



# Minutes

Name of meeting	<b>LICENSING SUB COMMITTEE</b>
Date and time	<b>THURSDAY, 5 MARCH 2015</b>
Venue	<b>COUNCIL CHAMBER, COUNTY HALL, NEWPORT, ISLE OF WIGHT</b>
Present	Cllrs Colin Richards (Chairman), Ray Bloomfield, Steve Stubbings
Officers Present	Kayleigh Bowers, Andrea Bull, Amanda Gregory, Duncan MacDonald, Justin Thorne, Claire Whitchurch, Kevin Winchcombe

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27. [Minutes](#)

RESOLVED :

THAT the Minutes of the meeting held on [23 February 2015](#) be confirmed.

28. [Declarations of Interest](#)

Councillor Stubbings declared an interest as the applicant was known to him.

29. **Report of the Head of Planning and Regulatory Services**

[Application for a Premises Licence for V Dub Festival, South Fairlee Farm, Mews Lane, Newport, Isle of Wight](#)

The Licensing Authority advised members that representations from the Police, the Licensing Authority and Environmental Health still applied as some concerns had not been addressed. Information regarding health and safety provisions was deemed inadequate; however, members were advised that the applicant had recently employed a specialist consultant and therefore it was expected that the information would be provided. On this basis, Environmental Health suggested that the meeting be adjourned to allow the information to be provided.

Advice was sought from the Council's legal advisor, and members decided to adjourn the meeting. This would allow the responsible authorities to gain further information regarding health and safety.

Following representations from all parties present, it was agreed to reconvene on 16 March 2015 to commence at 10.00 am.

**RESOLVED** :

THAT the hearing be adjourned to 10.00 am on 16 March 2015.

The meeting then adjourned and reconvened on Monday, 16 March 2015 in the Council Chamber, County Hall, Newport, Isle of Wight, commencing at 10.00 am.

Present                    Cllrs Colin Richards (Chairman), Ray Bloomfield, Steve Stubbings

Officers Present        Kayleigh Bowers,        Andrea Bull,        Amanda Gregory,  
                                 Duncan MacDonald,     Justin Thorne,     Claire Whitchurch,  
                                 Kevin Winchcombe

**Application:**

[A Premises Licence under section 17 of the Licensing Act 2003 for V Dub Festival, South Fairlee Farm, Mews Lane, Newport, Isle of Wight.](#)

**Resolution:**

THAT the application for a Premises Licence for V Dub Festival, South Fairlee Farm, Mews Lane, Newport, Isle of Wight be granted, in accordance with the application, subject to those conditions proposed by the applicant within the operating schedule and also subject to the mandatory conditions specified in the Licensing Act 2003, including the conditions agreed with the applicant in the updated list of conditions and timings ([attached to and forming part of these minutes](#)).

**Conditions:**

The following conditions be amended to read as follows:

**Condition 6:**

For all future years an Event Management Plan, including all risk assessments, must be submitted to the licensing authority no later than one hundred and twenty days prior to the first day of that year's proposed event.

**Condition 56:**

A Traffic Management Plan detailing both on and off site traffic movements shall be signed off six weeks prior to the event. The plan shall be reviewed each year and signed off each subsequent year six weeks prior to the event commencing.

**Condition 60:**

Between 23:00hrs and 00:00 hours on the Sunday of the event noise emitted from the premises shall not exceed a level of 45dB(A)  $L_{eq(15min)}$  when measured at the boundary of any noise sensitive premises.

*The licence holder shall monitor the noise level, referred to, above, and take any necessary action that may be necessary to ensure this noise level is not exceeded. For the purposes of conditions 58-60 above, this shall include noise from sources other than the main stage/sound system such as noise from concessions or from vehicles attending the event.*

*For the purposes of conditions 58-60 above, the organiser will need to determine and agree with the Environmental Health Department of the locations at where monitoring shall be undertaken. These locations may alter during the event in relation to complaints received.*

An additional condition as follows:

The licence holder shall submit to the local licensing authority 28 days from the grant of the licence all health and safety documentation for the event.

**Reasons for Decision:**

Members noted the concerns of the Parish Council about publicity but were satisfied that the application was valid and compliant.

Members also considered the request for a 12 month licence but considered it unnecessarily onerous on the applicant to impose a 12 month licence. There is a mechanism to review the licence, and members were satisfied that this was the appropriate remedy if the licensing objectives were not being promoted. Members considered it to be disproportionate to limit the licence to 12 months.

Members considered that all concerns had now been addressed. Members were particularly concerned about potential impact upon the Lawns but considered that the conditions addressed this and strongly advised that these conditions, and all other conditions, were fully complied with. On this basis, members were satisfied to grant the licence.

In reaching the decision, the Sub Committee had regard to the Human Rights Act 1998, and in particular Article 1 of the First Protocol, Article 8 and Article 6. The Sub Committee considered their decision to be proportionate and appropriate for the promotion of the four licensing objectives under the Licensing Act 2003.

All parties were advised that they had a right of appeal to the Magistrates Court if they were dissatisfied with the decision, and that any such appeal had to be made within 21 days from the date of notification.

**Details (or if different from those applied for):**

As per application.

**Public Participants:**

Airon Baker (Applicant)

Martin Bailey (Applicant's Health and Safety Officer)

Steven Baker (Applicant's father and Finance Director)

Damian Walshe (Other persons)

Chris Hougham (Objector)

Iain Thornton (Island Roads)

PC Paul Bradley (Police Licensing, Hampshire Constabulary)

CHAIRMAN