

**Committee:** LICENSING  
**Date:** 3 November 2005  
**Agenda Item No:** 2  
**Title:** HATFIELD FOREST LAKESIDE CAFÉ AND PICNIC AREA  
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### **Summary**

- 1 This report sets out an application for a premises licence post 6 August 2005. Representations have been made to the Licensing Authority regarding the proposed operating schedule therefore this application has been referred to the Committee for deliberation.

### **Background**

- 2 The Lakeside Café and Picnic Area is situated in Hatfield Forest which is owned by the National Trust. The property is mainly comprised of a woodland area which attracts visitors throughout the year because of its historic, environmental and scientific value.
- 3 The applicant is the National Trust who already has a Justices On Licence to sell intoxicating liquor at the Lakeside Café, but unfortunately, they were unable to apply for a conversion as the application was received after 6 August 2005. Despite this, we cannot grant less than the hours that were already granted by their current Justices Licence.
- 4 The existing Justices Licence permits the sale of intoxicating liquor between the following permitted hours:-  

Mondays – Saturdays	11.00 am to 11.00 pm
Sundays	12 midday to 10.30 pm
- 5 The applicants are seeking to extend the sale of intoxicating liquor and also to licence activities in accordance with the Licensing Act 2003.
- 6 The operating schedule indicates that they have applied for the following activities:-
  - (a) Plays which may take place at any location within the property albeit it will be limited to certain areas of the property, the hours sought are:-

Mondays – Sundays	9.00 am to 11.00 pm
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- (b) Live music may take place at any location within the property when it is open to the public which could consist of both amplified or unamplified music to coincide when music events are being promoted, the hours sought are:-

Mondays – Sundays 9.00 am – 11.00 pm

For the non standard timings, then an additional 2 hours is requested to 1.00 am at Christmas and New Year.

- (c) Recorded music which could be ancillary to another licensable activity or for private bookings, the hours sought are:-

Mondays – Sundays 9.00 am to 11.00 pm

For the non standard timings, then an additional 2 hours is requested to 1.00 am at Christmas and New Year.

- (d) Performance of dance which will be limited to certain areas of the property and could be ancillary to other licensable activity or for maypole dancing, the hours sought are:-

Mondays – Sundays 9.00 am to 11.00 pm

- (e) Provisions of facilities for making music which could be amplified or unamplified, the hours sought are:-

Mondays – Sundays 9.00 am to 11.00 pm

- (f) Provision of facilities for dancing on a constructed dance floor at any location within the premises, but used for in connection with weddings or corporate events, the hours sought are:-

Mondays – Sundays 9.00 am to 12 midnight

- (g) Supply of alcohol for consumption both on and off the premises. The hours sought are:-

Mondays – Sundays 10.00 am to midnight

For the non standard timings, then an extra hour until 1.00 am is sought from 12 December to 2 January.

- (h) The hours that the premises are open to the public, the hours sought are:-

Mondays – Sundays 24 hours each day

For the non standard timings, it is envisaged that the premises would normally be open from 9.00 am to 6.00 pm except for private bookings or particular events.

- 7 The applicants in their operating schedule have indicated that the following measures will be taken to promote the licensing objective regarding the prevention of crime and disorder
- Consultation with the local police.
- 8 The applicants in their operating schedule have indicated that the following measures will be taken to promote the licensing objective regarding public safety
- Electrical systems will be designed and maintained in accordance with the Electricity at Work Regulations 1989
  - Safety co-ordinator will be nominated at events where more than 500 persons attend
  - Adequate access will be maintained for emergency vehicles
  - Quantities of water supplied free of charge
  - First aid facilities available
- 9 The applicants in their operating schedule have indicated that the following measures will be taken to promote the licensing objective regarding the prevention of public nuisance
- Contact number in case of any problems arising
  - Sound monitoring
  - Display of opening times to the public
  - Assessments made to reduce any impact of noise on neighbours
- 10 The applicants in their operating schedule have indicated that the following measures will be taken to promote the licensing objective regarding the protection of children from harm
- Proof of age scheme in place
  - Adult supervision to be requested when children visiting premises
  - No admittance to children if any risk is identified by the National Trust
- 11 Copies of this application have been served on the statutory bodies with representations being made by the Chief Officer of Police and the Principal Health and Safety Officer. These are based on the licensing objectives regarding crime and disorder and public safety.
- 12 In carrying out its statutory function, the Licensing Authority must promote the licensing objectives as defined in the Licensing Act 2003
- The prevention of crime and disorder
  - Public safety
  - The prevention of public nuisance
  - The protection of children from harm
- 13 The decision which the Committee can make for this application is to
- Grant the application

- Modify the application by inserting conditions
- Remove the licensable activity from the licensee
- Reject the application

14 When determining an application, then due regard should be given to the Council's policy regarding licensing and the Secretary of State's Guidance.

15 If the Committee in their discretion wishes to impose conditions, the only conditions that can be imposed are those that are necessary and proportionate to promote the licensing objective relative to the representations received. Equally, the Committee cannot impose conditions that duplicate the effect of existing legislation.

RECOMMENDED that

- 1 the application is determined;
- 2 in the event of an appeal against the decision of the Licensing Authority, then a member is nominated to give evidence on behalf of the authority.

Background Papers: Operating Schedule  
Plan of Premises  
Location of Premises  
Representations from the Chief Officer of Police  
Representations from the Principal Health and Safety Officer  
Copies of Events for 2005