



# Kent Police

**Chief Officer of Police Representation** in relation to an application for **variation** of premises licence made under Part 3 **Section 34** Licensing Act 2003 (S35 Licensing Act 2003)

<b>Details of person or body making representation</b>	
Name of Chief Officer of Police	Chief Inspector STEENHUIS
Postal Address: (Area Headquarters)	Police Station Pembury Road Tonbridge Kent TN9 2HS
E-mail address	Trevor.horner@kent.police.uk
Telephone Number:	01892 502198

<b>Details of premises representation is about</b>	
Name of Premises:	Colebrook Park, Colebrook Lakes
Address of premises:	Land East of Kingstanding Way Royal Tunbridge Wells TN2 3UP
Date application received by police	05/11/2019
Date representation sent to Licensing Authority	02/12/2019  <i>Must be within 28 days of receipt – The Licensing Act 2003 (Premises Licences and Club Premises Certificates) Regulations 2005, Part 4 Reg. 22.</i>

<b>The Chief Officer of Police has received an application for the variation of a premises licence made under the provisions of Section 34 Licensing Act 2003, and under Section 35 of that Act asks the Licensing Authority to consider these representations in respect of: -</b>	
<i>Please tick one or more of the licensing objectives that the representation relates to:</i>	
Prevention of crime and disorder	X
Public Safety	X
Prevention of public nuisance	X
Protection of children from harm	

The relevant representations within the meaning of S.35(5) of the Licensing Act satisfy the requirements of S.35 (6) of that Act and are as follows:

**Please give the reason for the representation and detail the evidence supporting it:**

The Premises Licence is for a large area of open land on the Colebrook Estate, North Farm, in Tunbridge Wells. It is used by the Premises Licence holder to host a variety of events, including festivals, weddings and other activities. These events can attract up to 4999 people, not including staff and contractors.

There is a body of water on the estate which is fenced off with a suitable physical barrier when Category 1 and Category 2 events are being held (from 1500 to 4999 patrons). This is to prevent patrons gaining access to the body of water on the event site and is maintained at all times the event site is open to the public. This is a condition on the current premises licence and is necessary for public safety.

The applicant has submitted an application to vary a number of conditions on the current licence.

**PROPOSED VARIATION POINTS 1 TO 6**

After reviewing the application **Kent Police have no objection** to the variations as outlined in the application identified in points 1 to 6.

It is understood by Kent Police, and confirmed by Mr Stephen THOMAS, that, apart from the proposed extension for the four events, the terminal hour for all other events will be as stipulated on the current Premises Licence.

**PROPOSED VARIATION POINT 7**

**Kent Police raise objection** to the request to vary condition 77 in the current premises licence identified in point 7:

***"During a Large event a risk assessment to control access to the body of water on the event site"***

The original condition, as identified as condition 77 on the current licence, was put in place for public safety. Large events cater for a crowd of between 1500 and 4999 which also includes overnight camping. To protect patrons from the dangers of the water, especially if they are under the influence of alcohol, it is necessary for the body of water to be separated from the patrons by a physical barrier and for this barrier to be maintained at all times while the site is open to the public.

Kent Police believe that the temporary installation of a physical barrier should not be based on a risk assessment as public safety could be undermined.

*Please use separate sheets where necessary*

**Suggested conditions that could be added to the licence to remedy the representation or other suggestions the Licensing Sub Committee may take into account:**

*Please use separate sheets where necessary*

**AMENDMENT TO CONDITION 14**

Kent Police believes that in order to uphold the Licensing Objectives it is required that a responsible person be present at all times when Licensable Activities are taking place, whether the event is classified as a Large or a Small event. It is therefore requested that Condition 14 on the current licence be amended to read:

***For all events the DPS or at least one Personal Licence Holder shall be present during the whole time alcohol is sold. For large events details of the nominated deputies shall be provided to the Licensing Authority and Police at least 30 days prior to the commencement of a large event.***

**NEW CONDITION**

Due to the wide variety of "SMALL" events which could be held on the Colebrook Estate, covered by the Premises Licence, Kent Police request that a new condition be added to the existing licence which will enable responsible authorities to offer advice and guidance to the Premises Licence holder or their authorised representatives to ensure the licensing objectives are upheld.

***"An event management plan for SMALL events shall be produced when requested by Kent Police or Tunbridge Wells Borough Council following consultation with the Premises Licence Holder, based on audience profile and police intelligence"***

**DUPLICATE CONDITION**

Condition 21 is a duplication of condition 20

*It should be noted that paragraph [insert number] of the {insert name} Council Statement of Licensing Policy deals with the prevention of Crime and Disorder.*

**Signed:**   
**Print name: Trevor HORNER**

**Date: 22/11/2019**  
**Force Number: 11475**

*Pp Chief Officer of Police of Police for the Police Area in which the licensed premises are situated.*

Representation may be made at any time during the 28 consecutive days starting on the day after the day on which the application to which it relates was given to the authority by the applicant. Please return this form along with any additional sheets to the Licensing Authority. This form must be returned within the Statutory Period.