

LI18_000420

(Variation/transfer ref no. LI21_003372)

Licensing Act 2003 – Premises Licence

The Licensing Authority
 Cornwall Council
 Chy Trevail
 Beacon Technology Park
 Bodmin
 Cornwall
 PL31 2FR
 Tel: 0300 1234 212
 www.cornwall.gov.uk



**PUBLIC
PROTECTION**
 a service of Cornwall Council

Premises licence number**LI18_000420**

(Variation/transfer ref no. LI21_003372)

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

**Boardmasters Festival
 Trebelsue Farm
 Newquay
 Cornwall
 TR8 4AN**

Premises tel. no.

Description of premises

Trebelsue Farm, Watergate Bay. Festival arena, campsite and day parking are on farmland. Weekend and production parking plus some areas of staff camping are on MOD land.

Licensable activities authorised by the licence

Performance of Plays (A)
 Exhibition of Films (B)
 Indoor Sporting Events (C)
 Live Music (E)
 Recorded Music (F)
 Performance of Dance (G)
 Anything of a similar description to that falling within (E), (F) or (G)
 Late Night Refreshment (L)
 Supply of Alcohol (M)

The times the licence authorises the carrying out of licensable activities**Performance of Plays (A)** (indoors and outdoors)

Wednesday - Sunday 10:00 - 02:00

Exhibition of Films (B) (indoors and outdoors)

Wednesday - Sunday 10:00 - 04:00

Non Standard Timings

Any screening of films between 02:00 and 04:00 will be silent using headphones.

Indoor Sporting Events (C)

Wednesday - Sunday 10:00 - 02:00

Live Music (E) (indoors and outdoors)

Wednesday - Sunday 10:00 - 02:00

Recorded Music (F) (indoors and outdoors)

Wednesday - Sunday 10:00 - 02:00

Performance of Dance (G) (indoors and outdoors)

Wednesday - Sunday 10:00 - 02:00

Anything of a similar description to that falling within (E), (F) or (G) (indoors and outdoors)

Wednesday - Sunday 10:00 - 02:00

Late Night Refreshment (L) (indoors and outdoors)

Wednesday - Sunday 23:00 - 05:00

Supply of Alcohol (M) (for consumption on the premises)

Wednesday - Thursday 10:00 - 04:00

Friday - Sunday 09:30 - 04:00

The opening hours of the premises

Wednesday - Monday 09:00 - 14:00

Arena Opening Times : Wednesday-Sunday 09:00-04:00

Where the licence authorises supplies of alcohol

Alcohol is supplied for consumption on the premises

Name and postal address (or registered address if a company) and telephone number of holder of premises licence

BM Management LTD
 Floors1-3
 37 Shelton Street
 London
 WC2H 9HN

Home tel. no.

(0)20 3617 6000

Mobile no.

LI18_000420

(Variation/transfer ref no. LI21_003372)

Registered number of holder, for example company/charity number (if applicable)	
Company Registration Number	07134018

Name, address and telephone number of designated premises supervisor where the premises licence authorises for the supply of alcohol	
Niall Brophy	
Home tel. no.	Mobile no.

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

State whether access to the premises by children is restricted or prohibited
Restricted only by the Licensing Act 2003

Signed	Granted on
 Allan Hampshire Service Director Neighbourhoods and Public Protection	14th August 2021

Annex 1 – Mandatory conditions**Films**

1. The admission of children (aged under 18) to the exhibition of any film must be restricted in accordance with the recommendation of the designated film classification body unless section 2. applies.
2. Where the licensing authority notifies the holder of the licence that this subsection applies the admission of children must be restricted in accordance with any recommendation made by the licensing authority.

Alcohol

1. No supply of alcohol may be made under this premises licence –
 - (a) at a time when there is no designated premises supervisor in respect of the premises licence, or
 - (b) at a time when the designated premises supervisor does not hold a personal licence or his personal licence is suspended.
2. Every supply of alcohol under the premises licence must be made or authorised by a person who holds a personal licence.
3. The responsible person must ensure that staff on relevant premises do not carry out, arrange or participate in any irresponsible promotions in relation to the premises.

In this paragraph, an irresponsible promotion means any one or more of the following activities, or substantially similar activities, carried on for the purpose of encouraging the sale or supply of alcohol for consumption on the premises-

(a) games or other activities which require or encourage, or are designed to require or encourage, individuals to-

- (i) drink a quantity of alcohol within a time limit (other than to drink alcohol sold or supplied on the premises before the cessation of the period in which the responsible person is authorised to sell or supply alcohol), or
- (ii) drink as much alcohol as possible (whether within a time limit or otherwise);

(b) provision of unlimited or unspecified quantities of alcohol free or for a fixed or discounted fee to the public or to a group defined by a particular characteristic in a manner which carries a significant risk of undermining a licensing objective;

(c) provision of free or discounted alcohol or any other thing as a prize to encourage or reward the purchase and consumption of alcohol over a period of 24 hours or less in a manner which carries a significant risk of undermining a licensing objective;

(d) selling or supplying alcohol in association with promotional posters or flyers on, or in the vicinity of, the premises which can reasonably be considered to condone, encourage or glamorise anti-social behaviour or to refer to the effects of drunkenness in any favourable manner;

(e) dispensing alcohol directly by one person into the mouth of another (other than where that other person is unable to drink without assistance by reason of disability).

4. The responsible person must ensure that free potable water is provided on request to customers where it is reasonably available.

- 5.** (1) The premises licence holder or club premises certificate holder must ensure that an age verification policy is adopted in respect of the premises in relation to the sale or supply of alcohol.
- (2) The designated premises supervisor in relation to the premises licence must ensure that the supply of alcohol at the premises is carried on in accordance with the age verification policy.
- (3) The policy must require individuals who appear to the responsible person to be under 18 years of age (or such older age as may be specified in the policy) to produce on request, before being served alcohol, identification bearing their photograph, date of birth and either:-
- (a) a holographic mark, or
 - (b) an ultraviolet feature.
- 6.** The responsible person shall ensure that-
- (a) where any of the following alcoholic drinks is sold or supplied for consumption on the premises (other than alcoholic drinks sold or supplied having been made up in advance ready for sale or supply in a securely closed container) it is available to customers in the following measures -
 - (i) beer or cider: ½ pint;
 - (ii) gin, rum, vodka or whisky: 25 ml or 35 ml; and
 - (iii) still wine in a glass: 125 ml; and
 - (b) these measures are displayed in a menu, price list or other printed material which is available to customers on the premises, and
 - (c) where a customer does not in relation to a sale of alcohol specify the quantity of alcohol to be sold, the customer is made aware that these measures are available.
- 7.** A relevant person shall ensure that no alcohol is sold or supplied for consumption on or off the premises for a price which is less than the permitted price.
- 8.** For the purposes of the condition set out in paragraph 7 -
- (a) "duty" is to be construed in accordance with the Alcoholic Liquor Duties Act 1979(a);
 - (b) "permitted price" is the price found by applying the formula $P = D + (D \times V)$ where -
 - (i) P is the permitted price,
 - (ii) D is the amount of duty chargeable in relation to the alcohol as if the duty were charged on the date of the sale or supply of the alcohol, and
 - (iii) V is the rate of value added tax chargeable in relation to the alcohol as if the value added tax were charged on the date of the sale or supply of the alcohol;
 - (c) "relevant person" means, in relation to premises in respect of which there is in force a premises licence -
 - (i) the holder of the premises licence,
 - (ii) the designated premises supervisor (if any) in respect of such a licence, or
 - (iii) the personal licence holder who makes or authorises a supply of alcohol under such a licence;
 - (d) "relevant person" means, in relation to premises in respect of which there is in force a club premises certificate, any member or officer of the club present on the premises in a capacity which enables the member or officer to prevent the supply in question; and
 - (e) "value added tax" means value added tax charged in accordance with the Value Added Tax Act 1994(b).

9. Where the permitted price given by Paragraph (b) of paragraph 8 would (apart from this paragraph) not be a whole number of pennies, the price given by that sub-paragraph shall be taken to be the price actually given by that sub-paragraph rounded up to the nearest penny.

10. (1) Sub-paragraph (2) applies where the permitted price given by Paragraph (b) of paragraph 8 on a day ("the first day") would be different from the permitted price on the next day ("the second day") as a result of a change to the rate of duty or value added tax.

(2) The permitted price which would apply on the first day applies to sales or supplies of alcohol which take place before the expiry of the period of 14 days beginning on the second day.

Annex 2 – Conditions consistent with the operating schedule

General

1. There will be one event per year lasting a maximum of 5 show days.

2. Consultation:

A Safety Advisory Group (SAG) planning meeting will be held at least 2 months ahead of the event and a debrief SAG held within 2 months of the event finishing. The event management team will liaise with the SAG and local residents where necessary in order to provide sufficient information on the event to interested parties.

3. H&S Planning:

An event safety management plan (ESMP) and risk assessment will be written and a draft circulated to the SAG at least 3 months prior to the event. This will include roles and responsibilities of the event management team particularly relating to event safety. Updates will be circulated as necessary and final versions issued at least 1 week prior to the event. Major incident and emergency procedures will be discussed with emergency services and agreed at least 6 weeks prior to the event.

4. Content:

Details of the music programme will be given to the SAG at the planning meeting. Any content that involves particular risk for participants or audience will be detailed in the ESMP and risk assessment.

5. Communications:

Welfare and Health and Safety information including emergency procedures will be communicated to those that need it in an appropriate manner including staff, artists, athletes, press, guests and members of the public. An Event Liaison Team (ELT) structure will be used to aid communication between the event management team and the responsible authorities and to foster discussion and joint decision making during the event. Methods of communication during normal and emergency operation will be identified both within the event management team and with audience members and the wider public.

Prevention of crime and disorder

1. Alcohol Management:

A competent bar management contractor and Designated Premises Supervisor will be appointed. An alcohol management plan will be submitted at least 1 month before the event including the adherence to a 'Challenge 25' or similar policy and specifying the restrictions for alcohol to be brought into the campsites. Free drinking water will be made available. No glass vessels will be served to customers, apart from within the Boardmasters restaurant and its enclosed garden area. Customers are reminded not to remove glassware from the restaurant by signage and serving staff. A member of SIA

security staff will also be present during all opening hours at the restaurant entrance / exit to check no glass is removed from the area.

2. Security / Crowd Management:

A competent security contractor will be appointed and an appropriate level of staff (SIA qualified where necessary) will be agreed with input from Devon and Cornwall Police at least 6 weeks before the event. A search policy, conditions of entry and prohibited items will be defined by the event organisers and clearly communicated to the audience. An ejection procedure will be defined and agreed between the event organisers, security contractor and police. Capacities of venues / stages within the festival will be appropriate to the audience size and programming will take into account the need to spread the audience to avoid overcrowding at any particular venue.

3. Drug Policy:

A drug policy including amnesty on entry, search, confiscation and hand over to police will be discussed and agreed with Devon & Cornwall Police. Information on recent drug trends will be shared by police and medical and welfare agencies in advance of the event. Drug related medical incidents will be reported by the medical team in regular ELT meetings.

4. Policing: An appropriate level of police resources will be agreed with Devon & Cornwall Police at least 6 weeks before the event.

Public safety

1. Site Design:

A site plan will be drawn and a draft circulated to the SAG at least 3 months prior to the event. Particular care will be taken to keep pedestrian and vehicle routes separate. Appropriate site infrastructure will be provided for the expected audience numbers. Emergency routes and rendezvous points will be established and agreed with emergency services.

2. Medical:

Appropriate medical staffing, vehicles and facilities will be provided using the Purple guide as a guideline and agreed with South West Ambulance Service Trust via a medical plan at least 2 months prior to the event. An approach of treatment on site will be taken where possible to reduce the impact on local NHS services. Data on numbers of patients treated and transferred to hospital will be made available to the SAG at the debrief meeting.

3. Traffic Management:

A traffic management plan will be written and agreed with Devon & Cornwall police and Cornwall Highways department at least 6 weeks prior to the event.

4. Campsites:

Campsites will be designed and laid out in accordance with the Purple Guide (or similar) so that appropriate density is maintained and fire lanes are protected.

5. Toilets:

Minimum WC provision to be provided in accordance with the Purple guide (or similar), to be distributed across the site in public areas in accordance with site plan including car parks, kept clean and serviced regularly.

6. Lasers / Special Effects:

Details of any lasers or special effects will be submitted to Cornwall Council Environmental Health department at least 14 days before the event.

7. Work at Height:

Any work at height should be identified and risk assessed. Contractors carrying out work at height are responsible for their own risk assessment.

8. Temporary Structures:

Details of any temporary demountable structures will be given in the ESMP. The event management team will request appropriate documentation from structure contractors including structural calculations, wind loadings and wind management and monitoring policies where appropriate. A sign off procedure will be in place for contractors to indicate the structures have been completed.

9. Fire Safety:

Fire risk assessment will be carried out and included with the ESMP. Cornwall Fire and Rescue Service will be consulted on provision of appropriate measures in particular fire trained staff to cover campsite areas. If deemed necessary the event organisers will agree Fire service resources to be on site overnight.

10. Electrical & Lighting:

A competent electrical contractor will be appointed and used to provide any distribution from existing mains supply or generators. Cable routing will be considered so as to minimise trip hazards.

11. Fairground:

Any fairground rides or attractions will be sourced from a competent operator who will be responsible for their maintenance, inspection and operation.

12. Catering Concessions:

The event organiser will provide required information on caterers to Cornwall Council Environmental Health officers at least 1 month before the event and permit access for inspection of units at any time during the event.

13. The licence holder will host welfare services from various agencies specialising in festival welfare, drug and alcohol issues, and protecting vulnerable people. Siting and resourcing costs will be covered by the event to a reasonable level, not by the agencies.

14. The licence holder will welcome input from volunteer agencies patrolling the campsite in order to assist and protect vulnerable people, in liaison and communication with the festival's security team.

Prevention of public nuisance**1. Waste Management:**

Competent contractors will be appointed to handle waste management (including litter picking, provision of skips and bins, removal of waste from site and cleaning and emptying of toilets). Collection of waste will be managed to avoid build-up of refuse in any areas that could become a fire risk.

2. Noise:

A noise management plan will be produced at least 2 months prior to the event and agreed with Cornwall Council Environmental Health officers. Appropriate conditions to minimise noise disturbance will be agreed including off site levels, hours of amplified music and noise from other sources such as generators. No change to the noise conditions is proposed from the current premises license.

3. Wednesdays and Thursdays

Entertainment will be inaudible at the nearest noise sensitive premises.

4. Fridays and Saturdays

A. The music noise level from all music noise sources at the festival site (including the main arena and campsite) shall not exceed 60dB(A) 15min Leq at monitoring positions agreed with Environmental Health between the hours of 10:00 and 23:00

B. The Main Stage to close at 23:00. All other stages to close at 01:00.

C. The music noise level from all music noise sources at the festival site (including the main arena and campsite) shall not exceed 45dB(A) 15min Leq at monitoring positions agreed with Environmental Health between the hours of 23:00 and 01:00.

D. Any musical performances between 01:00 and 02:00 to be inaudible at the nearest noise sensitive premises.

5. Sundays

A. The music noise level from all music noise sources at the festival site (including the main arena and campsite) shall not exceed 60dB(A) 15min Leq at monitoring positions agreed with Environmental Health between the hours of 10:00 and 23:00

B. The Main Stage to close at 23:00. All other stages to close at 00:45.

C. The music noise level from all music noise sources at the festival site (includes main arena and campsite) shall not exceed 45dB(A) 15min Leq at monitoring positions agreed with Environmental Health between the hours of 23:00 and 00:45.

D. Any musical performances between 00:45 and 02:00 to be inaudible at the nearest noise sensitive premises.

6. The premises licence holder will install a 24 hour help line to be manned for the whole period of the event, with such help line being sufficiently publicised.

Protection of children from harm

1. Drop off / Pick up:

Facilities will be in place to enable parents or guardians to drop off and pick up children at the event.

2. Age checks:

Particular attention will be paid on entry to ID checks on entry and at bars. Policy on unaccompanied under 18s at the event will be established and detailed in the ESMP. ID may be requested from persons consuming alcohol in the campsite and appropriate action taken if proof of age cannot be produced.

3. Lost Children:

A lost child policy will be established between the event management team and security contractor and detailed in the ESMP.

4. The licence holder will seek to instigate a system of recorded parental consent for any ticket buyer under 18 years old, in line with similar festivals and events, within the booking/ticketing system, to a practical and achievable standard. This will be developed under Cornwall Council Safeguarding criteria and guidance, based on the Newquay Safe model (1). This addresses the large proportion of festival attendees who meet the legal definition of a 'child' (2). This system will be developed and trialled in the 2017 festival booking system, and then if possible evaluated and improved in subsequent years, as supported and guided by Cornwall Council Safeguarding team.

5. Under the criteria, guidance and support of Cornwall Council Safeguarding Team, the licence holder will develop an event 'Safeguarding Action Plan', to be confirmed in writing at least 6 weeks prior to the festival. This policy must be complied with, and will cover:

- i) An event named Safeguarding Lead and contact point, to be in liaison with a named Cornwall Council event Safeguarding Lead and contact point;
- ii) An event Child Sexual Exploitation Prevention Policy (3);
- iii) A staff DBS vetting system, and evidence of safe recruitment practice, for agreed staff with specific roles and responsibilities, as defined under Cornwall Council Safeguarding criteria and guidance;
- iv) Safeguarding Training as recommended by the Cornwall Council Safeguarding Team, for staff covered by iii).
- v) An event Child Protection and Safeguarding Policy, and
- vi) An event Staff Behaviour Policy.

Adult Entertainment

1. In accordance with information provided on the application for this premises licence, there must be no 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.

Annex 3 – Conditions attached after a hearing by the licensing authority

- 1 Conditions attached at the Licensing Act Sub Committee meeting held on 14 March 2018:-
 1. The total capacity of the event will not exceed 53,000 (to include staff & ticketed sales per day) with a maximum capacity of 48,300 ticket holders. 'Ticket holders' includes all those who have a ticket whether purchased, discounted or complimentary (excluding staff).
 2. The licence holder shall no, less than 8 weeks prior to the date of the event, submit and have approved in writing by the Local Authority (LA) and South West Water (SWW), a water safety & management plan (WSMP) for the event. The WSMP plan shall be drawn up by a suitably qualified and competent person/s and must include details of:-
 - a) A suitably qualified and competent person/s or company that will be employed to provide, install and maintain all the elements of the temporary water supply including associated installations to all areas of the festival site.
 - b) Water sampling /testing, management regime & risk assessment that will be undertaken and reported on to the LA to demonstrate the water is potable.
 - c) Details of plans to ensure sufficiency of the supply and contingency plans in the event that insufficiency should occur.
 - d) Site plan showing distribution network, storage tanks, taps, junctions, backflow protection.
 - e) Contacts for before and during the event in relation to the water supply, including mobile phone details to allow for contact on site.
 The approved WSMP shall be complied with in full, unless written approval for departure has been given by the LA or SWW.

Annex 4 – Plans

LI18_000420

(Variation/transfer ref no. LI21_003372)

See attached Licensing Approved Plan.