

Response to Temporary Event Notice query

Further to the complaint that was raised by the Parish Council, I can provide the following information in relation to TEN's. A Temporary Event Notice, is just that a notice of intention to hold a one off event.

A TEN is a notification from the event organiser, as such it is not an application and only the police and Environmental Health can Object. The TEN's element of the Licensing Act is there to support and encourage events, which is why there is a limit to the duration of such events and also the number permitted in any given year, as a way of adding some measure of protection for the community. There is a presumption in the legislation that events will be permitted unless there is likely to be a serious breach of the licensing objectives.

As with any other enforcement activity those authorities have to have evidence to substantiate an objection. Where there have been complaints following the initial event, such as the event at the Talbot, this will be kept on record and any future events will be subject to discussion and potential objection if there is sufficient grounds of such. This will be dependent on the specifics of the proposed event at the time.

The Licensing regime does require that the 4 licensing objectives are met. Prevention of Nuisance and the Prevention of Crime and Disorder are the two that are applied most frequently in relation to noise and temporary events where the police may express concerns. And this is clearly a very important aspect of the controls that can be imposed where there is evidence that these are not being met.

We receive a large number of TEN's and as such do not routinely carry out monitoring of events if the notification has sufficient controls, or where we have not had previous issues (as in this case). However, where there have been issues previously we will both raise concerns with the police and the operator to ensure controls are in place for the future and also may conduct some monitoring if this is appropriate.

Noise limits would not be set for events that fall within a Temporary Event Notice (TEN), as we rarely do this for any premises, as a noise limit in itself, without the correct level of understanding may not afford the appropriate level of protection or can easily be misinterpreted. Thereby leaving the premises complying with the noise limit but still causing a nuisance to residents.

I hope this provides sufficient information for you.

Lesley Miller
Regulatory Services Manager
Chorley Council