

Report to Licensing Sub Committee

Tuesday 23 May 2023

By the Chris Boyle, Licensing Officer

DECISION REQUIRED REPORT



Horsham
District
Council

Not Exempt

Application for the Grant of a Premises Licence under Section 34 of the Licensing Act 2003

Executive Summary

On the 06 April 2023 an application was submitted by Knight Training Limited on behalf of Harry W. A. Slade seeking a new premises licence located at Ashfolds, Horsham Road, Rusper, West Sussex, RH12 4QX for a music festival to be known as Eveywhre Festival 2023

The application seeks to allow the following licensable activities

Sale of Alcohol by Retail (On Sales) Friday: 16:00 – 00:00, Saturday: 00:00 – 02:00 and 12:00 – 00:00, Sunday: 00:00 – 02:00

Late Night Refreshments Friday: 23:00 – 00:00, Saturday: 00:00 – 02:00 and 23:00 – 00:00, Sunday: 00:00 – 02:00

Live Music and Recorded Music Friday: 16:00 – 00:00, Saturday: 00:00 – 02:00 and 12:00 – 00:00, Sunday: 00:00 – 02:00

Premises open to the public: Friday 16:00 – Closes Sunday 12:00

Recommendations

The Sub- Committee is recommended:

To determine the application for the grant of a new premises licence.

Reasons for Recommendations

The Sub-Committee is required to make a decision under the Licensing Act 2003

Background Papers

1. Premises Application
2. Plans
3. Event Management Plan (V1)
4. Representation from Sussex Police
5. Representation from West Sussex Fire & Rescue Service
6. Representation from members of the public

Wards affected: Colgate and Rusper

Contact: Chris Boyle, Licensing Officer. Extension 5578

Background Information

1 Introduction and Background

- 1.1 For the Licensing Sub-Committee to determine the application for the grant of a new premises
- 1.2 At present Ashfolds, Horsham Road, Rusper, Horsham, RH12 4QX does not benefit from a premises licence and they are seeking to allow the following licensable activities
 - Sale of Alcohol by Retail (On Sales) Friday: 16:00 – 02:00 and 12:00 – 02:00
 - Late Night Refreshments Friday: 23:00 – 00:00, Saturday: 00:00 – 02:00 and 23:00 – 00:00, Sunday: 00:00 – 02:00
 - Live Music and Recorded Music Friday 1600 to 0000, Saturday 0000 to 0200 and 1200 to 0000 and Sunday 0000 to 0200
 - Premises open to the public: Friday 16:00 – Closes Sunday 12:00

2 Relevant Council policy

- 2.1 Statement of Alcohol Licensing Policy dated December 20018

3 Details

An open-air festival, set in rural private grounds with the main arena/licensed area set in 3.6 acre approx. It is proposed that the main arena will have an 8m stage sited at its northern perimeter to facilitate entertainment in the form of DJs/equipment playing House and Disco music. Adjacent to the main arena would be 2 car parking areas 1 acre approx., enabling parking for 250 vehicles. Bordering the southern aspect of the main arena would be a campsite area approx. 2.3 acre for the use of festival patrons over the proposed 3-day period of the festival.

Vehicle entry and exit from the site would be from Horsham Road through 2 security manned gateways to a controlled drop off point and car parks.

There will be 3 food trucks sited in the main arena and the festival will be age restricted to 21years of age and over

4 Next Steps

- 4.1 The Sub Committee is asked to note that it may not modify the conditions or reject the whole or part of the application merely because it considers it desirable to do so. It must be appropriate in order to promote the four licensing objectives

5 Outcome of Consultations

- 5.1 The application was advertised in a local newspaper on the 20 April 2023, the local newspaper has adequate coverage of the area the premises is located. Blue A4 Notices as required by the Licensing Act 2003 were displayed on site for public viewing and a redacted copy of the application was available for public viewing on the council's website
- 5.2 On the 06 April 2023 a copy of the application was served on all statutory consultees in accordance with the provisions contained within the Licensing Act 2003 and associated regulations.
- 5.3 Local Licensing Authority – Environmental Health and Licensing
As the applicant not specified music or other entertainment there are no representation.
- 5.4 Sussex Police Licensing Department – Representation
- Reply from applicant relating to the Sussex Police Representation
- 5.5 West Sussex Fire and Rescue – No objection
- 5.6 Health and Safety Executive – No representation
- 5.7 Trading Standards – No representation
- 5.8 Local Planning Authority – No representation
- 5.9 Representation from members of the public
During the twenty-eight (28) day consultation period a total of fifteen (15) representations relating to the grant of the application were received by Horsham District Councils Licensing Department
- 5.10 *At the time of this report being written the application is still being considered by the members of the Safety Advisory Group (SAG), members of this group include Sussex Police, West Sussex Fire and Rescue and South East Coast Ambulance Service to name just a few and there may be changes to the Event Management Plan that will benefit people attending the event and ensure the event is run in a safe and orderly fashion.*

6 Other Courses of Action Considered but Rejected

- 6.1 None

7 Resource Consequences

- 7.1 None.

8 Legal Considerations and Implications

8.1 None

9 Risk Assessment

9.1 This application does not relate to any of the specific risks on the Corporate Risk Register.

Consequences of Proposed Action

How will the proposal help to reduce Crime and Disorder?	The Sub-Committee are to determine the application under the four licensing objectives. The prevention of crime and disorder is one of the licensing objectives.
How will the proposal help to promote Human Rights?	The operation of the Licensing Sub Committee is a quasi-judicial function and as such particular regard is to be had to Article 6 'the right to a fair trial'.
What is the impact of the proposal on Equality and Diversity?	There are no specific equality issues.
How will the proposal help to promote Sustainability?	There are no specific sustainability issues.