

David Knowles-Ley

From: Licensing
Sent: 04 November 2015 12:39
To: Laurence Foord
Subject: FW: Temporary Event Notices

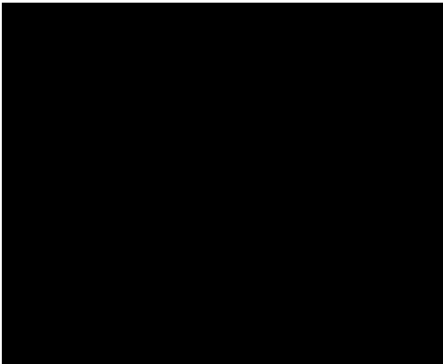
From: Carola Brown [REDACTED]
Sent: 30 July 2015 11:19
To: Licensing
Subject: Temporary Event Notices

Good Morning,

I strongly object to the Council's proposal in the draft document to increase the notice period for TENs from 10 working days or 5 working days for a late notice to 28 (working?) days. This would be to assume that all TENs are issued for events involving extreme risk of compromising the licensing objectives, whereas in fact many are issued for such innocuous purposes as selling a few pints of beer at a local fete for 3 hours or so during the afternoon, or at the local church for a buffet supper following a talk on the history of Church memorials.

I cannot believe the Council feels it necessary for the Licensing Department to deliberate over a TEN for 4 times longer than is required by the Act. It will also be extremely confusing for those applying for TENs in more than one area if different time frames are required by different authorities. At the moment everyone who is regularly involved in applying for TENS for outside events knows that 10 workings days' notice is required, whether in the Chichester area, or Petersfield, Portsmouth, Horsham or Waverley to name but a few local authorities. If each Authority decided to increase the number of days required on a random basis a great many events would be compromised, and the effect would possibly be to encourage people to not bother with a TEN at all – thus having exactly the opposite effect to that intended.

Mrs Carola Brown, M.D.,
Ballards Brewery Ltd.,



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Laurence Foord
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Services
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Via email

2 October 2015

**Licensing Act 2003
Consultation on the DRAFT Statement of Licensing Policy 2016-2021**

**South Downs National Park Authority
Consultation Response**

Thank you for consulting the South Downs National Park Authority (SDNPA) on the Draft Statement of Licensing Policy (SLP) 2016-2021. The SDNPA is the Local Planning Authority for the whole of the South Downs National Park, including that part of Chichester District falling within the National Park. It is therefore a responsible authority for the purposes of the Licensing Act 2003.

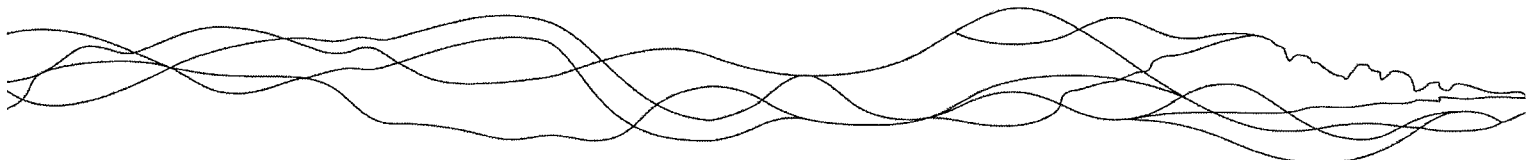
Although there is no formal requirement within the 2003 act to consult the Local Planning Authority, the SDNPA is grateful for the opportunity to provide the following comments on the draft SLP:

General Comments

The SDNPA has a particular interest in the organisation and licensing (when required) of major events within or adjacent to the National Park. This reflects the advice contained within Paragraphs 26-27 of the UK Government Vision and Circular 2010 for National Parks and the Broads:

“The Parks contain a variety of landscapes, capable of accommodating many different types of leisure activity. Authorities should continue to identify and promote new access and recreational opportunities and ways of delivering them, working proactively with a range of statutory and non-statutory interests such as local access forums (see section 5.6), Natural England, English Heritage, voluntary sectors and, particularly, farmers, commoners and landowners. However, in light of research published in 2005, the Government recognises that not all forms of outdoor recreation are appropriate in each Park and that activities which would have an adverse impact on the Parks’ special qualities and other people’s enjoyment of them may need to be excluded (in order to meet the requirements of section 11A(2) of the 1949 Act).”

Parks are attractive locations for large-scale community, charitable or other events and festivals such as organised charity walks, cycling events, cultural and musical events and fairs. Events should be encouraged which fully engage local communities and visitors, showcase ‘greener living’, minimise harm to the environment and help to interpret and encourage access to Parks. Such events can be significantly beneficial to achieving Park purposes and deliver economic and social benefits to local communities. Events with the potential to harm the special qualities of a Park, such as caravan and vehicle rallies and large music festivals, will need to be controlled. Authorities should build on their existing experience of working with event organisers to ensure the events programme overall contributes to the sustainable development of Parks and does not harm these special qualities. Parks offer community cohesion and sharing between rural and urban communities.”



It has previously been agreed that the SDNPA would provide a guidance note for organisers of major events within the National Park (whether requiring licence or not). This guidance note is still in preparation, but should be complete in time for the new SLP taking effect from 7th January 2016. The SDNPA would therefore welcome inclusion of a reference to forthcoming guidance being inserted within section 2 of the SLP. The SDNPA would also expect major events in the National Park to be accompanied by an Event Management Plan and, ideally, the SDNPA would have an input into the preparation/contents of EMP, although it is accepted that this could not be set as a requirement within the SLP.

Specific Comments

Paragraph 2.2 – Correction required - The National Park came into being in 2010. The SDNPA became fully operational on 1st April 2011.

Paragraph 2.3 – The two purposes are not solely the “role of the SDNPA” – they are the statutory purposes of national park designation, and Section 62 of the Environment Act 1995 includes an amendment to Section 11 of the National Parks and Access to the Countryside Act 1949 requiring all relevant authorities (including licensing authorities) to have regard to these purposes. The Duty to seek to foster the social and economic well-being of the local communities within the National Park does fall solely upon the SDNPA.

Paragraphs 2.4-2.5 – In light of the above, it is suggested that the SLP includes a specific reference to the duty of licensing authorities to have regard to the National Park purposes, plus paragraphs 26-27 of the UK Government Vision and Circular 2010.

Paragraph 3.3 – It is suggested that the South Downs Partnership Management Plan 2014-2019 and the UK Government Vision and Circular 2010 on English National Parks and the Broads are included within the list of strategies and plans that the Licensing Authority will have regard to.

Paragraph 3.9 – Whilst there should be a clear separation of the planning and licensing regimes, and the intention to liaise with the SDNPA (where appropriate) is welcomed, it is suggested that this paragraph cross-references back to amended paragraphs 2.3-2.5, and the duty to have regard to National Park purposes.

Paragraphs 8.1-8.2 (The Prevention of Public Nuisance) – it is suggested that reference is made to Policy 3 of the South Downs Management Plan (protect and enhance tranquillity and dark night skies) when considering licenses for major, noisy or night-time events within the National Park.

Appendix 1 (Glossary) and Appendix 5 (Contact Points – Responsible Authorities) – the recognition of the SDNPA as a responsible authority within the SLP is welcomed.

Once again, thank you for the opportunity to comment on the draft SLP.

Yours sincerely,

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