

**NORTH LINCOLNSHIRE COUNCIL**

**LICENSING (ACTIVITIES) SUB-COMMITTEE**

**LICENSING ACT 2003  
TEMPORARY EVENT NOTICE – KIRTON OFF ROAD CENTRE**

**1. OBJECT AND KEY POINTS IN THIS REPORT**

- 1.1 To request that Members of this Sub-Committee determine a Temporary Event Notice (TEN) for Kirton Off Road Centre, received on 9 February 2017.
- 1.2 A summary of the TEN is attached as Appendix A and a copy of the TEN as Appendix B.

**2. BACKGROUND INFORMATION**

- 2.1 In accordance with the provisions of the Licensing Act 2003 and the council's scheme of delegation, all Temporary Event Notices where a relevant representation has been made need to be determined by this Sub-Committee.
- 2.2 When determining the TEN Members of the Sub-Committee should only consider issues, which relate to the Prevention of Crime and Disorder and Prevention of Public Nuisance objectives.
- 2.3 Members of the Sub-Committee must have regard to the statutory guidance issued under section 182 of the Licensing Act 2003 and our Statement of Licensing Policy. Members of the Sub-Committee may deviate from the statutory guidance and licensing policy only if they deem that there is good reason to do so.
- 2.4 Members of the Sub-Committee should not allow themselves to pre-determine the Temporary Event Notice or to be prejudiced in favour or opposed to the Notice and shall only determine the TEN having had an opportunity to consider all relevant facts. Members of the Sub-Committee should not hear or decide on Temporary Event Notices in their own ward.
- 2.5 Members of the Sub-Committee must remember that they are acting in a quasi-judicial role in determining the TEN and shall remain in the room so that they hear all the evidence before determining the TEN. The determination shall be based on the evidence provided, which is relevant to the Prevention of Crime and Disorder and Prevention of Public Nuisance objectives.

2.6 The options available to the Sub-Committee having considered all the relevant information are as follows:

- To issue a Counter Notice.
- Not to issue a Counter Notice.
- Impose relevant conditions (only where the event has an existing premises licence)

### **3. ISSUES FOR CONSIDERATION**

3.1 The Temporary Event Notice was received on 9 February 2017.

3.2 A copy of the Temporary Event Notice is attached as Appendix B to this report.

3.3 There has been one notice of objection, from Environmental Health (Commercial), which has been deemed relevant. The objection is attached as Appendix C to this report.

### **4. OUTCOMES OF CONSULTATION**

4.1 The Police and Environmental Health (Commercial) are served with a copy of the Temporary Event Notice. Environmental Health has made a relevant representation which is the subject of this report.

### **5. LICENSING OBJECTIVES & STATUTORY PROVISIONS**

5.1 Prevention of Public Nuisance

5.1.1 Environmental Health have raised concerns with regard to this objective, which is attached to this report at Appendix C.

5.2 Prevention of Crime and Disorder

5.2.1 No concerns have been raised with regard to this objective.

### **6. FURTHER INFORMATION & CLARIFICATION**

6.1 A site plan is attached as Appendix D. There is no Premises Licence in place for this site.

### **7. RECOMMENDATIONS**

7.1 That the Sub-Committee determines the Temporary Event Notice in accordance with the Statutory Guidance issued under s182 of the Licensing Act 2003, our Statement of Licensing Policy, the information contained within this report and having had due regard to the applicant and those making representation.

7.2 That the Sub-Committee determines the application in accordance with the options in paragraph 2.6.

7.3 That the Sub-Committee provides the reasons for its decision.

### **DIRECTOR OF PLACES**

Civic Centre  
Ashby Road  
Scunthorpe  
North Lincolnshire

Author: Narelle Plowright  
Dated: 14 February 2017

**Background Papers used in the preparation of this report** Nil

## APPENDIX A

### Summary of Application (New)

<b>Name of Premises</b>	<b>Kirton Off Road Centre</b>	<b>Type of Application</b>	<b>TEN</b>
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<b>Point Number</b>	<b>Detail</b>	<b>Action</b>
1	<ul style="list-style-type: none"><li>• The sale by retail of alcohol,</li><li>• the provision of regulated entertainment, and</li><li>• the provision of late night refreshment</li></ul> <p>Tuesday 25 July 2017 to Sunday 30 July 2017 07:00 hrs to 04:00 hrs</p>	

### Summary of Representations/Conditions Requested (Responsible Authorities)

<b>Point Number</b>	<b>Detail</b>	<b>Action</b>
1	<p>Appendix C – Environmental Health(Commercial)</p> <p>On the grounds of prevention of public nuisance. No other details were given.</p>	

# Temporary Event Notice

**Before completing this form please read these guidance notes:**

Information on the Licensing Act 2003 is available on the website of the [UK Legislation website](#) or from your local licensing authority.

## Cost of application

Cost £21.00

**<p>Please note: You must provide payment for this licence after completing the form. You do this online. After clicking the submit button at the end of the form you will be taken to our secure online payment website. You can then make the required payment using either a credit or debit card. You will be charged a 1.8% surcharge if you pay using your credit card. </p>**

**<p>If you do not wish to pay online you cannot use this application form. In this case you must apply using the <a href="http://www.northlincs.gov.uk/EasySiteWeb/GatewayLink.aspx?aId=18000" target="blank">downloadable (PDF) version of the form</a>.</p>**

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

## The personal details of premises user (Please read note 1)

### Name

Surname\* mccartney  
 First name(s)\* glen  
 Title\* Mr

**Previous names (Please enter details of any previous names or maiden names, if applicable).**

Date of birth:\* 05 May 1976

Place of birth:\* leicester

National Insurance Number:\* JE690860A

**Your current address (We will use this address to correspond with you unless you complete the separate correspondence box below)**

If the address is within North Lincolnshire, enter the postcode or street name in the box below and then select **[Lookup]**. If the address is outside of North Lincolnshire, or your address is NOT SHOWN in the list or is incorrect, you will need to enter the address in the boxes provided below.

Postcode or street name to search for dn214lx

Flat  
 House\* 20 GEORGE HOTEL  
 Street\* HIGH STREET  
 Town KIRTON IN LINDSEY

Locality  
County NORTH LINCOLNSHIRE  
Postcode\* DN21 4LX  
Country United Kingdom

Telephone Number\* 01652640600  
Preferred contact method Email

Mobile Number  
Email Address glen@thegeorgekirton.co.uk  
Would you like to provide alternative contact details for correspondence?\* No

## Premises details

**Please 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)  
(Please read note 2)**

Does the premises have a postal address, or would you like to enter ordnance survey map references, or a description of it's location?\* Yes, it has a postal address.

If the address is within North Lincolnshire, enter the postcode in the box below and then select "**find address**". If the address is outside of North Lincolnshire, or your address is NOT SHOWN in the list or is incorrect, you will need to enter the address in the boxes provided below.

Enter a postcode to search

Flate.g. first floor flat kirton off road center (KORC)  
House\* gainsthorpe road  
Street\* gainsthorpe  
Town kirton in lindsey  
County north lincs  
Country United Kingdom  
Postcode\* DN214LJ

If you intend to use only part of the premises at this address or intend to restrict the area to which this notice applies, please give a description and details.(Please read note 3)\* we are setting up a bar in a marquee that im hiring.  
it is in the dedicated camping area.

Please describe the nature of the premises (Please read note 4)\* an established Off road driving center ran by KORC, there is a large competition called eurotrials, its in a different country every year and KORC has been lucky to be chosen to host this years event.

Please describe the nature of the event (Please read note 5)\* 2 day competition for driving off road

## Licensable activities

Please state the licensable activities that you intend to carry on at the premises (Please read 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.

**Please state the dates on which you intend to use these premises for licensable activities (Please read note 8).**

From:\* 25 Jul 2017 To:\* 30 Jul 2017

**Please state the times during the event period that you propose to carry on licensable activities (Please read note 9).**

From:\* 07:00:00 To:\* 04:00:00

Please 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. (Please read note 10)\*

499

If the licensable activities will include the supply of alcohol, please state whether the supplies will be for consumption on or off the premises, or both (please mark an "X" next to the appropriate box). (Please read note 11)\*

On the premises only

**Personal licence holders (Please read note 12)**

Do you currently hold a valid personal licence?\* Yes

Issuing licensing authority:\* west lindsey

Licence number:\* 32UHA60051

Date of issue:\* 11 Jun 2006

Date of expiry:\* 06 Jun 2016

Any further relevant details:

I WAS TOLD NEW POLICY IS THERE IS NO NEED TO RENEW, IVE BEEN AT THE GEORGE FOR OVER 10 YEARS. ALSO SERVING TIMES, IVE PUT 7AM THAT IS FOOD ONLY, THE BAR WILL NOT SERVE UNTIL DRIVING HAS FINISHED FOR THE DAY, STRICTLY ADHERED TO. BAR OPEN FROM 4PM.

**Previous temporary event notices you have given (Please read note 13)**

Have you previously given a temporary event notice in respect of any premises for events falling in the same calendar year as the event No

for which you are now giving this temporary event notice?\*

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 b) begins 24 hours or less after, the event period proposed in this notice?\*

No

## **Associates and business colleagues (Please read note 14)**

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?\*

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?\*

No

Has any person with whom you are in business carrying on licensable activities 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?\*

No

Has any person with whom you are in business carrying on licensable activities 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?\*

No

## **Condition (Please read note 16)**

**It is a condition of this temporary event notice that where the relevant licensable activities described in Section 3 above include the supply of alcohol that all such supplies are made by or under the authority of the premises user.**

## **Declarations (Please read note 17)**

**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.**

Signature:\*

GLEN MCCARTNEY

Date:

09 Feb 2017



# Acknowledgement

**I acknowledge receipt of this temporary event notice.**

Signed:

Date:

On behalf of the  
Licensing Authority

Name of officer  
signing:

Our ref: SRU 218891  
Date: 13 February 2017  
If telephoning please ask for:  
Email

Matthew Rogerson 01724 297620  
Matthew.Rogerson@northlincs.gov.uk



www.northlincs.gov.uk

Peter Williams BSc, DMS, CEng, MEI, MCMI, AMIMechE  
Director of Places  
PO Box 42  
Church Square House  
Scunthorpe  
North Lincolnshire  
DN15 6XQ

George Hotel  
20 High Street  
Kirton in Lindsey  
North Lincolnshire  
DN21 4LX

Dear Mr McCartney

**Environmental Protection Act 1990**  
**Temporary Event Notice, Kirton Off Road Centre, Gainsthorpe Road West,**  
**Gainsthorpe**

North Lincolnshire Council's Environmental Health team has received notification that you have applied for a Temporary Event Notice to hold an event at the above premises on 25 to 30 July 2017 to hold a two day competition with a marquee, bar and entertainment.

One of the Environmental Health team's roles is to protect residents from statutory noise nuisances arising from commercial premises.

The temporary event notice seeks to have regulated entertainment until 04:00 on 25 to 30 July 2017.

North Lincolnshire Council therefore gives notice of **objection under Section 112 of the Licensing Act 2003** as amended, to this notice on the grounds of prevention of public nuisance.

This department would appreciate your cooperation on this matter.

A copy of this letter has been forwarded to the Licensing Department.

Yours sincerely



Matthew Rogerson  
Technical Officer  
Environmental Health (Commercial)

Cc Licensing Department

