



## LICENSING SUB-COMMITTEE

**To:** Councillors Abbott, Adey, Benstead, Bird, Gawthrope, Gehring, McPherson, T. Moore, Pippas, Ratcliffe, Sinnott and Smart

*Despatched: Friday, 20 October 2017*

**Date:** Monday, 30 October 2017

**Time:** 10.00 am

**Venue:** Committee Room 1 & 2 - Guildhall

**Contact:** Democratic Services

**Direct Dial:** 01223 457013

### AGENDA

- 1 Appointment of a Chair**
- 2 Declarations of Interest**
- 3 Meeting Procedure**
- 4 Temporary Events Notice Hearing (*Pages 7 - 20*)**

# Information for the Public

**Location** The meeting is in the Guildhall on the Market Square (CB2 3QJ).

Between 9 a.m. and 5 p.m. the building is accessible via Peas Hill, Guildhall Street and the Market Square entrances.

After 5 p.m. access is via the Peas Hill entrance.

All the meeting rooms (Committee Room 1, Committee 2 and the Council Chamber) are on the first floor, and are accessible via lifts or stairs.

**Public Participation** Some meetings may have parts, which will be closed to the public, but the reasons for excluding the press and public will be given.

To speak at a Licensing hearing, you must have made a representation during the consultation period on the relevant application and registered your intention to speak with Democratic Services prior to the hearing.

The Licensing department can be contacted on 01223 457000 or [licensing@cambridge.gov.uk](mailto:licensing@cambridge.gov.uk).

For general advice about speaking at committees please contact Democratic Services on 01223 457013 or [democratic.services@cambridge.gov.uk](mailto:democratic.services@cambridge.gov.uk).

**Filming, recording and photography** The Council is committed to being open and transparent in the way it conducts its decision making. The public may record (e.g. film, audio, tweet, blog) meetings which are open to the public.

**Facilities for disabled people** Level access to the Guildhall is via Peas Hill.  
  
A loop system is available in Committee Room 1, Committee Room 2 and the Council Chamber.

Accessible toilets are available on the ground and

first floor.

Meeting papers are available in large print and other formats on request prior to the meeting.

For further assistance please contact Democratic Services on 01223 457013 or [democratic.services@cambridge.gov.uk](mailto:democratic.services@cambridge.gov.uk).

**Queries on reports** If you have a question or query regarding a committee report please contact the officer listed at the end of relevant report or Democratic Services on 01223 457013 or <http://democracy.cambridge.gov.uk/>

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**Mod.Gov App** You can get committee agenda and reports for your tablet by using the mod.gov app

## Licensing Act 2003 - Licensing Sub-Committee: Hearings Procedure

### Preliminary Matters

1. **The Chair** will commence the hearing by introducing him/herself, the other two members of the Sub-Committee and the officers present.
2. **The Chair** will ask the applicant(s)/the responsible authorities/the interested parties present, and their representatives (if applicable), to introduce themselves and identify their interest in the proceedings.

### Failure of a party to attend the hearing

3. If a party has informed the licensing authority that he/she does not intend to attend or be represented at a hearing, the hearing may proceed in his/her absence.
4. If a party who has not so indicated fails to attend or be represented at a hearing, the Sub-Committee may –
  - (a) where it considers it to be necessary in the public interest, adjourn the hearing to a specified date, or
  - (b) hold the hearing in the party's absence.
5. Where the Sub-Committee holds the hearing in the absence of a party, the Sub-Committee will consider at the hearing the application, representations or notice made by that party.
6. **The Chair** will explain the procedure to be followed at the hearing and will confirm whether the Sub-Committee must reach its decision at the end of the hearing or within 5 working days of the hearing, depending on the application being heard.
7. **The Clerk to the Sub-Committee** will indicate whether any party has requested permission for any other person(s) (other than his/her representative) to appear at the hearing to assist the Sub-Committee in relation to the application, representations or notice of the party making the request. The Sub-Committee will decide whether to grant permission to allow any other person(s) to appear at the hearing on behalf of the party; such permission will not be unreasonably withheld.
8. **The Clerk to the Sub-Committee** will ask whether any party is seeking to introduce any document(s) or other information not previously disclosed to all the other parties to the hearing and the licensing authority. If all the other parties consent, the previously undisclosed document(s) or other information can be produced by a party in support of their application, representations or notice (as applicable).
9. The hearing will take the form of a discussion led by the Chair of the Sub-Committee. Cross-examination will not be permitted unless the Sub-Committee considers that cross-examination is required to consider the representations, application or notice as the case may require.
10. The Sub-Committee will consider any requests to permit cross-examination on

a case-by-case basis. When permission is given to one party, it will also normally be extended to all other parties.

11. The Sub-Committee will decide the equal maximum period of time that each party will have to present their case.

## **The Hearing**

12. *The Licensing Officer will present the report to the Sub-Committee.*
13. Members may ask any relevant questions of the Licensing Officer.
14. *The applicant, or the party who has initiated the hearing, will present their case first.*
15. The party shall be entitled to:
  - (a) give further information in support of their application, representations or notice (as applicable) in response to a specific request by the licensing authority prior to the hearing;
  - (b) question any other party (if permission has been given by the Sub-Committee);
  - (c) address the Sub-Committee.
16. If the Police are a party to the hearing, they will present their case. The Police have the rights listed in paragraph 15 (a) – (c) above.
17. If any other “responsible authority” are a party to the hearing, they will present their case in turn after the Police and have the rights listed in paragraph 15 (a) – (c) above.
18. Any other interested parties will then present their case in turn and have the rights listed in paragraph 15 (a) – (c) above.
19. Members of the Sub-Committee may ask questions of the/each party or any other person permitted to appear at the hearing in support of the party.
20. **The Chair** will invite the applicant, or the party who has initiated the hearing, and any parties making representations, to briefly summarise their points if they wish.
21. **The Chair** will ask the applicant, or the party who has initiated the hearing, and all parties making representations, that they are satisfied that they have said all they wish to.

## **The Decision**

22. In considering any representations or notice made by a party, the Sub-Committee may take into account documentary or other information produced by a party in support of their application, representations or notice (as applicable) either before the hearing or, with the consent of all the other parties, at the hearing.
23. In reaching its decision, the Sub-Committee will disregard any information given by a party, or any person who has been permitted to appear at the hearing, which is not relevant to –
  - (a) the application, representations or notice (as applicable) or in the case of another person, the application, representations or notice of the party

requesting their appearance, and

(b) the promotion of the licensing objectives or, in relation to a hearing to consider a notice given by the Police, the crime prevention objective.

24. The Sub-Committee may consider its decision in private and may move into private session where it considers that the public interest in so doing outweighs the public interest in that part of the hearing taking place in public. If the Sub-Committee do move into private session then all the parties and their representatives, any other person permitted to appear at the hearing, officers, the public and the press will be asked to leave the room whilst the decision is made.

**The Chair** will tell those present at the meeting the decision taken by the Sub-Committee and the reasons for the decision.

## CAMBRIDGE CITY COUNCIL

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REPORT OF: The Commercial & Licensing Manager

TO: Licensing Sub Committee

APPLICATION: Police and Environmental Health objections to a Temporary Event Notice, Land Adjacent to 119b Mill Road, Cambridge, Cambridgeshire CB1 2AZ

WARD: Petersfield

### INTRODUCTION

1.1 To consider and determine the application for a Temporary Event Notice (TEN) taking into account the objections of the Police and Environmental Health as detailed in paragraph 3 and the policy considerations detailed in paragraph 4 of the report.

1.2 Sudhir Agar is seeking a TEN on land adjacent to 119b Mill Rd, Cambridge, CB1 2AZ for the sale of alcohol and the provision of regulated entertainment as follows:

*Saturday December 2<sup>nd</sup> 2017 between the hours of 10:00 & 21:00*  
*Sunday December 3<sup>rd</sup> 2017 between the hours of 12:00 & 18:00*

1.3 The objections only relate to the event taking place on Saturday 2<sup>nd</sup> December 2017. There are no objections in regard to the event taking place on Sunday December 3<sup>rd</sup> 2017 from either the Police or Environmental Health.

1.4 A copy of the application is attached at Appendix A and the area of land covered by the TEN is shown on the map at Appendix B

1.5 Any objections to a TEN must be restricted to the four licensing objectives.

### 2. BACKGROUND

2.1 Mr Agar has applied for a TEN to be held on land adjacent to 119b Mill Rd so that he may hold an event including the sale of alcohol and provision of regulated entertainment on the day of the Mill Rd Winter Fair on 2<sup>nd</sup> December 2017 as well as the following day.

- 2.2 Only the Police or Environmental Health may object to a TEN if they feel that it would undermine one of the four licensing objectives. This must be done within 3 working days of receipt and if objections are received then the licensing authority is required to hold a hearing to determine the application at the hearing.

### **3. OBJECTIONS FROM THE POLICE AND ENVIRONMENTAL HEALTH**

- 3.1 An objection has been received from the PC Clare Metcalfe acting on behalf of the Chief Officer of Police. The objection is attached in its entirety at Appendix C.
- 3.2 An objection has been received from the Luke Catchpole acting on behalf of Environmental Health. The objection is attached in its entirety at Appendix D.
- 3.3 The Act permits the Police and Environmental Health to modify a TEN with the agreement of the applicant. Should such an agreement be reached before the hearing then the notices of objection is treated as withdrawn and the hearing may be dispensed with.

### **4. POLICY CONSIDERATIONS**

- 4.1 In carrying out its licensing functions, the Licensing Authority must have regard to any statutory guidance issued under Section 182 of the Licensing Act 2003. Section 7 covers TENS and Sections 7.32 – 7.35 refer specifically to Police and Environmental Health intervention.

### **5. CONCLUSIONS**

- 5.1 The Licensing Authority has a duty under the Licensing Act 2003 by promoting the Licensing Objectives. In these circumstances the relevant consideration is the undermining of the Public Safety objective.
- 5.2 In carrying out its licensing functions the licensing authority must have regard to its Statement of Licensing Policy, any Statutory Guidance under the Licensing Act 2003 and is bound by the Human Rights Act 1998.

### **6. OPTIONS**



- 6.1 The Licensing Authority must hold a hearing to consider the objectives. Having regard to the objection notice the authority must give the applicant a counter notice under Section 105 (2) of the Act if it considers it necessary for the promotion of the licensing objectives. Reasons for the decision must also be given. Alternatively the authority may decide not to give a counter notice.

## **7. RECOMMENDATION**

- 7.1 That members' determine the application on its individual merits.

## **BACKGROUND PAPERS**

The following are the background papers that were used in the preparation of this report:

Guidance issued under Section 182 of the Licensing Act 2003

Appendix A - Copy of the Application for a Temporary Event Notice

Appendix B – Map of Land Adjacent to 119B Mill Rd, Cambridge

Appendix C – Copy of objection received from the Police

Appendix D – Copy of objection received from Environmental Health

The author and contact officer for queries on the report is Alexander Nix  
telephone x7725

***Report file: TBC***

Date originated: 18<sup>th</sup> October 2017

Date of last revision: 18<sup>th</sup> October 2017

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## 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	Not Currently In Use	This is the unique reference for this application generated by the system.
Your reference	Event 1	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	Sudhir
* Family name	Agar
* E-mail	sudhir_agar@yahoo.co.uk
Main telephone number	07733046117
Other telephone number	

Include country code.

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

Are you:

☐ 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 you are applying so you can be employed, or for some other personal reason, such as following a hobby.

**Continued from previous page...**

**Your Address**

Address official correspondence should be sent to.

* Building number or name	<input type="text" value="119B"/>
* Street	<input type="text" value="Mill Road"/>
District	<input type="text"/>
* City or town	<input type="text" value="Cambridge"/>
County or administrative area	<input type="text" value="Cambs"/>
* Postcode	<input type="text" value="CB1 2AZ"/>
* Country	<input type="text" value="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

Enter details of any previous names or maiden names

First name	<input type="text" value="Sudhir"/>
Family name	<input type="text" value="Agarwala"/>

* Your date of birth	<input type="text" value="20"/> / <input type="text" value="08"/> / <input type="text" value="1949"/>
	dd mm yyyy

Applicant must be 18 years of age or older

National Insurance number	<input type="text"/>
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This box need not be completed if you are an individual not liable to pay UK national insurance.

Place of birth	<input type="text" value="Kanpur, India"/>
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### 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	<input type="text" value="22"/>
Street	<input type="text" value="Valerian Court"/>
District	<input type="text"/>
City or town	<input type="text" value="Cambridge"/>
County or administrative area	<input type="text" value="Cambs"/>
Postcode	<input type="text" value="CB1 9YP"/>
Country	<input type="text" value="United Kingdom"/>

### Additional Contact Details

Are the contact details the same as (or similar to) those 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.

E-mail	<input type="text" value="sudhir_agar@yahoo.co.uk"/>
Telephone number	<input type="text" value="07733046117"/>
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

**Continued from previous page...**

## 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

\* Street

District

\* City or town

County or administrative area

\* Postcode

\* Country

\* 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

## Location Details

\* Provide further details about the location of the event

Location on OS plan attached - Land at Mill Road Cambridge, adjacent to Mill Road Bridge - used as car park for 38 years by me

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](#))

Live Music Entertainment and alcohol to be restricted behind secured gates, area in green on OS plan attached

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

Hard surfaced Land used as car park for 38 years by me, completely enclosed by fencing and secure gates, past private access road to 119 and 119B Mill Road Cambridge CB1 2AZ. 119 is Regent Language School which I built and operated for for 30 years until retirement. 119B is residential unit to side of the school building.

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

Alongside the annual Mill Road Winter Fair when Mill Road is closed all day to all traffic from East Road to Coleridge Road, this year on Sat 2 Dec 2017.

10am to 9pm. Live bands, some with amplification, in a marquee 18m x 6m with two bars selling alcohol of all types, plus mulled wine. 4 Hot food stalls outside marquee, barbeque and other international foods. Outside event toilets to be provided on site.

On the Sunday 3 Dec 2017, an additional quieter event from 12 noon to 6pm with University Gospel Choir, Country and Western Band and others, using same marquee and bars and food stalls.

**Continued from previous page...**

Future weekend events if successful from March 2018 monthly to be applied for at the time.

## 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

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

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

### 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

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

Event start date 

02	/	12	/	2017
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 

03	/	12	/	2017
dd		mm		yyyy

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

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

10.00 to 21.00 Day 1 Sat 2 Dec 2017, plus  
12.00 to 18.00 Day 2 Sun 3 Dec 2017

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

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

200

Note that the maximum number of people cannot exceed 499.

**Continued from previous page...**

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

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

- ☒ On the premises only
- ☐ Off the premises only
- ☐ Both

**Section 5 of 9**

**RELEVANT ENTERTAINMENT** [\(See also guidance on completing the form, note 12\)](#)

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

Day 1- Sat 2 Dec 2017 - 12 noon to 8pm - Live Bands in Marquee  
Day 2 - Sun 3 Dec 2017 - 12 noon to 6pm - Choirs and Live Bands

**Section 6 of 9**

**PERSONAL LICENCE HOLDERS** [\(See also guidance on completing the form, note 13\)](#)

Do you currently hold a valid personal licence? ☐ Yes ☒ No

**Section 7 of 9**

**PREVIOUS TEMPORARY EVENT NOTICES** [\(See also guidance on completing the form, note 14\)](#)

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

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** [\(See also guidance on completing the form, note 15\)](#)



**Continued from previous page...**

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  
b) Begins 24 hours or less after the event period proposed in this notice?
- ☐ Yes ☒ No

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** [\(See also guidance on completing the form, note 17\)](#)

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

**ATTACHMENTS**

**AUTHORITY POSTAL ADDRESS**

**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"/>

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

- \* 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 a fine not exceeding £20,000, 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	<input type="text"/>
* Capacity	<input type="text"/>
Date (dd/mm/yyyy)	<input type="text"/>

[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/cambridge/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.

Location Plan #1123873



Land adjacent to Mill Road Bridge, access to 119 and 119B Mill Road and beyond to railway line



This Plan includes the following Licensed Data: OS MasterMap Colour PDF Location Plan by the Ordnance Survey National Geographic Database and incorporating surveyed revision available at the date of production. Reproduction in whole or in part is prohibited without the prior permission of Ordnance Survey. The representation of a road, track or path is no evidence of a right of way. The representation of features, as lines is no evidence of a property boundary. © Crown copyright and database rights, 2017. Ordnance Survey 0100031673

Scale: 1:1250, paper size: A4

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Our Ref: PC446 Licensing / Land adjacent to 119B Mill Road, Cambridge



Creating a safer  
**Cambridgeshire**

Licensing Officer  
Cambridge City Council  
4, Regent Street  
Cambridge  
CB2 1BY

13/10/2017

Dear Paul,

SUBJECT: Objection to a Temporary Event Notice, Land adjacent to 119B, Cambridge, CB1 2AZ

Please find attached Police objection notice in regard to a temporary event notice in respect of Land adjacent to 119B, Cambridge, CB1 2AZ.

Yours Sincerely,

Pc446 Clare Metcalfe  
Licensing Officer  
Cambridge City  
Parkside Police Station.

CC Mr. S. Agar, 119B Mill Road, Cambridge, Cambs, CB1 2AZ. (sudhir\_agar@yahoo.co.uk)

**THE LICENSING ACT 2003**  
**POLICE OBJECTION NOTICE FOR TEMPORARY EVENT**

Your name	PC446 Clare Metcalfe
Job Title	Licensing Officer, Cambridge City (Partnership and Prevention Department)
Postal Address (inc post code)	Police Station Parkside Cambridge CB1 1JG
Contact telephone number:	01223 823316
Mobile Number:	07850141585
Email address:	<a href="mailto:Clare.metcalfe@cambs.pnn.police.uk">Clare.metcalfe@cambs.pnn.police.uk</a>

Name of and address of premises you are objecting to:	Land adjacent to 119B Mill Road, Cambridge CB1 2AZ
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**DETAILS OF EVENTS YOUR OBJECTION NOTICE RELATES TO:**

The applicant has given notice for a Temporary Event Notice (TEN) for:  
Saturday 2<sup>nd</sup> December 2017, between 10:00-21:00hrs,  
and Sunday 3<sup>rd</sup> December 2017, between 12:00-18:00hrs.

NB. The police object to the Saturday 2<sup>nd</sup> December only, which coincides with the Mill Road Winter Fair, which is an organised, annual event and takes place on the first Saturday of December from 10:30-16:30hrs. The organisers of that event engage early with local agencies and the relevant authorities to provide a safe event.

An authorised Temporary traffic order is in place each year, ensuring that Mill Road is closed (between 10:00-17:00hrs) from East Road to Coleridge Road, creating a car free, safe environment, catering for thousands of pedestrians.

This TEN relates to land adjacent to 119B Mill Road (a copy of the location map is included within the TEN application). The only public access to this land is by Mill Road.

The police oppose this application on the following public safety points:

- There is no evidence on the application that suggests the events are equally sighted on each other's plans in terms of running the events or sharing communications with each other. This would be imperative for the safety of the public attending the events, who would be none the wiser that the two events were independent of each other.
- The Winter Fair event is controlled at a managed control centre; there needs to be some ability to manage emergency response to all incidents, including evacuation plans, to all areas within the road closure. Again there is no evidence that the two events are sighted on plans and it cannot therefore be established whether their plans are in conflict with each other.
- Mill Road bridge is fully pedestrianised in line with the Temporary Traffic Order. It gets extremely busy with thousands of people going to and from the fair, which is managed by having temporary

fencing along the centre line, segregating the two flows of people (one side into the fair, and the other out of the fair). The concern is people stopping on the bridge to look over the fence to see what was happening on the proposed land will impede the free flow of pedestrians, causing a 'pinch point', endangering the public.

- As a side note, there is an ongoing land owner dispute as to the ownership of the land, and whether Network Rail require 24/7 emergency access over this land to the railway line. The concern is the addition of a marque and food stalls, could impede this access.
- There is no mention in the application as to how the numbers of people at the event will be managed and restricted to ensure the maximum permitted by a TEN (499) isn't exceeded.

I spoke to the applicant, outlining the above objections, advising him that he liaises with the event organiser of Mill Road Winter Fair, to address the above points. At the time of writing this I am aware that he is beginning preliminary discussions with the organiser. However, with the information submitted to date the police object to the application on the basis of Public Safety.

Yours sincerely,

Pc446 Clare Metcalfe  
Licensing Officer  
Parkside

Signed

..... Dated: 13/10/2017.

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**LICENSING ACT 2003  
ENVIRONMENTAL HEALTH OBJECTION TO A TEMPORARY EVENT NOTICE**

**To: Team Leader (Commercial and Licensing)**

**From: Environmental Health Manager**

**Premises: Land adjacent to 119b Mill Road, Cambridge, CB1 2AZ**

**Reference: WK/201750144**

**Comment:** Environmental Health is raising an objection to the Temporary Event Notice (TEN) submitted by Mr Sudhir Agar to take place on the land adjacent to 119b Mill Road, Cambridge, CB1 2AZ (copy of location attached to this rep) on Saturday 2<sup>nd</sup> December 2017 from 10:00 to 18:00 and Sunday 3<sup>rd</sup> December 2017 from 12:00 to 18:00.

The objection is made with respect to the negative impact the event would have on the Public Safety licensing objective

The event is scheduled to take place on the same day as the Mill Road Winter Fair (The Fair) as well as the following day. The Fair sees Mill Road closed to traffic for the day and attended by thousands of people. At the time of submitting the application Mr Agar had not been in touch with the organisers of the Fair and this is a separate event and therefore not covered by the Management Control Document or Risk Assessments carried out for it.

Due to the large number of people that will be in attendance on Mill Road throughout the day there are concerns with regard to public safety about the location of the TEN. There is no emergency access to the proposed area, which has full height security fencing to the railway on one side and Mill Road Depot on the other. Were an incident to occur resulting in the front entrance to the area being obstructed attendees would be effectively trapped with no means of escape.

A TEN can have a maximum capacity of 499. The application submitted stated the maximum number of people attending at any one time would be 200 people. Within the location Mr Agar wishes to have a marquee (18m x 6m) where live music would be played, two bars selling alcohol, four hot food stalls and outside toilets.

With the large numbers of people on Mill Road on this date there are concerns how Mr Agar will manage the capacity of the location. Large numbers of people could look to visit the location attracted to the live music believing it to be part of the Fair. Given the way the location is situated there is a real possibility of causing pinch points endangering the public safety of those in the area.

Once at capacity Mr Agar would need to be turning people away; the danger is that he will be turning them away into people walking towards the location. Added to the point already made about there only being one combined entrance and exit to the location, if there was an emergency, this could cause safety issues with any need to evacuate the site. This could result in a large number of people congregating in a relatively small amount of space.

Part of the location (the green area specified in the map attached) has a right of access over it by Network Rail who use it on an ad-hoc basis to maintain the railway line and also at any time in the event of an emergency. In that situation the right of way would need to be clear with no obstruction. For the event to go ahead on the date requested and with the facilities planned for the site, there is a serious doubt that in an emergency, Network Rail would be able to access the area successfully. Also any attempt to access the area by Network Rail could endanger those already at the location, attempting to gain access or leave the location.

In the light of reasons detailed above Environmental Health has real concerns that the granting of this Temporary Event Notice would have an impact on the public safety of those attending the event as well as those in the area for the Mill Road Winter Fair.

Signed ..... Y. O'Donnell ..... Date ..... 13/10/17 .....

Environmental Health Manager