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County Hall
Rhadyr
Usk
NP15 1GA

Tuesday, 3 May 2016

Notice of meeting

Licensing and Regulatory Sub Committee

Wednesday, 11th May, 2016 at 10.00 am,
County Hall, The Rhadyr, Usk, NP15 1GA

AGENDA

Item No	Item	Pages
1.	Apologies	
2.	Declarations of Interest	
3.	Application for a Premises Licence for Chepstow Racecourse, St Arvans, Chepstow NP16 6BE	1 - 44

Paul Matthews
Chief Executive

MONMOUTHSHIRE COUNTY COUNCIL
CYNGOR SIR FYNWY

THE CONSTITUTION OF THE COMMITTEE IS AS FOLLOWS:

County Councillors:

J. Higginson
L. Guppy
D. Evans

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Aims and Values of Monmouthshire County Council

Sustainable and Resilient Communities

Outcomes we are working towards

Nobody Is Left Behind

- Older people are able to live their good life
- People have access to appropriate and affordable housing
- People have good access and mobility

People Are Confident, Capable and Involved

- People's lives are not affected by alcohol and drug misuse
- Families are supported
- People feel safe

Our County Thrives

- Business and enterprise
- People have access to practical and flexible learning
- People protect and enhance the environment

Our priorities

- Schools
- Protection of vulnerable people
- Supporting Business and Job Creation
- Maintaining locally accessible services

Our Values

- **Openness:** we aspire to be open and honest to develop trusting relationships.
- **Fairness:** we aspire to provide fair choice, opportunities and experiences and become an organisation built on mutual respect.
- **Flexibility:** we aspire to be flexible in our thinking and action to become an effective and efficient organisation.
- **Teamwork:** we aspire to work together to share our successes and failures by building on our strengths and supporting one another to achieve our goals.

Nodau a Gwerthoedd Cyngor Sir Fynwy

Cymunedau Cynaliadwy a Chryf

Canlyniadau y gweithiwn i'w cyflawni

Neb yn cael ei adael ar ôl

- Gall pobl hŷn fyw bywyd da
- Pobl â mynediad i dai addas a fforddiadwy
- Pobl â mynediad a symudedd da

Pobl yn hyderus, galluog ac yn cymryd rhan

- Camddefnyddio alcohol a chyffuriau ddim yn effeithio ar fywydau pobl
- Teuluoedd yn cael eu cefnogi
- Pobl yn teimlo'n ddiogel

Ein sir yn ffynnu

- Busnes a menter
- Pobl â mynediad i ddysgu ymarferol a hyblyg
- Pobl yn diogelu ac yn cyfoethogi'r amgylchedd

Ein blaenoriaethau

- Ysgolion
- Diogelu pobl agored i niwed
- Cefnogi busnes a chreu swyddi
- Cynnal gwasanaethau sy'n hygyrch yn lleol

Ein gwerthoedd

- **Bod yn agored:** anelwn fod yn agored ac onest i ddatblygu perthnasoedd ymddiriedus
- **Tegwch:** anelwn ddarparu dewis teg, cyfleoedd a phrofiadau a dod yn sefydliad a adeiladwyd ar barch un at y llall.
- **Hyblygrwydd:** anelwn fod yn hyblyg yn ein syniadau a'n gweithredoedd i ddod yn sefydliad effeithlon ac effeithiol.
- **Gwaith tîm:** anelwn gydweithio i rannu ein llwyddiannau a'n methiannau drwy adeiladu ar ein cryfderau a chefnogi ein gilydd i gyflawni ein nodau.

MONMOUTHSHIRE COUNTY COUNCIL REPORT

SUBJECT: Application for a Premises Licence for Chepstow Racecourse, St Arvans, Chepstow NP16 6BE
DIRECTORATE: Chief Executive
MEETING: Licensing & Regulatory Sub-Committee
Date to be considered: 11th May 2016
DIVISION/WARDS AFFECTED: Chepstow

1. PURPOSE:

To consider an application for a Premises Licence under the Licensing Act 2003 for the Chepstow Racecourse, St Arvans, Chepstow, NP16 6BE.
 A Copy of the application is attached as Appendix A.

2. RECOMMENDATION(S):

2.1 It is recommended that members consider and determine the application, on the basis of the information provided.

3. KEY ISSUES

3.1 The premises had previously operated and adhered to the conditions referred to in 3.2 to 3.5 below. The Licensing Section were notified by the applicant on 16th March 2016 that the company that held the licence for Chepstow Racecourse was dissolved in 2014. No Interim Authority or Transfer of licence took place at that time, and as such the previous licence had lapsed. With no licence in place the applicant has now made a new application for the Racecourse. A new application for Chepstow Racecourse was received on 16th March 2016, which is an exact replica of the times for regulated activities and the conditions previously operated by the premises, which is the basis of this report.

3.2 The application is for the following:

Supply of Alcohol (On and Off Sales)	Start	Finish
Monday to Sunday	10.00hrs	02 .00hrs
Recorded Music (Indoors and Outdoors) Monday to Sunday	10.00hrs	02.00hrs
Late Night Refreshments Monday to Sunday	23.00hrs	02.00hrs
Live Music (indoors and Outdoors) Monday to Sunday	10:00hrs	02:00 hrs

Performances of Dance (indoors and Outdoors) Monday to Sunday	10.00hrs	02.00hrs
Hours open to the Public Monday to Sunday		24.00hrs

- 3.3 The Legislative Reform (Entertainment Licensing) Order 2014 permits live and recorded music for 500 persons between the 08.00hrs – 23.00hrs in on licensed premises without the requirement of a licence. The payment received by Licensing Section for the application referred to in 3.1 was for a capacity level of between 10,000 to 14,999. It is therefore clear that this Order will not be applicable in this instance as the capacity level will exceed 500 people.
- 3.4 The applicant within the operating schedule has stated the following under the four licensing objectives. .

General - all four licensing objectives

1. On days when horseracing is taking place at the premises a risk assessment will be carried out to comply with the 'Green Guide/Guide to Safety at Sports Grounds.' When licensable activities take place a suitable risk assessment will also be carried out at the premises.
- 1 All reasonable requests made by the Licensing Authority regarding the risk assessment of the premises will be carried out.
2. When regulated entertainment events take place at the premises, guidance must be sought with Monmouthshire's Event Safety Advisory Group to ensure an adequate risk assessment will be put in place and the necessary control measures are implemented.

The Prevention of Crime and Disorder

1. The Licensee shall in all things conduct the premises in a decent, sober and orderly manner, and take whatever steps are necessary to ensure that there is no profanity, impropriety of language, dress, dance or gesture which is in any way offensive to public feelings or is likely to cause a breach of the peace.
2. CCTV is installed and working in agreement with the Police and Licensing Authority. Recording the inside and outside areas of the premises. Recordings will be made available for a minimum period of 28 days to the Police and Licensing Authority upon request. If the CCTV equipment fails, the Police and Licensing Authority will be informed as soon as possible and immediate steps will be taken to put the equipment back into action. A notice will be displayed at the entrance of the premises advising that CCTV is in operation.
3. When Regulated Entertainment takes place at the premises door supervisors licensed with the Security industry Authority must be employed, with a ratio of 1 door supervisor per 250 persons. The ratio of door supervisors per number of persons present can be changed if deemed appropriate by the Police and Licensing Authority, dependent on the size and nature of the event
4. All incidents of crime will be reported to the Police as soon as reasonably practical. Any disorder will be entered into an Incident Log. For every event held, a risk assessment will be prepared which will include an analysis and assessment of any crime and disorder at similar previous events.

5. The premises operate a zero drug policy and all staff will be suitably trained on this policy. The premise has a secure facility to store controlled drugs prior to collection by the Police.

Public Safety

1. Duly authorised officers of the Council, Police Constables and duly authorised officers of South Wales Fire and Rescue Service shall at all reasonable times have free ingress to the licensed premises and the Licensee or the person in charge in the absence of the Licensee shall comply with any reasonable safety measure that may be required of him by any duly authorised officer of the Council.

2. Lighting, Electrical Fittings etc.

3.a) All electrical fittings, wiring and appliances shall be constructed and maintained in a safe and satisfactory condition and to the satisfaction of the Council and whenever required to do so by the Council the licensee shall submit to the Council a certificate given by a qualified Electrical Engineer that the electrical installations have been examined and tested and are in a safe working condition.

b) All electric lamp holders within reach of the public shall be kept fitted with lamps or otherwise protected.

c) The Licensee shall ensure that socket outlets for use with temporary or portable Electrical

Equipment on or in the vicinity of any stage area, and any circuits associated with spotlights or other stage equipment shall be protected by one or more "Residual Current Devices" as necessary, having an adequate load current, rating and a 30 mA Tripping current.

a) Except with the permission of the Council in writing, and in accordance with any conditions attached to such permissions, scenery or stage properties shall not be kept or used on the platform or in any other part of the premises.

b) Except with the consent of the Council in writing and subject to any conditions, which may be attached to such permission. Explosives or highly inflammable substances shall not be brought in or used on the premises.

c) Toy balloons filled with inflammable gas shall not be used, sold or exhibited on the premises.

d) Limelight acetylene gas installations or steel cylinders for the storage of compressed air, oxygen, hydrogen or other liquid gas under pressure shall not be used except with the permission of the Council.

e) The Licensee and the staff of attendants shall take due precautions for the prevention of accidents.

f) Any outbreak of fire, however small, shall be reported immediately to the Fire Brigade.

g) All areas of the premises so designated by the Council, shall comply with Class 0 and Class I, as contained in the Building Regulations.

4. All drugget, matting and other floor coverings shall be secured and maintained so that they will not be likely to ruck or to be in any way a source of danger.

5. Conditions of Premises; Heating, Ventilations; Lavatories

All parts of the premises and fittings therein, including the seating, door fastenings and notices, shall be maintained at all times in good order and condition.

a) The public parts of the premises shall be kept properly and sufficiently ventilated and heated to the satisfaction of the Council.

b) Every heating appliance used in the premises, which is so situated as to be within reach by any member of the public shall be fitted with guards to comply to standards of construction and fitting, required by the Heating Appliances (Fire Guard) Regulations 1953 or any amendment thereto in the case of heating appliances of a type which are so designed that they are suitable for use in residential premises.

c) Without the consent of the Council in writing no portable heaters shall be used on the premises.

d) Every heating appliance situated in part of the premises to which the public are admitted shall be fixed in position.

6. The several lavatories, W.C.'s and urinals in the licensed premises shall at all times be kept in good order and repair, and be properly and effectually cleansed, ventilated, disinfected and supplied with water, and the doors leading thereto shall be suitably marked. The Licensee shall provide and maintain in a suitable position such number of sanitary conveniences for use of persons frequenting the premises, as the Council consider reasonable.

Control of Premises

7. The Licensee or some responsible person nominated by him in writing, not being a person under eighteen years of age, shall be in charge of and present in the premises at all times when the public are on the premises and there shall also be during that time a sufficient staff of attendants in the building for the purpose of securing safety.

8. The North Stand is prohibited for use by spectators.

9. In the absence of adequate daylight suitable and sufficient lighting is provided and maintained in any area accessible to the public.

Prevention of Public Nuisance

1. Noise Management Plan. Careful consideration will be given to implementing and exercising a noise management programme before and during events in the open air. (Including within temporary structures such as marquees, tents etc.) to manage music noise from the venue.

2. Pre Event Information

a) Each event is assessed on a case by case basis and noise limits applied to them depending on the event type, duration and finishing time. Each event will be subject to a noise assessment based on the information provided by the event promoter and will include predicted noise levels and a specific noise management plan. Alternatively, permission may be granted to hold an agreed number of major events per year with a higher noise limit, whilst smaller scale events would be subject to lower music noise limits. Consideration should also be made in applying noise limits for different event areas where the noise impact from may affect different noise sensitive properties. The event specific noise management plan to be submitted to the Environmental Health Department a minimum of 28 days prior to the event.

b) A noise model for the use of prediction of noise levels may be developed and retained by Chepstow Racecourse for proposed events. The data from the model will help provide

Information on the optimum stage locations and orientations as well as indicative event operating levels.

c) (Chepstow Racecourse will liaise with Monmouthshire County Council to advise them of all events proposed at the venue, including start and finish times of each event. Where possible the detail is to be provided by the 31st March for each year.

d) A letter will be circulated to local residents at least 2 weeks prior to each event, informing them of the details of the event and including start and finish times of both the event and any sound checks. The letter will also include a dedicated telephone number for noise complaints with the Duty Manager's telephone number made available via the venue answerphone and will be published on the Chepstow Racecourse website.

e) A telephone complaints line will be made available for the duration of each event. Should any noise complaints be received, a suitably qualified acoustic consultant will investigate the complaint and if noise levels are above those specified in the event specific noise management plan, immediate action would be taken to reduce the levels at the noise source. A complaints log should be maintained throughout the event, detailing addresses of complaints, times and actions.

The promoter will advise the Environmental Health Department of the likely times of rehearsals and sound-checks, although this is unlikely to be known until very near the production set up. The promoter will also agree timings for production set up.

f) The communications protocol will be reviewed at the end of each year so that effective and responsive communication channels are established and maintained between all relevant parties throughout the events.

3. Site design -A suitably qualified acoustic consultant will liaise with the production company, sound system supplier and local authority to review site plans find the most appropriate site layout that would minimise the noise impact at off-site locations for each event.

4. Sound Systems

a) The appointed acoustic consultant will review the sound systems and other noise sources and work with the promoter and the council to minimise noise disturbance.

b) All sound system suppliers will be informed of the requirements of strict noise management and the type and location/orientation of their systems. Their contract of hire will also specify that the overall control of sound levels will be set by the venue and/or their appointed agent (acoustic consultants).

c) Careful and detailed alignment of the sound systems must be ensured to optimise the coverage throughout the audience areas and balance this against the off-site environmental noise impact.

d) The sound systems for each stage will be set up in such a way as to minimise the noise impact at noise sensitive properties. Where possible, sound systems should be flown rather than ground stacked in order to focus the speakers downwards into the audience area. The speakers should have as narrow horizontal dispersion as possible and be directed inwards to reduce overspill from the intended coverage area. In addition, it is recommended that the sound system is hung as low as possible in order to take advantage of any barriers provided around the event arena and minimise the distances between sound sources and audience areas.

e) The sound systems should be set up in configurations which are as distributed as possible, with the use of delay speakers providing sound coverage to smaller audience areas. The advantage of this type of setup effectively means that the sound system does not have to operate at such high levels to provide even sound coverage to intended areas.

5. Sound Management Procedures - The sound management programme that should be followed for events is detailed below:

a) Sound propagation tests

Prior to the each event, the production team will carry out short sound checks and as part of this process, acoustic consultants will undertake sound propagation tests to correlate the music noise levels at the mixing desk with those observed at the most sensitive sound control positions. The results of these tests will be used to 'fine tune' the sound system in order to maximise the containment of music and set an appropriate sound limit at the mixer positions.

b) Sound management within the venue

The music sound levels at the mixing desk positions will be continually monitored in terms of 15minute and 1 minute LAeq values. The noise limit will be set in 15-minute intervals but the 1 minute values provide acoustic consultants with immediate information of the music noise levels.

c) As part of the managerial process, the sound engineers of any individual artistes appearing at the event will be informed prior to arriving at the mixer of the need to adhere to the sound limits and instructions issued to them in relation to sound control.

d) Sound monitoring outside of the venue Noise measurements outside of the site should be taken on a rotational basis at agreed monitoring locations and in response to any complaints that may be received. The most noise sensitive location should be established for each event and used as the primary location to manage

noise sources onsite. Action necessary to reduce music noise levels will be relayed to the mixer positions and immediate instructions issued to the sound engineers to resolve any potential problems. The noise monitoring locations will be agreed prior to each event during the planning stages. The noise monitoring locations and format for recording the monitoring results

Will be agreed with Environmental Health a minimum of 14 days prior to each event. The acoustic consultants monitoring results in the agreed format to be provided to Environmental Health on request within 7 days.

e) A telephone complaints line number would be confirmed prior to each event and advertised on the Chepstow Racecourse website.

f) Noise during load in /load out, Erection, dismantling and cleaning operations should only be undertaken between 08.00hrs and 20.00hrs between Monday and Saturday. Where possible, any operations that are considered to be noisy should cease at 18.00hrs on each day during the event build. A contact telephone number (not an answer phone) should be provided for the person in charge of these operations. White noise "Broadband" reversing alarms shall be used on any forklift vehicle within 100 metres

g) Any operations undertaken outside normal working hours should be carried out away from residential properties and noise levels checked regularly to ensure they are inaudible at those locations. Any operations that are considered to be noisy will be scheduled for the middle of the day.

h) If the load in /load out of production equipment onto stage trucks and lorries is to occur outside normal working hours, consideration should be made to minimise noise impact and includes the movements made by lorries and other associated vehicles such as fork lift trucks.

i) Practical steps to reduce the noise disturbance include a full briefing session to all rigging and supervisory staff prior to the event. Where practically possible these steps should include the following:

- Refrain from shouting when communicating
- Refrain from dropping scaffold bars etc.
- Use damping materials to line truck floors
- Locate trucks as near as possible to operation, reducing transit time and noise from fork lift trucks

j) When trucks are parked their engines will be switched off at all times.

The Protection of Children from Harm

1. Children under 16yrs will be allowed on the premises only when accompanied by an adult.

2. The premises has a 'proof of age' policy and all staff will be trained on this policy.

3.5 If granted the licence would also be subject to Mandatory Conditions which are attached to this report as Appendix B.

3.6 The applicant has a statutory duty to send copies of his/her Premises application to the 'Responsible Authorities' namely Heddlu Gwent Police, South Wales Fire Service, The Local Health Board and departments of Monmouthshire County Council being the Environmental Health Section, Social Services, Planning, Licensing and Trading Standards Department, which was carried out by the applicant. A notice also has to be circulated in a newspaper within the area of the premises as well as a notices displayed at the premises to enable businesses and residents to make a representation, again this was duly carried out by the applicant. The application is also advertised via the Council's website, which gives details on how a person can make a representation and this was carried out by the Licensing Authority.

3.7 A representation was received against the application from Michael Richardson, Specialist Environmental Health Officer for Monmouthshire County Council on behalf of Environmental Health, as follows

My comments with regard to Chepstow Racecourses Premises Licence application are as follows:

Having appraised the application for a premises licence for the Chepstow Racecourse, I do not have any objections to a 2am finish for indoor events.

However, I do have concerns with regard to a 2am finish for outdoor amplified live or recorded music.

The Chepstow Racecourse licence which was in place existed under the Magistrates Court Act 1964 and was automatically transferred upon the enactment of the Licencing Act 2003 through Grandfather Rights.

In recent years Chepstow Racecourse have changed the sort of events being held at the premises to include festival type events, with a large crowd capacity, with late night finishes and amplified low frequency bass beat type music.

The Sunrise Festival was held at the Racecourse between 29th May 2014 and 2nd June 2014. This event, which included nights where music was played until 2am resulted in 20 complaints to the Environmental Health Section from members of the public. Complaints were received from members of the public living over 3 miles away from the premises.

Between the 5th June 2015 and the 7th June 2015 the Balter festival was held at the premises and resulted in 4 complaints from members of the Public.

The Green Gathering festival has been held at the premises for several years and has not resulted in complaints to the Environmental Health Section. It should be noted that the type of music played at the festival does not include amplified low frequency bass beat and music is not considered to be the main emphasis of the event.

Whilst Officers of this department have been and are prepared to work with event management teams at Chepstow Racecourse the emphasis is to try and mitigate any noise impact at nearby residential properties through effective noise management planning. However where the event and type of music played includes an amplified low frequency bass beat until 2am this will inevitably be audible at residential properties and has the potential to cause significant disturbance.

On consideration of these factors it is my opinion there is the significant potential for the key Licensing Act 2003 objective 'prevention of public nuisance' not to be met and on this basis I therefore object to this application.

In my opinion it would be acceptable for a condition introducing a limit on the number of event days finishing at 2am per calendar year which would enable Chepstow racecourse to continue with events such as the Green gathering Festival. I suggest that a 2am finish on 7 days per calendar year would be acceptable. Clearly a significant increase in the number of event days with a 2am finish above this limit will have the potential to increase noise impact and therefore disturbance to residents.

- 3.8 Michael Richardson provided further information to clarify the representation on behalf of Environmental Health referred to in 3.7 above and requested the following to also formulate his representation:-

To clarify my comments:

1) I recommend that live or recorded music played outdoors at the premises finish at midnight.

2) It would be acceptable to agree to a limited number of event days per calendar year for live or recorded music to be played outdoors with a finish time after midnight but no later than 2am.

3) In my view a limit of 7 event days per calendar year with a finish time after midnight but no later than 2am is acceptable (for live or recorded music played outdoors). This reflects the typical number of 2am finishes in recent years at the premises. Clearly an increase in the number of event days beyond this will increase the potential for noise disturbance to be caused to residents living in the locality.

3.9 Representations have been received from residents and these are attached as Appendix C. Representation was also received from two Councillors, namely Councillor David Dovey and Councillor Gethyn J Davies who represent their ward and these are also attached as Appendix C.

3.10 The Main concerns from the representations are:

Residents

- Increased parking in quiet residential areas in close proximity to the site
- Evacuation of the course hazardous during hours of darkness
- Noise levels are excessive after 11pm and disturb sleep
- Pop concerts attract teenagers unable to pay entry. They collect in nearby unlit wooded areas and misbehave
- Need for greater supervision or policing of the area
- Potential for vandalism
- Past events have led to littering in Welsh Street, damage to property and cases of urinating in gateways
- Need for supervision of access roads to the racecourse
- The noise levels in Kingsmark last year were horrendous.
- There was a number to ring which got you through to the organiser who in short were rude, abusive and unhelpful
- From our experience of previous festivals that have taken place at Chepstow Racecourse, because they finish so late there is an overpowering noise from music followed by alcohol problems of noises and public behaviour of the crowds leaving
- Large numbers of people, many in drink exit onto public roads in small hours
- Very loud music continues late into the night and can be heard over a wide area, disturbing sleep
- All amplified music should end by 23.30 and venue to be cleared within one hour at most

Councillor David Dovey

- Vehicles can be heard driving around the Racecourse grounds in the early hours after performances have finished that provides grounds for public safety
- Excessive noise and disruption in the early hours of the morning from music broadcast through speakers/amplifiers. The behaviour of the public as a result of excessive alcohol consumption- noise/behaviour. Excessive noise can be heard throughout the whole of Chepstow and across the border along the A48 beyond Sedbury towards Alvington. I have received complaints from residents in this area as well as Chepstow.
- The existing licence is cast too widely, as it stands the Racecourse could hold this type of event at any time during the year. It should be reviewed.
- The cut off time for amplified music should be restricted to midnight. I have no objection to the Green Festival where amplifiers are not used, neither do I have objections to concerts where the performances close at 11.00pm. I am aware of the need to for the Racecourse to be profitable but that can be achieved without the excessive noise and time that comes with

festivals/performances of this nature. Events that took place last year also lead one to question whether the Racecourse are capable of policing events of this nature. The issue is the noise levels into the early hours of the morning of festivals performances into the early hours of the morning and the potential number under the present terms of the licence.

Councillor Gethyn Davies

- In the past I have received many complaints from residents in my Ward (Woodcroft-Tutshill) The distance from the Racecourse across the Wye Valley is less than a mile and at night the sound from the Double Bass travels and sounds as if it is being played in my back garden
- This excessive noise which goes on until the early morning after which the transport leaving with people singing and shouting can be heard

3.9 Representations made under the Licensing Act 2003 must be made under the four key licensing objectives, namely:-

- The prevention of crime and disorder;
- Public Safety;
- The prevention of public nuisance; and
- The protection of children from harm.

However, Section 9.9 of the Guidance issued by the Home Office states:

It is recommended that, in borderline cases, the benefit of the doubt about any aspect of a representation should be given to the person making that representation. The subsequent hearing would then provide an opportunity for the person or body making the representation to amplify and clarify it.

3.10 In accordance with 9.2 of the Home Office Guidance issued under Section 182 of the Licensing Act 2003 a hearing is not required if no representations were received or such representations were withdrawn. Furthermore, a hearing is not required if conditions have been agreed and agreed by all parties. Negotiation between the applicant and objector was carried out by the Licensing Authority and all parties wish to continue the application and representation, respectively. As such, no agreement was reached and a hearing is required.

4. REASONS:

4.1 The determination of an application is to be considered in accordance with Section 18 of the Licensing Act 2003.

4.2 In section 9.4 of the Guidance issued under section 182 of the Licensing Act 2003, the Secretary of State recommends that, a representation would only be “relevant” if it relates to the likely effect of the grant of the licence on the promotion of at least one of the licensing objectives.

4.3 Monmouthshire County Council’s Policy on Prevention of Nuisance are set out in Section 11 and read as follows:

Prevention of public nuisance

Licensed premises can have significant potential to impact adversely on persons in the vicinity and further afield through public nuisances that arise from their operation.

Subject to case law the Licensing Authority interprets ‘public nuisance’ in its widest sense, and takes it to include such issues as noise, light, odour, litter and anti-social behaviour, where these matters impact on those living, working or

otherwise engaged in normal activity in the vicinity of a licensed premises.

Applicants will be encouraged to demonstrate in their Operating Schedule that suitable and sufficient measures have been identified and will be implemented and maintained to prevent public nuisance.

The Licensing Authority recommends that licensees apply a high standard of control to minimise the potential for any public nuisance that may arise from their operation of the premises, particularly where:

- they are situated in a residential or noise sensitive area; or
- extended opening hours are proposed.

The Licensing Authority recognises that beyond the immediate vicinity of the premises the control that a licence-holder can exert over its patrons diminishes and individuals who engage in anti-social behaviour are accountable in their own right.

When addressing the issue of prevention of public nuisance in their operating schedule, the applicant may identify steps to show that those factors that impact on the prevention of public nuisance objective have been considered.

5. RESOURCE IMPLICATIONS:

5.1 Nil

6. CONSULTEES:

Heddlu Gwent Police, South Wales Fire Service and the following departments from Monmouthshire County Council, namely, Environmental Health, Social Services, Planning, Trading Standards, Licensing and the Local Health Board

7. BACKGROUND PAPERS:

Licensing Act 2003

Guidance issued under Section 182 of the Licensing Act 2003 dated March 2015.

Monmouthshire County Council's Statement of Licensing Policy dated 1st July 2015.

The Legislative Reform (Entertainment Licensing) Order 2014

8. AUTHOR:

Chris Rann
Senior Licensing Officer

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**Application for a premises licence to be granted
under the Licensing Act 2003**

PLEASE READ THE FOLLOWING INSTRUCTIONS FIRST

Before completing this form please read the guidance notes at the end of the form.
If you are completing this form by hand please write legibly in block capitals. In all cases ensure that your answers are inside the boxes and written in black ink. Use additional sheets if necessary.
You may wish to keep a copy of the completed form for your records.

We Chepstow Races Limited

apply for a premises licence under section 17 of the Licensing Act 2003 for the premises described in Part 1 below (the premises) and I/we are making this application to you as the relevant licensing authority in accordance with section 12 of the Licensing Act 2003

Part 1 – Premises Details

Postal address of premises or, if none, ordnance survey map reference or description			
Chepstow Racecourse St Arvans			
Post town	Chepstow	Post code	NP16 6BE

Telephone number at premises (if any)	
Non-domestic rateable value of premises	£164,000.00

Part 2 - Applicant Details

Please state whether you are applying for a premises licence as
Please tick yes

- a) an individual or individuals * please complete section (A)
- b) a person other than an individual *
 - i. as a limited company please complete section (B)
 - ii. as a partnership please complete section (B)
 - iii. as an unincorporated association or please complete section (B)
 - iv. other (for example a statutory corporation) please complete section (B)
- c) a recognised club please complete section (B)
- d) a charity please complete section (B)
- e) the proprietor of an educational establishment please complete section (B)
- f) a health service body please complete section (B)
- g) a person who is registered under Part 2 of the Care Standards Act 2000 (c14) in respect of an independent hospital please complete section (B)
- ga) a person who is registered under Chapter 2 of Part 1 of the Health and Social Care Act 2008 (within the meaning of that Part) in an independent hospital in England please complete section (B)
- h) the chief officer of police of a police force in England and Wales please complete section (B)

* If you are applying as a person described in (a) or (b) please confirm:

Please tick yes

- I am carrying on or proposing to carry on a business which involves the use of the premises for licensable activities; or
- I am making the application pursuant to a
 - statutory function or
 - a function discharged by virtue of Her Majesty's prerogative

(A) INDIVIDUAL APPLICANTS (fill in as applicable)

<input type="checkbox"/> Mr	<input type="checkbox"/> Mrs	<input type="checkbox"/> Miss	<input type="checkbox"/> Ms	Other Title (for example, Rev)	
Surname			First names		
I am 18 years old or over					<input type="checkbox"/> Please tick yes
Current postal address if different from premises address					
Post Town				Postcode	
Daytime contact telephone number					
E-mail address (optional)					

SECOND INDIVIDUAL APPLICANT (if applicable)

<input type="checkbox"/> Mr	<input type="checkbox"/> Mrs	<input type="checkbox"/> Miss	<input type="checkbox"/> Ms	Other Title (for example, Rev)	
Surname			First names		
I am 18 years old or over					<input type="checkbox"/> Please tick yes
Current postal address if different from premises address					
Post Town				Postcode	
Daytime contact telephone number					
E-mail address (optional)					

(B) OTHER APPLICANTS

Please provide name and registered address of applicant in full. Where appropriate please give any registered number. In the case of a partnership or other joint venture (other than a body corporate), please give the name and address of each party concerned.

Name	Chepstow Races Limited
Address	Millbank Tower 21 - 24 Millbank London SW1P 4QP
Registered number (where applicable)	02020650

Description of applicant (for example, partnership, company, unincorporated association etc.) Limited Company
Telephone number (if any)
E-mail address (optional)

Part 3 Operating Schedule

When do you want the premises licence to start?

Day	Month	Year
A	S	A P

If you wish the licence to be valid only for a limited period, when do you want it to end?

Day	Month	Year

A

Please give a general description of the premises (please read guidance note 1) A racecourse previously licensed under Premise Licence No PRM149.
--

If 5,000 or more people are expected to attend the premises at any one time, please state the number expected to attend.

--

What licensable activities do you intend to carry on from the premises?

(Please see sections 1 and 14 of the Licensing Act 2003 and Schedules 1 and 2 to the Licensing Act 2003)

Provision of regulated entertainment

Please tick yes

- a) plays (if ticking yes, fill in box A)
- b) films (if ticking yes, fill in box B)
- c) indoor sporting events (if ticking yes, fill in box C)
- d) boxing or wrestling entertainment (if ticking yes, fill in box D)
- e) live music (if ticking yes, fill in box E)
- f) recorded music (if ticking yes, fill in box F)
- g) performances of dance (if ticking yes, fill in box G)
- h) anything of a similar description to that falling within (e), (f) or (g) (if ticking yes, fill in box H)

Provision of late night refreshment (if ticking yes, fill in box I)

Supply of alcohol (if ticking yes, fill in box J)

In all cases complete boxes K, L and M

A

Plays Standard days and timings (please read guidance note 6)			Will the performance of a play take place indoors or outdoors or both – please tick (please read guidance note 2)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
Day	Start	Finish		Both	<input type="checkbox"/>
Mon			Please give further details here (please read guidance note 3)		
Tue					
Wed			State any seasonal variations for performing plays (please read guidance note 4)		
Thur					
Fri			Non standard timings. Where you intend to use the premises for the performance of plays at different times to those listed in the column on the left, please list (please read guidance note 5)		
Sat					
Sun					

B

Films Standard days and timings (please read guidance note 6)			Will the exhibition of films take place indoors or outdoors or both – please tick (please read guidance note 2)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
Day	Start	Finish		Both	<input type="checkbox"/>
Mon			Please give further details here (please read guidance note 3)		
Tue					
Wed			State any seasonal variations for the exhibition of films (please read guidance note 4)		
Thur					
Fri			Non standard timings. Where you intend to use the premises for the exhibition of films at different times to those listed in the column on the left, please list (please read guidance note 5)		
Sat					
Sun					

C

Indoor sporting events Standard days and timings (please read guidance note 6)			Please give further details (please read guidance note 3)
Day	Start	Finish	State any seasonal variations for indoor sporting events (please read guidance note 4)
Mon			
Tue			
Wed			
Thur			
Fri			
Sat			
Sun			
			Non standard timings. Where you intend to use the premises for indoor sporting events at different times to those listed in the column on the left, please list (please read guidance note 5)

D

Boxing or wrestling entertainments Standard days and timings (please read guidance note 6)			Will the boxing or wrestling entertainment take place indoors or outdoors or both – please tick (please read guidance note 2)	Indoors <input checked="" type="checkbox"/>
				Outdoors <input type="checkbox"/>
Day	Start	Finish		Both <input type="checkbox"/>
Mon			Please give further details here (please read guidance note 3)	
Tue				
Wed			State any seasonal variations for boxing or wrestling entertainment (please read guidance note 4)	
Thur				
Fri			Non standard timings. Where you intend to use the premises for boxing or wrestling entertainment at different times to those listed in the column on the left, please list (please read guidance note 5)	
Sat				
Sun				

E

Live music Standard days and timings (please read guidance note 6)			Will the performance of live music take place indoors or outdoors or both – please tick (please read guidance note 2)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input checked="" type="checkbox"/>
Day	Start	Finish	Please give further details here (please read guidance note 3)		
Mon	10:00	02:00	Live bands/performers/artistes playing both amplified and un-amplified music both inside premises and within the racecourse grounds.		
Tue	10:00	02:00			
Wed	10:00	02:00	State any seasonal variations for the performance of live music (please read guidance note 4)		
Thur	10:00	02:00	Non standard timings. Where you intend to use the premises for the performance of live music at different times to those listed in the column on the left, please list (please read guidance note 5)		
Fri	10:00	02:00			
Sat	10:00	02:00	An additional hour to the standard and non-standard times on the day when British Summertime commences.		
Sun	10:00	02:00			

F

Recorded music Standard days and timings (please read guidance note 6)			Will the playing of recorded music take place indoors or outdoors or both – please tick (please read guidance note 2)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input checked="" type="checkbox"/>
Day	Start	Finish	Please give further details here (please read guidance note 3)		
Mon	10:00	02:00	Music systems and DJ and other sound equipment may play recorded music both inside the premises and within the grounds.		
Tue	10:00	02:00			
Wed	10:00	02:00	State any seasonal variations for the playing of recorded music (please read guidance note 4)		
Thur	10:00	02:00	Non standard timings. Where you intend to use the premises for the playing of recorded music at different times to those listed in the column on the left, please list (please read guidance note 5)		
Fri	10:00	02:00			
Sat	10:00	02:00	An additional hour to the standard and non-standard times on the day when British Summertime commences.		
Sun	10:00	02:00			

G

Performances of dance Standard days and timings (please read guidance note 6)			Will the performance of dance take place indoors or outdoors or both – please tick (please read guidance note 2)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input checked="" type="checkbox"/>
Day	Start	Finish	Please give further details here (please read guidance note 3)		
Mon	10:00	02:00	There may be performances of dance both within the premises and within the grounds.		
Tue	10:00	02:00			
Wed	10:00	02:00	State any seasonal variations for the performance of dance (please read guidance note 4)		
Thur	10:00	02:00	Non standard timings. Where you intend to use the premises for the performance of dance at different times to those listed in the column on the left, please list (please read guidance note 5) An additional hour to the standard and non-standard times on the day when British Summertime commences.		
Fri	10:00	02:00			
Sat	10:00	02:00			
Sun	10:00	02:00			

H

Anything of a similar description to that falling within (e), (f) or (g) Standard days and timings (please read guidance note 6)			Please give a description of the type of entertainment you will be providing			
Day	Start	Finish	Will this entertainment take place indoors or outdoors or both – please tick (please read guidance note 2)	Indoors	<input type="checkbox"/>	
Mon				Outdoors	<input type="checkbox"/>	
Tue			Both	<input type="checkbox"/>	Please give further details here (please read guidance note 3)	
Wed			State any seasonal variations for entertainment of a similar description to that falling within (e), (f) or (g) (please read guidance note 4)			
Thur						
Fri						
Sat			Non standard timings. Where you intend to use the premises for the entertainment of a similar description to that falling within (e), (f) or (g) at different times to those listed in the column on the left, please list (please read guidance note 5)			
Sun						

Late night refreshment Standard days and timings (please read guidance note 6)			Will the provision of late night refreshment take place indoors or outdoors or both – please tick (please read guidance note 2)	Indoors	<input type="checkbox"/>
Day	Start	Finish		Outdoors	<input type="checkbox"/>
Mon	23:00	02:00	Please give further details here (please read guidance note 3) Hot food and drinks may be sold both within the premises and within the grounds	Both	<input checked="" type="checkbox"/>
Tue	23:00	02:00			
Wed	23:00	02:00	State any seasonal variations for the provision of late night refreshment (please read guidance note 4)		
Thur	23:00	02:00			
Fri	23:00	02:00	Non standard timings. Where you intend to use the premises for the provision of late night refreshment at different times, to those listed in the column on the left, please list (please read guidance note 5) An additional hour to the standard and non-standard times on the day when British Summertime commences.		
Sat	23:00	02:00			
Sun	23:00	02:00			

J

Supply of alcohol Standard days and timings (please read guidance note 6)			Will the supply of alcohol be for consumption (Please tick box) (please read guidance note 7)	On the premises	<input type="checkbox"/>
Day	Start	Finish		Off the premises	<input type="checkbox"/>
Mon	10:00	02:00	State any seasonal variations for the supply of alcohol (please read guidance note 4)	Both	<input checked="" type="checkbox"/>
Tue	10:00	02:00			
Wed	10:00	02:00			
Thur	10:00	02:00	Non standard timings. Where you intend to use the premises for the supply of alcohol at different times to those listed in the column on the left, please list (please read guidance note 5) An additional hour to the standard and non-standard times on the day when British Summertime commences. From the end of permitted hours on New Year's Eve to the start of permitted hours on New Year's Day.		
Fri	10:00	02:00			
Sat	10:00	02:00			
Sun	10:00	02:00			

State the name and details of the individual whom you wish to specify on the licence as premises supervisor

<p>_____</p> <p>_____</p> <p>_____</p>
--

Personal Licence number (if known) _____
 _____ (known)

K

Please highlight any adult entertainment or services, activities, other entertainment or matters ancillary to the use of the premises that may give rise to concern in respect of children (please read guidance note 8)
 NONE

L

Hours premises are open to the public Standard days and timings (please read guidance note 6)			State any seasonal variations (please read guidance note 4)
Day	Start	Finish	
Mon	24 hours		Non standard timings. Where you intend the premises to be open to the public at different times from those listed in the column on the left, please list (please read guidance note 5)
Tue	24 hours		
Wed	24 hours		
Thur	24 hours		
Fri	24 hours		
Sat	24 hours		
Sun	24 hours		

M Describe the steps you intend to take to promote the four licensing objectives:

a) General – all four licensing objectives (b,c,d,e) (please read guidance note 9)

- On days when horseracing is taking place at the premises a risk assessment will be carried out to comply with the 'Green Guide/Guide to Safety at Sports Grounds.' When licensable activities take place a suitable risk assessment will also be carried out at the premises. All reasonable requests made by the Licensing Authority regarding the risk assessment of the premises will be carried out.
- When regulated entertainment events take place at the premises, guidance must be sought with Monmouthshire's Event Safety Advisory Group to ensure an adequate risk assessment will be put in place and the necessary control measures are implemented.

b) The prevention of crime and disorder

- The Licensee shall in all things conduct the premises in a decent, sober and orderly manner, and take whatever steps are necessary to ensure that there is no profanity, impropriety of language, dress, dance or gesture which is in any way offensive to public feelings or is likely to cause a breach of the peace.
- CCTV is installed and working in agreement with the Police and Licensing Authority. Recordings will be made available for a minimum period of 28 days to the Police and Licensing Authority upon request. If the CCTV equipment fails, the Police

and Licensing Authority will be informed as soon as possible and immediate steps will be taken to put the equipment back into action. A notice will be displayed at the entrance of the premises advising that CCTV is in operation.

3. When Regulated Entertainment takes place at the premises door supervisors licensed with the Security industry Authority must be employed, with a ratio of 1 door supervisor per 250 persons. The ratio of door supervisors per number of persons present can be changed if deemed appropriate by the Police and Licensing Authority, dependent on the size and nature of the event
4. All incidents of crime will be reported to the Police as soon as reasonably practical. Any disorder will be entered into an Incident Log. For every event held, a risk assessment will be prepared which will include an analysis and assessment of any crime and disorder at similar previous events.
5. The premises operate a zero drug policy and all staff will be suitably trained on this policy. The premise has a secure facility to store controlled drugs prior to collection by the Police.

c) Public safety

1. Duly authorised officers of the Council, Police Constables and duly authorised officers of South Wales Fire and Rescue Service shall at all reasonable times have free ingress to the licensed premises and the Licensee or the person in charge in the absence of the Licensee shall comply with any reasonable safety measure that may be required of him by any duly authorised officer of the Council.
2. Lighting, Electrical Fittings etc.
 - a) All electrical fittings, wiring and appliances shall be constructed and maintained in a safe and satisfactory condition and to the satisfaction of the Council and whenever required to do so by the Council the licensee shall submit to the Council a certificate given by a qualified Electrical Engineer that the electrical installations have been examined and tested and are in a safe working condition.
 - b) All electric lamp holders within reach of the public shall be kept fitted with lamps or otherwise protected.
 - c) The Licensee shall ensure that socket outlets for use with temporary or portable Electrical Equipment on or in the vicinity of any stage area, and any circuits associated with spotlights or other stage equipment shall be protected by one or more "Residual Current Devices" as necessary, having an adequate load current, rating and a 30 mA Tripping current.
3.
 - a) Except with the permission of the Council in writing, and in accordance with any conditions attached to such permissions, scenery or stage properties shall not be kept or used on the platform or in any other part of the premises.
 - b) Except with the consent of the Council in writing and subject to any conditions, which may be attached to such permission, explosives or highly inflammable substances shall not be brought in or used on the premises.
 - c) Toy balloons filled with inflammable gas shall not be used, sold or exhibited on the premises.
 - d) Limelight acetylene gas installations or steel cylinders for the storage of compressed air, oxygen, hydrogen or other liquid gas under pressure shall not be used except with the permission of the Council.
 - e) The Licensee and the staff of attendants shall take due precautions for the prevention of accidents.
 - f) Any outbreak of fire, however small, shall be reported immediately to the Fire Brigade.
 - g) All areas of the premises so designated by the Council, shall comply with Class 0 and Class I, as contained in the Building Regulations.
4. All druggel, matting and other floor coverings shall be secured and maintained so that they will not be likely to ruck or to be in any way a source of danger.
5. Conditions of Premises; Heating, Ventilations; Lavatories

All parts of the premises and fittings therein, including the seating, door fastenings and notices, shall be maintained at all times in good order and condition.

 - a) The public parts of the premises shall be kept properly and sufficiently ventilated and heated to the satisfaction of the Council.
 - b) Every heating appliance used in the premises, which is so situated as to be within reach by any member of the public shall be fitted with guards to comply to standards of construction and fitting, required by the Heating Appliances (Fire Guard) Regulations 1953 or any amendment thereto in

the case of heating appliances of a type which are so designed that they are suitable for use in residential premises.

- c) Without the consent of the Council in writing no portable heaters shall be used on the premises.
 - d) Every heating appliance situated in part of the premises to which the public are admitted shall be fixed in position.
6. The several lavatories, W.C.'s and urinals in the licensed premises shall at all times be kept in good order and repair, and be properly and effectually cleansed, ventilated, disinfected and supplied with water, and the doors leading thereto shall be suitably marked. The Licensee shall provide and maintain in a suitable position such number of sanitary conveniences for use of persons frequenting the premises, as the Council consider reasonable.
- Control of Premises
- 7. The Licensee or some responsible person nominated by him in writing, not being a person under eighteen years of age, shall be in charge of and present in the premises at all times when the public are on the premises and there shall also be during that time a sufficient staff of attendants in the building for the purpose of securing safety.
 - 8. The North Stand is prohibited for use by spectators.
 - 9. In the absence of adequate daylight suitable and sufficient lighting is provided and maintained in any area accessible to the public.

d) The prevention of public nuisance

- 1. Noise Management Plan. Careful consideration will be given to implementing and exercising a noise management programme before and during events in the open air. (Including within temporary structures such as marquees, tents etc.) to manage music noise from the venue.
- 2. Pre Event Information
 - a) Each event is assessed on a case by case basis and noise limits applied to them depending on the event type, duration and finishing time. Each event will be subject to a noise assessment based on the information provided by the event promoter and will include predicted noise levels and a specific noise management plan. Alternatively, permission may be granted to hold an agreed number of major events per year with a higher noise limit, whilst smaller scale events would be subject to lower music noise limits. Consideration should also be made in applying noise limits for different event areas where the noise impact from may affect different noise sensitive properties. The event specific noise management plan to be submitted to the Environmental Health Department a minimum of 28 days prior to the event.
 - b) A noise model for the use of prediction of noise levels may be developed and retained by Chepstow Racecourse for proposed events. The data from the model will help provide information on the optimum stage locations and orientations as well as indicative event operating levels.
 - c) (Chepstow Racecourse will liaise with Monmouthshire County Council to advise them of all events proposed at the venue, including start and finish times of each event. Where possible the detail is to be provided by the 31st March for each year.
 - d) A letter will be circulated to local residents at least 2 weeks prior to each event, informing them of the details of the event and including start and finish times of both the event and any sound checks. The letter will also include a dedicated telephone number for noise complaints with the Duty Manager's telephone number made available via the venue answerphone and will be published on the Chepstow Racecourse website.
 - e) A telephone complaints line will be made available for the duration of each event. Should any noise complaints be received, a suitably qualified acoustic consultant will investigate the complaint and if noise levels are above those specified in the event specific noise management plan, immediate action would be taken to reduce the levels at the noise source. A complaints log should be maintained throughout the event, detailing addresses of complaints, times and actions. The promoter will advise the Environmental Health Department of the likely times of rehearsals and sound-checks, although this is unlikely to be known until very near the production set up. The promoter will also agree timings for production set up.
 - f) The communications protocol will be reviewed at the end of each year so that effective and responsive communication channels are established and maintained between all relevant parties throughout the events.

3. Site design - A suitably qualified acoustic consultant will liaise with the production company, sound system supplier and local authority to review site plans and find the most appropriate site layout that would minimise the noise impact at off-site locations for each event.
4. Sound Systems
 - a) The appointed acoustic consultant will review the sound systems and other noise sources and work with the promoter and the council to minimise noise disturbance.
 - b) All sound system suppliers will be informed of the requirements of strict noise management and the type and location/orientation of their systems. Their contract of hire will also specify that the overall control of sound levels will be set by the venue and/or their appointed agent (acoustic consultants).
 - c) Careful and detailed alignment of the sound systems must be ensured to optimise the coverage throughout the audience areas and balance this against the off-site environmental noise impact.
 - d) The sound systems for each stage will be set up in such a way as to minimise the noise impact at noise sensitive properties. Where possible, sound systems should be flown rather than ground stacked in order to focus the speakers downwards into the audience area. The speakers should have as narrow horizontal dispersion as possible and be directed inwards to reduce overspill from the intended coverage area. In addition, it is recommended that the sound system is hung as low as possible in order to take advantage of any barriers provided around the event arena and minimise the distances between sound sources and audience areas.
 - e) The sound systems should be set up in configurations which are as distributed as possible, with the use of delay speakers providing sound coverage to smaller audience areas. The advantage of this type of setup effectively means that the sound system does not have to operate at such high levels to provide even sound coverage to intended areas.
5. Sound Management Procedures - The sound management programme that should be followed for events is detailed below:
 - a) Sound propagation tests
Prior to each event, the production team will carry out short sound checks and as part of this process, acoustic consultants will undertake sound propagation tests to correlate the music noise levels at the mixing desk with those observed at the most sensitive sound control positions. The results of these tests will be used to 'fine tune' the sound system in order to maximise the containment of music and set an appropriate sound limit at the mixer positions.
 - b) Sound management within the venue
The music sound levels at the mixing desk positions will be continually monitored in terms of 15minute and 1 minute LAeq values. The noise limit will be set in 15-minute intervals but the 1 minute values provide acoustic consultants with immediate information of the music noise levels.
 - c) As part of the managerial process, the sound engineers of any individual artistes appearing at the event will be informed prior to arriving at the mixer of the need to adhere to the sound limits and instructions issued to them in relation to sound control.
 - d) Sound monitoring outside of the venue
Noise measurements outside of the site should be taken on a rotational basis at agreed monitoring locations and in response to any complaints that may be received. The most noise sensitive location should be established for each event and used as the primary location to manage noise sources onsite. Action necessary to reduce music noise levels will be relayed to the mixer positions and immediate instructions issued to the sound engineers to resolve any potential problems. The noise monitoring locations will be agreed prior to each event during the planning stages. The noise monitoring locations and format for recording the monitoring results will be agreed with Environmental Health a minimum of 14 days prior to each event. The acoustic consultants monitoring results in the agreed format to be provided to Environmental Health on request within 7 days.
 - e) A telephone complaints line number would be confirmed prior to each event and advertised on the Chepstow Racecourse website.
 - f) Noise during load in / load out
Erection, dismantling and cleaning operations should only be undertaken between 08.00hrs and 20.00hrs between Monday and Saturday. Where possible, any operations that are considered to be noisy should cease at 18.00hrs on each day during the event build. A contact telephone number (not an answer phone) should be provided for the person in charge of these operations. White noise "Broadband" reversing alarms shall be used on any forklift vehicle within 100 metres of any residential property.

- g) Any operations undertaken outside normal working hours should be carried out away from residential properties and noise levels checked regularly to ensure they are inaudible at those locations. Any operations that are considered to be noisy will be scheduled for the middle of the day.
- h) If the load in / load out of production equipment onto stage trucks and lorries is to occur outside normal working hours, consideration should be made to minimise noise impact and includes the movements made by lorries and other associated vehicles such as fork lift trucks.
- i) Practical steps to reduce the noise disturbance include a full briefing session to all rigging and supervisory staff prior to the event. Where practically possible these steps should include the following:
 - Refrain from shouting when communicating
 - Refrain from dropping scaffold bars etc.
 - Use damping materials to line truck floors
 - Locate trucks as near as possible to operation, reducing transit time and noise from fork lift trucks
- g) When trucks are parked their engines will be switched off at all times.

e) The protection of children from harm

1. Children under 16yrs will be allowed on the premises only when accompanied by an adult.
2. The premises has a 'proof of age' policy and all staff will be trained on this policy.

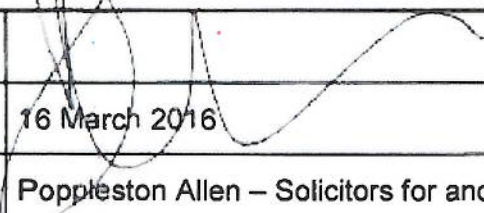
Please tick yes

- I have made or enclosed payment of the fee or
- I have not made or enclosed payment of the fee because the application has been made in relation to the introduction of the late night levy
- I have enclosed the plan of the premises
- I have sent copies of this application and the plan to responsible authorities and others where applicable
- I have enclosed the consent form completed by the individual I wish to be designated premises supervisor, if applicable
- I understand that I must now advertise my application
- I understand that if I do not comply with the above requirements my application will be rejected

IT IS AN OFFENCE, LIABLE ON CONVICTION TO A FINE UP TO LEVEL 5 ON THE STANDARD SCALE, UNDER SECTION 158 OF THE LICENSING ACT 2003 TO MAKE A FALSE STATEMENT IN OR IN CONNECTION WITH THIS APPLICATION

Part 4 – Signatures (please read guidance note 10)

Signature of applicant or applicant's solicitor or other duly authorised agent (See guidance note 11). **If signing on behalf of the applicant please state in what capacity.**

Signature	
Date	16 March 2016
Capacity	Poppleston Allen – Solicitors for and on behalf of the applicant

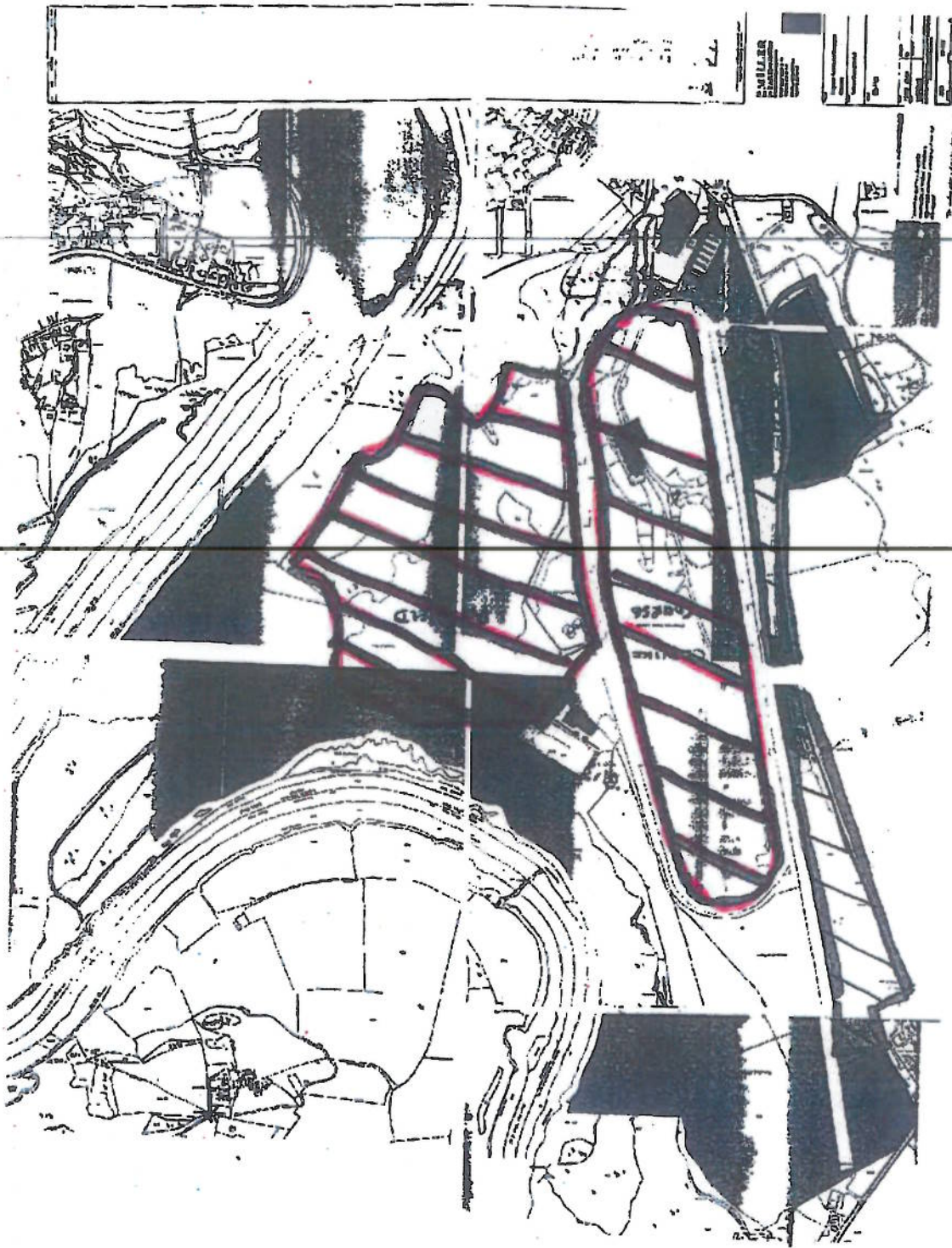
For joint applications signature of 2nd applicant or 2nd applicant's solicitor or other authorised agent. (please read guidance note 12). **If signing on behalf of the applicant please state in what capacity.**

Signature	
Date	
Capacity	

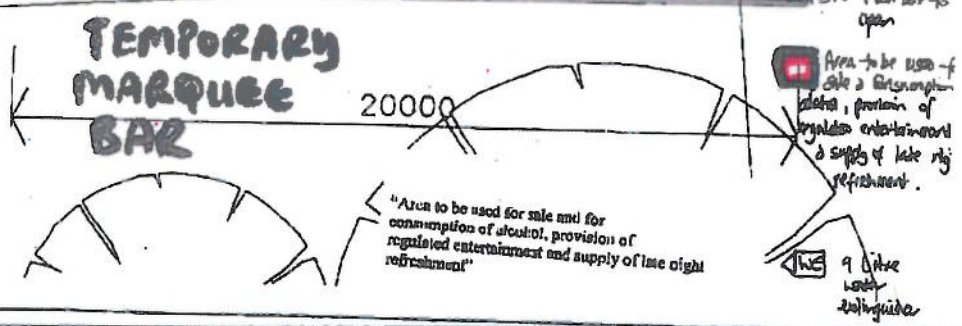
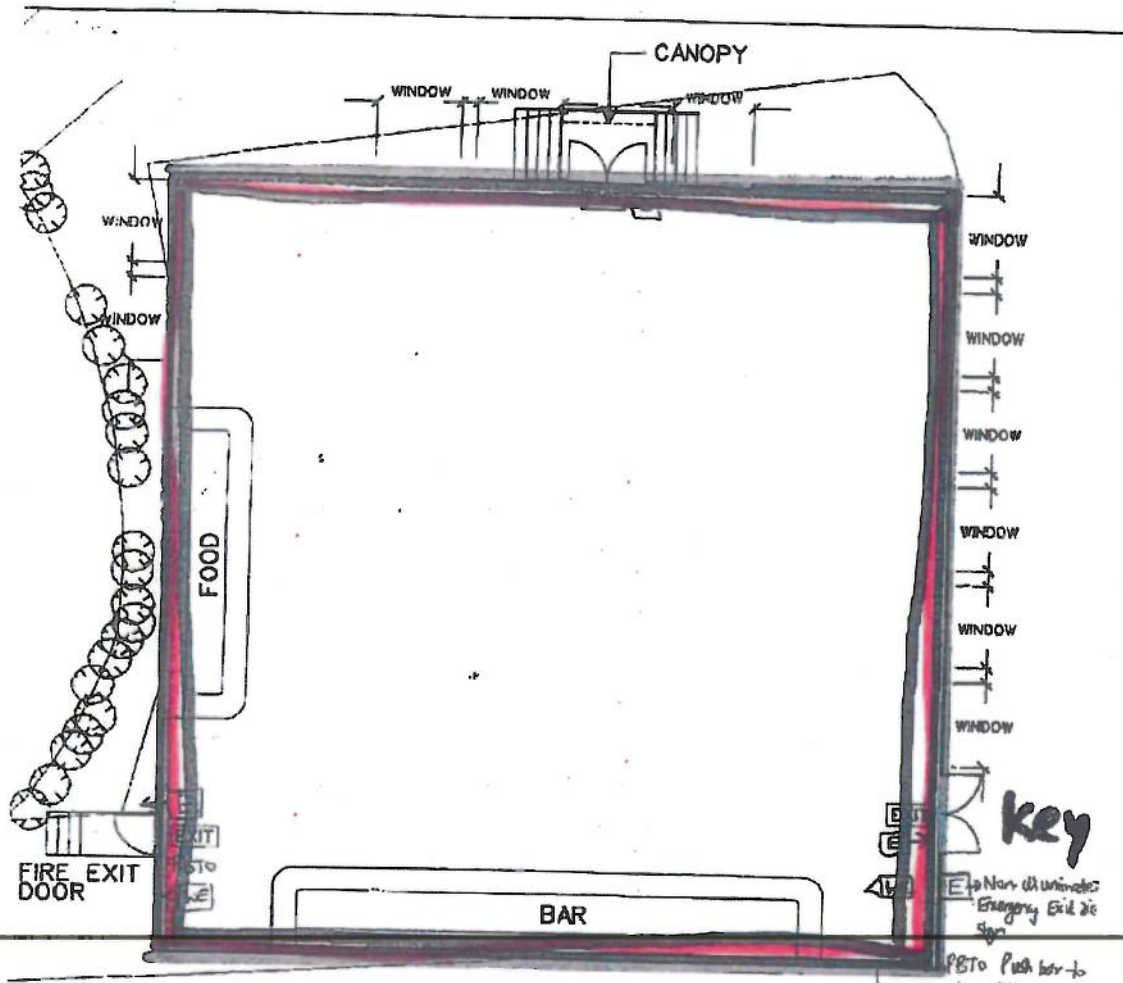
Contact name (where not previously given) and postal address for correspondence associated with this application (please refer to guidance note 13)	
Applicant: <input type="checkbox"/> Indoors <input type="checkbox"/> Outdoors Applicant: <input type="checkbox"/> Alcohol <input type="checkbox"/> Music <input type="checkbox"/> Entertainment 37 Stone Street The Lace Market Post town: Nottingham Post code: NG1 1LS Telephone number (if any): 0115 349 127	
and with you by e-mail your e-mail address (optional)	

Notes for Guidance

1. Describe the premises. For example the type of premises, its general situation and layout and any other information which could be relevant to the licensing objectives. Where your application includes off-supplies of alcohol and you intend to provide a place for consumption of these off-supplies you must include a description of where the place will be and its proximity to the premises.
2. Where taking place in a building or other structure please tick as appropriate. Indoors may include a tent.
3. For example the type of activity to be authorised, if not already stated, and give relevant further details, for example (but not exclusively) whether or not music will be amplified or unamplified.
4. For example (but not exclusively), where the activity will occur on additional days during the summer months.
5. For example (but not exclusively), where you wish the activity to go on longer on a particular day e.g. Christmas Eve.
6. Please give timings in 24 hour clock (e.g. 16:00) and only give details for the days of the week when you intend the premises to be used for the activity.
7. If you wish people to be able to consume alcohol on the premises please tick on, if you wish people to be able to purchase alcohol to consume away from the premises please tick off. If you wish people to be able to do both please tick both.
8. Please give information about anything intended to occur at the premises or ancillary to the use of the premises which may give rise to concern in respect of children, regardless of whether you intend children to have access to the premises, for example (but not exclusively) nudity or semi-nudity, films for restricted age groups, the presence of gaming machines.
9. Please list here steps you will take to promote all four licensing objectives together.
10. The application form must be signed.
11. An applicant's agent (for example solicitor) may sign the form on their behalf provided that they have actual authority to do so.
12. Where there is more than one applicant, both applicants or their respective agents must sign the application form.
13. This is the address which we shall use to correspond with you about this application.



Area to be used for the sale of alcohol,
regulated entertainment and late night
refreshment



revisions:

A. ADD WINDOWS AND STAIRS AS SHOWN IN PLAN AND SECTION

Mason Richards Partnership

job no: 12238 rev no: 69 rfm A

client: Chepstow Plc.

site: Chepstow Racecourse

title: Plan of Temporary Marquee

drawn: HUTTON checked: DS date: 03.03.2003

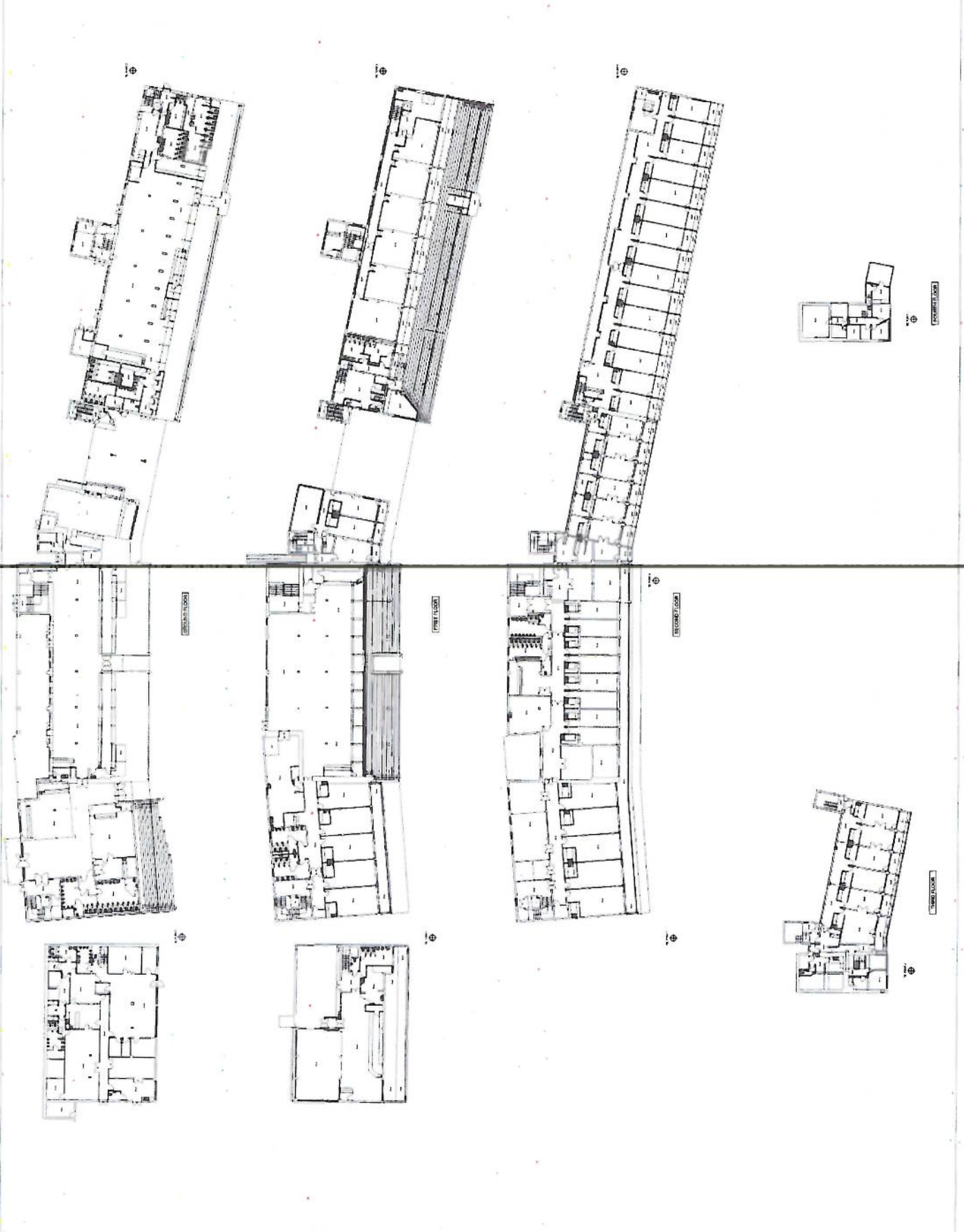
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"The location and type of any fire safety and any other safety equipment is shown as at present. This may be varied from time to time with the agreement of the fire officer or after a fire risk assessment."

GENERAL NOTES

1. ALL WORK SHALL BE IN ACCORDANCE WITH THE LATEST EDITIONS OF THE BUILDING CODES AND SPECIFICATIONS.
2. THE CONTRACTOR SHALL BE RESPONSIBLE FOR OBTAINING ALL NECESSARY PERMITS AND APPROVALS.
3. ALL MATERIALS AND WORKMANSHIP SHALL BE SUBJECT TO INSPECTION AND APPROVAL BY THE ARCHITECT.
4. THE CONTRACTOR SHALL MAINTAIN ACCESS TO ALL ADJACENT PROPERTIES AT ALL TIMES.
5. ALL UTILITIES SHALL BE PROTECTED AND MARKED PRIOR TO CONSTRUCTION.
6. THE CONTRACTOR SHALL BE RESPONSIBLE FOR THE PROTECTION OF ALL EXISTING UTILITIES AND STRUCTURES.
7. ALL WORK SHALL BE COMPLETED WITHIN THE SPECIFIED TIME FRAME.
8. THE CONTRACTOR SHALL MAINTAIN A NEAT AND ORDERLY WORK SITE AT ALL TIMES.
9. ALL MATERIALS SHALL BE STORED PROPERLY AND PROTECTED FROM THE ELEMENTS.
10. THE CONTRACTOR SHALL BE RESPONSIBLE FOR THE PROTECTION OF ALL EXISTING STRUCTURES AND UTILITIES.

<p>PROJECT INFORMATION</p> <p>PROJECT NO. 150270 EP</p> <p>DATE 1/20/10</p>	<p>CLIENT</p> <p>ARMY CORP OF ENGRS</p> <p>ATTN: PROJECT MANAGER</p> <p>1115 G ST NW</p> <p>WASHINGTON DC 20315</p>	<p>DESIGNER</p> <p>MANAGED BUILDING</p> <p>1115 G ST NW</p> <p>WASHINGTON DC 20315</p>	<p>DATE</p> <p>1/20/10</p>	<p>SHEET</p> <p>1 OF 1</p>
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APPENDIX B

Mandatory Conditions – Supply of Alcohol

1 No supply of alcohol may be made under the premises licence:

- i) at a time when there is no designated premises supervisor in respect of the premises licence; or
- ii) at a time when the designated premises supervisor does not hold a personal licence or his personal licence is suspended.

2 Every supply of alcohol under the premises licence must be made or authorised by a person who holds a personal licence.

Mandatory Conditions – Security Activity

3 Where at specified times one or more individuals may be at the premises to carry out a security activity, each individual must be licensed by the Security Industry Authority.

For the purposes of this section:

- i) "security activity" means an activity to which paragraph 2(1)(a) of that Schedule applies; and
- ii) paragraph 8(5) of that Schedule (interpretation of references to an occasion) applies as it applies in relation to paragraph 8 of that Schedule.

Mandatory Conditions – Exhibition of a Film

4 The admission of children to the exhibition of any film must be restricted in accordance with any recommendation made by the British Board of Film Classification (BBFC) or in the absence of a recommendation from the BBFC, the Licensing Authority.

For the purposes of this section:

- i) "children" means persons aged under 18 years of age.

Mandatory Conditions – Supply of Alcohol for Consumption On The Premises

5 The responsible person shall take all reasonable steps to ensure that staff on relevant premises do not carry out, arrange or participate in any irresponsible promotions in relation to the premises.

In this paragraph, an irresponsible promotion means any one or more of the following activities, or substantially similar activities, carried on for the purpose of encouraging the sale or supply of alcohol for consumption on the premises—

a) games or other activities which require or encourage, or are designed to require or encourage, individuals to—

(i) drink a quantity of alcohol within a time limit (other than to drink alcohol sold or supplied on the premises before the cessation of the period in which the responsible person is authorised to sell or supply alcohol), or

(ii) drink as much alcohol as possible (whether within a time limit or otherwise);

(b) provision of unlimited or unspecified quantities of alcohol free or for a fixed or discounted fee to the public or to a group defined by a particular characteristic in a manner which carries a significant risk of undermining a licensing objective; .

(c) provision of free or discounted alcohol or any other thing as a prize to encourage or reward the purchase and consumption of alcohol over a period of 24 hours or less in a manner which carries a significant risk of undermining a licensing objective; .

(d) selling or supplying alcohol in association with promotional posters or flyers on, or in the vicinity of, the premises which can reasonably be considered to condone, encourage or glamorise anti-social behaviour or to refer to the effects of drunkenness in any favourable manner; .

(e) dispensing alcohol directly by one person into the mouth of another (other than where that other person is unable to drink without assistance by reason of disability).

6. The responsible person must ensure that free potable water is provided on request to customers where it is reasonably available.

7. (1) The premises licence holder or club premises certificate holder must ensure that an age verification policy is adopted in respect of the premises in relation to the sale or supply of alcohol.

(2) The designated premises supervisor in relation to the premises licence must ensure that the supply of alcohol at the premises is carried on in accordance with the age verification policy.

(3) The policy must require individuals who appear to the responsible person to be under 18 years of age (or such older age as may be specified in the policy) to produce on request, before being served alcohol, identification bearing their photograph, date of birth and either—

- (a) a holographic mark, or
- (b) an ultraviolet feature.

8. The responsible person must ensure that—

(a) where any of the following alcoholic drinks is sold or supplied for consumption on the premises (other than alcoholic drinks sold or supplied having been made up in advance ready for sale or supply in a securely closed container) it is available to customers in the following measures—

- (i) beer or cider: ½ pint;
- (ii) gin, rum, vodka or whisky: 25 ml or 35 ml; and
- (iii) still wine in a glass: 125 ml;.

(b) these measures are displayed in a menu, price list or other printed material which is available to customers on the premises; and

(c) where a customer does not in relation to a sale of alcohol specify the quantity of alcohol to be sold, the customer is made aware that these measures are available.”

Mandatory conditions - The ban of the sale of alcohol below the cost of duty plus VAT

9. (1) A relevant person shall ensure that no alcohol is sold or supplied for consumption on or off the premises for a price which is less than the permitted price.

(2) In this condition:-

(a) "permitted price" is the price found by applying the formula $P = D + (D \times V)$, where-

- (i) P is the permitted price,
- (ii) D is the amount of duty chargeable in relation to the alcohol as if the duty were charged on the date of the sale or supply of the alcohol, and
- (iii) V is the rate of value added tax chargeable in relation to the alcohol as if the value added tax were charged on the date of the sale or supply of the alcohol;

(b) "duty" is to be construed in accordance with the Alcoholic Liquor Duties Act 1979;

(c) "relevant person" means, in relation to premises in respect of which there is in force a premises licence-

- (i) the holder of the premises licence,
 - (ii) the designated premises supervisor (if any) in respect of such a licence, or
 - (iii) the personal licence holder who makes or authorises a supply of alcohol under such a licence;
- (d) "relevant person" means, in relation to premises in respect of which there is in force a club premises certificate, any member or officer of the club present on the premises in a capacity which enables the member or officer to prevent the supply in question; and
- (e) "value added tax" means value added tax charged in accordance with the Value Added Tax Act 1994.

(3) Where the permitted price would not be a whole number of pennies, the permitted price shall be taken to be the price rounded up to the nearest penny.

(4) Where the permitted price on a day ("the first day") would be different from the permitted price on the next day ("the second day") as a result of a change to the rate of duty or value added tax, the permitted price which would apply on the first day applies to sales or supplies of alcohol which take place before the expiry of the period of 14 days beginning on the second day.

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From: [redacted]@iet.com]
Sent: 13 April 2016 11:53
To: Licensing <Licensing@monmouthshire.gov.uk>
Subject: Representation Form

Monmouthshire Licensing Authority
Licensing act 2003
REPRESENTATION FORM FROM OTHER PERSONS

This representation is made by an Other Person

Your name/organisation name/name
of body you represent (see note 3)

Organisation name/neme of body you
represent (if appropriate) (see note 3)

Postal and email address
esturcke@btinternet.com

Contact telephone number

Name of premises you are making
a representation about

Chepstow Racecourse

Address of the premises you are
making a representation about

Chepstow Racecourse
NP16 6BE

Your representation must relate to one of the four Licensing Objectives (see note 4)

Licensing Objective	Yes or No	Please detail the evidence supporting your representation or the reason for your representation. Please use separate sheets
---------------------	--------------	---

if necessary To prevent crime and disorder	Yes	Parking in quiet residential areas in close proximity to site.
--	-----	---

Public safety	Yes	Evacuation of course hazardous during hours of darkness
---------------	-----	--

To prevent public nuisance intrusively prevent	Yes	Noise levels are excessive after 11 pm and sleep
---	-----	---

To protect children from harm misbehave.	Yes	Pop concerts attract teenagers unable to pay entry. They collect in unlit nearby wooded areas and
--	-----	--

Please suggest any conditions that
could be added to license to remedy
your representation or other

Greater supervision or policing of area.

suggestions you would like the
Licensing Sub committee to take into
account.

Signed:
2016.

Date: 13th April

Monmouthshire Licensing Authority
Licensing Act 2003

REPRESENTATION FORM FROM OTHER PERSONS

This representation is made by an Other Person

Your name/organisation name/name of body you represent (see note 3)	
Organisation name/name of body you represent (if appropriate) (see note 3).	
Postal and email address	
Contact telephone number	

Name of the premises you are making a representation about	Chepstow Racecourse – Balter Festival- 3 rd to 5 th May 2016
Address of the premises you are making a representation about	Chepstow Racecourse, Chepstow, NP16BE

Your representation must relate to one of the four Licensing Objectives (see note 4)

Licensing Objective	Yes or No	Please detail the evidence supporting your representation or the reason for your representation. Please use separate sheets if necessary
To prevent crime and disorder	Yes	Potential for vandalism
Public safety	No	
To prevent public nuisance	Yes	Past events have led to littering in Welsh Street, damage to property and cases of urinating in gateways
To protect children from harm	No	

Please suggest any conditions that could be added to license to remedy your representation or other suggestions you would like the Licensing Sub committee to take into account. **	Greater supervision of access roads to the Racecourse
---	---

Signed:

Date: 13th April 2016

-----Original Message

From: J [redacted]
Sent: 12 April 2016 13:21
To: Jones, David H.
Subject: Chepstow racecourse banter festival

Hello Mr Jones

Further to my correspondence with Cllr Dovey I wish to object strongly to the Balter Festival being granted a late license to 2am on every day it runs.

The noise levels in Kingsmark last year were horrendous. There was a number to ring which got you through to the organiser who in short were rude, abusive and unhelpful.

I speak on behalf of many residents of Kingsmark. Having no objection to reasonable hours like the other music events.

This festival if you look at their website states it takes place in a secret location and serves to be no more than a rave.

I strongly hope that you reconsider granting a license till 2am, some of us still work weekends!

Regards

Sent from my iPhone

**Monmouthshire Licensing Authority
Licensing Act 2003**

REPRESENTATION FORM FROM OTHER PERSONS

This representation is made by an Other Person

Your name/organisation name/name of body you represent (see note 3)	
Organisation name/name of body you represent (if appropriate) (see note 3)	
Postal and email address	k sp
Contact telephone number	

Name of the premises you are making a representation about	Chepstow Racecourse
Address of the premises you are making a representation about	— " —

Your representation must relate to one of the four Licensing Objectives (see note 4)

Licensing Objective	Yes or No	Please detail the evidence supporting your representation or the reason for your representation. Please use separate sheets if necessary
To prevent crime and disorder	Yes	From our experience of previous festivals that
Public safety	Yes	have taken place at Chepstow Racecourse, because they finish so late there is an overcapacity noise from music,
To prevent public nuisance	Yes	followed by "alcohol" problems of noisy public behaviour of the crowds leaving
To protect children from harm	Yes	

Please suggest any conditions that could be added to license to remedy your representation or other suggestions you would like the Licensing Sub committee to take into account. **	
---	--

Signed: 

Date: 13/4/16

Monmouthshire Licensing Authority
Licensing Act 2003

REPRESENTATION FORM FROM OTHER PERSONS

This representation is made by an Other Person

Your name/organisation name/name of body you represent (see note 3)	
Organisation name/name of body you represent (if appropriate) (see note 3)	
Postal and email address	pctow @.com
Contact telephone number	

Name of the premises you are making a representation about	CHEPSTOW RACECOURSE
Address of the premises you are making a representation about	

Your representation must relate to one of the four Licensing Objectives (see note 4)

Licensing Objective	Yes or No	Please detail the evidence supporting your representation or the reason for your representation. Please use separate sheets if necessary
To prevent crime and disorder		
Public safety	Yes	Large numbers of people, many in drink, exit onto public roads in small hours
To prevent public nuisance	Yes	Very loud music continues late into the night and can be heard over a wide area, disturbing sleep.
To protect children from harm		

Please suggest any conditions that could be added to license to remedy your representation or other suggestions you would like the Licensing Sub committee to take into account. **	All amplified music to end by 23.30 and venue to be cleared within one hour at most
---	---

Signed: _____

Date: 13/4/2016

**Monmouthshire Licensing Authority
Licensing Act 2003**

REPRESENTATION FORM FROM OTHER PERSONS

This representation is made by an Other Person

Your name/organisation name/name of body you represent (see note 3)	
Organisation name/name of body you represent (if appropriate) (see note 3)	
Postal and email address	
Contact telephone number	

Close,

Name of the premises you are making a representation about	Chepstow Racecourse.
Address of the premises you are making a representation about	St.Arvars, Chepstow, Mon

Your representation must relate to one of the four Licensing Objectives (see note 4)

Licensing Objective	Yes or No	Please detail the evidence supporting your representation or the reason for your representation. Please use separate sheets if necessary
To prevent crime and disorder		
Public safety		Vehicles can be heard driving around the racecourse grounds in the early hours after the performances have finished that provides grounds for public safety.
To prevent public nuisance		Excessive Noise and Disruption in the early hours of the morning from music broadcast through speakers/amplifiers. The behaviour of the public as a result of excessive alcohol consumption - noise/behaviour. Excessive noise can be heard throughout the whole of Chepstow and across the border along the A48 beyond Sedbury towards Alvington. I have received complaints from residents in this area as well as Chepstow
To protect children from harm		

Please suggest any conditions that could be added to license to remedy your representation or other	The existing license is cast to widely, as it stands the Racecourse could hold this type of event at any time during the year. It should be reviewed.
--	---

suggestions you would like the Licensing Sub committee to take into account. **

The cut off time for amplified music should be restricted to midnight-I have no objection to the Green Festival where amplifiers are not used, neither do I have objections to concerts where the performances close at 11.00 PM. I am aware of the need for the Racecourse to be profitable but that can be achieved without the excessive noise and time that comes with festivals/ performances of this nature. Events that took place last year also lead one to question whether the Racecourse are capable of policing events of this nature. The issue is the noise levels into the early hours of the morning of festivals performances into the early hours of the morning and the potential number under the present terms of the license.

Signed:

Date:12/04/2016

NOTES

1. If you do make a representation you will be expected to attend a meeting of the Licensing Authority's Committee and any subsequent appeal proceeding. If you do not attend, the Committee will consider any representations that you have made.
2. This form must be returned within the statutory period of 28 days from the date the application was displayed on the premises of the date given to the public notice in a local newspaper or other local publication.
3. These can only relate to the four licensing objectives.
4. If you do make a representation you will be expected to attend a meeting of the Licensing Authority's Committee and any subsequent appeal proceeding. If you do not attend, the Committee will consider representations that you have made.
5. Your representation will be passed to the applicant, to allow them the opportunity of addressing your concerns. Your representations will be published in the report available to the Licensing committee, which will be publicly available. Names will only be withheld from the Committee report at your request.
6. Please return this form when completed to:

MONMOUTHSHIRE LICENSING SECTION
The Drama Centre
Pen-y-Pound
Abergavenny
NP7 5UD

Tel: 01873 735420

Email: licensing@monmouthshire.gov.uk

From: [redacted] 57@gmail.com]

Sent: 13 April 2016 07:42

To: Licensing <licensing@monmouthshire.gov.uk>;
[redacted] <[redacted]@monmouthshire.gov.uk>

Subject: Licensing

Would you please note that I would like to object to the new licence for the Racecourse
Chepstow. St Arvans, Chepstow Gwent.

--
I am a Councillor for the Forest Of Dean District Council. Tidenham Ward. Chepstow. I live
at , TY-Cariad ,Beachley Road. Tutshill, Chepstow. Gwent. NP16 7BH.

In the past I have received many complaints from the residents in my ward (Woodcroft--
Tutshill) Distance from the Racecourse across the Wye Valley is less than a mile and at night
the sound from the Double Base etc travels and sounds if it is being played in my back
garden. This is excessive noise which goes on until early morning after which the transport
leaving with people singing and shouting can be heard. I trust sir that my points of view will
be taken into account when a new license is due for renewal .

My objections are not on a official representation form but I would like you to please read
them out at the licensing committee.

Regards,

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