



NOTICE OF MEETING

LICENSING SUB-COMMITTEE

THURSDAY, 21 JULY 2022 AT 3.30 PM

COUNCIL CHAMBER - THE GUILDHALL, PORTSMOUTH

Telephone enquiries to Democratic Services 023 9268 8014

Email: Democratic@Portsmouthcc.gov.uk

If any member of the public wishing to attend the meeting has access requirements, please notify the contact named above.

Committee Members: Councillors Scott Payter-Harris (Chair), George Madgwick (Vice Chair), Yinka Adeniran, Dave Ashmore, Kimberly Barrett, Stuart Brown, Tom Coles, Jason Fazackarley, Lewis Gosling, Ian Holder, Leo Madden, Asghar Shah, Benedict Swann, Linda Symes and Daniel Wemyss.

The panel today consists of Councillors: Scott Payter-Harris, Tom Coles and Leo Madden
The reserve member is Councillor Dave Ashmore

Information with regard to public access due to Covid precautions

- Following the government announcement 'Living with COVID-19' made on 21 February and the end of universal free testing from 1st April, attendees are no longer required to undertake an asymptomatic/ lateral flow test within 48 hours of the meeting however we still encourage attendees to follow the PH precautions we have followed over the last two years to protect themselves and others including vaccination and taking a lateral flow test should they wish.
- We strongly recommend that attendees should be double vaccinated and have received a booster.
- If symptomatic we encourage you not to attend the meeting but to stay at home. Updated government guidance from 1 April advises people with a respiratory infection, a high temperature and who feel unwell, to stay at home and avoid contact with other people, until they feel well enough to resume normal activities and they no longer have a high temperature. From 1 April, anyone with a positive COVID-19 test result is being advised to follow this guidance for five days, which is the period when you are most infectious.
- We encourage all attendees to wear a face covering while moving around crowded areas of the Guildhall.
- Although not a legal requirement, attendees are strongly encouraged to keep a social distance and take opportunities to prevent the spread of infection by following the 'hands, face, space' and 'catch it, kill it, bin it' advice that also protects us from other winter viruses.
- Hand sanitiser is provided at the entrance and throughout the Guildhall. All attendees are encouraged to make use of hand sanitiser on entry to the Guildhall.
- Those not participating in the meeting and wish to view proceedings are encouraged to do so remotely via the livestream link.

(NB This agenda should be retained for future reference with the minutes of this meeting.)

Please note that the agenda, minutes and non-exempt reports are available to view online on the Portsmouth City Council website: www.portsmouth.gov.uk

Licensing Sub Committee meetings are digitally recorded.

A G E N D A

- 1 Appointment of Chair**
- 2 Apologies**
- 3 Declarations of Members' Interests**
- 4 Licensing Act 2003 - Temporary Event Notice - Consideration of Objection Notice - Pier Decking At Gaiety Bar, South Parade Pier, South Parade. (Pages 5 - 24)**

Purpose

For the Committee to consider an objection notice given by a relevant person, namely the Head of Regulatory Services and in respect of a Temporary Event Notice ("TEN") received by the licensing authority under our reference (22/02374/LATENS).

Members of the public are now permitted to use both audio visual recording devices and social media during this meeting, on the understanding that it neither disrupts the meeting or records those stating explicitly that they do not wish to be recorded. Guidance on the use of devices at meetings open to the public is available on the Council's website and posters on the wall of the meeting's venue.

Whilst every effort will be made to webcast this meeting, should technical or other difficulties occur, the meeting will continue without being webcast via the Council's website.

This meeting is webcast (videoed) and viewable at via the council's livestream account at [Portsmouth City Council on Livestream](#)

Coronavirus Risk Assessment for the Council Chamber, Guildhall

Date: 1 April 2022 (based on Living safely with respiratory infections, including COVID-19, 1 April 2022)

Review date: Ongoing

Author: Lynda Martin, Corporate Health and Safety Manager, Portsmouth City Council

Coronavirus Risk Assessment for the Council Chamber, Guildhall

Manager's Name and Job Title completing Risk Assessment:	Lynda Martin Corporate Health and Safety Manager	Risk Assessment Dept:	Corporate Services	Date:	1 April 2022	Signature:	
		Location:	Council Chamber, Guildhall				

Hazard	Who could be harmed and how	All controls required	How controls will be checked	Confirmed all in place or further action required
Risk of exposure to Covid-19 virus - Ventilation	Staff, contractors and attendees	<ul style="list-style-type: none"> There are no longer capacity limits for the Guildhall Chamber. We encourage all attendees to wear a face covering when moving around crowded areas of the Guildhall and the council chamber. The mechanical ventilation system works efficiently and the South Special Rooms Supply and Extract fans are fully operational during times when the Council Chamber is in use. Pedestal fans - positioned in each of the wing areas and along the back wall behind the pillars, maximum speed and modulation setting. 	Staff will ensure ventilation system and fans are operational.	In place
Risk of transmission of virus - Risk mitigation	Staff, contractors and attendees	<p>The Guildhall has the following measures in place:</p> <ul style="list-style-type: none"> Face Coverings – as per government guidance, we encourage you to continue to wear a face covering whilst in the venue & crowded places especially when walking around the building. Enhanced Sanitisation & Cleaning – we will carry out enhanced cleaning procedures between meetings and we encourage you to sanitise your hands on entry and regularly throughout your visit at the sanitisation points provided. 	The Guildhall Trust and PCC Facilities Team to implement and monitor.	In place
Risk of transmission of virus - Hygiene and Prevention		<ul style="list-style-type: none"> Updated government guidance from 1 April advises people with a respiratory infection, a high temperature and who feel unwell, to stay at home and avoid contact with other people, until they feel well enough to resume normal activities and they no longer have a high temperature. From 1 April, anyone with a positive COVID-19 test result is being advised to follow this guidance for five days, which is the period when you are most infectious. Although not a legal requirement attendees are strongly encouraged to keep a social distance and take opportunities to prevent the spread of infection by following the 'hands, face, space' and 'catch it, kill it, bin it' advice that also protects us from other winter viruses. Wash hands for 20 seconds using soap and water or hand sanitiser. Maintain good hygiene particularly when entering or leaving. Hand sanitiser and wipes will be located in the meeting room. No refreshments will be provided. Attendees should bring their own water bottles/drinks. All attendees should bring and use their own pens/stationery. Attendees are no longer required to undertake an asymptomatic/ lateral flow test within 48 hours of the meeting however we still encourage attendees to follow the Public Health precautions we have followed over the last two years to protect themselves and others including vaccination and taking a lateral flow test should they wish. It is strongly recommended that attendees should be double vaccinated and have received a booster. 	The Guildhall Trust and PCC Facilities Team to implement and monitor.	In place
Financial Risk	Staff, contractors and attendees	<ul style="list-style-type: none"> The council meeting may need to be cancelled at short notice if the Covid-19 situation changes due to local outbreaks, local sustained community transmission, or a serious and imminent threat to public health. Technology in place to move to virtual council meeting if required and permitted by legislation. 	Financial commitments minimised wherever possible.	In place

Agenda Item 4

REPORT TO: LICENSING SUB-COMMITTEE - 21
JULY 2022

REPORT BY: LICENSING MANAGER

REPORT AUTHOR: NICKII HUMPHREYS

Licensing Act 2003 - Temporary Event Notice - Consideration of Objection Notice - Pier Decking At Gaiety Bar, South Parade Pier, South Parade, Southsea

1. PURPOSE OF REPORT

The purpose of this report is for the Committee to consider an objection notice given by a relevant person¹ namely the Head of Regulatory Services and in respect of a Temporary Event Notice ("TEN") received by the licensing authority under our reference (22/02374/LATENS).

2. THE PROPOSED PREMISES USER

The TEN has been given by:

Name: Mr Trevor Bratty

**Personal Licence:
(If applicable)** Yes (HPE0407)

3. THE PREMISES AND PROPOSED PERMITTED TEMPORARY ACTIVITIES

The premises user proposes to carry on temporary licensable activities at the following premises:

**Name (if any) and address of premises
(or part):** Pier Decking At Gaiety Bar
South Parade Pier
South Parade

Proposed licensable activities: Sale by retail of alcohol
Regulated entertainment

Proposed dates and timings: 31 July 2022 12:00 - 31 July 2022 20:00

A copy of the temporary event notice is attached as **Appendix A**.

¹ A "relevant person" is now defined as either the Chief Officer of Police for the police area OR the local authority exercising the statutory functions in relation to minimising or preventing the risk of pollution of the environment or of harm to human health. Section 99A Licensing Act 2003 as amended by the Police Reform and Social Responsibility Act 2011 refers.

4. BACKGROUND INFORMATION

The provisions relating to permitted temporary activities are contained within Part 5 of the Licensing Act 2003 (“the Act”).

The Act has introduced a “light touch” system for ad hoc permitted temporary activities. This replaced the previous licensing arrangements under the Licensing Act 1964 for occasional licences and permissions.

A TEN is given by an individual aged 18 or over (“a premises user”) and authorises the premises user to conduct one or more licensable activities at premises² for an event lasting no more than 168 hours (7 days). TENS can be used to authorise relatively small-scale ad hoc events, subject to certain mandatory restrictions which are:

- The number of times the “premises user” may give a TEN (***50 times a year for a personal licence holder and 5 times a year for a non personal licence holder***);
- The number of times a TEN may be given in respect of any particular premises (***15³ times in a calendar year***) but subject to a maximum aggregate duration of the periods covered by TENS at any individual premises (***21 days***);
- Minimum period of 24 hours between each TEN given by the same premises user (or an associate) for the same premises;
- The length of time a temporary event may last (***168 hours***); and
- The scale of the event in terms of the maximum number of people attending at any one time (***less than 499***).

The premises user must give the TEN to the licensing authority and also send a copy to the relevant persons no later than 10 working days before the day that the temporary event is intended to start. Upon receipt of a TEN, the licensing authority is required to issue an acknowledgement of the TEN. A prescribed fee is payable.

A purpose of the TEN notification process is to also enable the licensing authority to check that the mandatory restrictions shown above are being observed and to intervene, by issue of a statutory counter notice, if they are not.

The Chief officer of Police or officers of the council exercising Environmental Health functions (the relevant persons) may intervene to prevent a proposed TEN event from taking place on any (or all) of the four licensing objectives. They have 3 working days following receipt of the TEN to give an objection notice if satisfied that allowing the premises to be used in accordance with the notice would undermine a licensing objective and must give reasons to support any concerns.

² Premises can include any place or a vehicle, vessel, moveable structure or area of open land

³ Deregulation Act 2015 refers.

However, at any time before a hearing is held, the relevant person may, with the agreement of the premises user, modify the TEN to address any concerns. Once the TEN has been modified, the objection notice is treated as being withdrawn.

A local authority has powers under other legislation, for example, to deal with statutory noise nuisances, and may also require any premises user to comply with appropriate planning and/or other necessary building consents.

Section 161 of the act provides that a senior police officer may make an order closing individual premises covered by a premises licence or a TEN for up to 24 hours where he reasonably believes that:

- Disorder is taking place; or
- Is likely to take place imminently; or
- A nuisance is being caused by noise emanating from the premises.

Such orders may only be made where it is necessary in the interests of public safety or to prevent the nuisance caused by noise coming from the premises.

5. OBJECTION NOTICE

Regulatory Services have submitted an objection notice which states as follows:

Environmental Health wish to make representations with regards to this application for an event to held on the Decking at the Pier on 31st July 2022.

Here is a summary from the last event which was held on 2nd and 3rd July 2022 which we will be using as evidence at the Committee. A noise abatement notice will also be served on Tuesday when I am back in the office.

Summary

Regulatory Services were consulted on a Temporary Events Notice(TEN's) on 12th April 2022 in relation to an application for the provision of outdoor entertainment on the decking a the end of South Parade Pier on 2nd and 3rd July 2022. The applicant was Trevor Bratty, who is the director of T J Events Ltd. Mr Bratty is the person responsible for the premise licence for the Gaiety Bar, South Parade Pier. The area of the TEN's application is not covered by a premise licence.

Upon the receipt of the application the officer viewed South Parade Pier's web site and noted that the entertainment that they were providing on 3rd July was for Pompey Punk n Roll mid-summer party, however there is no information for the entertainment on 2nd July.

The mid-summer party on 3rd July also advertised as finishing at 19:00pm, however on the TEN's application a later time of 21:00pm was specified.

The applicants agent (licensing solicitor John Gaunt) was contacted and enquiries were made concerning the type of entertainment that was going to be provided on Saturday 2nd July and also how the noise levels from amplified voices from microphones and music would be controlled so that the noise does not reach the residential properties.

A response was not received from the applicants agent until after the TEN's response deadline (19th April 2022). The applicant's agent replied on 20th April 2022 and apologised for the delay in responding and stated that the person who was dealing with the application had been "off".

The applicant's agent informed the officer *that "The music on the 2nd of July will be provided by a DJ. The TEN has been asked for 9pm to allow some overrun but yes they are expecting it to finish around 7pm."*

"The speakers will be facing towards the sea and away from residents. There will be regular sound checks carried out at the façade of the residential properties to ensure no nuisance is caused."

It is routine not to oppose TEN's applications until there is a history of complaints, so therefore no representations were made on this occasion for this event.

On 2nd July the duty night noise officer received a voice message left at 15:33hrs from a resident complaining about the loud music coming from South Parade Pier. The complainant alleged that "there was very loud music that had been going on for hours and the drumming noise was not acceptable. He said that the music was so loud that his ornaments are vibrating."

The duty officer called the complainant back at the start of the service (18:15hrs) and informed him that she would be visiting the pier.

A second message had also been left by another complainant at 17:44hrs in relation to the volume of the music coming from the pier.

A voice mail was also left by a Community Warden at 17:50hrs who stated that he was in the car park by Canoe Lake and his van was vibrating due to the volume of the music which was being played at the pier.

The officer drove to the pier and stopped on South Parade outside one of the complainants properties (Seaview Apartments) to see if the music was audible in this location. The bass from the music was resonating around the area and was likely to be causing a significant disturbance to a number of residential properties in the area.

Due to the high volume of the music and bass the officer visited the pier to speak with the applicant of the TEN's. On walking onto the pier vibrations from the bass could be felt underfoot. The officer spoke with Trevor Bratty and his sound engineer and requested that the volume and the bass be reduced significantly. Mr Bratty informed the officer that the volume of the music will decrease over the night as he has arranged the DJ's so that they play quieter music the later the evening gets.

The sound engineer went to speak with the DJ's and informed the officer that he will monitor the noise levels in the surrounding area. The officer discussed Sundays events - Live Bands Rock and Roll with Mr Bratty and he said that this will not be a bassy event as it is live music.

The complaints were brought to Mr Bratty's attention at the earliest opportunity and before the any visits were made to the complainants properties, therefore the events organiser had a chance to reduce the music levels prior to any statutory nuisance being witnessed. Questions were also raised concerning mitigation at the TEN's application stage.

The officer left the pier and drove to St Helens Parade as she did not feel that the music levels had been reduced significantly enough to prevent further statutory nuisance from occurring.

The officer arrived at the complainants block of flats (St Helens Court, St Helens Road) at approximately 19:20hrs . The music level at this location was clearly audible. Once the officer had entered the building she noticed that the windows on the ground floor were vibrating due the high level of the bass. Upon entering the lift to the complainant's property, the bass could still be heard coming from South Parade Pier. The bass was still audible in the lift as it entered each floor.

The officer took noise measurements in the complainant's living room both with the window open and closed. The music in particular the bass was having a significant impact upon the complainant's home. When the windows were closed in his living room, the bass from the pier was making his radiator vibrate. The complainant had nowhere in his property to escape the noise.

Although the officer only received two calls on the 2nd July, these were from complainants that had previous contact with the service and had access to the out of hours night noise mobile number.

After the event, there was fifteen complaints received by Regulatory Services. All of the complainants reported that the event at the pier had been intrusive; the music was audible with windows closed and causing a significant impact upon their properties.

On Sunday 3rd July 2022 the officer carried out observations outside of St Helens Court, St Helens Parade at 18:20pm. On arrival there was loud music coming from a live band, the lyrics to the music were clearly audible. The music was audible in the car with the windows closed. However, by the time the officer had set up the noise monitoring equipment the music had stopped. The officer believed the music to be finishing at 19:00hrs and therefore, thought the bands had finished for the evening so left the area.

Six complainants reported that the music on Sunday 3rd July was extremely intrusive, and live singing and instruments could be heard with windows closed.

Level :

Noise measurements taken on 2nd July in complainant's living room with the window open and closed.

With the window closed the bass made the radiator vibrate.

Some lyrics audible at times with window open.

Recording window open 19:25:59 - 19:31:24

LAeq 52dB 50Hz 78dB 63Hz 67dB 80Hz 65dB 100Hz 61dB 125Hz 52dB

Lull with window open

LAeq 45dB 50Hz 54dB 63Hz 42dB 80Hz 38dB 100Hz 40dB 125Hz 39dB

Recording with window closed

LAeq 49dB 50Hz 72dB 63Hz 58dB 80Hz 50dB 100Hz 47dB 125Hz 42dB

Although no measurements were made for the event on Sunday, the music witnessed by the officer at St Helens Court, St Helens Parade was clearly audible.

Frequency:

This event took place due to an application under a TEN, as the location does not hold a premise licence. This was a two-day event and therefore could be considered not a one off due to other TEN's being applied for to hold future events.

There is a variation to the number of TEN's that can be applied from ranging from 5 to 50 per depending upon the circumstances of the applicant.

A further TEN has been submitted for outdoor event at the same location - decking at the end of the pier on 31st July 2022 from 12:00 to 20:00hrs

Duration:

**Saturday 2nd July 10:00 to 22:00hrs
Sunday 3rd July 10:00 to 21:00hrs**

Impact:

The level of the music and the bass coming from the pier was causing a statutory nuisance (public nuisance - TEN's) and it was wide spread impacting upon a large number of residential properties.

The furthest complainant lived over a thousand meters away from South Parade Pier.

The total number of complaints received after the event on Saturday totalled 15:

22/02000/ENI	22/02002/ENI	22/01999/ENI	22/01997/ENI
22/01983/ENI	22/01984/ENI	22/01977/ENI	22/01973/ENI
22/02001/ENI	22/01961/ENI	22/01982/ENI	22/01962/ENI
22/02004/ENI	22/02020/ENI		

The total number of complaints received after the event for Sunday totalled 6:

22/019161/ENI	22/01962/ENI	22/02020/ENI	22/02000/ENI
22/01983/ENI	22/02001/ENI		

6. POLICY AND STATUTORY CONSIDERATIONS

When determining the objection notice and whether to issue a counter notice⁴ the Committee must have regard to:

- The promotion of the licensing objectives;
- The Licensing Act 2003;
- The statutory guidance issued by the Secretary of State in accordance with section 182 of the Act; and
- The representations, including supporting information, presented by all the parties.
- The human rights of all the parties concerned to ensure both a fair and balanced hearing and to consider, if necessary, any public sector equality matters;

Any application will be considered on its individual merits. Equally, any person permitted by the Act to make relevant representations to the Committee will have those representations considered on their individual merit.

The Act does permit the licensing authority to attach conditions but only if a counter notice is **NOT** issued **and** provided that the premises concerned are already subject to either a premises licence or club premises certificate. Any proposed conditions must already apply to the parent licence and must not be inconsistent with the carrying out of the proposed activities under the auspices of the TEN. The committee will be advised of any pre-existing conditions if mindful of imposing any conditions in relation to the TEN.

Note: The area subject to this TEN does not form part of the licensed premises and therefore no conditions can be attached in this particular instance.

Premises users are not required to be on the premises for the entire duration of the event, but they will remain liable to prosecution for certain offences that may be committed at the premises during the temporary event if the event is not adequately managed/supervised including the laws governing sales of alcohol to persons under 18 years.

Chapter 7 and paragraphs 7.1 to 7.40 of the updated Statutory Guidance issued by the Secretary of State are relevant to the consideration of TENS, and in particular:

Para 7.6

"The police or EHA ("relevant persons" for the purposes of TENS) may intervene to prevent such an event taking place by sending an objection to the licensing authority, which the licensing authority must consider on the basis of the statutory licensing objectives and decide whether the event should go ahead. A relevant person may also intervene by agreeing a modification of the proposed arrangements directly with the TENS user (see paragraph 7.36). If a relevant person sends an objection, this may result in the licensing authority imposing conditions on a TEN but only where the venue at which the

⁴ There is no prescribed format for a counter notice issued under section 105(3) of the act. This could be a letter or formal notice from your reporting officer informing the premises user that the committee have concluded that, in the circumstances and having regard to the promotion of the licensing objectives, the event cannot go ahead.

event is to be held has an existing premises licence or club premises certificate. When giving a TEN, the premises user should consider the promotion of the four licensing objectives. The licensing authority may only otherwise intervene if the statutory permitted limits on TENs would be exceeded (see paragraphs 7.15 - 7.22)".

Para 7.32

"The system of permitted temporary activities gives police and EHAs the opportunity to consider whether they should object to a TEN on the basis of any of the licensing objectives".

Para 7.34

"Where a standard TEN was given, the licensing authority must consider the objection at a hearing before a counter notice can be issued. At the hearing, the police, EHA and the premises user may make representations to the licensing authority. Following the hearing, the licensing authority may decide to impose conditions where there is an existing premises licence or club premises certificate at the venue or issue a counter notice to prevent the event going ahead.....".

After hearing the representations and having regard to the objection notice, the Committee must give the premises user a counter notice to prevent the TEN from taking place **if it considers it appropriate for the promotion** of one or more of the licensing objectives.

The licensing authority must subsequently take the following steps:

- a) in such cases where it decides not to give a counter notice, it must give the premises user and each relevant person a notice of the decision; and
- b) in any other case:
 - i) give the premises user the counter notice and a notice stating the reasons for its decision; and
 - ii) give each relevant person a copy of both of those notices.

7. APPEALS

Schedule 5, part 3, of the Act sets out the appeal provisions in relation to the determination of an objection notice to a TEN submitted by a relevant person.

Should the Committee give a counter notice, the premises user may appeal against the decision to the Magistrates' Court.

Should the Committee decide not to give a counter notice, the relevant person may appeal to the Magistrates' Court.

A copy of the current Statutory Guidance and the Act has been supplied to each of the Members' Rooms and further copies will be available for reference at the hearing.

8. APPENDICES

A. Copy of the redacted Temporary Event Notice and plan (if available)

THE COMMITTEE IS REQUESTED TO DETERMINE THE OBJECTION NOTICE

A handwritten signature in black ink, appearing to read "A. Humphreys". The signature is written in a cursive, slightly slanted style.

For Licensing Manager
And on behalf of Head of Service

This page is intentionally left blank

* required information

Section 1 of 9

You can save the form at any time and resume it later. You do not need to be logged in when you resume.

System reference

This is the unique reference for this application generated by the system.

Your reference

You can put what you want here to help you track applications if you make lots of them. It is passed to the authority.

Are you an agent acting on behalf of the applicant?

Yes No

Put "no" if you are applying on your own behalf or on behalf of a business you own or work for.

Applicant Details

* First name

* Family name

* E-mail

Main telephone number

Include country code.

Other telephone number

Indicate here if the applicant would prefer not to be contacted by telephone

Is the applicant:

- Applying as a business or organisation, including as a sole trader
 Applying as an individual

A sole trader is a business owned by one person without any special legal structure. Applying as an individual means the applicant is applying so the applicant can be employed, or for some other personal reason, such as following a hobby.

Continued from previous page...

Address

* Building number or name	<input type="text"/>
* Street	<input type="text"/>
District	<input type="text"/>
* City or town	<input type="text"/>
County or administrative area	<input type="text"/>
* Postcode	<input type="text"/>
* Country	<input type="text" value="United Kingdom"/>

Agent Details

* First name	<input type="text" value="John Gaunt & Partners"/>
* Family name	<input type="text" value="John Gaunt & Partners"/>
* E-mail	<input type="text" value="Jwallsgrove@john-gaunt.co.uk"/>
Main telephone number	<input type="text" value="03300 584150"/>
Other telephone number	<input type="text"/>

Include country code.

Indicate here if you would prefer not to be contacted by telephone

Are you:

- An agent that is a business or organisation, including a sole trader
 A private individual acting as an agent

A sole trader is a business owned by one person without any special legal structure.

Agent Business

Is your business registered in the UK with Companies House? Yes No

Note: completing the Applicant Business section is optional in this form.

Is your business registered outside the UK? Yes No

Business name	<input type="text" value="John Gaunt & Partners"/>
VAT number	<input type="text" value="-"/> <input type="text" value="N/A"/>
Legal status	<input type="text" value="Partnership"/>
Your position in the business	<input type="text" value="Partner"/>
Home country	<input type="text" value="United Kingdom"/>

If your business is registered, use its registered name.

Put "none" if you are not registered for VAT.

The country where the headquarters of your business is located.

Continued from previous page...

Agent Business Address

If you have one, this should be your official address - that is an address required of you by law for receiving communications.

Building number or name	Units 39-41 Haslar Marine Technology Park
Street	Haslar Road
District	
City or town	Gosport
County or administrative area	
Postcode	PO12 2AG
Country	United Kingdom

Section 2 of 9

APPLICATION DETAILS [\(See also guidance on completing the form, general notes and note 1\)](#)

Have you had any previous or maiden names?

- Yes No

* Your date of birth / /
dd mm yyyy

Applicant must be 18 years of age or older

National Insurance number

This box need not be completed if you are an individual not liable to pay UK national insurance.

Place of birth

Correspondence Address

Is the address the same as (or similar to) the address given in section one?

- Yes No

If "Yes" is selected you can re-use the details from section one, or amend them as required. Select "No" to enter a completely new set of details.

Building number or name	John Gaunt & Partners
Street	Units 39-41 Haslar Marine Technology Park
District	Haslar Road
City or town	Gosport
County or administrative area	
Postcode	PO12 2AG
Country	United Kingdom

Continued from previous page...

Additional Contact Details

Are the contact details the same as (or similar to) those given in section one?

If "Yes" is selected you can re-use the details from section one, or amend them as required. Select "No" to enter a completely new set of details.

Yes No

E-mail	<input type="text" value="Jwallsgrove@john-gaunt.co.uk"/>
Telephone number	<input type="text" value="03300 584150"/>
Other telephone number	<input type="text"/>

Section 3 of 9

THE PREMISES

I, the proposed user, hereby give notice under section 100 of the Licensing Act 2003 of my proposal to carry out a temporary activity at the premises described below.

Give the address of the premises where you intend to carry on the licensable activities or if it has no address give a detailed description (including the Ordnance Survey references). [\(See also guidance on completing the form, note 2\)](#)

* Does the premises have an address?

Yes No

Address

Is the address the same as (or similar to) the address given in section one?

If "Yes" is selected you can re-use the details from section one, or amend them as required. Select "No" to enter a completely new set of details.

Yes No

* Building number or name	<input type="text" value="South Parade Pier"/>
* Street	<input type="text"/>
District	<input type="text"/>
* City or town	<input type="text" value="Portsmouth"/>
County or administrative area	<input type="text"/>
* Postcode	<input type="text" value="PO4 0SP"/>
* Country	<input type="text" value="United Kingdom"/>

* Does a premises licence or club premises certificate have effect in relation to the premises (or any part of the premises)?

Neither Premises licence Club premises certificate

* Premises licence number	<input type="text" value="17/02385/LAPREM"/>
---------------------------	--

Location Details

* Provide further details about the location of the event

Continued from previous page...

If you intend to use only part of the premises at this address or intend to restrict the area to which this notice applies, give a description and details below ([see also guidance on completing the form, note 3](#))

The events will be held on the decking at the far end of the pier in an area, which is not covered by the above Licence.

Describe the nature of the premises below ([see also guidance on completing the form, note 4](#))

Pier with entertainment and leisure facilities

Describe the nature of the event below ([see also guidance on completing the form, note 5](#))

Summer events to include live music

Section 4 of 9

LICENSABLE ACTIVITIES

State the licensable activities that you intend to carry on at the premises ([see also guidance on completing the form, note 6](#)):

- The sale by retail of alcohol
- The supply of alcohol by or on behalf of a club to, or to the order of, a member of the club
- The provision of regulated entertainment
- The provision of late night refreshment
- The giving of a late temporary event notice

[\(See also guidance on completing the form, note 7\).](#)

Late notices can be given no later than 5 working days but no earlier than 9 working days before the event.

[\(See also guidance on completing the form, note 8\).](#)

Event Dates

There must be a period of at least 10 working days between the date you submit this form and the date of the earliest event when you will be using these premises for licensable activities.

State the dates on which you intend to use these premises for licensable activities

[\(see also guidance on completing the form, note 9\)](#)

Event start date / /
dd mm yyyy

The maximum period for using premises for licensable activities under the authority of a temporary event notice is 168 hours or seven days.

Event end date / /
dd mm yyyy

Continued from previous page...

State the times during the event period that you propose to carry on licensable activities (give times in 24 hour clock)

[\(see also guidance on completing the form, note 10\)](#)

State the maximum number of people at any one time that you intend to allow to be present at the premises during the times when you intend to carry on licensable activities, including any staff, organisers or performers

Note that the maximum number of people cannot exceed 499.

[\(see also guidance on completing the form, note 11\)](#)

If the licensable activities will include the supply of alcohol, state whether the supplies will be for consumption on or off the premises, or both

[\(see also guidance on completing the form, note 12\):](#)

- On the premises only
- Off the premises only
- Both

Section 5 of 9

RELEVANT ENTERTAINMENT [\(See also guidance on completing the form, note 13\)](#)

State if the licensable activities will include the provision of relevant entertainment. If so, state the times during the event period that you propose to provide relevant entertainment

N/A

Section 6 of 9

PERSONAL LICENCE HOLDERS [\(See also guidance on completing the form, note 14\)](#)

Do you currently hold a valid personal licence? Yes No

Provide the details of your personal licence below.

Issuing licensing authority

Licence number

Date of issue / /
dd mm yyyy

Any further relevant details

Section 7 of 9

PREVIOUS TEMPORARY EVENT NOTICES [\(See also guidance on completing the form, note 15\)](#)

Have you previously given a temporary event notice in respect of any premises for events falling in the same calendar year as the event for which you are now giving this temporary event notice?

Yes No

State the number of temporary event notices (including the number of late temporary event notices, if any) you have given for events in that same calendar year

Have you already given a temporary event notice for the same premises in which the event period:

a) Ends 24 hours or less before; or Yes No

b) Begins 24 hours or less after the event period proposed in this notice?

Section 8 of 9

ASSOCIATES AND BUSINESS COLLEAGUES [\(See also guidance on completing the form, note 16\)](#)

Has any associate of yours given a temporary event notice for an event in the same calendar year as the event for which you are now giving a temporary event notice?

Yes No

Has any associate of yours already given a temporary event notice for the same premises in which the event period:

a) Ends 24 hours or less before; or Yes No

b) Begins 24 hours or less after the event period proposed in this notice?

Continued from previous page...

Has any person with whom you are in business carrying on licensable activities given a temporary event notice for an event in the same calendar year as the event for which you are now giving a temporary event notice? Yes No

Has any person with whom you are in business carrying on licensable activities already given a temporary event notice for the same premises in which the event period:
a) Ends 24 hours or less before; or
b) Begins 24 hours or less after the event period proposed in this notice? Yes No

Section 9 of 9

CONDITION [\(See also guidance on completing the form, note 18\)](#)

It is a condition of this temporary event notice that where the relevant licensable activities described in Sections 4 and 5 above include the supply of alcohol that all such supplies are made by or under the authority of the premises user.

PAYMENT DETAILS

This fee must be paid to the authority. If you complete the application online, you must pay it by debit or credit card.
This formality requires a fixed fee of £21

DECLARATION [\(See also guidance on completing the form, note 19\)](#)

- * The information contained in this form is correct to the best of my knowledge and belief
- * I understand that it is an offence:
 - * (i) to knowingly or recklessly make a false statement in connection with this temporary event notice and that a person is liable on conviction for such an offence to a fine up to level 5 on the standard scale; and
 - * (ii) to permit an unauthorised licensable activity to be carried on at any place and that a person is liable on conviction for any such offence to an unlimited fine, or to imprisonment for a term not exceeding six months, or to both
- Ticking this box indicates you have read and understood the above declaration

This section should be completed by the applicant, unless you answered "Yes" to the question "Are you an agent acting on behalf of the applicant?"

* Full name
* Capacity
* Date / /
 dd mm yyyy

Continued from previous page...

Add another signatory

Once you're finished you need to do the following:

1. Save this form to your computer by clicking file/save as...

2. Go back to <https://www.gov.uk/apply-for-a-licence/temporary-event-notice/portsmouth/apply-1> to upload this file and continue with your application.

Don't forget to make sure you have all your supporting documentation to hand.

OFFICE USE ONLY

Applicant reference number	<input type="text" value="Pier Decking at Gaiety Bar"/>
Fee paid	<input type="text"/>
Payment provider reference	<input type="text"/>
ELMS Payment Reference	<input type="text"/>
Payment status	<input type="text"/>
Payment authorisation code	<input type="text"/>
Payment authorisation date	<input type="text"/>
Date and time submitted	<input type="text"/>
Approval deadline	<input type="text"/>
Error message	<input type="text"/>
Is Digitally signed	<input type="checkbox"/>

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