to consider what constitutes public nuisance and what is appropriate to prevent it in terms of conditions attached to specific premises licences and club premises certificates. It is therefore important that in considering the promotion of this licensing objective, licensing authorities and responsible authorities focus on the effect of the licensable activities at the specific premises on persons living and working (including those carrying on business) in the area around the premises which may be disproportionate and unreasonable. The issues will mainly concern noise nuisance, light pollution, noxious smells and litter. (2.14 of Section 182 Guidance)

5.4 Public nuisance is given a statutory meaning in many pieces of legislation. It is however not narrowly defined in the 2003 Act and retains its broad common law meaning. It is important to remember that the prevention of public nuisance could therefore include low-level nuisance, perhaps affecting a few people living locally, as well as major disturbance affecting the whole community. It may also include, in appropriate circumstances, the reduction of the living and working amenity and environment of other persons living and working in the area of the licensed premises. Public nuisance may also arise as a result of the adverse effects of artificial light, dust, odour and insects or where its effect is prejudicial to health. (2.15 of Section 182 Guidance)

5.5 Where a standard TEN was given, the licensing authority must consider the objection at a hearing before a counter notice can be issued. At the hearing, the police, EHA and the premises user may make representations to the licensing authority. Following the hearing, the licensing authority may decide to issue a counter notice to prevent

the event going ahead. (7.34 of Section 182 Guidance)

- 5.6 “Relevant persons” may contact the premises user to discuss their objections and try to come to an agreement which will allow the proposed licensable activities to proceed. The TEN can be modified (for example, by changing the details of the parts of the premises that are to be used for the event, the description of the nature of the intended activities or their duration). The other relevant person has to agree for the modification to be made. (7.36 of Section 182 Guidance)

6. PANEL OPTIONS

- 6.1 The panel must, having regard to the representation, take such steps as it considers necessary for the promotion of the licensing objectives, either:
- (i) Serving a counter-notice if satisfied that the promotion of the licensing objectives will adversely be affected by the TEN; or
 - (ii) Do nothing if they do not accept the objection notice submitted.
- 6.2 Should the premises user or either of the relevant persons feel aggrieved at the decision, they may appeal to the Magistrates’ Court.

Background Papers

The Licensing Act 2003

Guidance issued under section 182 of the Licensing Act 2003

Contact for further information

Charlie Fletcher, Licensing Officer
charlie.fletcher@bracknell-forest.gov.uk
01344 352550

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1. The personal details of premises user (Please read note 1)	
1. Your name	
Title	Mr <input checked="" type="checkbox"/> Mrs <input type="checkbox"/> Miss <input type="checkbox"/> Ms <input type="checkbox"/> Other (please state)
Surname	BOWKETT
Forenames	JAMES
2. Previous names (Please enter details of any previous names or maiden names, if applicable. Please continue on a separate sheet if necessary)	
Title	Mr <input type="checkbox"/> Mrs <input type="checkbox"/> Miss <input type="checkbox"/> Ms <input type="checkbox"/> Other (please state)
Surname	
Forenames	
3. Your date of birth	
4. Your place of birth	
5. National Insurance Number	
6. Your current address (We will use this address to correspond with you unless you complete the separate correspondence box below)	
[Redacted Address]	
Post town	London
Postcode	[Redacted]
7. Other contact details	
Telephone numbers	[Redacted]
Daytime	
Evening (optional)	
Mobile (optional)	
Fax number (optional)	
E-Mail address (if available)	[Redacted]
8. Alternative address for correspondence (If you complete the details below, we will use this address to correspond with you)	
[Redacted Address]	
Post town	Postcode
9. Alternative contact details (if applicable)	
Telephone numbers:	[Redacted]
Daytime	
Evening (optional)	
Mobile (optional)	
Fax number (optional)	
E-Mail address (if available)	

2. The premises	
Please give the address of the premises where you intend to carry on the licensable activities or, if it has no address, give a detailed description (including the Ordnance Survey references) (Please read note 2)	
Park View Farm, Peacock lane, RG40 3BX	
Does a premises licence or club premises certificate have effect in relation to the premises (or any part of the premises)? If so, please enter the licence or certificate number below.	
Premises licence number	
Club premises certificate number	
If you intend to use only part of the premises at this address or intend to restrict the area to which this notice applies, please give a description and details below. (Please read note 3)	
The direction of travelling sound will be enclosed by the surrounding trees plus we will enclose the travelling sound to the best of our ability by placing hay bales in the traveling sounds path.	
Please describe the nature of the premises below. (Please read note 4)	
The farm is a working farm and the section of field we will be using is hired out solely for events.	
Please describe the nature of the event below. (Please read note 5)	
<p>This is a weekend music event with overnight camping and alcohol sales. There will be food stall's and souvenir shops. There will also be potential dancing entertainers. The festival is an adult only festival (over 18's) and will not allow anyone who cannot prove they are over the age of 18 onto the site at any time during production or throughout the event.</p> <p>We will have 4 temporary structures each of which will be signed off by the contractors as well as our own site safety officer (Daniel Bowkett).</p> <p>We are applying for a standard TEN of which we will only sell 400 tickets and reserve the other 99 places for artists, stewards and crew. Over the weekend there will be 8 SIA badged security staff on duty throughout each day (1 guard per 50 people). The security company being used is Pure Class Security based in Witham, Essex. Head of security Scott Ford – scottfoord@icloud.com</p>	

3. The licensable activities	
Please state the licensable activities that you intend to carry on at the premises (please tick all licensable activities you intend to carry on). (Please read note 6)	
The sale by retail of alcohol	<input checked="" type="checkbox"/>
The supply of alcohol by or on behalf of a club to, or to the order of, a member of the club	<input type="checkbox"/>
The provision of regulated entertainment	<input checked="" type="checkbox"/>
The provision of late night refreshment	<input checked="" type="checkbox"/>
Are you giving a late temporary event notice? (Please read note 7)	<input type="checkbox"/>
Please state the dates on which you intend to use these premises for licensable activities. (Please read note 8)	12/08/2016 13/08/2016 14/08/2016
Please state the times during the event period that you propose to carry on licensable activities (please give times in 24 hour clock). (Please read note 9)	
12/08/2016 - 1800 UNTIL 0200 13/08/2016 - 1200 UNTIL 0200 14/08/2016 - 1200 UNTIL 0200	
Please state the maximum number of people at any one time that you intend to allow to be present at the premises during the times when you intend to carry on licensable activities, including any staff, organisers or performers. (Please read note 10)	499
If the licensable activities will include the supply of alcohol, please state whether the supplies will be for consumption on or off the premises, or both (please tick as appropriate). (Please read note 11)	On the premises only <input checked="" type="checkbox"/>
	Off the premises only <input type="checkbox"/>
	Both <input type="checkbox"/>

Please state if the licensable activities will include the provision of relevant entertainment. If so, please state the times during the event period that you propose to provide relevant entertainment. (please read note 12)

Music will be played between the following times on each day:

12/08/2016 - 1800 UNTIL 0200

13/08/2016 - 1200 UNTIL 0200

14/08/2016 - 1200 UNTIL 0200

We will hold a strict restriction on any music being played preceding the stated times.

Any local residents in the direct path of travelling sound will be given plenty of notice before the event that music will be played until the stated times and on top of this be offered foam earplugs complimentary from us as a consolation for any annoyance it may cause.

During the event we will conduct hourly perimeter sound checks to ensure sound levels aren't too high for the direct neighbours.

After the arena has closed the campsite will be patrolled by over night security keeping civilian noise to a minimum.

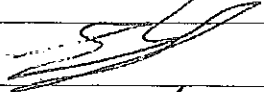
4. Personal licence holders (Please read note 13)		
Do you currently hold a valid personal licence? (Please tick)	Yes <input type="checkbox"/>	No <input checked="" type="checkbox"/>
If "Yes" please provide the details of your personal licence below.		
Issuing licensing authority		
Licence number		
Date of issue		
Date of expiry		
Any further relevant details		

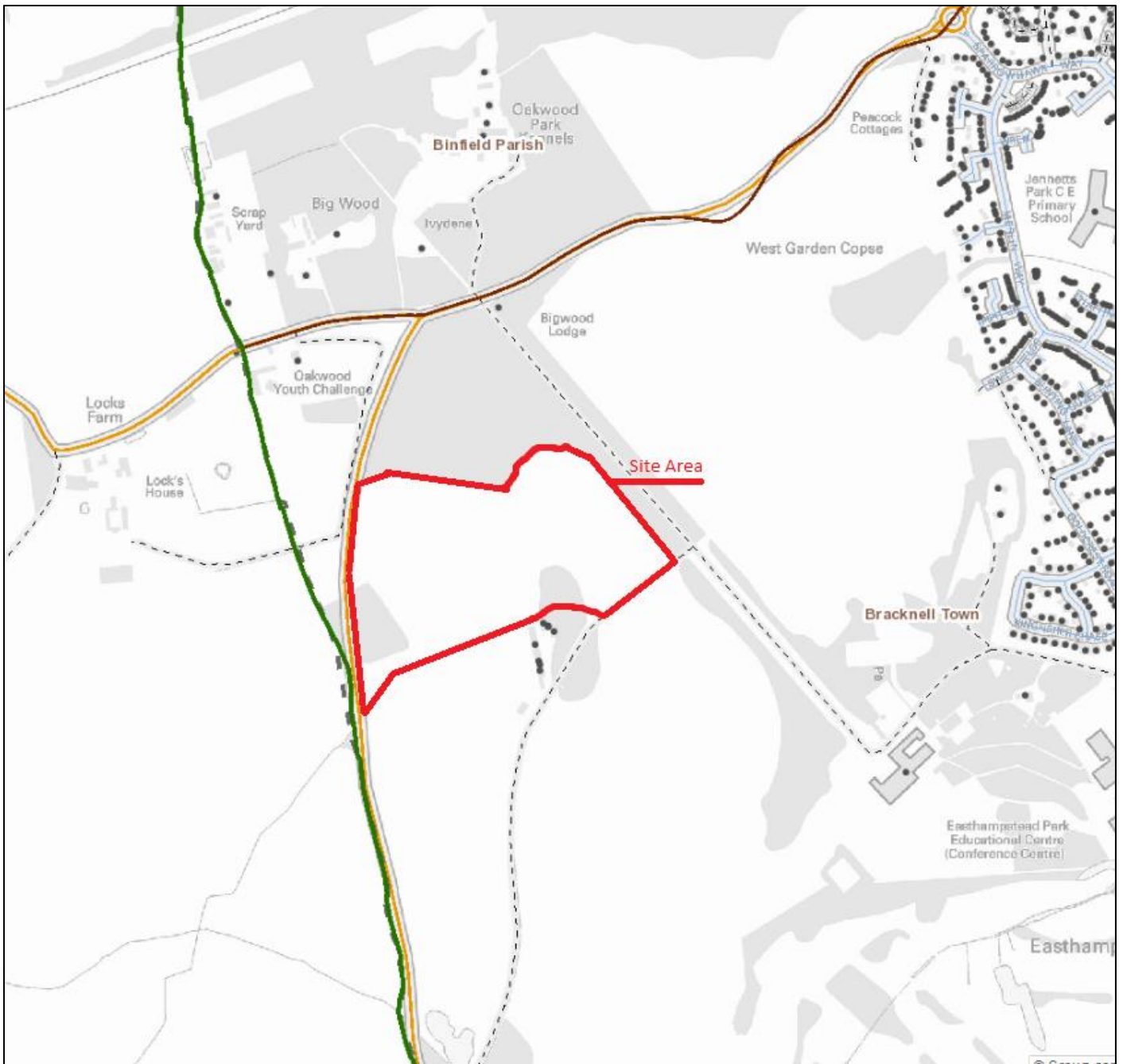
5. Previous temporary event notices you have given (Please read note 14 and tick the boxes that apply to you)		
Have you previously given a temporary event notice in respect of any premises for events falling in the same calendar year as the event for which you are now giving this temporary event notice?	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>
If answering yes, please state the number of temporary event notices (including the number of late temporary event notices, if any) you have given for events in that same calendar year	2	
Have you already given a temporary event notice for the same premises in which the event period: a) ends 24 hours or less before; or b) begins 24 hours or less after the event period proposed in this notice?	Yes <input type="checkbox"/>	No <input checked="" type="checkbox"/>

6. Associates and business colleagues (Please read note 15 and tick the boxes that apply to you)		
Has any associate of yours given a temporary event notice for an event in the same calendar year as the event for which you are now giving a temporary event notice?	Yes <input type="checkbox"/>	No <input checked="" type="checkbox"/>
If answering yes, please state the total number of temporary event notices (including the number of late temporary event notices, if any) your associate(s) have given for events in the same calendar year.		
Has any associate of yours already given a temporary event notice for the same premises in which the event period: a) ends 24 hours or less before; or b) begins 24 hours or less after the event period proposed in this notice?	Yes <input type="checkbox"/>	No <input checked="" type="checkbox"/>
Has any person with whom you are in business carrying on licensable activities given a temporary event notice for an event in the same calendar year as the event for which you are now giving a temporary event notice?	Yes <input type="checkbox"/>	No <input checked="" type="checkbox"/>
If answering yes, please state the total number of temporary event notices (including the number of late temporary event notices, if any) your business colleague(s) have given for events in the same calendar year.		
Has any person with whom you are in business carrying on licensable activities already given a temporary event notice for the same premises in which the event period: a) ends 24 hours or less before; or b) begins 24 hours or less after the event period proposed in this notice?	Yes <input type="checkbox"/>	No <input checked="" type="checkbox"/>

7. Checklist (Please read note 16)	
I have: (Please tick the appropriate boxes)	
Sent at least one copy of this notice to the licensing authority for the area in which the premises are situated	<input checked="" type="checkbox"/>
Sent a copy of this notice to the chief officer of police for the area in which the premises are situated	<input checked="" type="checkbox"/>
Sent a copy of this notice to the local authority exercising environmental health functions for the area in which the premises are situated	<input checked="" type="checkbox"/>
If the premises are situated in one or more licensing authority areas, sent at least one copy of this notice to each additional licensing authority	<input type="checkbox"/>
If the premises are situated in one or more police areas, sent a copy of this notice to each additional chief officer of police	<input type="checkbox"/>
If the premises are situated in one or more local authority areas, sent a copy of this notice to each additional local authority exercising environmental health functions	<input type="checkbox"/>
Made or enclosed payment of the fee for the application	<input checked="" type="checkbox"/>
Signed the declaration in Section 9 below	<input checked="" type="checkbox"/>

8. Condition (Please read note 17)
It is a condition of this temporary event notice that where the relevant licensable activities described in Section 3 above include the supply of alcohol that all such supplies are made by or under the authority of the premises user.

9. Declarations (Please read note 18)	
The information contained in this form is correct to the best of my knowledge and belief. I understand that it is an offence: (i) to knowingly or recklessly make a false statement in or in connection with this temporary event notice and that a person is liable on summary conviction for such an offence to a fine not exceeding level 5 on the standard scale; and (ii) to permit an unauthorised licensable activity to be carried on at any place and that a person is liable on summary conviction for any such offence to a fine not exceeding £20,000, or to imprisonment for a term not exceeding six months, or to both.	
Signature	
Date	21/06/16
Name of Person signing	Sammie Bowkett



Map showing the location of the proposed event.

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-----Original Message-----

From: Gail Siddall

Sent: 23 June 2016 14:08

To: Licence All

Subject: FW: TEN Received LI/16/00128/LATEN

*** This message has been classified as UNRESTRICTED ***

I would like to object to this Temporary Event Notice as I believe it will undermine the licensing objective of prevention of public nuisance.

The reasons for this are that the event is to take place over a 3 day period on a site that is relatively close to residential accommodation. When a similar event took place in 2012 there were numerous complaints from the surrounding area, (See map attached of location of complainants). The site has been used for Weddings since the last music event where organisers have been asked to comply with the attached, with the noise from the music being reduced at 23.00 and no noise from the site after 1.00am. The weddings have also been asked to ensure that there is no noise emanating from the site boundary along Old Wokingham Road so as to protect nearby residents.

The event organiser has given extra information - see email attached which states that the level will be held at 98 dBA which considering the area of the site the noise level will considerably exceed the background noise level at 2.00am, there is no mention of how the noise will be controlled if the levels were exceeded and also from the attendees who are camping on the site.

Gail Siddall

Team manager

Conditions for Wedding events held at Park View Farm

1. Music at the event (DJ/Band) should only be between a specified timeframe. This will depend on the day of the week. No amplified music/speech will be permitted at the site after 01.00hrs for any event. Generally, we would suggest that amplified music /speech would be lowered at 23.00 (at the latest) and stopped completely at midnight.
2. Noise monitoring should be conducted by the event organiser at the perimeter of the farm on Old Wokingham Road, and the roadside next to the dwelling on Old Wokingham Road in closest proximity to Park View Farm. This is necessary to ensure the amplified music/speech can not be heard outside of the noise sensitive dwelling on Old Wokingham Road. This monitoring should be conducted straight away when the DJ/Band starts playing music, and again following this on an hourly basis (at minimum) until the music ends at the agreed time. This needs to be documented.
3. A letter should be prepared well in advance of the event by the organiser. This should include event details and event organiser mobile contact number, and delivered to the residential dwellings in close proximity to Farm View Farm. This is to inform these residents of the event, the finishing time of the music, and to provide a person who they can contact encase they are being disturbed by noise. This letter should be delivered no later than 7 days prior to the event.

Addresses:

- Houghtons Folly, Waterloo Road, Wokingham, Berkshire, RG40 3DJ
 - Oakwood, Waterloo Road, Wokingham, Berkshire, RG40 3DA
 - Bigwood House, Waterloo Road, Wokingham, Berkshire, RG40 3DA
 - Bigwood Lodge, Easthampstead Park, Wokingham, Berkshire, RG40 3DB
 - Robins Roost, Old Wokingham Road, Wokingham, Berkshire, RG40 3BX
 - Park Cottage, Old Wokingham Road, Wokingham, Berkshire, RG40 3BX
 - West Lodge, Old Wokingham Road, Wokingham, Berkshire, RG40 3BT
 - College Hall, Old Wokingham Road, Wokingham, Berkshire, RG40 3BT
 - The Cottage, College Hall, Old Wokingham Road, Wokingham, Berkshire, RG40 3BT
4. The loud speakers used at the farm for amplified music/speech should be faced away from noise sensitive dwellings on Old Wokingham Road.
 5. Use of a microphone for public addresses by the DJ/Band or other person should be avoided where possible, and if used should not be heard at the road side, outside of the noise sensitive dwelling in closest proximity to the farm.

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On 21 June 2016 at 09:06 Gail Siddall <Gail.Siddall@bracknell-forest.gov.uk> wrote:

Hi I understand you are looking to obtain a TEN at the Park Farm Site for a 3 day music event - on considering the application I note you are undertaking monitoring however I would like more information about where the stages will be and where the monitoring will take place, what action you will take and at what level if you find the noise to be excessive and what you intend to do regarding the neighbours of the site, e.g. giving emergency numbers for during the event etc.

I look forward to hearing from you

Kind regards

Gail Siddall
Team manager

From: Jamie Bowkett
Sent: 21 June 2016 10:36
To: Gail Siddall
Subject: Re: TEN Application - Varkala Festival

Hello.

Thank you for getting in touch, please find attached a rough site map which gives a good idea of how i intend to build the site. (Please not that this map is not to scale and more of a guide line).

We will be running 2 sound systems over the weekend, both of these systems are capable of reaching 120+ decibels however we will be playing them at 98 decibels. If you look at the site map, you'll see one of the stages system is pointing toward the forest area, this is done intentionally so that the travelling sound will be dampened by the forest. The second stages system is pointed toward a much smaller group of trees, we intend on stacking large hay bales to the western side of this group of trees in an attempt to, again, dampen the travelling sound.

The site map has a black line showing the perimeter of the site, our stewards, security and myself will be making hourly perimeter checks after 10pm with decibel readers. We will also be checking the decibel readings closer to the stages onsite to ensure we do not exceed 98 decibels at any time.

We will be informing the residents living on waterloo road, old wokingham road, west road and east hampsted road that the event will be taking place and will be offering them foam earplugs complimentary as a consolation for any inconvenience.

My production and stage manager is James F. Kingston, who's mobile phone number I can pass on to you for any emergencies involving sound. Any other environmental issues my phone number will also be available.

Do you have any specific requirements of me or of James? Obviously we would like to keep you happy and comply with any issues you may have.

Many thanks.

Jamie.

