

LICENSING HEARING PANEL

3 SEPTEMBER 2013

**LICENSING ACT 2003
NEW APPLICATION FOR A PREMISES LICENCE**

**GROUND, INCLUDING THE PITCH AND TEA BARS,
PRIESTFIELD STADIUM, REDFERN AVENUE,
GILLINGHAM, KENT ME7 4DD**

Report from: Perry Holmes, Assistant Director Legal and Corporate Services

Author: Alison Poulson, Licensing & Local Land Charges Manager

Summary

The applicant for the Ground, including the pitch and tea bars at Priestfield Stadium has applied for a new Premises Licence.

The site of the Blues Rock Café, Banqueting Hall & Suite, Conference Suites, Board Room, Players Lounge, Executive Boxes and Tea Bars form part of an existing premises licence for Gillingham Football Club Ltd

Representations have been received from Environmental Protection and members of the public and to date no agreement has been reached.

1. The application

1.1 In accordance with the Licensing Act 2003, the council has received a new application for a premises licence in respect of the Ground, including the pitch and tea bars at Priestfield Stadium, Redfern Avenue, Gillingham, Kent ME7 4DD.

1.2 The premises are currently licensed under an existing licence under premises licence number MEDWAY-05-PREM-0598 - Gillingham Football Club for: -

Sale of alcohol by retail – (Tea Bars) 10:00 to 00:00 Monday to Sunday.

Late night refreshments – (Tea Bars) 23:00 to 00:30 Monday to Sunday

1.3 The details of the new application are as follows:

Provisions of plays, films, boxing or wrestling entertainments, live music, recorded music and performance of dance - both on & off the premises
Monday to Sunday 10:00 to 00:00

Anything of a similar description to that falling in live music, recorded music and performance of dance - both on & off the premises
Monday to Sunday 10:00 to 00:00

Late night refreshment - both on & off the premises
Monday to Sunday 23:00 to 00:00

Supply of alcohol – both on & off the premises
Monday to Sunday 10:00 to 00:00

Hours premises are open to the public
Monday to Sunday 08:00 to 00:00

A copy of the application as submitted is at Appendix A.

The application has been correctly advertised in the local press and notices displayed on the premises for the required period.

A copy of a plan showing the location of the premises is at Appendix B.

2. Background

2.1 As stated at 1.1 above part of the premises are currently licensed under the Licensing Act 2003. This application is one of three for the different sections of Gillingham Football Club currently covered by the one licence with the exception of the pitch area, which was not previously licensed.

3. Promotion of Licensing Objectives

3.1 The applicant is expected to demonstrate that they have dealt with the promotion of the four licensing objectives, where appropriate. Members are referred to Section M (annex 1) of the application at Appendix A where the applicant has referred to this issue.

3.2 The four licensing objectives are:

- the prevention of crime and disorder
- public safety
- the prevention of public nuisance
- the protection of children from harm.

4. Relevant Representations

- 4.1 This matter has been put to the Licensing Hearing Panel because the council has received relevant representations from Environmental Protection and members of the public. A copy of the representations are attached at Appendix C.

5. Policy Considerations

- 5.1 Medway Council has published its Statement of Licensing Policy, which it will consider alongside the amended Guidance issued by the Home Office under section 182 of the Licensing Act 2003 in all applications.
- 5.2 In determining this application, Members may wish to consider information contained in appendix 4 to the Statement of Licensing Policy that lists examples of good practice against the four licensing objectives.
- 5.3 The objections raised in the relevant representations received relate to the prevention of public safety and the prevention of public nuisance.

6. Risk Management

- 6.1 The Council has to consider and determine this application, which is a function relating to licensing and registration as set out in Schedule 1 to the Functions Regulations, the Licensing Act 2003, Gambling Act 2005 and other licensing functions reserved by law to the Council's Licensing and Safety Committee and its Sub-Committees, in accordance with the law (both statutory and case law), relevant statutory guidance and statements of policy.

7. Financial and legal implications

- 7.1 There are no direct financial or legal implications at this time, other than the possibility of a challenge by way of appeal to the decision by either the applicant or objectors, should either have the requisite grounds to do so. Legal advice will be given to members as appropriate at the meeting. However, whatever the decision of the committee, this must be based on the evidence placed before it and the committee must decide what weight to attribute to this information.

8. Recommendations

- 8.1 That the Panel considers and determines this application.

9. Background papers

None

Lead officer contact:

Mrs Alison Poulson – Licensing & Local Land charges Manager
Telephone: 01634 332774 Email: alison.poulson@medway.gov.uk

**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.

I/We Gillingham Football Club Limited

(Insert name(s) of applicant)

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 Ground, including the pitch and tea bars Priestfield Stadium Redfern Avenue Gillingham			
Post town	Kent	Post code	ME7 4DD

Telephone number at premises (if any)	
Non-domestic rateable value of premises	

Part 2 - Applicant Details

Please state whether you are applying for a premises licence as

Please tick yes

- | | | |
|---|-------------------------------------|-----------------------------|
| a) an individual or individuals * | <input type="checkbox"/> | please complete section (A) |
| b) a person other than an individual * | | |
| i. as a limited company | <input checked="" type="checkbox"/> | please complete section (B) |
| ii. as a partnership | <input type="checkbox"/> | please complete section (B) |
| iii. as an unincorporated association or | <input type="checkbox"/> | please complete section (B) |
| iv. other (for example a statutory corporation) | <input type="checkbox"/> | please complete section (B) |
| c) a recognised club | <input type="checkbox"/> | please complete section (B) |
| d) a charity | <input type="checkbox"/> | please complete section (B) |
| e) the proprietor of an educational establishment | <input type="checkbox"/> | 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 in Wales 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)

Mr <input type="checkbox"/>	Mrs <input type="checkbox"/>	Miss <input type="checkbox"/>	Ms <input type="checkbox"/>	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)

Mr <input type="checkbox"/>	Mrs <input type="checkbox"/>	Miss <input type="checkbox"/>	Ms <input type="checkbox"/>	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 Gillingham Football Club Limited
Address Priestfield Stadium Redfern Avenue Gillingham
Registered number (where applicable) 39175
Description of applicant (for example, partnership, company, unincorporated association etc.) Limited Company
Telephone number (if any) 020 7330 7000
E-mail address (optional)

Part 3 Operating Schedule

When do you want the premises licence to start?

Day Month Year

0 1 / 0 8 / 2 0 1 3

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

Day Month Year

Please give a general description of the premises (please read guidance note1)

Ground, including the pitch, and tea bars, shown edged red on the plan being part of the Gillingham Football Club.

Up to a maximum capacity of stadium as set out on Ground Safety Certificate.

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

See above

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"/>
				Both	<input checked="" type="checkbox"/>
Day	Start	Finish			
Mon			Please give further details here (please read guidance note 3) Plays as part of any performance or event at the stadium or on the pitch		
	10:00	00:00			
Tue					
	10:00	00:00			
Wed			State any seasonal variations for performing plays (please read guidance note 4)		
	10:00	00:00			
Thur					
	10:00	00:00			
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)		
	10:00	00:00			
Sat					
	10:00	00:00			
Sun					
	10:00	00:00			

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"/>
				Both	<input checked="" type="checkbox"/>
Day	Start	Finish	Please give further details here (please read guidance note 3)		
Mon	10:00	00:00	Films as part of any performance or event at the stadium or on the pitch		
Tue	10:00	00:00			
Wed	10:00	00:00	State any seasonal variations for the exhibition of films (please read guidance note 4)		
Thur	10:00	00:00			
Fri	10:00	00:00	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	10:00	00:00			
Sun	10:00	00:00			

C

Indoor sporting events Standard days and timings (please read guidance note 6)			Please give further details (please read guidance note 3) As part of any performance or event at the stadium
Day	Start	Finish	
Mon			State any seasonal variations for indoor sporting events (please read guidance note 4)
Tue			
Wed			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)
Thur			
Fri			
Sat			
Sun			

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 type="checkbox"/>			
				Outdoors	<input type="checkbox"/>			
				Both	<input checked="" type="checkbox"/>			
Day	Start	Finish	Please give further details here (please read guidance note 3) As part of any performance or event at the stadium or on the pitch					
Mon	10:00	00:00						
Tue	10:00	00:00	State any seasonal variations for boxing or wrestling entertainment (please read guidance note 4)					
Wed	10:00	00:00						
Thur	10:00	00:00	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)					
Fri	10:00	00:00						
Sat	10:00	00:00						
Sun	10:00	00:00						

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) As part of any performance or event at the stadium or on the pitch		
Mon	10:00	00:00			
Tue	10:00	00:00	State any seasonal variations for the performance of live music (please read guidance note 4)		
Wed	10:00	00:00			
Thur	10:00	00:00	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	00:00			
Sat	10:00	00:00			
Sun	10:00	00:00			

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) As part of any performance or event at the stadium or on the pitch		
Mon	10:00	00:00			
Tue	10:00	00:00	State any seasonal variations for the playing of recorded music (please read guidance note 4)		
Wed	10:00	00:00			
Thur	10:00	00:00	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	00:00			
Sat	10:00	00:00			
Sun	10:00	00:00			

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) As part of any performance or event at the stadium or on the pitch		
Mon	10:00	00:00			
Tue	10:00	00:00	State any seasonal variations for the performance of dance (please read guidance note 4)		
Wed	10:00	00:00			
Thur	10:00	00:00	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)		
Fri	10:00	00:00			
Sat	10:00	00:00			
Sun	10:00	00:00			

H

Anything of a similar description to that falling within (e), (f) or (g) Standard days and timings (please read guidance note 6)			<u>Please give a description of the type of entertainment you will be providing</u> Anything similar to (E) (F) or (G)		
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"/>
	10:00	00:00		Both	<input checked="" type="checkbox"/>
Tue	10:00	00:00	Please give further details here (please read guidance note 3) As part of any performance or event at the stadium or on the pitch		
Wed	10:00	00:00			
Thur	10:00	00:00	State any seasonal variations for entertainment of a similar description to that falling within (e), (f) or (g) (please read guidance note 4)		
Fri	10:00	00:00			
Sat	10:00	00:00	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	10:00	00:00			

1

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 checked="" 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	23:00	00:00			
Tue	23:00	00:00	State any seasonal variations for the provision of late night refreshment (please read guidance note 4)		
Wed	23:00	00:00			
Thur	23:00	00:00	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)		
Fri	23:00	00:00			
Sat	23:00	00:00			
Sun	23:00	00:00			

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"/>
				Off the premises	<input type="checkbox"/>
				Both	<input checked="" type="checkbox"/>
Day	Start	Finish	State any seasonal variations for the supply of alcohol (please read guidance note 4)		
Mon	10:00	00:00			
Tue	10:00	00:00			
Wed	10:00	00:00			
Thur	10:00	00:00			
Fri	10:00	00:00			
Sat	10:00	00:00			
Sun	10:00	00:00			
			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)		

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

Name John Stephen Carter	
Address	
Postcode	
Personal Licence number (if known) H020955	
Issuing licensing authority (if known) Hastings Borough Council	

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			
	08:00	00:00	
Tue			
	08:00	00:00	
Wed			
	08:00	00:00	
Thur			
	08:00	00:00	
Fri			
	08:00	00:00	
Sat			
	08:00	00:00	
Sun			
	08:00	00:00	

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)

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)

See Annex 1

b) The prevention of crime and disorder

See Annex 1

c) Public safety

See Annex 1

d) The prevention of public nuisance

See Annex 1

e) The protection of children from harm

See Annex 1

Please tick yes

- I have made or enclosed payment of the fee
- 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 SUMMARY 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	
Date	
Capacity	

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	11th July 2013
Capacity	Solicitors and Agents for and on behalf of the applicant

Contact name (where not previously given) and postal address for correspondence associated with this application (please read guidance note 13)

Jeffrey Green Russell Limited
Solicitors
Waverley House
7-12 Noel Street

Post town	London	Post code	W1F 8GQ
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Telephone number (if any)

If you would prefer us to correspond with you by e-mail your e-mail address (optional)
copy correspondence only

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 the premises', if you wish people to be able to purchase alcohol to consume away from the premises please tick 'off the premises'. 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.

ANNEX 1

PROPOSED CONDITIONS FOR DISCUSSION GILLINGHAM FC – GROUND (FOOTBALL AND EVENTS)

Mandatory Conditions:

AS REQUIRED

Operating Schedule:

1. The management shall display prominent notices in all areas to remind spectators and members that it is prohibited to take alcohol drink outside the licensed areas.
2. On match days the management will notify the Football Intelligence Officer and/or Football Liaison Officer of where all temporary or mobile bars will be placed.
3. No alcohol may be taken away from the ground.
4. CCTV will be provided in the form of a recordable system, capable of providing pictures of evidential quality in all lighting conditions particularly facial recognition. Cameras shall encompass all ingress and egress to the premises, fire exits and all areas where the sale and supply of alcohol occurs. Equipment must be maintained in good working order, be correctly time and date stamped, recordings MUST be kept for a period of 31 days and handed to Police on request. The premises licence holder must ensure at all times a DPS or appointed member of staff is capable and competent at downloading CCTV footage in a format acceptable to the Police and Local Authority on demand. The recording equipment and recordings shall be kept in a secure environment under the control of the DPS or other responsible named individual. An operational daily log report must be maintained endorsed by signature, indicating the system has been checked and is compliant, in the event of any failings actions taken are to be recorded. In the event of technical failure of the CCTV equipment the premises licence holder or DPS must report the failure in writing to the Police Licensing Officer immediately (licensing.north.division@kent.pnn.police.uk).
5. Incidents/refusal records are to be kept by the Licence Holder. These records will detail the following:
 - Day, date and Time of incident/refusal
 - Nature of the incident/refusal
 - Resolution
 - Each entry to be checked and signed by a manager on the day of the event.
 - The DPS will review the record at regular intervals and endorse the record accordingly
6. The performance of dance will not include performance of an adult nature, nor naked or semi-naked dancing.

7. A notice is displayed at the entrance/exit of the premises to remind customers to leave the premises quietly.
8. All persons that sell or supply alcohol to customers must have licensing training. Training should take place within six weeks of employment and any new employees will be supervised until the training has taken place. Refresher training should be repeated a minimum of every six months or earlier if required due to changes of legislation. Individual Training records must be kept on the premises and shall contain the nature, content and frequency of all training. Records must be made available for inspection by Police, Police Licensing Officer and authorised officers from Medway Council on demand either electronically or hard copy.
9. Training must include:
 - a. Avoiding sales of alcohol or age restricted products to those under the age of 18
 - b. Recognising customers who appear drunk and refusing sale or supply of alcohol
 - c. Knows the licensing objectives
 - d. Have read and understood licence conditions
 - e. Can produce licences/certificates/permits relevant to the premises in absence of licensee
 - f. Can point out where the summary is displayed in absence of licensee
 - g. Understands consequences for breaching legislation that can impact them as individuals and those that impact the licensee and the premises
 - h. Have the relevant contact details of the designated premises supervisor or licensee.
10. Concerts or similar outdoor events of musical performance at the premises that provide live music, recorded music or amplified sound audible at the site boundary shall be restricted to no more than {specify a number} per annum. These events shall not occur on more than {specify a number} consecutive days.
11. Any sound test carried out in advance of a concert or musical performance shall not take place between the hours 23:00 and 09:00 (11pm and 9am) and will be limited to one (1) hour.
12. For outdoor events at the premises that provide live music, recorded music or amplified sound shall employ a suitably qualified and experienced noise control consultant. They shall be appointed no later than six weeks prior to the event. The noise control consultant shall liaise between all parties including the licensee, promoter, sound system supplier, sound engineer and Environmental Health on all matters relating to noise control.
13. The Music Noise Level (MNL) for all outdoor events shall achieve the guidelines described in the Noise Council's Code of Practice on Environmental Noise Control at concerts. The appointed noise control consultant shall monitor noise levels at the

sound mixer position and/or at any locations as agreed in writing with Environmental health where reported noise complaints have been received. The consultant will advise the sound engineer of the permitted music noise levels so that they will not be exceeded. The Licensing Authority and Environmental Health Service shall have access to the results of the noise monitoring during the event and be provided a written report including date, time period, noise levels, monitoring locations details of actions taken if a breach of noise criteria occurred. The report must be submitted to the Environmental Health department no later than 3 weeks after the event.

14. No live music, recorded music or amplified equipment shall be relayed via external speakers other than for events with the prior written approval of Environmental Health. The specification and orientation of all speakers shall be agreed in writing with Environmental Health.
15. A noise limiting device shall be installed, fitted and maintained as to control all sources of amplified music or speech at the premises to prevent noise nuisance to neighbouring properties. The noise limiter shall be set to maintain a maximum level which is agreed in writing with Environmental Health and amended as and when required to deal with any reported nuisance/complaint.
16. The licence holder shall produce risk assessments that must have proper regard to the Health and Safety Executive guidance 'The Event Safety Guide: A guide to health, safety and welfare at music and similar events'. It must address but is not limited to risks specific to the nature of the proposed event and its potential to undermine the licensing objectives. The risk assessments must be submitted in writing either by post or electronically to Kent Police in Medway, the Licensing Authority and Environmental Health a minimum of 31 days prior to the event taking place.
17. At an event that is to be used as a theatre, concert hall or other similar place for closely seated audiences, no alcohol shall be provided for consumption in the seated area.
18. The licence holder or event organiser must notify in writing to Kent Police in Medway and the Licensing Authority of the intention to hold an event that is proposed for occupancy of over 500 persons within 60 days of the event. The letter must include details of the proposed event (a) date and times of event (b) nature of event (c) types of activities taking place and those that are licensable (d) proposed occupancy (e) location whether inside or outside and must include any temporary or fixed structures that will form part of the event.
19. When Kent Police determine it necessary due to the nature of the proposed event and associated risks, the premises licence holder is required to request in writing as soon as possible and in any case a minimum of six weeks prior to any event 'special policing services' as defined by section 25 Police Act 1996. Payment for the provision of special policing services determined as necessary by Kent Police shall be paid to Kent Police in full at least seven days prior to the commencement of the event.
20. A member of staff every 30 minutes whilst the premises is trading will remove all empty drinking vessels, bottles or containers after the contents have been consumed or they become empty. The licence holder and the Designated premises Supervisor shall ensure that the arrangement for the storage of empty bottles prevents unauthorised access to those bottles.

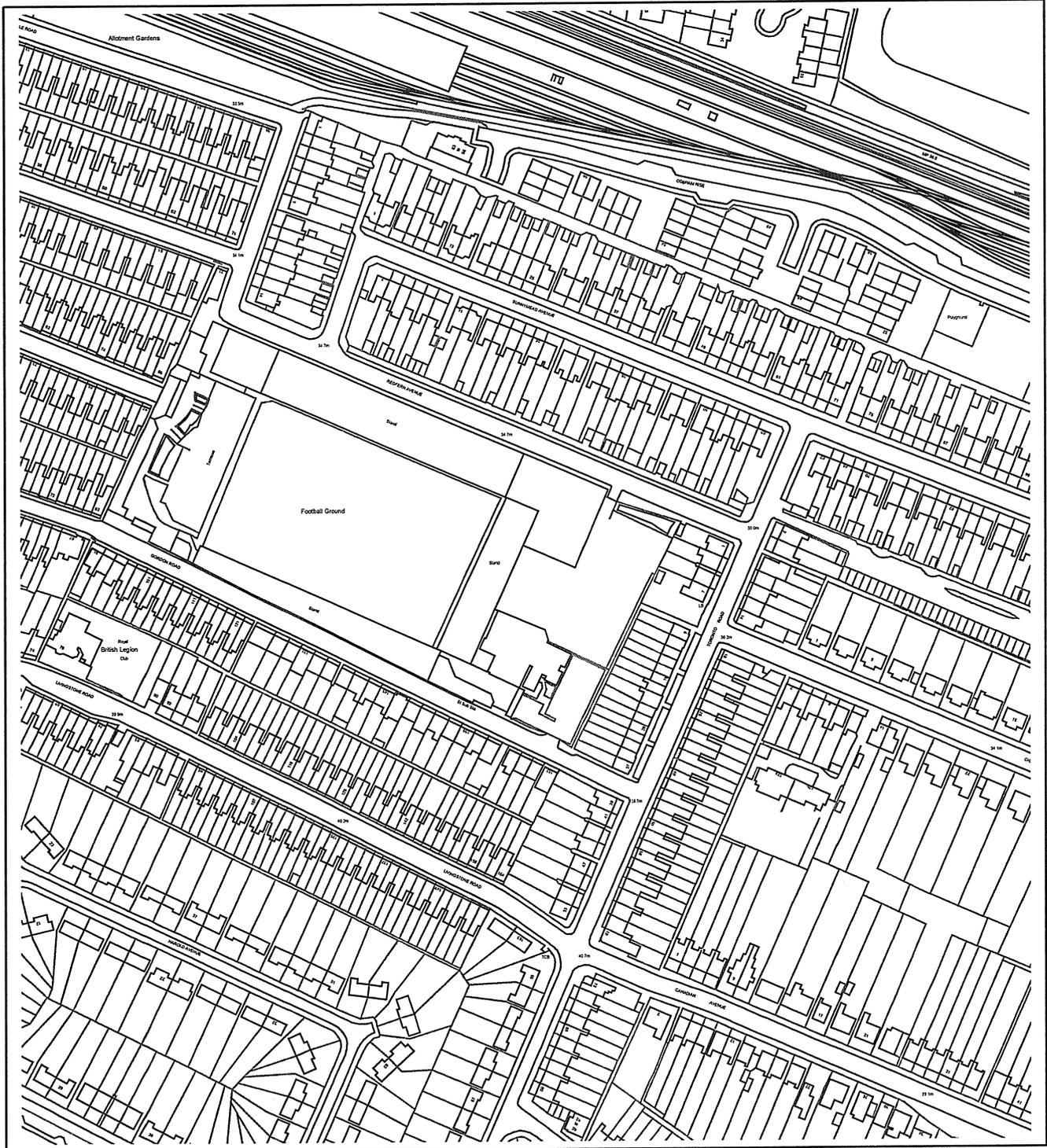
21. When providing regulated entertainment there shall be at all times that the entertainment is taking place, a qualified first aid person, trained to a nationally recognised standard, on the premises and easily identifiable. A notice stating the availability of first aid person shall be prominently displayed inside and outside the premises and shall be protected from damage or deterioration. There shall be first aid equipment and materials available at the premises whilst the premises is trading.
22. 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 one or more Residual Current Device (RCD) shall protect any circuits associated with stage lighting equipment.
23. Temporary electrical wiring and distribution systems shall not be provided without notification in writing being given to the Council Environmental Health at least 10 days before the commencement of the work. The notification must explain the reasons for the temporary electrical measures and a date of the proposed removal of temporary electrical measures. Any temporary electrical measures must be removed at the end of a 3 month period or to be made permanent during that period.
24. There will be a door control policy that outlines clear instruction and understanding of the door supervisors responsibilities at the premises. This policy will contain (a) how door staff prevent overcrowding (b) supervise the queue to ensure that it is managed in a way that avoids rowdy, unpleasant behaviour and to keep customers quiet as to not disturb neighbours in the vicinity (c) A procedure for door staff engaged in searching persons as a condition of entry (d) to ensure the dispersal of patrons from the curtilage and grounds of the licensed premise immediately after the end of licensable activities (e) Prevent patrons from leaving the premises with open containers and bottles (f) To provide evidence by written statement to police in any criminal investigation as and when required.
25. The premises licence holder or DPS shall maintain an accurate and up to date register in respect of all stewards, security staff or door supervisors working at the premises when it is open to the public. The register will comprise of (a) the name, address, telephone number of the member of staff (b) any registration number relating to the steward or door supervisor whether employed directly by the licensee or through an agency (c) the name, address and telephone number of the agency providing stewards, security staff or door supervisor where not employed directly by the licensee (c) the dates and times of commencement and finishing of work (d) signature of the member of staff (e) details of any incident in which the member of staff is involved including any calls to the police and any police action taken.
26. The premises shall have a written dispersal policy that outlines the procedure for management, door supervisors and staff. The policy shall contain procedures on (a) supervising the queue to ensure that it is managed in a way that avoids rowdy, unpleasant behaviour and to keep customers quiet as to not disturb neighbours in the vicinity (b) display notices outside where the queue is formed asking them to be quiet or they will be refused entry (c) display numbers for taxi firms inside (d) provide an area inside to enable persons to contact taxi firms in a quiet location rather than go outside (e) Move people away from the premises who are standing around talking to others (f) procedure on refusing entry or banning those who repeated cause a nuisance by noise and rowdy behaviour (g) provide a queuing system in the foyer for those waiting on taxis rather than sending them outside to wait (h) no entry to new customers after {time} (i) a monitoring system to be implemented with regards to re-

entry for customers using the smoking area (such as a wrist band or ultra-violet market).

27. The licensee will ensure that suitable notices are displayed at the premises warning customers of the prevalence of crime which may target them for example pick pockets, bag snatchers, spiked drinks and the need to guard their property and leaving property unattended.

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NORTHGATE SE GIS Print Template



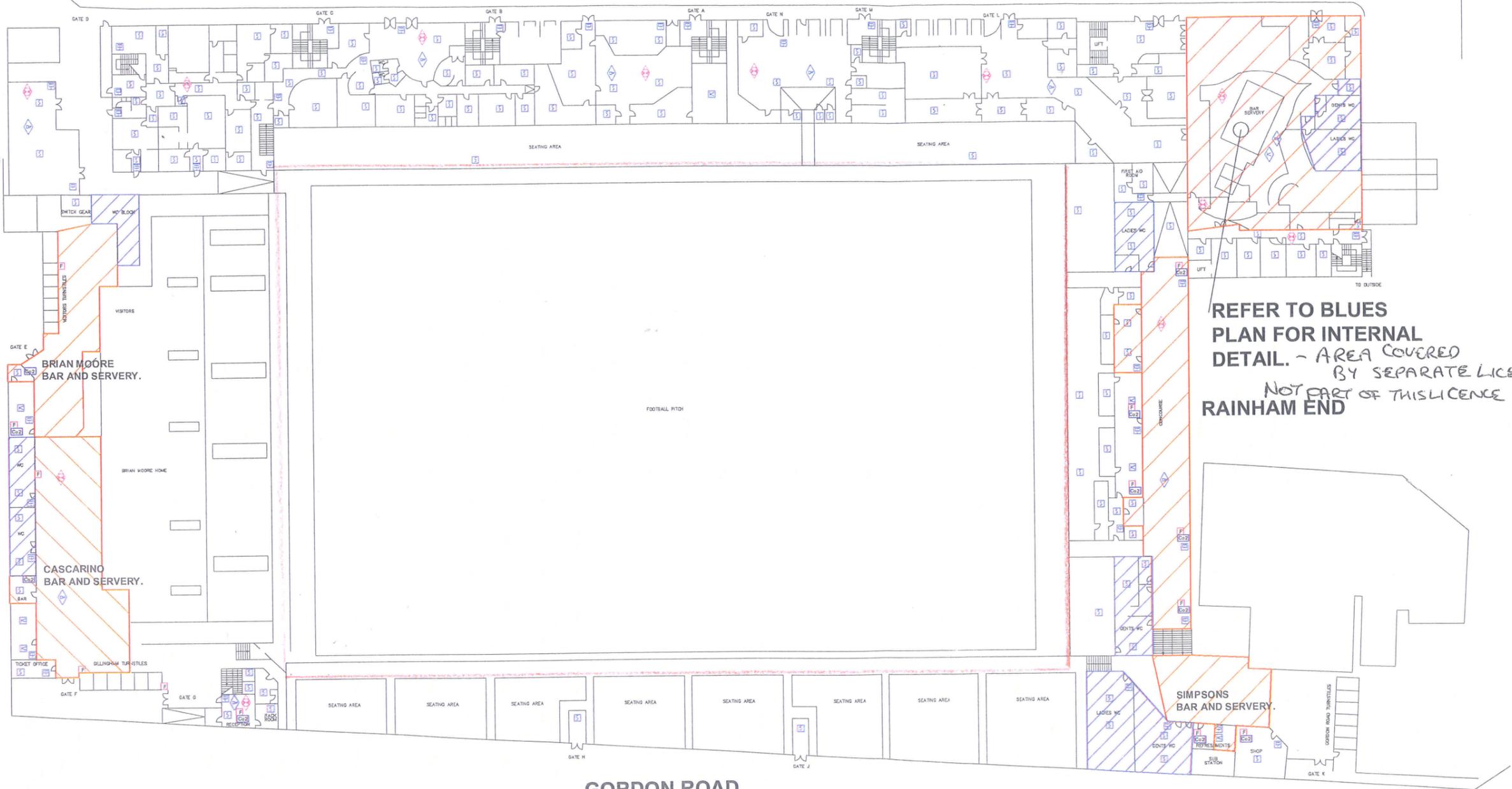
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**GROUNDS INCLUDING THE PITCH & TEA BARS
PRIESTFIELD STADIUM, REDFERN AVENUE, GILLINGHAM**



REDFERN AVENUE

MEDWAY STAND

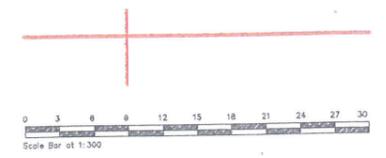


GORDON ROAD

GROUND FLOOR PLAN

Notes:

- Do Not Scale.
- Report all discrepancies, errors and omissions.
- Verify all dimensions on site before commencing any work on site or preparing shop drawings.
- All materials, components and workmanship are to comply with the relevant British Standards, Codes of Practice, and appropriate manufacturers recommendations that from time to time shall apply.
- For all specialist work, see relevant drawings.
- This drawing and design are copyright of the mark carter design.



LICENCE LEGEND

- LICENCED AREA WITHIN STADIUM FOR SALE OF ALCOHOL AND LATE NIGHT REFRESHMENT
- TOILET AREA WITHIN STADIUM
- AREA FOR REGULATED ENTERTAINMENT

FIRE LEGEND

- SMOKE DETECTORS
- HEAT DETECTORS
- CALL POINT
- AREA COVERED BY EMERGENCY LIGHTING
- AREA COVERED BY ALARM SOUNDERS
- FOAM EXTINGUISHER
- Co2 EXTINGUISHER

REFER TO BLUES PLAN FOR INTERNAL DETAIL. - AREA COVERED BY SEPARATE LICENCE RAINHAM END
NOT PART OF THIS LICENCE

Revision	Date	Description

STATUS LICENCE

Mark Carter ASSOCIATES Architectural Design

design studio
 priestfield stadium gillingham kent ME7 4JD
 tel: 01634 204700 fax: 01634 650659
 e mail: markcarter.design@virgin.net

Client: GILLINGHAM FOOTBALL CLUB

Drawing Title: GROUND FLOOR PLAN

Project Title:
 GILLINGHAM FOOTBALL CLUB
 PRIESTFIELD STADIUM
 GILLINGHAM.

Scale: 1:300	Date: JAN 12	Drawn: MC
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Drawing No: 2092 - 01	Rev: -
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Kent & Medway Fire & Rescue Authority



APPENDIX C

From: Angela Cromey,
Sent: 15 August 2013 11:46
To:
Subject: FW: Gillingham Football Club Premises Licence Applications

Attachments: Gillingham FC Licensing Conditions.doc



Gillingham FC
Licensing Condit...

-----Original Message-----

From: haynes, kelly [mailto:kelly.haynes@medway.gov.uk]
Sent: 15 July 2013 16:06
To: Angela Cromey
Subject: FW: Gillingham Football Club Premises Licence Applications

Please find the attached document.

-----Original Message-----

From: haynes, kelly
Sent: 15 July 2013 16:05
To: 'ajc@jgrlaw.co.uk'
Subject: Gillingham Football Club Premises Licence Applications

Dear Sir or Madam,

Please find the attached comments on the noise conditions contained within Annexe 1 for the three applications for premises licences.

I look forward to receiving your comments.

Regards,

Kelly Haynes
Environmental Protection Officer
01634 331751

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Please be aware that emails sent to or received from Medway Council may be subject to recording and/or monitoring in accordance with relevant legislation.

Gillingham FC – Ground including the pitch and tea bars

Keep conditions 7, 11, 12, 13, 14

Condition 10 should read: -

Concerts or similar outdoor events of musical performance at the premises that provide live music, recorded music or amplified sound shall be restricted to no more than 6 per annum. These events shall not occur on more than 2 consecutive days.

Remove condition 15 and replace with: -

No amplified music is to be permitted unless a noise management plan, which has been agreed with the Local Authority is in place. The noise management plan shall be periodically reviewed and/or when significant changes occur in the operation, building or event type or following a complaint.

steward, michelle

From: hale, darren

Sent: 31 July 2013 12:38

To: licensing

Subject: Gillingham Football Ground - Priestfield Stadium

Dear Licensing

Further to your recent consultations on the various licence applications at Priestfield Stadium please find my comments below:

Ground including Pitch Area

I would seek to object to the introduction of live music events up to midnight in the stadium due to the close proximity of residential uses. I have carefully considered the suggested conditions but feel they do not give sufficient assurance of protection from public nuisance.

I therefore restricting to Temporary Events or Live Music controls should be considered as appropriate.

Darren Hale
Environmental Protection Team Leader

Ext 1105

From: Mandy Francis
Sent: 09 August 2013 23:33
To: licensing
Cc: juby, geoff
Subject: Gillingham Football Club Grounds

As a resident and property owner in Gordon Road, I am writing to strongly object to the application for a premises licence for the Ground, including the pitch and tea bars at Priestfield Stadium.

This is a wrong location for an open venue to put on the types of events that they propose. Priestfield Stadium is surrounded by residential properties and if a licence is granted it will have a serious negative impact upon the quality of life for all residents living in this area.

The application is seeking a licence for all licensable activities EVERY DAY between 10am and midnight. This is totally unacceptable! Whilst I appreciate that it is unlikely that events will take place every day, the mere fact is that it could be possible should the licence be granted as applied for.

My wife has have lived in our property since she was a child and we purchased it from her parents in 1988 knowing that it was directly next to a football club. The match days never present us with a problem as they are not held every day, nor do they take place in unsociable hours. I drive a petrol tanker for a living and have to leave home at 2:30am and sleep is obviously of paramount importance to my safety and that of other road users; heaven forbid that my judgement is impaired or I fall asleep behind the wheel due to lack of sleep caused by noise emanating from this premises, from patrons leaving the club and from the constant stream of vehicle movement. The consequences would be catastrophic.

I cannot see how it would be possible to operate this type of venue and control the dispersal of patrons leaving the premises due to the capacity of the grounds. Their operating schedule has tried to address this issue by stating that there will be a door control policy that contains how door staff should supervise a queue to ensure that customers keep quiet so as not to disturb neighbours in the vicinity. How on earth is that going to be possible? They also state that they will have a dispersal policy detailing procedures for supervising the queue, displaying numbers for taxi firms and providing a quiet area for patrons to contact them and wait for their taxi without them having to wait outside. This is all very well but how on earth will this be achieved if there are 500 people all wanting to leave at the same time after a concert finishes at midnight. Medway's licensed taxi companies do not have enough resources to deal with this in a short space of time and therefore dispersal could be going on for hours after the event finishes. Additionally, the clubs responsibility ends when the patrons leave their premises. Those leaving on foot would result in residents being subjected to noise and antisocial behaviour once patrons are out of their sight, making further demands on the police and ambulance services and putting extra strain on our already over-stretched A&E department.

In relation to noise emanating from the premises, the applicant states that regular noise readings would be taken and a noise limiter installed. This would still not prevent a nuisance to residents. Currently, the club hosts the Annual Jehovah's Witness Convention, which last three days. During this period, residents are subjected to patrons singing hymns and giving sermons and this creates such a noise that the enjoyment of sitting in the garden or having the windows open is no longer possible. However, as this is held only once a year and finishes each day by 6pm, I do not find this unacceptable. We organise our life around it. Having more events would make this impossible.

Yours sincerely,

John Francis

From: Malcolm Marlow
Sent: 27 July 2013 14:15
To:
Cc:
Subject: Gillingham Football Club License Application
27 July 2013

Alison Poulson
Business Development and Licensing Manager
Medway Council
Gun Wharf
Dock Road
Chatham
Kent
ME4 4TR

Dear Madam

I request that you note my concerns for the new license application from Gillingham Football Club Limited. My particular objection is with that of the Blues Rock Café: When previously Gillingham Football Club Limited and specifically the Blues Rock Café held a late night licence, the life of the local residents, including ourselves, was intolerable. From a personal viewpoint my wife had her rear windscreen broken and I had my car kicked and the wing mirror broken off. We did report both of these incidents to the police. I know that it is difficult for us to actually prove that it was people leaving from the Blues Rock Café, but I do know that we have lived here for forty years next year and had no problems like this before the late night opening of the Blues Rock Café or indeed since it has been closed for late night opening. We were woken every evening that the Blues Rock Café stayed open late along with most of our neighbours, with excessive noise, doors knocked on and doorbells rung.

In your council plan 2013 to 2015 it states as one of your four priorities that you aim is for:-
A SAFE CLEAN AND GREEN MEDWAY. This is a residential area and it is absolutely unreasonable to have large numbers of revellers roaming about at 1-2 in the morning. How can this be considered a SAFE environment?

There are lots of families here with young children and they were also being disturbed at night. You state that:-

CHILDREN AND YOUNG PEOPLE HAVE THE BEST START IN LIFE IN MEDWAY. Is this really a good start if children are woken and frightened? There are plenty of out-of-town nightclubs in the Medway area to accommodate people who want to be out late.

We have never had problems like this with living near a football club and do not want situations like we had before with the Blues Rock Café, or indeed a new venue offering even more trouble on virtually every day of the week.