

Please quote: Stade Open Space  
Your reference:  
Date: 2 May 2011  
Please ask for: David Bell  
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**Environmental Protection Team**  
Aquila House, Breeds Place  
Hastings, East Sussex TN34 3UY

Mr B Brown  
Licensing Manager  
Hastings Borough Council  
Aquila House  
Breeds Place  
Hastings  
TN34 3UY

Dear Mr Brown

### **Licensing Act 2003 – Stade Open Space, Rock-a-Nore Road, Hastings**

Under the licensing regime the role of the Environmental Protection Team is to avoid the creation of situations where new or varied licenses, by virtue of their proposed activities, their locations, or times of operation, give rise to nuisance to local residents. In this respect the provisions of the Environmental Protection Act 1990 and the Noise Act 1996 provide some protection to the general public from the effects of noise nuisance. However, as the DCMS guidance recognises these may not, by themselves, be sufficient to protect local residents.

I have no objection in principle to the grant of a premises licence for the above site to replace that for what was previously the Fishmarket Car Park & Stade Coach & Lorry Park. I do, however, have serious concerns about the proposed changes to conditions in respect of the prevention of public nuisance which will have the potential to greatly intensify the extent of activity and weaken the existing controls. Bearing in mind that the existing Licence conditions were imposed by a hearing of the Licensing Sub-Committee I do not think that there should be any change in respect of the new area which is broadly similar to the previous. Whilst I will be prepared to enter into discussion on this I feel that I will have to argue strongly for retaining the previous conditions and if this cannot be agreed I believe that the application should go to a hearing of the Licensing Sub-Committee. In coming to this view I have had regard to existing problems with regard to noise from other licensed premises in the vicinity.

There is one change that may be made to the conditions – i.e. the second sentence in condition no. 8 be removed and inserted as a second sentence in condition no. 7 where it will be more appropriate.

Yours sincerely

A handwritten signature in black ink, appearing to read 'David Bell'.

David Bell  
Principal Environmental Health Officer







HASTINGS BOROUGH COUNCIL

03 MAY 2011

**HASTINGS POLICE STATION  
EAST SUSSEX DIVISION**

Your Ref:

Our Ref: ESX/LIC/DCI

Date: 26<sup>th</sup> April 2011

Contact Name: Chief Inspector Ling Tel. Extension: 60221. Direct Dial No: 01424 456171.

Dear Mr Brown

**SUSSEX POLICE REPRESENTATION FOR THE GRANT OF A PREMISES LICENCE UNDER THE LICENSING ACT 2003.**

**The Stade Open Space Rock a Nore Road Hastings East Sussex TN34 3DW.**

As the District Commander for Hastings, I write in response to the application for the grant of a premises licence, submitted by Mr. K. Boorman on behalf of Hastings Borough Council, relating to The Stade Open Space Rock a Nore Road Hastings East Sussex TN34 3DW.

Anthony Masters, Sussex Police Licensing Officer for the Hastings District, has liaised with Mr. Boorman, of the Hastings Borough Council Communications and Marketing Department in order to discuss details of the operating procedures to be adopted.

The Stade Open Space is part of a new development at The Stade and is bordered by the Jerwood Art Gallery, Eat@The Stade Café and the new Stade Community Centre. When development is completed it is believed that each part will have its own premises licence.

The area will primarily be the location for the annual Seafood and Wine Festival which takes place annually in September. Other community based groups may also arrange events within this area with the consent of the Premises Licence Holders.

The open space will have unlimited access to the general public with the exception of the Seafood and Wine Festival and possibly other events, as notified, where access will be restricted to persons attending the events only.

The application is made under Section 17 of the Licensing Act 2003, for the licensable activities, supply of alcohol and the provision of regulated entertainment. Regulated entertainment will consist of plays, films, live music, recorded music, performance of dance, anything of a similar description, provision of facilities for making music, provision of facilities for dancing and provision of facilities for entertainment of a similar description. The times requested for these licensable activities are Monday to Sunday 09:00hrs to 23:00hrs with no seasonal or special event variations.

The sale of alcohol will only take place within the licensed area, for pre arranged events such as the Seafood and Wine Festival and other regulated entertainment, from a small marquee or other suitable structure. The sale of alcohol by retail will only take place at pre planned / organised events for consumption within the licensed area or for consumption off the premises in sealed containers.

Mr. R. Brown  
Licensing Manager  
Environment and Safety Directorate  
Aquila House  
Breeds Place  
Hastings  
East Sussex  
TN34 3UY.

HASTINGS BOROUGH COUNCIL

03 MAY 2011



Sussex Police  
Hastings District

Details of the Personal Licence Holder acting as the Designated Premises Supervisor, for each pre planned event will be forwarded, in advance, in writing to the Licensing Department Hastings Borough Council and the Sussex Police Licensing Officer for the Hastings District.

Sussex Police have no intrinsic objection to the application for a new premises licence and recognise the measures proposed by the applicant to promote the four licensing objectives contained within the schedule. Concerning the licensing objectives, prevention of crime and disorder and the protection of children from harm, Sussex Police would ask that consideration be given to the following which have been agreed with the applicant:-

- For large scale events 500 - 4999 persons  
The Promotor / Event Organiser shall produce and submit a detailed Event Management Plan and Risk Assessment in writing to the responsible authorities and relevant departments of the Hastings Borough Council not less than three months prior to the event.  
A final agreed draft of the Event Management Plan and Risk Assessment must be submitted to the responsible authorities not less than one month prior to the event.
  
- For small scale events under 500 persons.  
The Promoter / Event Organiser shall where possible produce and submit a detailed Operating Schedule in writing to the responsible authorities not less than two months prior to the event. A final agreed version of the Operating Schedule must be submitted to the responsible authorities not less than three weeks prior to the event.
  
- Designated Premises Supervisor.  
Sale of alcohol by retail at pre-planned/organised events only.  
For events involving the supply of alcohol, event organisers/premises users will provide their own personal licence holders & Designated Premises Supervisor.  
A completed written consent form will be submitted to the Licensing Authority and Sussex Police not less than fourteen days prior to the event.
  
- Sussex Police will have the absolute power of veto if the Event Management Plan and Risk Assessment are not to the satisfaction of Sussex Police.
  
- A 'Challenge 25' policy be adopted and only photographic ID such as a passport, driving licence and proof of age standards scheme (PASS) cards be acceptable. Staff are to be trained to request the appropriate ID from anyone who appears to be under the age of 25 years, and that alcoholic drinks are refused unless that ID is produced.

Sussex Police at this time have no grounds under the Licensing Act 2003 with which to object and therefore ask that consideration be given to the recommendations above and in addition to the steps intended to be taken by the applicant be transferred onto the premises licence, if granted, as conditions.

Yours sincerely

C.I. M. Ljung  
District Commander