



# AGENDA

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## LICENSING COMMITTEE

**Date: TUESDAY, 2 APRIL 2019 at 7.15 pm**

**Committee Room 3  
Civic Suite  
Catford Road  
London SE6 4RU**

**Enquiries to: Clare Weaser  
Telephone: 0208 314 7369 (direct line)  
Email: [clare.weaser@lewisham.gov.uk](mailto:clare.weaser@lewisham.gov.uk)**

### **MEMBERS**

This meeting is an open meeting and all items on the agenda may be audio recorded and/or filmed.

### **Councillors:**

Councillor Eva Stamirowski (Chair)  
Councillor Colin Elliott (Vice-Chair)  
Councillor Patrick Codd  
Councillor Alex Feis-Bryce  
Councillor Alan Hall  
Councillor Sue Hordijkeno  
Councillor Coral Howard  
Councillor Caroline Kalu  
Councillor Joan Millbank  
Councillor Susan Wise  
1 vacancy

**Members are summoned to attend this meeting**

**Janet Senior  
Acting Chief Executive  
Laurence House  
Catford  
London SE6 4RU  
Date: 19 March 2019**



INVESTOR IN PEOPLE

The public are welcome to attend our committee meetings, however occasionally committees may have to consider some business in private. Copies of reports can be made available in additional formats on request.

## ORDER OF BUSINESS – PART 1 AGENDA

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INVESTOR IN PEOPLE

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# Agenda Item 1

LICENSING COMMITTEE			
<b>Report Title</b>	Minutes		
<b>Key Decision</b>			Item No. 1
<b>Ward</b>			
<b>Contributors</b>	Chief Executive		
<b>Class</b>	Part 1	Date: 2 April 2019	

## Recommendation

That the Minutes of the meeting of the Licensing Committee, held on 5 March 2019 be confirmed and signed.

# Agenda Item 2

LICENSING COMMITTEE		
Report Title	Declarations of Interest	
Key Decision		Item No. 2
Ward		
Contributors	Chief Executive	
Class	Part 1	Date: 2 April 2019

Members are asked to declare any personal interest they have in any item on the agenda.

## 1 Personal interests

There are three types of personal interest referred to in the Council's Member Code of Conduct :-

- (1) Disclosable pecuniary interests
- (2) Other registerable interests
- (3) Non-registerable interests

## 2 Disclosable pecuniary interests are defined by regulation as:-

- (a) Employment, trade, profession or vocation of a relevant person\* for profit or gain
- (b) Sponsorship –payment or provision of any other financial benefit (other than by the Council) within the 12 months prior to giving notice for inclusion in the register in respect of expenses incurred by you in carrying out duties as a member or towards your election expenses (including payment or financial benefit from a Trade Union).
- (c) Undischarged contracts between a relevant person\* (or a firm in which they are a partner or a body corporate in which they are a director, or in the securities of which they have a beneficial interest) and the Council for goods, services or works.
- (d) Beneficial interests in land in the borough.
- (e) Licence to occupy land in the borough for one month or more.
- (f) Corporate tenancies – any tenancy, where to the member's knowledge, the Council is landlord and the tenant is a firm in which the relevant person\* is a

partner, a body corporate in which they are a director, or in the securities of which they have a beneficial interest.

- (g) Beneficial interest in securities of a body where:-
- (a) that body to the member's knowledge has a place of business or land in the borough; and
  - (b) either
    - (i) the total nominal value of the securities exceeds £25,000 or 1/100 of the total issued share capital of that body; or
    - (ii) if the share capital of that body is of more than one class, the total nominal value of the shares of any one class in which the relevant person\* has a beneficial interest exceeds 1/100 of the total issued share capital of that class.

\*A relevant person is the member, their spouse or civil partner, or a person with whom they live as spouse or civil partner.

### **(3) Other registerable interests**

The Lewisham Member Code of Conduct requires members also to register the following interests:-

- (a) Membership or position of control or management in a body to which you were appointed or nominated by the Council
- (b) Any body exercising functions of a public nature or directed to charitable purposes, or whose principal purposes include the influence of public opinion or policy, including any political party
- (c) Any person from whom you have received a gift or hospitality with an estimated value of at least £25

### **(4) Non registerable interests**

Occasions may arise when a matter under consideration would or would be likely to affect the wellbeing of a member, their family, friend or close associate more than it would affect the wellbeing of those in the local area generally, but which is not required to be registered in the Register of Members' Interests (for example a matter concerning the closure of a school at which a Member's child attends).

### **(5) Declaration and Impact of interest on members' participation**

- (a) Where a member has any registerable interest in a matter and they are present at a meeting at which that matter is to be discussed, they must declare the nature of the interest at the earliest opportunity and in any

event before the matter is considered. The declaration will be recorded in the minutes of the meeting. If the matter is a disclosable pecuniary interest the member must take no part in consideration of the matter and withdraw from the room before it is considered. They must not seek improperly to influence the decision in any way. **Failure to declare such an interest which has not already been entered in the Register of Members' Interests, or participation where such an interest exists, is liable to prosecution and on conviction carries a fine of up to £5000**

- (b) Where a member has a registerable interest which falls short of a disclosable pecuniary interest they must still declare the nature of the interest to the meeting at the earliest opportunity and in any event before the matter is considered, but they may stay in the room, participate in consideration of the matter and vote on it unless paragraph (c) below applies.
- (c) Where a member has a registerable interest which falls short of a disclosable pecuniary interest, the member must consider whether a reasonable member of the public in possession of the facts would think that their interest is so significant that it would be likely to impair the member's judgement of the public interest. If so, the member must withdraw and take no part in consideration of the matter nor seek to influence the outcome improperly.
- (d) If a non-registerable interest arises which affects the wellbeing of a member, their, family, friend or close associate more than it would affect those in the local area generally, then the provisions relating to the declarations of interest and withdrawal apply as if it were a registerable interest.
- (e) Decisions relating to declarations of interests are for the member's personal judgement, though in cases of doubt they may wish to seek the advice of the Monitoring Officer.

## **(6) Sensitive information**

There are special provisions relating to sensitive interests. These are interests the disclosure of which would be likely to expose the member to risk of violence or intimidation where the Monitoring Officer has agreed that such interest need not be registered. Members with such an interest are referred to the Code and advised to seek advice from the Monitoring Officer in advance.

## **(7) Exempt categories**

There are exemptions to these provisions allowing members to participate in decisions notwithstanding interests that would otherwise prevent them doing so. These include:-

- (a) Housing – holding a tenancy or lease with the Council unless the matter relates to your particular tenancy or lease; (subject to arrears exception)
- (b) School meals, school transport and travelling expenses; if you are a parent or guardian of a child in full time education, or a school governor unless the matter relates particularly to the school your child attends or of which you are a governor;
- (c) Statutory sick pay; if you are in receipt
- (d) Allowances, payment or indemnity for members
- (e) Ceremonial honours for members
- (f) Setting Council Tax or precept (subject to arrears exception)

# Agenda Item 3

## LICENSING COMMITTEE

<b>Report Title</b>	On Blackheath, Blackheath Common, SE3		
<b>Key Decision</b>	No		Item No. 3
<b>Ward</b>	Blackheath		
<b>Contributors</b>	Community Services – Licensing Authority Head of Law		
<b>Class</b>	Part 1	Date: 2 April 2019	

**Proposal:** Premises Licence Variation Application

**Legislation:** Licensing Act 2003

**Premises:** On Blackheath, Blackheath Common, SE3  
Part borders: Goffers Road, Shooters Hill Road, A2, Hare and Billet Road, Wat Tyler Rd SE3

**Applicants:** On Blackheath Ltd

### **This is an application for a Variation of the Premises Licence**

#### **1. Current Licence Status**

The premises are currently licensed for the sale of alcohol and regulated entertainment and outlined below:

**Second full weekend in September of each year only:**

#### **Regulated entertainment**

##### Films

1300 - 2230 Saturday

1300 - 2200 Sunday

##### Live Music

1300 - 2230 Saturday

1300 - 2200 Sunday

##### Recorded Music

1200 – 2230 Saturday

1200 – 2200 Sunday

##### Performance of Dance

1300 - 2230 Saturday

1300 - 2200 Sunday



## **Sale by retail of alcohol for consumption on the premises**

1200 – 2200 Saturday

1200 – 2130 Sunday

### **2. Particulars of Application Applied for**

To Change the applicable dates of the event to:

**“Any consecutive two day period between 1 July and 31 September in any calendar year, with the dates for each year to be agreed at least six months in advance of the date of the event with the licensing authority, the Councils ESAG (Events Safety Advisory Group) and the appropriate executive director (agreement to be issued by the Licensing Authority)” AND the addition of a new site plan.**

### **3. Outline of representations received**

- 3.1 The application for the variation of the premises licence was received on 13 February 2019 and sent to all the Responsible Authorities.
- 3.2 There were no representations from any responsible authorities but representations were received from 8 interested parties, 1 of which was in support of the application. A further 3 were received from residents within relatively close proximity to the premises; 1 from the Westcombe Park Society; 2 from Greenwich Council Officers; and 1 from a Greenwich Councillor.
- 3.3 The representations received from interested parties, have been examined by Officers and are considered not to be vexatious or frivolous. These representations were all received within the specified time.
- 3.4 The application for the new premises licence has been advertised in accordance with Regulation 25; an advert in a local newspaper and notices prominently displayed on the perimeter of the premises every 50 metres for a period of 28 consecutive days. The last date for receiving representations was the 12 March 2019.
- 3.5 The objections to the application are on public nuisance grounds due to concerns over noise from the event and potential impact that a change of date of the event could cause.
- 3.6 Conditions have been agreed between the applicant and the Licensing Authority and Police. The application has also been discussed at the Event Safety and Advisory Group on the 20 November 2018 and 19 March 2019.

### **4. Legal & Human Rights Implications**

- 4.1 The Licensing authority is a public authority under the Human Rights Act 1998. Therefore the licensing authority is required to act compatibly with the convention rights in the exercise of their functions. Article 6 (1) of the Convention provides that

everyone is entitled to a fair and public hearing within a reasonable time by an independent and impartial hearing established by law.

- 4.2 A Premises Licence is a possession for the purpose of the Human Rights Act 1998. The right to hold a licence is a qualified rather than an absolute right. Therefore the right to hold a licence may be interfered with if it affects the interests of local residents or others. Such interference may be justified if it is necessary and proportionate to promote the licensing objectives.

## **5. Equalities Implications**

- 5.1 The Equality Act 2010 (the Act) introduced a public sector equality duty (the equality duty or the duty). It covers the following protected characteristics: age, disability, gender reassignment, marriage and civil partnership, pregnancy and maternity, race, religion or belief, sex and sexual orientation.

- 5.2 In summary, the Council must, in the exercise of its functions, have due regard to the need to:

- eliminate unlawful discrimination, harassment and victimisation and other conduct prohibited by the Act.
- advance equality of opportunity between people who share a protected characteristic and those who do not.
- foster good relations between people who share a protected characteristic and those who do not.

- 5.3 It is not an absolute requirement to eliminate unlawful discrimination, harassment, victimisation or other prohibited conduct, or to promote equality of opportunity or foster good relations between persons who share a protected characteristic and those who do not. It is a duty to have due regard to the need to achieve the goals listed above above.

- 5.4 The weight to be attached to the duty will be dependent on the nature of the decision and the circumstances in which it is made. This is a matter for the Mayor, bearing in mind the issues of relevance and proportionality. The Mayor must understand the impact or likely impact of the decision on those with protected characteristics who are potentially affected by the decision. The extent of the duty will necessarily vary from case to case and due regard is such regard as is appropriate in all the circumstances.

- 5.5 The Equality and Human Rights Commission has issued Technical Guidance on the Public Sector Equality Duty and statutory guidance entitled "Equality Act 2010 Services, Public Functions & Associations Statutory Code of Practice". The Council must have regard to the statutory code in so far as it relates to the duty and attention is drawn to Chapter 11 which deals particularly with the equality duty. The Technical Guidance also covers what public authorities should do to meet the duty. This includes steps that are legally required, as well as recommended actions. The guidance does not have statutory force but nonetheless regard should be had to it, as failure to do so without compelling reason would be of evidential value. The statutory code and the technical guidance can be found at: <https://www.equalityhumanrights.com/en/advice-and-guidance/equality-act-codes-practice>

<https://www.equalityhumanrights.com/en/advice-and-guidance/equality-act-technical-guidance>

5.6 The Equality and Human Rights Commission (EHRC) has previously issued five guides for public authorities in England giving advice on the equality duty:

- [The essential guide to the public sector equality duty](#)
- [Meeting the equality duty in policy and decision-making](#)
- [Engagement and the equality duty: A guide for public authorities](#)
- [Objectives and the equality duty. A guide for public authorities](#)
- [Equality Information and the Equality Duty: A Guide for Public Authorities](#)

5.7 The essential guide provides an overview of the equality duty requirements including the general equality duty, the specific duties and who they apply to. It covers what public authorities should do to meet the duty including steps that are legally required, as well as recommended actions. The other four documents provide more detailed guidance on key areas and advice on good practice. Further information and resources are available at:

<https://www.equalityhumanrights.com/en/advice-and-guidance/public-sector-equality-duty-guidance#h1>

## **6. Application for the Variation of a Premises Licence**

6.1 The steps available to the Licensing Authority:

- (a) to modify the conditions of the licence;
- (b) to reject the whole or part of the application.

6.2 An appeal may be made against the decision to the Magistrates Court within 21 days.

### Background Papers

<u>Short Title of</u>	<u>Date</u>	<u>Appendix</u>
<u>Document</u>		
Application for Variation	13 February 2019	
Representations	As dated in attached documents	
Agreed conditions	11 March 2019	

Should you require any further information on this report please contact Lisa Hooper, Licensing Authority Officer on 02083146324



Licensing Team  
 4<sup>th</sup> Floor Laurence House  
 1 Catford Road  
 London  
 SE6 4RU  
 020 8314 6400

**Application to vary a premises licence 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 OnBlackheath Limited

*(Insert name(s) of applicant)*

**being the premises licence holder, apply to vary a premises licence under section 34 of the Licensing Act 2003 for the premises described in Part 1 below**

**Premises licence number**

PL 0921

**Part 1 – Premises Details**

Postal address of premises or, if none, ordnance survey map reference or description

Blackheath Common  
 Part borders:  
 Goffers Rd  
 Shooters Hill Rd A2  
 Hare and Billet Rd  
 Wat Tyler Rd

Post town

London

Postcode

SE3

Telephone number at premises (if any)

N/A

Non-domestic rateable value of premises

N/A

**Part 2 – Applicant details**

Daytime contact telephone number		07956 678207 / 07500 947182	
E-mail address (optional)		tom@onblackheath.com / tlyon@festivalrepublic.com	
Current postal address if different from premises address		OnBlackheath Limited Regent Arcade House 2 <sup>nd</sup> Floor 19-25 Argyll Street	
Post town	London	Postcode	W1F 7TS

**Part 3 - Variation**

Please tick as appropriate

Do you want the proposed variation to have effect as soon as possible?      Yes      No

If not, from what date do you want the variation to take effect?

DD	MM	YYYY

**Please describe briefly the nature of the proposed variation** (Please see guidance note 1)

OnBlackheath Limited propose to change the date of the OnBlackheath Festival.

The current licence is for the second full weekend in September and we propose to change this to;

*Any consecutive two day period between 1<sup>st</sup> July and 31<sup>st</sup> September in any calendar year, with the dates for each year to be agreed at least 6 months in advance of the date of the event with the licensing authority, the Council’s ESAG (Events Safety Advisory Group) and the appropriate executive director (agreement to be issued in writing by Licensing Authority).*

All times for licensable activity will remain the same as listed in the existing premises licence and no changes to the Operating Schedule will be made.

If your proposed variation would mean that 5,000 or more people are expected to attend the premises at any one time, please state the number expected to attend:

N/A
-----

#### Part 4 Operating Schedule

Please complete those parts of the Operating Schedule below which would be subject to change if this application to vary is successful.

##### Provision of regulated entertainment

Please tick all that apply

- 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)

**Sale by retail 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)			<u>Will the performance of a play take place indoors or outdoors or both – please tick</u> (please read guidance note 2)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	<u>Please give further details here</u> (please read guidance note 3)		
Mon					
Tue			<u>State any seasonal variations for performing plays</u> (please read guidance note 4)		
Wed					
Thur			<u>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</u> (please read guidance note 5)		
Fri					
Sat					
Sun					

B

Films Standard days and timings (please read guidance note 6)			<u>Will the exhibition of films take place indoors or outdoors or both – please tick</u> (please read guidance note 2)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	<u>Please give further details here</u> (please read guidance note 3)		
Mon					
Tue			<u>State any seasonal variations for the exhibition of films</u> (please read guidance note 4)		
Wed					
Thur			<u>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</u> (please read guidance note 5)		
Fri					
Sat	13:00	22:30			
Sun	13:00	22:00			



C

Indoor sporting events Standard days and timings (please read guidance note 6)			<u>Please give further details</u> (please read guidance note 3)
Day	Start	Finish	
Mon			
Tue			<u>State any seasonal variations for indoor sporting events</u> (please read guidance note 4)
Wed			
Thur			<u>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</u> (please read guidance note 5)
Fri			
Sat			
Sun			

D

Boxing or wrestling entertainments Standard days and timings (please read guidance note 6)			<u>Will the boxing or wrestling entertainment take place indoors or outdoors or both – please tick</u> (please read guidance note 2)	Indoors	<input type="checkbox"/>			
				Outdoors	<input type="checkbox"/>			
				Both	<input type="checkbox"/>			
Day	Start	Finish	<u>Please give further details here</u> (please read guidance note 3)					
Mon								
Tue								
Wed						<u>State any seasonal variations for boxing or wrestling entertainment</u> (please read guidance note 4)		
Thur								
Fri						<u>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</u> (please read guidance note 5)		
Sat								
Sun								

E

Live music Standard days and timings (please read guidance note 6)			<u>Will the performance of live music take place indoors or outdoors or both – please tick</u> (please read guidance note 2)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input checked="" type="checkbox"/>
Day	Start	Finish	<u>Please give further details here</u> (please read guidance note 3)		
Mon					
Tue			<u>State any seasonal variations for the performance of live music</u> (please read guidance note 4)		
Wed					
Thur			<u>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</u> (please read guidance note 5)		
Fri					
Sat	13:00	22:30			
Sun	13:00	22:00			

F

Recorded music Standard days and timings (please read guidance note 6)			<u>Will the playing of recorded music take place indoors or outdoors or both – please tick</u> (please read guidance note 2)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input checked="" type="checkbox"/>
Day	Start	Finish	<u>Please give further details here</u> (please read guidance note 3)		
Mon					
Tue			<u>State any seasonal variations for the playing of recorded music</u> (please read guidance note 4)		
Wed					
Thur			<u>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</u> (please read guidance note 5)		
Fri					
Sat	12:00	22:30			
Sun	12:00	22:00			

G

<b>Performances of dance</b> Standard days and timings (please read guidance note 6)			<b><u>Will the performance of dance take place indoors or outdoors or both – please tick</u></b> (please read guidance note 2)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input checked="" type="checkbox"/>
Day	Start	Finish	<b><u>Please give further details here</u></b> (please read guidance note 3)		
Mon					
Tue			<b><u>State any seasonal variations for the performance of dance</u></b> (please read guidance note 4)		
Wed					
Thur			<b><u>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</u></b> (please read guidance note 5)		
Fri					
Sat	13:00	22:30			
Sun	13:00	22:00			

H

<b>Anything of a similar description to that falling within (e), (f) or (g)</b> Standard days and timings (please read guidance note 6)			Please give a description of the type of entertainment you will be providing		
Day	Start	Finish	<b><u>Will this entertainment take place indoors or outdoors or both – please tick</u></b> (please read guidance note 2)	Indoors	<input type="checkbox"/>
Mon				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Tue			<b><u>Please give further details here</u></b> (please read guidance note 3)		
Wed			<b><u>State any seasonal variations for entertainment of a similar description to that falling within (e), (f) or (g)</u></b> (please read guidance note 4)		
Thur			<b><u>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</u></b> (please read guidance note 5)		
Fri					
Sat					
Sun					

I

<b>Late night refreshment</b> Standard days and timings (please read guidance note 6)			<b>Will the provision of late night refreshment take place indoors or outdoors or both – please tick</b> (please read guidance note 2)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	<b>Please give further details here</b> (please read guidance note 3)		
Mon					
Tue			<b>State any seasonal variations for the provision of late night refreshment</b> (please read guidance note 4)		
Wed					
Thur			<b>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</b> (please read guidance note 5)		
Fri					
Sat					
Sun					

J

<b>Supply of alcohol</b> Standard days and timings (please read guidance note 6)			<b>Will the supply of alcohol be for consumption – please tick</b> (please read guidance note 7)	On the premises	<input checked="" type="checkbox"/>			
				Off the premises	<input type="checkbox"/>			
				Both	<input type="checkbox"/>			
Day	Start	Finish	<b>State any seasonal variations for the supply of alcohol</b> (please read guidance note 4)					
Mon								
Tue								
Wed								
Thur								
Fri								
Sat	12:00	22:00						
Sun	12:00	21:30						
						<b>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</b> (please read guidance note 5)		

K

<p><b>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</b> (please read guidance note 8).</p> <p>N/A</p>
--



L

<b>Hours premises are open to the public</b> Standard days and timings (please read guidance note 6)			<b>State any seasonal variations</b> (please read guidance note 4)
Day	Start	Finish	
Mon			
Tue			
Wed			
Thur			
Fri			
Sat	12:00	23:00	
Sun	12:00	22:30	
<b>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</b> (please read guidance note 5)			

Please identify those conditions currently imposed on the licence which you believe could be removed as a consequence of the proposed variation you are seeking.

We would not anticipate any licence conditions to be removed due to the proposed variation.

Please tick as appropriate

- I have enclosed the premises licence
- I have enclosed the relevant part of the premises licence

If you have not ticked one of these boxes, please fill in reasons for not including the licence or part of it below

Reasons why I have not enclosed the premises licence or relevant part of premises licence.

## **M**

Describe any additional steps you intend to take to promote the four licensing objectives as a result of the proposed variation:

### **a) General – all four licensing objectives (b, c, d and e) (please read guidance note 9)**

N/A – the Operating Schedule submitted with the initial licence application has not been amended and no conditions within the licence will change.

### **b) The prevention of crime and disorder**

### **c) Public safety**

### **d) The prevention of public nuisance**

### **e) The protection of children from harm**

Checklist:

**Please tick to indicate agreement**

- I have made or enclosed payment of the fee.
- I have sent copies of this application and the plan to responsible authorities and others where applicable.
- I understand that I must now advertise my application.
- I have enclosed the premises licence or relevant part of it or explanation.
- 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 NOT EXCEEDING 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 5 – Signatures** (please read guidance note 10)

**Signature of applicant (the current premises licence holder) or applicant’s solicitor or other duly authorised agent** (please read guidance note 11). **If signing on behalf of the applicant, please state in what capacity.**

Signature	
Date	1 <sup>st</sup> Feb 2019
Capacity	Director

**Where the premises licence is jointly held, signature of 2nd applicant (the current premises licence holder) 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	
Capacity	

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

<div style="border: 1px solid black; height: 100px;"></div>			
<b>Post town</b>		<b>Post code</b>	
<b>Telephone number (if any)</b>			
<b>If you would prefer us to correspond with you by e-mail, your e-mail address (optional)</b>			



**Weaser, Clare**

---

**Subject:** FW: OnBlackheath - proposal to change of date

**From:** Sue  
**Sent:** 03 March 2019 20:29  
**To:** Lockett, Richard  
**Subject:** OnBlackheath - proposal to change of date

Dear Mr Lockett

I have received a letter from Councillor Geoffrey Brighty sent to residents of the Royal Borough of Greenwich inviting us to raise objections to the proposed change of date to the OnBlackheath music event currently held in September. May I write in support?

I live on St Germans Place, directly on Blackheath common. Blackheath common is a public space to be used and enjoyed not just by the residents of Blackheath but by any member of the public that wishes to visit. I would prefer it to be used by as many members of the public as possible, and the music festival is a way of drawing people into the area which is good for local businesses.

The weather in the UK is changeable. We are as likely to have rain or sun in July as we are in September and indeed often enjoy a better "late summer" in September than we do in July. I am not sure that the change of date will cause any more noise nuisance for being held in the "middle of summer" as intimated by Geoffrey Brighty. One might argue that holding the event in July, when the schools are on holiday and many local families are away, would cause less nuisance to residents than holding it in September when they are more likely to be at home.

Regards

Sue



**Weaser, Clare**

---

**Subject:**

FW: Representation on variation of license for On Blackheath 2019

**From:** joe

**Sent:** 09 March 2019 14:44

**To:** Lockett, Richard

**Subject:** Representation on variation of license for On Blackheath 2019

Dear Mr Lockett,

I wish to make a representation concerning the application for a Full Variation under the Licensing Act 2003, by On Blackheath festival for 2019, at the following address:

Premises name and address:

On Blackheath

Blackheath Common

London

SE3

I object to the variation in license to permit a July festival on the grounds of public nuisance for the following reasons. Changing the date to July, the hottest time of the year, means the noise pollution will be even more disturbing because people will have their windows open or will still be outside during the long evenings. In July many people will still be outdoors or in Greenwich Park and they deserve not to have their free time badly affected by noise from the festival. For years Greenwich residents have been complaining about the excessive noise, to the point of giving up saying anything as nothing has been done, but at least in September it's easier to keep windows shut and the daylight hours are shorter. Even in September the noise carries very far and in Westcombe Park, for example, it is enough to cause problems getting my toddler to sleep and preventing us relaxing. Loud noise for an entire weekend is stressful and a nuisance, leading at times to feelings of anger and resentment -but again, it will be worse in hot summer weather with windows having to be shut. Not everyone can afford to simply go away for the weekend as some Blackheath residents are able to do. If they are going to have it in summer, one compromise could be to require OnBlackheath to reduce the noise limits a little to make it bearable, or install something to reduce the noise spillage -I feel this is the least they should be expected to do.

Thank you,

Joseph





## **Weaser, Clare**

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**Subject:** FW: Letter of objection to LBL Application to Vary Premises Licence - On Blackheath, Blackheath Common

**From:** [REDACTED]  
**Sent:** 11 March 2019 19:20  
**To:** Lockett, Richard; ian.andrews@royalgreenwich.gov.uk; Geoffrey Brighty  
**Subject:** Letter of objection to LBL Application to Vary Premises Licence - On Blackheath, Blackheath Common

To whom it may concern,

I am writing to make a representation in respect of the application by OnBlackheath to Lewisham council to vary the premises licence to "Any consecutive two-day period between 1st July and 31st September in any calendar year".

In my view this music festival is incompatible with the licensing objective of "prevention of public nuisance". My reasons for this belief are as follows.

The excessive noise from this event disturbs the right of every householder to the peaceful enjoyment of their home. For two whole days, morning, noon and night, all you can hear in our home is the boom-boom-boom of the music festival, whether or not the windows are shut. The noise is invasive, relentless and unsettling, and disturbs the sleep of our young children.

The prevailing southwesterly wind carries the noise eastwards over the heath, right to where our home is, near Blackheath Royal Standard/Shooters Hill Road.

Moreover, Blackheath is Metropolitan Open Land. The essence of its character is in its very openness, and the sense of freedom that that entails. Enclosing part of the heath for a music festival, with high black boarding, wrecks this sense of openness and one's ability to roam freely across the heath.

I have rung and complained every year that this event has been held, on the mobile number given on the flyer that comes through our door and to Greenwich council noise line, but the music has never been turned down.

I would like the music festival to be refused permission, full stop. Failing that, moving OnBlackheath to the middle of July would mean that some residents and families, at least, would be away on holiday or would be able to go away on holiday if need be. Against that having the festival so early in the summer could damage the growth of the grass and wild plants on the heath.

Having the festival on the second weekend in September means that more local residents will be back home, as the schools will be back by then. This gives local residents little chance to escape the racket.

Whichever date is chosen, more thought and planning should go into damping down the noise and blocking its transmission northeastwards and eastwards over the heath by the wind.

Overall, though, it is my view, for the reasons given above, that OnBlackheath contravenes the objective of "prevention of public nuisance", and should therefore be refused permission to hold a festival on any date.

Yours sincerely

A black rectangular redaction mark covering the signature of the sender.

SECRET

## **Weaser, Clare**

---

**From:** Geoffrey Brighty <Geoffrey.Brighty@royalgreenwich.gov.uk>  
**Sent:** 11 March 2019 10:53  
**To:** Lockett, Richard  
**Subject:** On Blackheath - Licence Application

### Application for Full variation of premises licence for OnBlackheath, Blackheath London SE3

I represent Blackheath Westcombe Ward in the Royal Borough of Greenwich and I am writing to express my concern at the application by On Blackheath which if granted would allow the event to be held as follows –

*“Any consecutive two day period between 1st July and 31st September in any calendar year, with the dates for each year to be agreed at least six months in advance of the date of the event with the licensing authority, the Councils ESAG (Events Safety Advisory Group) and the appropriate executive director (agreement to be issued by the Licensing Authority)”*

My submission is made in relation to the Licensing Act objective of the prevention of public nuisance.

Residents in my Ward have complained about noise disturbance from the On Blackheath event when held, as at present, on the second weekend in September. There are concerns that noise nuisance will be greater in July when, in the middle of summer, residents are understandably likely to need to have windows open and may wish to enjoy the peaceful amenity of their gardens or the open spaces available in the Blackheath and Greenwich Park area.

To mitigate incidents of noise disturbance the licence, if granted, should stipulate that a target noise level of a maximum of 65dB LAeq<sub>15min</sub> (measured at 1m from any façade) of any RB Greenwich residential dwelling should be applied as I believe was agreed for the 2018 event. Preferably a reduction in permitted noise level from 65db should be considered. In addition there should be a commitment to review the impact that the layout of the event and direction of amplification equipment can have on creating noise disturbance to Royal Borough of Greenwich residents, possibly as part of the Noise Management Plan, and to be approved by the Royal Borough of Greenwich.

To date whatever measures have been put in place to address noise nuisance simply have not worked for all residents living in the vicinity and these issues need to be addressed whenever the event is to be held, but especially if in mid-summer, to try to ensure residents do not suffer two long days of noise disturbance

Regards

**Councillor Geoff Brighty**  
**Blackheath Westcombe Ward**  
**Royal Borough of Greenwich**  
**0750 785 9205**  
**020 8 921 6393(Town Hall)**

[geoffrey.brighty@royalgreenwich.gov.uk](mailto:geoffrey.brighty@royalgreenwich.gov.uk)

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- LGC Council Of The Year 2013

Licensing Act 2003

REPRESENTATION FORM FROM RESPONSIBLE AUTHORITIES

Responsible Authority: Environmental Health; Environmental Protection;  
Noise

<b>Your Name</b>	Ella Smallcombe
<b>Job Title</b>	Environmental Protection Team Manager
<b>Postal and email address</b>	Royal Borough of Greenwich 4th Floor, The Woolwich Center 35 Wellington Street Woolwich London SE18 6HQ
	0208 921 2119

<b>Name of the premises you are making a representation about</b>	On-Blackheath premise licence
<b>Address of the premises you are making a representation about</b>	On-Blackheath, Blackheath Common

<b>Which of the four licensing Objectives does your representation relate to?</b>	Yes Or No	<i>Please detail the evidence supporting your representation. Or the reason for your representation. Please use separate sheets if necessary</i>
<b>To prevent crime and disorder</b>	NO	
<b>Public safety</b>	NO	
<b>To prevent public nuisance</b>	YES	<b>Please find attached</b>
<b>To protect children from harm</b>	NO	

<b>Suggested conditions that could be added to the licence to remedy your representation or other suggestions you would like the Licensing Sub Committee to take into account. Please use separate sheets where necessary and refer to checklist.</b>	Included below
---	----------------

Signed:



Date: 12/03/2019

## **Representation**

This representation is with regard to the prevention of public nuisance; 1 of the 4 statutory licensing objectives.

This representation relates to an application for the variation of the Premise Licence - OnBlackheath, Blackheath Common.

The Royal Borough of Greenwich continues to receive complaints from its residents regarding the volume of noise from the OnBlackheath music weekend. Complaints are received through the boroughs Noise Line reactive service during the event, and also several enquiries throughout the year asking how the noise may be reduced for the forthcoming event.

In 2017 the Noise Line reactive service received the following;

**Sat 9 September 2017 - 8 Complaints (various addresses)**

**Sun 10 September 2017 - 4 Complaints (various addresses)**

In 2018 the Noise Line reactive service received the following;

**Saturday 8 September 2018 – 6 complaints**

Bournbrook Road, London, SE3 8JT

Westcombe Park Road, London, SE3 7QA

Vanbrugh Fields, Blackheath, SE3 7TZ

Woodland Grove, London, SE10 9UL

Highmore Road, London, SE3 7UA

Chesterfield Walk, London , SE10 8HJ

**Sunday 9 September 2018 – 6 complaints**

Liskeard Gardens, London, SE3 0PE

Beaconsfield Road, London, SE3 7LQ

Tuskar Street, London, SE10 9UR

Coleraine Road, London, SE3 7NX

St. Johns Park, London, SE3 7JW

Cllr - Woolwich Town Hall, London, SE18 6PW

The consistency in the numbers of complaints received would appear to indicate that a level of public nuisance remains and that this is therefore ineffectively addressed by the licence conditions.

The complaint numbers above relate to the event when it has taken place in the September of each year. The proposed variation of the license to move the dates to July is anticipated to increase the numbers of complaints received. July weather conditions are likely to give rise to more residents in the neighbouring RB Greenwich communities having a reasonable expectation to have their windows open, and to have use their gardens without interference to their personal comfort.

The appropriateness of the sound system, and location of the stage has been highlighted by residents as a problem in both 2017 and 2018. It is also my understanding that the incorrect configuration of the sound system was employed in 2018 - steps to prevent recurrence of such errors need to be in place. The speakers should be facing away from RB Greenwich residents; with the sound system to be designed to ensure audience focused sound and better control over the lateral dispersion and longitudinal throw of the noise energy from the music.

The Premise Licence Holder needs to be committed to ensuring that the operation of the live music event does not unacceptably interfere with the personal comfort or enjoyment of life of the neighbouring residential community.

### **Suggested conditions**

The following recommendations are made to ensure the holder can demonstrate and promote the licensing objective for the **prevention of public nuisance**;

- The noise level (LAeq 15min) measured at 1m from the façade of any noise sensitive premises in the Royal Borough of Greenwich shall not exceed 65 dB(A) LAeq 15min. The Low Frequency Music Noise Level (LFMNL) measured at 1m outside any noise sensitive premises shall not exceed 90dB 1 min Leq in each Octave band.
- RB Greenwich to be consulted on the Noise management plan at least 6 months prior to the event
- The music sound levels at the mixing/sound desk positions, and 2 permanent offsite positions (locations to be agreed with RB Greenwich in the NMP)\* will be continually monitored in terms of 15 minute and 1 minute LAeq , LCeq and 1/3 octave band levels. This information will be relayed to a central control point monitored by an acoustic consultant/engineer and will enable real time music levels to be viewed via a laptop computer. Should the offsite monitoring levels reach a critical exceedance level it should be possible to make an intervention to reduce the onsite levels at the relevant stage/source location.



- A noise level compliance report will be submitted to both the Lewisham and RB Greenwich licensing authority no later than 14 working days after the end of the event.

*\* 2 permanent monitoring positions to be located within the RB of Greenwich with the location of each to be agreed in the Noise Management Plan.*

## Weaser, Clare

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**From:** Ian Andrews <Ian.Andrews@royalgreenwich.gov.uk>  
**Sent:** 11 March 2019 13:08  
**To:** Lockett, Richard  
**Subject:** Representation - On Blackheath, Blackheath Common

Dear Richard,

I am writing to submit a representation with respect to the current license application submitted by On Blackheath which seeks to change the applicable dates of the event to:

“Any consecutive two day period between 1st July and 31st September in any calendar year, with the dates for each year to be agreed at least six months in advance of the date of the event with the licensing authority, the Councils ESAG (Events Safety Advisory Group) and the appropriate executive director (agreement to be issued by the Licensing Authority)”

This submission is made in relation to the Licensing Act objective of the prevention of public nuisance.

Greenwich residents have reported being affected by the levels of noise from the event in its current autumn slot and it is believed that holding the event at a time of year when people will have their windows open because of the hot weather will create a situation where residents will not be free of interference with the use and enjoyment of their homes. Whilst we have no objection to the event, we would ask for robust conditions (and monitoring by the operator) to be put in place which will minimise impacts upon residents and would ask for the lowest possible noise levels to be built into the license. The arrangements which have been in place to mitigate noise disturbance have not worked for some RBG residents in each of the years the event has taken place

It is understood that at the ESAG meeting on 26th June 2018 it was agreed that a target noise level of 65dB LAeq<sub>15min</sub> (measured at 1m from any façade) of any RB Greenwich residential dwelling would be in force. This compares to what I understand to be the target music noise level of 70dB LAeq<sub>15min</sub> (measured at 1m from any façade) for any building situated within your Borough. Setting aside the difference, we would ask for license conditions which at least maintain the target noise level for Greenwich residents, and be accompanied by submission of a Noise Management Plan, which is agreed between Officers from this Borough and the event organiser. We would ask that the NMP include the layout and direction of speakers as this can have an impact on noise disturbance to RBG residents. To this end, we would ask that the following conditions be included (or minor variation thereof):

- *The license holder shall ensure that a target noise level of 65dB LAeq<sub>15min</sub> (measured at 1 metre distance from any façade) is achieved as applied to any dwelling within the boundary of the Royal Borough of Greenwich and arising from sound generated by the event.*
- *The license holder shall submit a Noise Management Plan (NMP) to the Royal Borough of Greenwich (RBG) and obtain the approval of Officers from RBG on the plan at least 14 days in advance of the actual event taking place. The NMP must include the layout and direction of speakers and any stage, plus the measures to be taken to mitigate noise disturbance to surrounding dwellings. The plan should also include details of the noise monitoring the operator intends to take.*

Should you require any further information, please feel free to contact me.

Yours sincerely,

Ian Andrews  
Head of Trading Standards & Commercial Environmental Health

Directorate of Housing & Safer Communities  
Royal Borough of Greenwich

020 8921 8180

4th Floor, The Woolwich Centre, 35 Wellington Street, London SE18 6HQ

[www.royalgreenwich.gov.uk](http://www.royalgreenwich.gov.uk)

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**From:** Lockett, Richard

**Sent:** 05 March 2019 10:19

**To:** 'licensing@royalgreenwich.gov.uk'

**Subject:** RE: Application to Vary Premises Licemce - On Blackheath, Blackheath Common

Dear Greenwich Licensing

Please see my email of 15<sup>th</sup> February below.

The last day for representations is 12<sup>th</sup> March, so please let me know if you have any concerns or require any further information.

Best regards

Richard Lockett

Crime, Enforcement and Regulation Officer (**Central**) | Crime, Enforcement and Regulation Team |

9 Holbeach Office, Holbeach Road, Catford, London SE6 4TW | London Borough of Lewisham |

02083149459

[Richard.Lockett@lewisham.gov.uk](mailto:Richard.Lockett@lewisham.gov.uk)

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**From:** Lockett, Richard

**Sent:** 15 February 2019 13:21

**To:** 'licensing@royalgreenwich.gov.uk'

**Subject:** Application to Vary Premises Licemce - On Blackheath, Blackheath Common

Dear Greenwich Licensing

Please be advised that the following premises has applied for a **Full Variation** under the Licensing Act 2003.

**Premises name and address:**

On Blackheath

Blackheath Common

London

SE3

**Particulars of Application**

**Applied for:**

Change the applicable dates of the event to "Any consecutive two day period between 1<sup>st</sup> July and 31<sup>st</sup> September in any calendar year, with the dates for each year to be agreed at least six months in advance of the date of the event with the licensing authority, the Councils ESAG (Events Safety Advisory Group) and the appropriate executive director (agreement to be issued by the Licensing Authority)" AND the addition of a new site plan

**Currently Licensed:**

Films

1300 - 2230 Saturday

1300 - 2200 Sunday

Live Music

1300 - 2230 Saturday

1300 - 2200 Sunday

Recorded Music

1200 – 2230 Saturday

1200 – 2200 Sunday

Performance of Dance

1300 - 2230 Saturday

1300 - 2200 Sunday

Alcohol

1200 – 2200 Saturday

1200 – 2130 Sunday

**Second full weekend in September of each year only.**

Please ensure that any representations reach us by 12<sup>th</sup> March 2019. Should you require further information please contact by reply.

Representations made must relate to one or more of the four Licensing objectives, which are:

- Prevention of Public Nuisance
- Protection of children from harm
- Public Safety
- Prevention of Crime and Disorder

Richard Lockett

Crime, Enforcement and Regulation Officer (**Central**) | Crime, Enforcement and Regulation Team |  
9 Holbeach Office, Holbeach Road, Catford, London SE6 4TW | London Borough of Lewisham |  
02083149459

[Richard.Lockett@lewisham.gov.uk](mailto:Richard.Lockett@lewisham.gov.uk)

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- LGC Council Of The Year 2013

## **Weaser, Clare**

---

**Subject:** FW: 'OnBlackheath' Festival - Objection to Application

**From:** simon  
**Sent:** 12 March 2019 09:57  
**To:** Lockett, Richard  
**Subject:** 'OnBlackheath' Festival - Objection to Application

Dear Mr Lockett,

I would like to register my objection to the proposed change of dates for the 'OnBlackheath' festival to "any consecutive two days between 1<sup>st</sup> July and 31<sup>st</sup> September". This change will aggravate the significant public noise nuisance caused by the festival. The months of July and August, together with early September are usually hotter which means people have to have their windows open and this in turn means they are more likely to suffer from excessive noise.

I hope that in any event the Council imposes the following condition on the festival:

- A 15% reduction in noise levels from 2018.
- A 9.30pm finish on Sunday.
- The festival to pay for Lewisham officers to monitor noise levels around the site throughout the event.

Such measures would go a long way to resolving the problems which have affected Lewisham and Greenwich residents.

Yours sincerely,

Simon





# THE WESTCOMBE SOCIETY

serving the Westcombe Park community

Please reply to: Westcombe Society Environment Committee,  
C/o 96 Coleraine Road, LONDON SE3 7NZ  
environment@westcombesociety.org

Richard Lockett  
Crime, Enforcement and Regulation Team  
9 Holbeach Office  
Holbeach Road  
Catford  
London SE6 4TW

7 March 2019

Dear Mr. Lockett,

Re: Application for Full variation of premises licence for OnBlackheath, Blackheath Common, London SE3

The Westcombe Society is an amenity group serving the Westcombe Park area. We aim to work with the community to make the area a better place in which to live and work. Our boundaries are the Greenwich rail line (north), Blackheath Open Space (south), Maze Hill (west), and the A102 Blackwall Tunnel Southern Approach (east).

We are writing to express our concern at the application to change the applicable dates of the OnBlackheath event to "Any consecutive two day period between 1<sup>st</sup> July and 31<sup>st</sup> September in any calendar year".

Our concern is because of the Public Nuisance caused by noise from the event. Currently the event has a licence for the second full weekend in September. Even at that time of year noise from the event is sometimes heard inside residential properties in the Westcombe Park area. If the event moves to a weekend earlier in the year then it is more likely that local residents will have their windows open and/or will be using their gardens late into the evening and therefore any noise is likely to be more of an issue earlier in the summer. We would therefore prefer that the date is not changed.

We understand that a target noise level of 65dB LAeq15min, measured at 1m from the façade of any Royal Borough of Greenwich residential dwelling, was agreed in the Noise Management Plan for the OnBlackheath event held in September 2018. If a change of date is to be allowed, we request that the licence also be changed to state that the target music noise level is 65dB LAeq15min measured at 1m for the façade of any residential property. Although this is lower than the target music noise level of 70dB LAeq15min we understand to be in the current license, we feel a reduction in overall noise level is necessary in order to protect residents in perpetuity regardless of the time of year the event is held.

Yours faithfully,

Emily Norton  
Westcombe Society Environment Committee





Filename: On Blackheath 2019 site plan  
V1.dwg

Client: OnBlackheath  
Project: OnBlackheath

Location: Blackheath Common

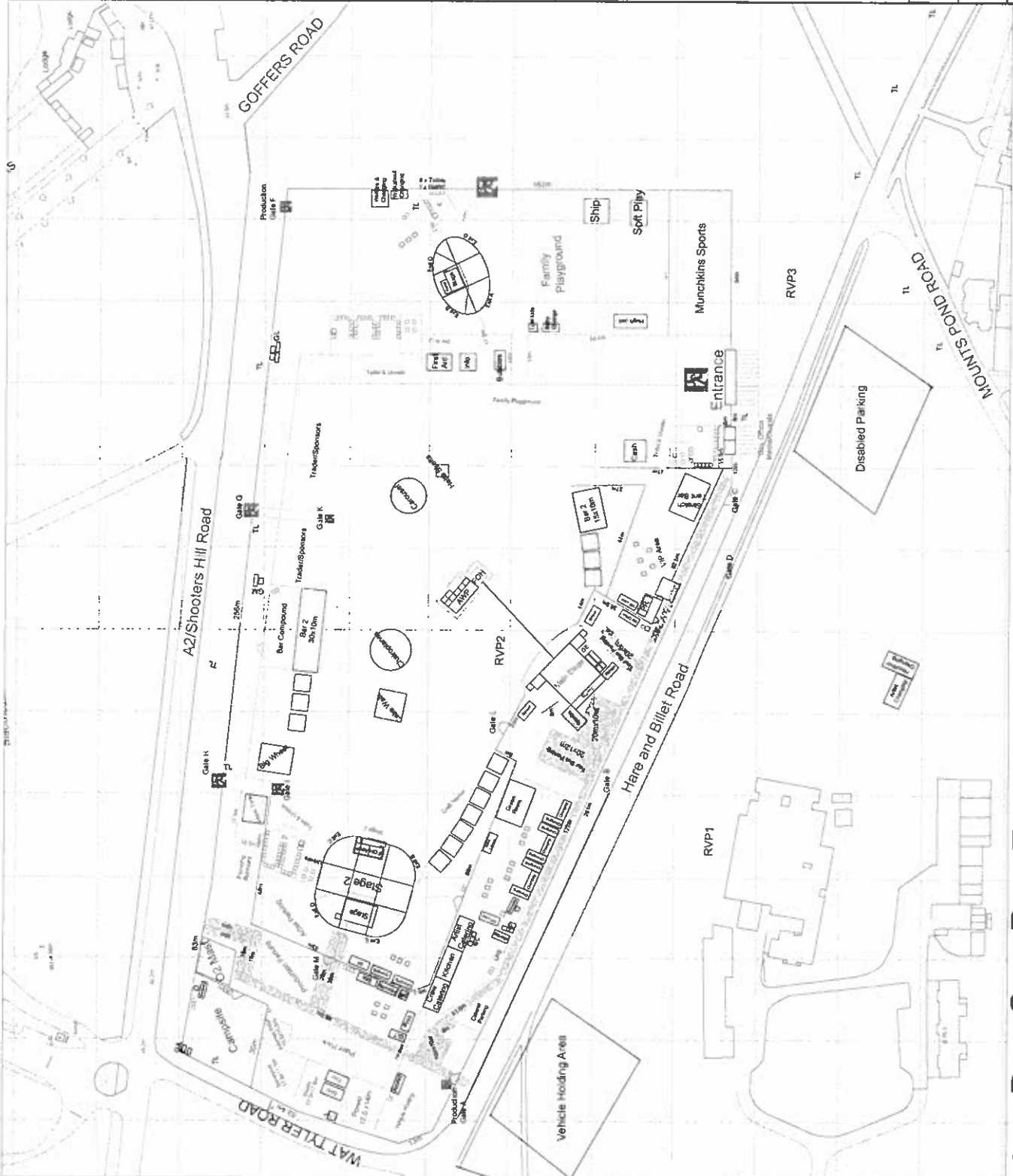
NOTES:

- Key:
- Disabled Toilet
  - Eco Loo
  - Picnic Bench
  - IBC
  - Heras Fence
  - T-Shield
  - Smart-Hoard
  - Ped Barrier
  - Crash Barrier
  - Picket Fence
  - Mojo

Date: 14-Jan-19  
Scale: 1:1  
Version: V1

Drawing: Blackheath Common

Drawn by: Alex Mahoney







# Lewisham

**Premises licence number**

PL 0921

**Premises name**

ON BLACKHEATH

**Part 1- Premises details**

**Postal address of premises, or if none, ordnance survey map reference or description**

Blackheath Common (Area as defined on attached plan)

Part borders:

Goffers Rd

Shooters Hill Rd A2

Hare and Billet Rd

Wat Tyler Rd

**Post town** London

**Post code** SE3

**Telephone number**

**Premises licence holder name**

OnBlackheath Limited

Directorate for Community Services  
Crime, Enforcement & Regulation Service  
Licensing Authority  
Holbeach Office  
9 Holbeach Road  
London  
SE6 4TW

Proper Officer for Licensing  
London Borough of Lewisham

**Where licence is time limited the dates**

**Licensable activities authorised by the licence**

Regulated Entertainment

Films

Live music

Recorded music

Performances of dance

Sale by retail of alcohol

For consumption on the premises

**The times the licence authorises the carrying out of licensable activities**

Films

1300 - 2230 Saturday

1300 - 2200 Sunday

Live Music

1300 - 2230 Saturday

1300 - 2200 Sunday

Recorded Music

1200 – 2230 Saturday

1200 – 2200 Sunday

Performance of Dance

1300 - 2230 Saturday

1300 - 2200 Sunday

Alcohol

1200 – 2200 Saturday

1200 – 2130 Sunday

Second full weekend in September of each year only.

**The opening hours of the premises**

1200 - 2300 Saturday

1200 - 2230 Sunday

Second full weekend in September of each year only.

**Where the licence authorises supplies of alcohol whether these are on and/or off supplies**

ON

## Part 2

**Name, (registered) address, telephone number and email (where relevant) of holder of premises licence**

OnBlackheath Limited

Regent Arcade House  
2<sup>nd</sup> Floor  
19-25 Argyll Street  
London  
W1F 7TS

07956 678207  
tom@onblackheath.com

**Registered number of holder, for example company number, charity number (where applicable)**

07308215

Company

**Name, address and telephone number of designated premises supervisor where the premises licence authorises the supply of alcohol**

Lee Phimister

128 Hollybush Street  
Plaistow  
E13 9EB

**Personal licence number and issuing authority of personal licence held by designated premises supervisor where the premises licence authorises the supply of alcohol**

15/00406/LAPER

London Borough of Newham

## **Annex 1- Mandatory conditions**

No supply of alcohol may be made under the premises licence at a time when there is no designated premises supervisor in respect of the premises licence or at a time when the designated premises supervisor does not hold a personal licence or his or her licence has been suspended.

Every supply of alcohol under the premises licence must be made or authorised by a person who holds a personal licence.

The Responsible Person must ensure that staff on relevant premises do not carry out, arrange or participate in any irresponsible promotion, as listed below, where that promotion is carried on for the purpose of encouraging the sale of alcohol on the premises:-

- a. Drinking games
- b. Provision of alcohol free or for a fixed or discounted fee
- c. Rewards for consumption of alcohol
- d. Promotional posters
- e. Dispensing alcohol directly into the mouth (This prohibition does not apply where a person is not able to drink without assistance because of a disability)

The Responsible Person must ensure that free potable water is provided on request for customers where it is reasonably available

The Premises Licence Holder must ensure that an age verification policy applies to the premises in relation to the sale or supply of alcohol.

The Responsible Person must ensure that the following drinks if sold or supplied for consumption on the premises are available in the following measures:

- beer or cider -half pint
- gin, rum, vodka or whisky - 25ml or 35ml
- still wine in a glass -125ml

The film classification body applicable to this licence is the British Board of Film Classification and admission of persons aged under 18 must be restricted in accordance with any recommendation made by that body, provided that where the Council has notified the holder of the licence that section 20(3)(b) Licensing Act 2003 applies to any film, admission of persons aged under 18 must be restricted in accordance with any recommendation made by the Council.

And as of the date of issue of the licence only the following classifications shall be applied:

U – Universal – Suitable for audiences aged four years and over

PG – Parental Guidance – Some scenes may be unsuitable for young children

12A – Passed only for viewing by persons aged 12 years or older or persons younger than 12 when accompanied by an adult.

15 – Passed only for viewing by persons aged 15 years and over.

18 – Passed only for viewing by persons aged 18 years and over

No film exhibition shall be shown at the premises unless it has been classified by the British Board of Film Classification or by the Licensing Authority.

Where any film has not been classified by the film classification body then such film shall be submitted to the Licensing Authority not less than 28 days before it is proposed to show it to enable the Authority to classify it and attach such age restrictions as it considers appropriate.

Immediately before each exhibition at the premises of a film passed by the British Board of Film Classification there shall be exhibited on screen for at least five seconds in such a manner as to be easily read by all persons in the auditorium a reproduction of the certificate of the Board or, as regards a trailer advertising a film, of the statement approved by the Board indicating the category of the film.



## **Annex 2-Conditions consistent with the operating Schedule**

### **A General**

The Premises Licence holder will notify the Licensing Authority and all Responsible Authorities of each year's proposals at least six months prior to that year's Event.

Full and detailed consultation will be undertaken by the Premises Licence holder with each of the Responsible Authorities and those persons/organisations referred to in the Event Safety Guide issued by the Health & Safety Executive. This consultation will take place through multi-agency or Safety Advisory Group meetings in the lead up to the Event and during the Event itself.

The first draft of the Event Management Plan, including a detailed plan of the Site, will be submitted to the Licensing Authority and the Responsible Authorities and other members of the multi-agency or Safety Group for consideration at least three months prior to the relevant Event.

An Event Management Plan containing detail appropriate to each year's Event will be produced and implemented in consultation with and with the agreement of the Responsible Authorities through the multi-agency or Safety Group meetings.

For each Event the Premises Licence holder will produce a final Event Management Plan (including the plan of the Site) which must be agreed by the Licensing Authority prior to the relevant Event taking place.

A debrief meeting will be undertaken after each Event to include all Responsible Authorities and other relevant agencies involved with the Event.

The nominated Event Organiser from the Premises Licence holder will be in overall charge of the Event and he/she or his/her nominated deputy shall be available on the Licensed Site throughout the Event.

The Premises Licence holder will include in the Event Management Plan details of the management team, including contractors, and their responsibilities. Details of communication systems (e.g. radio, telephones, etc) will be provided in the Event Management Plan.

Authorised officers of the Licensing Authority and the Responsible Authorities who are in the course of their duties will be given access to all parts of the Licensed Site for the purposes of monitoring and enforcing the observance of any Conditions imposed and any other relevant legislation.

The Premises Licence holder will ensure that arrangements are made to provide information to persons attending the Event to include transport, access and egress arrangements, dealing with lost and found persons

and property, emergency services, promoting responsible drinking and taking care of their hearing.

## **B The Prevention of Crime and Disorder**

The Premises Licence holder will appoint to the satisfaction of the Licensing Authority a competent security/stewarding provider.

The Premises Licence holder will consult with the Metropolitan Police and request Special Police Services at each year's Event if agreed necessary. If the Metropolitan Police are unable or unwilling to provide Special Police Services requested by the Premises Licence holder, then the Premises Licence holder may provide additional security/stewarding resources to ensure the safety of all attendees.

The Premises Licence holder will, and will ensure that its security/stewarding provider will, co-operate with the Metropolitan Police in the drawing up of operational plans.

The Premises Licence holder will supply a Crime Reduction Policy for each Event which will be included in the Event Management Plan.

A full Security/Stewarding Plan will be produced and contained within the Event Management Plan for each Event. All security/stewards will be easily identifiable, have the appropriate training and where appropriate, hold licences for their respective duties. The Plan will include details of numbers and deployment of security/stewards. A register will be maintained of all stewards/security staff.

The Alcohol Management Plan will be produced and contained in the Event Management Plan and will set out procedures to minimise any contribution to crime and disorder arising from the consumption of alcohol.

All drinks will be served in either plastic bottles or collapsible cups in the public arena area.

An Illegal Substances Policy and Management Plan will be produced for each year's Event and be contained in the Event Management Plan.

## **C Public Safety**

For each Event, the Premises Licence holder will appoint a health and safety consultant and provide a detailed Risk Assessment for all activities at the Site. The Risk Assessment will be incorporated into the Event Management Plan.

For each Event, the Premises Licence holder will provide an Emergency Action Plan, which will provide appropriate plans to react to both major and minor incidents. Such Plan shall be approved by the Licensing Authority and Responsible Authorities and form part of the Event Management Plan.

### Capacity and Entry Control

The Licensed Site capacity and attendance each day at the Event will not exceed 25,000, which number includes the paying audience and guests but not staff or artistes.

The Premises Licence holder will make adequate provisions for monitoring and controlling the number of persons entering the Licensed Site.

The occupancy of all temporary structures within the Licensed Site will be continuously monitored and the capacities agreed with the Responsible Authorities will not be exceeded.

Appropriate arrangements by way of fencing, gate systems and security will be made in agreement with the Responsible Authorities to prevent unauthorised access to the Site.

If the Event fails to sell out in advance, tickets may be sold from the Licensed Site. The On Site Box Office Operational Procedure will be detailed within the Event Management Plan.

Entrances and exits to the Licensed Area, including roadways, pedestrian routes and emergency vehicle routes will be kept clear at all times.

### Lighting and Electrical Installations

Entrances and exits to the Licensed Area, including roadways, pedestrian routes and emergency vehicle routes will be adequately illuminated during periods of darkness.

Adequate lighting levels will be maintained within temporary structures.

### Fire Safety

Suitable and sufficient fire fighting provision will be provided and maintained on the Site throughout the duration of each Event to the satisfaction of the Fire and Rescue Service.

The fire retardant characteristics of all tents, drapes, scenery etc. used on or in any temporary structures on the Site will be to the satisfaction of the Fire and Rescue Service.

The siting of vehicles, generators, tents, marquees, dressing rooms, etc. shall be arranged to as to provide fire breaks to the satisfaction of the Fire and Rescue service.

Concessions and traders with cooking facilities shall be positioned and spaced to the satisfaction of the Fire and Rescue Service.

No pyrotechnics, flame effects or fireworks are to be used without the consent of the Licensing Authority.

### Medical and First Aid Provision

The Premises Licence holder will appoint a suitably competent organisation to manage and provide suitably manned and equipped medical/first aid facilities on Site to the satisfaction of the Responsible Authorities.

### Sanitary Provisions

The Premises Licence holder will ensure that sufficient sanitary provision is provided to levels of at least those recommended in the Event Safety Guide issued by the Health & Safety Executive.

Each year the Premises Licence holder will provide a plan, incorporated in the Event Management Plan, providing details of the provision, cleaning and maintenance of sanitary accommodation and washing facilities.

### Drinking Water

Free drinking water will be provided within the Site at locations agreed with the Responsible Authorities.

### Staging and Structures

The Premises Licence holder shall take all reasonable steps to ensure that any enclosed temporary structure providing entertainment is not overcrowded.

Full structural design details and calculation of all structures within the Licensed Area will be submitted each year as part of the Event Management Plan.

Appropriate barriers will be installed front of stage to the satisfaction of the Responsible Authorities.

The Premises Licence holder will ensure that its contractors are made aware of their responsibilities for ensuring that structures are safe and fit for their intended purpose, for ensuring safe working practices and for providing method statements and risk assessments.

All temporary structures must be signed off as fit for use by a competent, qualified person.

### Vehicle Movement

Vehicle movements whilst the public are on the Licensed Site will be limited to those which are essential and will be controlled to ensure safety of the public.

### Disabled Persons

The Premises Licence holder will ensure that the arrangements and special provisions for disabled persons, namely access and egress routes, car parking, sanitation facilities and viewing areas as agreed with the Responsible Authorities are provided and maintained for the duration of the event.

#### Refreshment and Trading Facilities

The Premises Licence holder will supply licence details of all food vendors and traders in advance of the Event to the Licensing Authority.

No glass containers will be sold or distributed on the Licensed Site, save glass bottles may be used in the backstage, VIP guest area, provided controlled measures are put in place so as not to allow glass to be taken into the main public areas.

### **D Prevention of Public Nuisance**

#### Noise Control

The Premises Licence holder will take all reasonable steps to prevent persons in the neighbourhood being unreasonably disturbed by the Event.

The Premises Licence holder will employ a competent noise control consultant to produce a Noise Management Plan prior to each year's Event for the approval of the Licensing Authority and a Noise Control Report following each Event.

On each Event day, the noise control consultant will continuously monitor noise levels, both on Site and off Site, at agreed monitoring positions, throughout the period that Regulated Entertainment is provided and liaise with the relevant Responsible Authority. Sound check times, show times and details of noise monitoring procedures will be included in the Noise Management Plan. The agreed Noise Management Plan will be incorporated into the Event Management Plan.

#### Transport Management

A Transport Management Plan ("TMP") will be prepared in consultation with the Metropolitan Police and other relevant Responsible Authorities to ensure emergency services access and egress routes are maintained and to minimise unreasonable disruption to local residents. The TMP will form part of the Event Management Plan.

The TMP will set out details of any planned road closures and parking restrictions in the surrounding area.

The TMP will provide details of public transport available to festivalgoers to provide transport links to the Site on each day of the Event. It will also provide details for the dispersal of festivalgoers from the Site to public transport links on each day of the Event.

### Local Residents Liaison

The Premises Licence holder will set up a publicised meeting each year with local residents prior to the relevant Event to discuss the plans for the Event and receive residents' representations.

The Premises Licence holder will set up a publicised meeting each year with local residents after the relevant Event to receive residents' representations.

### Environmental Issues

The Premises Licence holder will appoint a litter management company. A Litter Management Plan will be produced to include details of the plan for the collection of litter during and after the licensed Event. The agreed Litter Management Plan will be incorporated into the Event Management Plan.

The Premises Licence holder will make arrangements for a dedicated telephone line to be made available and manned for the receipt of any complaints from the general public whilst the Event is in operation. The telephone number will be publicised locally and all complaints recorded, full details of all calls received will be provided to the Licensing Authority and/or Responsible Authorities upon request.

### **E. The Protection of Children from Harm**

All information given out in advance will say that no one under the age of 16 should attend the Event unless accompanied by an adult.

The Alcohol Management Plan, which forms part of the Event Management Plan, will address the measures that will be taken to dissuade and prevent persons under the age of 18 from buying, attempting to buy, or attempting to secure the supply of alcohol during the Event.

A Challenge 21 policy will be operated at each Event whereby persons who appear to be under the age of 21 are challenged to produce ID to prove their age.

Appropriate signage will be in place warning of any age restrictions with regard to the showing of films.

### Welfare

The Premises Licence holder will appoint a company with expertise in welfare at large scale outdoor events and will create a welfare area within the Licensed Site.

The Premises Licence holder will provide a welfare policy for each Event dealing with lost and found persons, including children, and the provision of information to persons attending the Event.

### **Annex 3- Condition attached after a hearing by the licensing authority**

A draft event management plan to be sent out for consultation to all registered interested parties at least three months prior to the event.

The final event management plan to be confirmed and approved by the Safety Advisory Group (LBL) before commencement of each event.

## **Annex 4- Plans**

Full plans available at Licensing Services London Borough of Lewisham

Event plan ref 0456