

Public Document Pack

Minutes of the meeting of the **LICENSING SUB-COMMITTEE** held at the Council Offices, Whitfield on Thursday, 15 August 2024 at 2.00 pm.

Present:

Sub-Committee:

Chairman: Councillor D G Beaney

Councillors: M P Porter (as substitute for Councillor M Bates)
O C de R Richardson

Officers:

Legal Adviser: Principal Lawyer - Litigation and Regulatory
Litigation Lawyer

Licensing Officer: Licensing Manager
Licensing Officer
Licensing Officer

Administrator: Democratic Services Officer

Persons attending in connection with the Hearing

As shown on the Notice of Determination (NOD/2024/0010A).

9 APOLOGIES FOR ABSENCE

An apology for absence was received from Councillor M Bates.

10 APPOINTMENT OF SUBSTITUTE MEMBERS

It was noted that, in accordance with Council Procedure Rule 4, Councillor M P Porter was appointed substitute for Councillor M Bates.

11 DECLARATIONS OF INTEREST

There were no declarations of interest made by Members.

12 LICENSING ACT 2003 - APPLICATION FOR THE GRANT OF A PREMISES LICENCE IN RESPECT OF GREAT FARTHINGLOE FARM, FOLKESTONE ROAD, DOVER

The Sub-Committee considered an application for the grant of a premises licence in respect of Great Farthingloe Farm, Folkestone Road, Dover CT15 7AA.

The ORIGINAL application was for:

PLAYS (INDOORS AND OUTDOORS)

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|-----------------------|---------------------|
| Sunday – Thursday | 10:00 – 00:00 hours |
| Friday – Saturday | 10:00 – 02:00 hours |
| Non-standard timings: | |

| | |
|---|---|
| Sundays preceding Bank Holidays and New Years Eve | Normal licensable starting time – 02:00 hours |
| World Peace Day | Friday and Saturday 08:00 – 08:00 hours Sunday 08:00 – 00:00 hours |

FILMS (INDOORS AND OUTDOORS)

| | |
|--|---|
| Sunday – Thursday | 10:00 – 00:00 hours |
| Friday – Saturday | 10:00 – 02:00 hours |
| Non-standard timings: | |
| Sunday preceding Bank Holidays and New Years Eve | Normal licensable starting time – 02:00 hours |
| World Peace Day | Friday and Saturday 08:00 – 08:00 hours Sunday 08:00 – 00:00 hours |

INDOOR SPORTING EVENTS

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|---|---|
| Sunday - Thursday | 10:00 – 00:00 hours |
| Friday | 10:00 – 02:00 hours |
| Non-standard timings: | |
| Sundays preceding Bank Holidays and New Years Eve | Normal licensable starting time – 02:00 hours |

LIVE MUSIC (INDOORS AND OUTDOORS)

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| Sunday – Thursday | 10:00 – 00:00 hours |
| Friday – Saturday | 10:00 – 02:00 hours |
| Non-standard timings: | |
| Sundays preceding Bank Holidays and New Years Eve | Normal licensable starting time – 02:00 hours |
| World Peace Day | Friday and Saturday 08:00 – 08:00 hours Sunday 08:00 – 00:00 hours |

RECORDED MUSIC (INDOORS AND OUTDOORS)

| | |
|---|--|
| Sunday – Thursday | 10:00 – 00:00 hours |
| Friday – Saturday | 10:00 – 02:00 hours |
| Non-standard timings: Sundays preceding Bank Holidays and New Years Eve World Peace Day | Normal licensable starting time – 02:00 hours Friday and Saturday 08:00 – 08:00 hours Sunday 08:00 – 00:00 hours |

PERFORMANCE OF DANCE (INDOORS AND OUTDOORS)

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|---|--|
| Sunday – Thursday | 10:00 – 00:00 hours |
| Friday – Saturday | 10:00 – 02:00 hours |
| Non-standard timings: Sundays preceding Bank Holidays and New Years Eve World Peace Day | Normal licensable starting time – 02:00 hours Friday and Saturday 08:00 – 08:00 hours Sunday 08:00 – 00:00 hours |

LATE NIGHT REFRESHMENT

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|---|--|
| Sunday – Thursday | 23:00 – 00:00 hours |
| Friday – Saturday | 23:00 – 02:00 hours |
| Non-standard timings: Sundays preceding Bank Holidays and New Years Eve World Peace Day | Normal licensable starting time - 02:00 hours Friday and Saturday 08:00 – 08:00 hours Sunday 08:00 – 00:00 hours |

SUPPLY OF ALCOHOL (ON AND OFF THE PREMISES)

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|-----------------------|-------------------|
| Sunday – Thursday | 10:00 – 00:00 hrs |
| Friday – Saturday | 10:00 – 02:00 hrs |
| Non standard timings: | |

| | |
|---|---|
| Sundays preceding Bank Holidays and New Years Eve | Normal licensable starting time - 02:00 hrs |
| World Peace Day | Friday and Saturday 08:00 – 08:00 hrs Sunday 08:00 – 00:00 hrs |

OPENING HOURS

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|---|--|
| Sunday – Thursday | 10:00 – 00:00 hours |
| Friday – Saturday | 10:00 – 02:00 hours |
| Non-standard timings: Sundays preceding Bank Holidays and New Years Eve World Peace Day | Normal licensable starting time - 02:00 hours Friday and Saturday 08:00 – 08:00 hours Sunday 08:00 – 00:00 hours |

The REVISED application (ahead of the Hearing) was for:

PLAYS (INDOORS AND OUTDOORS)

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|---|--|
| Sunday – Saturday | 10:00 – 23:00 hours |
| Non-standard timings: New Years Eve World Peace Day | Normal licensable starting time – 02:00 hours Friday and Saturday 08:00 – 08:00 hours Sunday 08:00 – 23:00 hours |

FILMS (INDOORS AND OUTDOORS)

| | |
|--|---|
| Sunday – Thursday | 10:00 – 23:00 hours |
| Friday – Saturday | 10:00 – 00:00 hours |
| Non-standard timings: New Years Eve | Normal licensable starting time – 02:00 hours |

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|-----------------|---|
| World Peace Day | Friday and Saturday 08:00 – 08:00 hours Sunday 08:00 – 23:00 hours |
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INDOOR SPORTING EVENTS

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| Sunday – Thursday | 10:00 – 23:00 hours |
| Friday | 10:00 – 00:00 hours |
| Non-standard timings: New Years Eve | Normal licensable starting time – 02:00 hours |

LIVE MUSIC (INDOORS AND OUTDOORS)

| | |
|---|--|
| Sunday – Thursday | 10:00 – 23:00 hours |
| Friday – Saturday | 10:00 – 00:00 hours |
| Non-standard timings: New Years Eve World Peace Day | Normal licensable starting time – 02:00 hours Friday and Saturday 08:00 – 08:00 hours Sunday 08:00 – 23:00 hours |

RECORDED MUSIC (INDOORS AND OUTDOORS)

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|---|--|
| Sunday – Thursday | 10:00 – 12:00 hours |
| Friday – Saturday | 10:00 – 00:00 hours |
| Non-standard timings: New Years Eve World Peace Day | Normal licensable starting time – 02:00 hours Friday and Saturday 08:00 – 08:00 hours Sunday 08:00 – 23:00 hours |

PERFORMANCE OF DANCE (INDOORS AND OUTDOORS)

| | |
|-------------------|---------------------|
| Sunday – Thursday | 10:00 – 23:00 hours |
| Friday – Saturday | 10:00 – 00:00 hours |

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|---|---|
| Non-standard timings: | |
| Sundays preceding Bank Holidays and New Years Eve | Normal licensable starting time – 02:00 hours |
| World Peace Day | Friday and Saturday 08:00 – 08:00 hours Sunday 08:00 – 23:00 hours |

LATE NIGHT REFRESHMENT

| | |
|-----------------------|---|
| Friday – Saturday | 23:00 – 00:00 hours |
| Non-standard timings: | |
| New Years Eve | Normal licensable starting time – 02:00 hours |
| World Peace Day | Friday and Saturday 08:00 – 08:00 hours Sunday 08:00 – 23:00 hours |

SUPPLY OF ALCOHOL (ON AND OFF THE PREMISES)

| | |
|-----------------------|---|
| Sunday – Thursday | 10:00 – 23:00 hours |
| Friday – Saturday | 10:00 – 00:00 hours |
| Non-standard timings: | |
| New Years Eve | Normal licensable starting time – 02:00 hours |
| World Peace Day | Friday and Saturday 08:00 – 08:00 hours Sunday 08:00 – 23:00 hours |

OPENING HOURS

| | |
|-----------------------|---|
| Sunday – Thursday | 10:00 – 23:00 hours |
| Friday – Saturday | 10:00 – 00:00 hours |
| Non-standard timings: | |
| New Years Eve | Normal licensable starting time – 02:00 hours |
| World Peace Day | Friday and Saturday |

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| 08:00 – 08:00 hours Sunday 08:00 – 23:00 hours |
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The following documentary evidence and/or other information was taken into account by the Sub-Committee:

- (i) The Licensing Manager's report including, the options available to the Sub-Committee
- (ii) Original application from Rohan Scully for the grant of a premises licence and plan (appendix A of the agenda)
- (iii) Map of the area (appendix B of the agenda)
- (iv) Representation from Kent Police (appendix C of the agenda)
- (v) Representation from Environmental Protection (appendix D of the agenda)
- (vi) Email from Environmental Protection to applicant (appendix E of the agenda)
- (vii) Representation from Kent Fire and Rescue Service (KFRS) (appendix F of the agenda)
- (viii) Event Management Plan sent from applicant to KFRS (appendix G of the agenda)
- (ix) Full representation from KFRS (appendix H of the agenda)
- (x) Email from applicant with amended times and conditions (appendix I of the agenda)
- (xi) Email from Environmental Protection advising that representation remains (appendix J of the agenda)
- (xii) Representations from Other Persons (appendix K of the agenda)
- (xiii) Document from the applicant, "Addition to the EMP for Fire – Unforeseen Productions Supplementary documentation for the licence Application for Great Farthingloe Farm" – admitted with the consent of the Parties present at the Hearing.

On the basis of the representations of the applicant and their witnesses, the Responsible Authorities and the written representations from Other Persons (namely, L Brown and T Mapp), the Sub-Committee found the following facts to be established.

- (i) The application from Rohan Scully was for the grant of a premises licence at Great Farthingloe Farm, Folkestone Road, Dover CT15 7AA.
- (ii) During the consultation process three representations objecting to the application were received from Responsible Authorities – Kent Police (citing prevention of crime and disorder, prevention of public nuisance, and protection of children from harm), Kent Fire and Rescue Service

(citing public safety), and Environmental Protection (citing prevention of public nuisance).

- (iii) During the consultation process three representations objecting to the application were received from Other Persons (each cited prevention of public nuisance). One of the representations was withdrawn ahead of the Hearing.
- (iv) At the Hearing the applicant informed the Licensing Sub-Committee he would like to introduce new evidence and further revise the application. The document identified as, "Addition to the EMP for Fire – Unforeseen Productions Supplementary documentation for the licence Application for Great Farthingloe Farm" was circulated to the Parties present.
- (v) The Licensing Sub-Committee adjourned the Hearing for Parties to consider the new evidence. Upon reconvening the Parties present consented to the introduction of the evidence however, all of the Responsible Authorities maintained their objections.
- (vi) The applicant informed the Licensing Sub-Committee that the "Addition to the EMP for Fire – Unforeseen Productions Supplementary documentation for the licence Application for Great Farthingloe Farm" was part of a larger document that had been corrupted and he could not retrieve the whole document ahead of the Hearing. The applicant advised it would take a full day to reconstruct the whole document which contained information that would respond to the KFRS 'missing information' list (within the agenda pack) such as, the Emergency Evacuation Plan and Emergency Procedures. The document also contained details for other planned events such as, Drive-in-Cinema, Drive-in-Picnic, Camper show, Hot Rod show. The applicant advised that realistically there would be 3 events per year.
- (vii) K Longley, KFRS stated they had been asking for the information for some time. KFRS would need at least three weeks to consider the new information and conduct a site visit. The applicant was advised that the "Addition to the EMP for Fire – Unforeseen Productions Supplementary documentation for the licence Application for Great Farthingloe Farm" (18 pages) did not contain a full fire risk assessment which was needed.
- (viii) PC D Rolfe, Kent Police stated she would be unavailable until week commencing 9 September 2024 and then would require some additional time to consider new information.
- (ix) C Brown, Environmental Protection Team Leader, advised the Licensing Sub-Committee that they did not need any further information but they had reached an impasse with the applicant – Environmental Protection could not agree to what the applicant had sought. It was stated that if the applicant agreed the Environmental Protection condition wording their representation would be withdrawn.
- (x) Having been informed of the Responsible Authorities' positions, the applicant was invited to consider whether he wanted to apply to adjourn the Hearing or continue in the knowledge that the Licensing Sub-Committee could only make a decision based on the information before them (written and oral). The Legal Advisor explained the requirements

for an adjournment and invited the applicant to consider what they would like to do.

- (xi) Prior to the applicant's decision in this regard, the Licensing Sub-Committee adjourned so that a date for an adjourned Hearing could be identified. With a view to the time needed by the Responsible Authorities, the availability of Sub-Committee members, officers and the availability of the Council Chamber to hold the public meeting in, the earliest date for an adjourned Hearing was 20 September 2024 at 10:00 hours. This was conveyed to the applicant. The applicant decided to continue with the Hearing.
- (xii) The Licensing Sub-Committee requested that the applicant put the application into context in the following terms:
 - a. What is the application for? The application lacks details of the proposed events (save for 'World Peace Day' which is of itself incomplete, according to the Police and KFRS representations);
 - b. Assistance with the plans i.e. what areas are intended to be used for each activity?
 - c. The applicant was in discussion with the Responsible Authorities, but the suggested conditions had not been accepted in full, why? And information requested by Responsible Authorities had not been provided by the applicant, why? When would the information be available?
 - d. The applicant had accepted a condition suggested by Kent Police to submit the World Peace Day event to Dover District Council's Event Safety Advisory Group (ESAG), where had this got to (given only 5 weeks to proposed event)?
- (xiii) The applicant stated the World Peace Day event (also known as Earthdance) was a standalone event. The other main planned events were Drive-in-Cinema and Drive-in-Picnic, to be held during school holidays, bank holidays and up to 14 September. There would be matinee shows for the children and two adult shows in the evening, not beyond 23:00 hours. There would be no food or alcohol. The cinema events would accommodate 1200 -1500 people but the applicant stated they realistically anticipated an audience of 600-700 people. When asked how many cars the applicant might expect for such events, the applicant explained that the part of the site to be used for those events could accommodate 400+ cars and the main car parking area could accommodate 679 cars.
- (xiv) Members raised concerns about light, the time of night that the large number of vehicles would be moving around, traffic management and raised that currently without any documented information they were being asked to take the applicant's word about the management of events. Members sought the applicant's views regarding conditioning the number of cars permitted for such events.
- (xv) The applicant confirmed that they were open to conditions but would need to consider the costs involved in running the event. As for traffic,

the applicant was of the opinion that the site can be accessed via the A20 without issue.

- (xvi) Regarding plans, the applicant annotated the plan at page 121 (appendix C) of the agenda pack to identify the area of the proposed activity, namely the siting of the cinema screen and parking for cars for the cinema. The applicant had submitted the plan of the barn, supplementary agenda paper, he stated it had been relied on by the other premises licence holder at the site. The applicant stated that the barn was set up for a bar, art exhibition and kitchen (coffee and pastries). KFRS reiterated that they were unable to comment on those proposals as there was insufficient documentation.
- (xvii) Regarding the proposed licensable activities and times sought, the Hearing was adjourned for 10 minutes to give the applicant time to consider what he was seeking, in an attempt to bring clarity to the application.
- (xviii) The Hearing was reconvened, and the applicant confirmed that the application was limited to seeking a licence for:

Time limited (one year only) licence for the World Peace Day event (20 – 22 September 2024). Licensable activities:

FILMS (INDOORS AND OUTDOORS)

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| World Peace Day 2024 | Friday 18:00 – 04:00 hours Saturday 08:00 – 08:00 hours Sunday 08:00 – 18:00 hours |
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RECORDED MUSIC (INDOORS AND OUTDOORS)

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| World Peace Day 2024 | Friday 16:00 – 08:00 hours Saturday 08:00 – 08:00 hours Sunday 08:00 – 18:00 hours |
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PERFORMANCE OF DANCE (INDOORS AND OUTDOORS)

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| World Peace Day 2024 | Friday 16:00 – 08:00 hours Saturday 08:00 – 08:00 hours Sunday 08:00 – 18:00 hours |
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LATE NIGHT REFRESHMENT

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| World Peace Day 2024 | Friday and Saturday 23:00 – 04:00 hours |
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SUPPLY OF ALCOHOL (ON THE PREMISES ONLY)

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| World Peace Day 2024 | Friday 14:00 – 04:00 hours Saturday 10:00 – 04:00 hours Sunday 10:00 – 18:00 hours |
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- (xix) The applicant stated that it was anticipated there would be 800 attendees for the 2024 World Peace Day event. It was proposed to have 15 SIA security along with stewards, volunteers, traffic marshals and car marshals.
- (xx) The Environmental Protection officer maintained their concerns regarding the level of decibels, 75dB (offered by the applicant), as being exceptionally loud. However, in light of the significant reduction to the application (i.e. limited to one event for 2024 only) and taking into consideration that the premises' immediate neighbours had made private arrangements with the applicant for this proposed event, Environmental Protection withdrew their objection.
- (xxi) Kent Police maintained their objection, concerns being those as set out at page 68 (appendix C) of the agenda pack. Kent Police further highlighted that even under the revised application:
- the applicant was still seeking an alcohol licence for 14 hours on the Friday and 18 hours on the Saturday (and that these are large time frames for people to consume alcohol),
 - the final numbers of SIA staff was unknown,
 - marshals/stewards and so forth there were still no numbers provided at all,
 - although on sale only it was unclear how the event management team would deal with people bringing alcohol to the event or the search policy, and
 - how camping would be managed
- (xxii) Kent Police informed the Licensing Sub-Committee of the reason they had sought an Event Safety Advisory Group ('ESAG') condition, this was for the festival element. Under ESAG agencies come together and discuss the various management elements i.e. traffic for the event to run safely. There were general traffic management concerns including, how the A20 might be impacted in the event of Operation Stack or Operation Brock.
- (xxiii) Kent Police also questioned that they had previously understood that the number of attendees would be 2500, now it was stated 800.

Nonetheless, there were also concerns about one bar and how that would be managed for 800 people.

- (xxiv) The applicant explained that it was down to them to decide whether to sell alcohol i.e. decide if someone presented as intoxicated. Within the Terms and Conditions (T&Cs) attendees could bring a limited number of cans of alcohol (6) and a limited number of plastic bottles of water (12 x 500ml). The applicant stated that the SIA staff and ticketing team would conduct individual and vehicle searches upon entry. Visitors would be requested to leave if they did not comply with the T&Cs, or the items would be confiscated.
- (xxv) The applicant was asked to clarify information relating to the pedestrian access and whether that runs alongside a neighbouring private residence. The applicant explained the access was owned by the venue owner but did not run alongside the neighbouring private residence. The applicant stated they had arranged Heras fence to prevent unauthorised access to the road at the rear of the neighbouring properties.
- (xxvi) The applicant was asked to clarify if pedestrians would be able to go out and come back to the event. The applicant stated that pedestrians would not be able to, it was explained that the entire site from the entrance was enclosed by a six-foot fence and three rows of barbed wire, all the way around and that the gate to the entrance could be closed. As such, pedestrians were not permitted to come in and out of the site.
- (xxvii) The applicant was asked about page 87 (appendix G) of the agenda pack that stated that on Day 2 of the proposed World Peace Day event, 'gates open', 'festival opens to the public'. The applicant explained that although attendees were required to buy tickets for the whole event (i.e. no day tickets), they were not required to stay overnight.
- (xxviii) The applicant stated that at the pedestrian entrance there would be a check point and pedestrians would be checked and searched. Anything surrendered/seized by SIA staff would be surrendered by the applicant to the Police. It was clarified by Kent Police that SIA staff could carry out consented searches but if refused they could not. The Police stated that had not been provided with any policy from the applicant to detail their intentions and PC Rolfe observed that it would place burden on the Police if they were to be called upon.
- (xxix) The written representation (i.e. page 56 (appendix A) of the agenda pack) stated, "The public are advised to use public transport to get to and from the venue". Concerns were raised regarding attendees walking to the site on a 60 mph, unlit road with limited footpath. The applicant confirmed that whilst the written application cited an intention to apply for a speed reduction, nothing had come of this – the applicant had not heard from Kent County Council. The applicant informed the Licensing Sub-Committee that it was expected people would come by car and that he was not expecting hundreds of pedestrians.
- (xxx) The applicant stated that cars should leave the site by 23:00 hours. The applicant was asked if there was a reason that the written application was inconsistent on the last exit timing for example, page 85 of the agenda pack stated 23:30 hours, page 87 of the agenda pack stated

23:00 hours, page 107 of the agenda pack stated 00:00 hours. The applicant was unable to provide an explanation but reiterated that there would be no day tickets available, the site would close at 23:30 hours and attendees arriving on Day 2 (the Saturday) would be allowed in from 09:00 hours.

- (xxxi) Regarding the proposed 15 SIA security staff for 800 attendees Kent Police were asked if they had a view. PC Rolfe stated that without a confirmed policy a full opinion could not be provided however, points of consideration would include (but not limited to) the size of the site, what other responsibilities the SIA staff would be given, the plans for overnight campers. Kent Police would also expect a qualified medical team on site.
- (xxxii) Prior to the Hearing the applicant and Kent Police were in contact regarding possible conditions. It was noted that the conditions accepted by the applicant were not in the same wording as put forward by Kent Police. PC Rolfe stated that the wording should remain as was and not as amended by the applicant. The applicant confirmed that they had been happy to accept the wording put forward by the Police. Kent Police stated there appeared to still be significant work needing to be done to allay their concerns.
- (xxxiii) KFRS also maintained their objection, they stated there was insufficient information to withdraw their representation. Details of information they required is set out within the agenda papers and their concerns remained, including but not limited to:
- occupancy numbers unknown
 - details of exiting the site, including numbers of pedestrians exiting (KFRS acknowledge there is some more detail provided in the document provided at the Hearing but they have not had the opportunity to review it)
 - details of the escape route
 - emergency vehicle access – site visit required to confirm
 - the width of the pedestrian entrance, a lot more detail about this entrance is needed, including whether it is a made road or track (with regard to the road access onto the site, the applicant advised it is a private road with a 4.8 metre wide gate, allowing 2 lanes for pedestrian access and an extremely wide section for emergency vehicles. The route into the rest of the field/site is 4 metres wide grasscrete. The rest of the road is tarmac or concrete throughout the site and is designed as emergency vehicle access for the site)
 - the inconsistent base risk assessments provided
 - need access to the building and site for inspection
 - need details of signage
 - need policy and procedures for staff training
 - need details of how no smoking would be enforced
- (xxxiv) The applicant was asked specifically about plans for a fire pit (pages 45 and 51 (appendix A) of the agenda pack) although, no longer included in the Event Management Plan (page 96 (appendix G) of the agenda pack). The applicant confirmed there was no plan for a fire pit.

- (xxxv) The applicant had originally planned to hold the World Peace Day event at a different venue but there had been a falling out with the owner of the site. The applicant moved the venue. The applicant had sold tickets for the World Peace Day event and with ticket sales and projection does not think the attendees would exceed 800.
- (xxxvi) The applicant informed the Licensing Sub-Committee that during the consultation process KFRS had said they would not be making a representation. The applicant received their representation on the last day of the consultation. The applicant asked KFRS if they would be willing to work with them and whether there was a way forward to satisfy them so he could be granted a premises licence. KFRS made it clear that they work with people all the time but they cannot tell the applicant what to do and there was still a lot of information they needed. KFRS were also of the opinion that there appeared to still be a significant amount of work to be done to allay their concerns.
- (xxxvii) The Licensing Sub-Committee heard from the applicant with regard to the two representations from 'Other Persons'. Regarding the representation made by L Brown, the applicant advised he was expecting the representation to have been withdrawn. The Legal Advisor confirmed that the representation had not been withdrawn. The Applicant explained that the issues raised in the representation had been addressed and L Brown was happy with the 75dB. Regarding the representation made by T Mapp, the applicant explained that the noise tests carried out identified that T Mapp would not be affected by the noise, natural noise could still be heard over the music and there would not be events every day. The applicant further explained that he tried to contact T Mapp but they had refused to speak to the applicant.
- (xxxviii) The Licensing Sub-Committee also heard from the applicant's witnesses:
- M Dior – owns security company and been brought in, unfortunately late, to work with the applicant and only before the Hearing had been mapping the points for pulling people over the boundary should it be necessary. Under the event terms and conditions attendees would be asked to surrender any drugs and these would be secured in police evidence bags. This is being risk assessed now. Searches and crowd management site specific policies remain in progress but could be finalised this week. A qualified medical team is still getting onboard and they had sought a revised quote that day (in light of the likely reduced attendee numbers). M Dior was asked to clarify the proposals for a qualified medical team in the context of the written application (pages 99 and 114 (appendix G) of the agenda pack) that there would be 8 first aid kits, SIA staff to be first aid trained, 2 qualified first aiders and 1 EMT. M Dior stated the company she was engaging with work within Council event guidelines and the arrangements should satisfy the Police in terms of qualified medical personnel on site.
 - J McEnroe – informed the Licensing Sub-Committee about arrangements for volunteers, traffic marshals and car park attendants although, the numbers were unknown. He advised

that SIA staff normally double up as traffic marshals and that all have radios and cameras

- (xxxix) As a general observation the applicant stated that they were not sure what had happened to the documents in the agenda pack given the queries raised about the contents of the written application. The applicant stated that they were uncomfortable with the inconsistencies given they have been working on the event for 10-11 months. The applicant explained that they had to change the event venue before the application was made and change the whole way of doing the event. World Peace Day linked up with 82 countries in 11 different time zones so there was no way around the schedule. The applicant stated they had worked with Police and KFRS and they had been doing everything including mitigating with the neighbours.
- (xi) The applicant impressed upon the Licensing Sub-Committee that they wanted to deliver a safe event, now condensed to one event (for one year), they had spent time on and invested into the event, the applicant expressed that they wanted to work with the Licensing Authority and the other agencies and had been caught off guard by the KFRS representation that they had not been expecting and had not been focused on those issues when raised. The applicant stated that they have always been willing to work with the agencies and had done as much as they could do and made extensive changes to the application. When asked why the documents/policies requested had not been provided as yet, the applicant stated that the large document had been garbled 7-8 days ago. When questioned why the documentation had not been submitted earlier than 7-8 day ago, the applicant stated that they had been updating the documentation.

The Sub-Committee had taken into account the following:

- (i) Dover District Council's Licensing Policy
- (ii) The Licensing Act 2003 and in particular the guidance given under Section 182 of the Act
- (iii) Article 6 of the Human Rights Act (Right to a fair trial)
- (iv) Section 17 of the Crime and Disorder Act 1998 (Duty to consider crime and disorder implications)

RESOLVED: The Sub-Committee has decided to REJECT the application in respect of Great Farthingloe Farm, Fokestone Road, Dover CT15 7AA as follows:

- (a) The Licensing Sub-Committee offered significant opportunity during the Hearing for the applicant to review their position and the applicant wanted to proceed;
- (b) The Licensing Sub-Committee listened attentively during the Hearing, asked questions to elicit additional information and read the agenda papers. The written and oral submissions were taken into consideration;

- (c) The Licensing Sub-Committee were concerned that information relating to the application (written and oral) were inconsistent and that promotions for the proposed event have been undertaken without full details about the proposed event being known;
- (d) The World Peace Day event has not been submitted to Event Safety Advisory Group ('ESAG'), despite the applicant acknowledging this condition sought by the Police, and there is now insufficient time for this to be processed given the proposed event is due to be held 20-22 September 2024;
- (e) KFRS had made known the information they required, this had not been resolved;
- (f) Kent Police had little confidence that the World Peace Day event could be undertaken safely and a number of concerns remained outstanding for example, traffic management, crowd control, search procedure (particularly given that Kent Police have advised of the limited authority available to SIA) and the general management of the event. It was of concern to the Licensing Sub-Committee that they were informed that the site specific policies and procedures were still in the process of being assessed and prepared;
- (g) The Licensing Sub-Committee decided that the impact on the licensing objectives could not be sufficiently addressed by the conditions this close to the proposed festival date;
- (h) As presented at the Hearing, the Licensing Sub-Committee had concerns that any or all four of the licensing objectives would be undermined if a premises licence was granted.

The meeting ended at 5.29 pm.