



up until midnight on Sunday night, unless the Monday is a Public Holiday and only then, if the event commenced on the previous Friday and not the Thursday. This is to ensure that those affected in the community, are affected for no more than four consecutive days after which they can enjoy the relative quiet of their ambient noise environment and before the commencement of the working week. I believe that this is an entirely reasonable position and strikes a balance between the needs of the festival and those of the community.

## **Representation 2 – Noise Conditions**

The Licence Application proposes various conditions ‘for comment’ and also attached an Event Management Plan, one aspect of which is a Noise Management Plan.

As a general comment, it is my understanding that in advance of the determination of this application, Prem 500 shall itself be subject to a separate Review by the Licensing Sub Committee. It is my expectation that the conditions established through the Review process, be adopted as the conditions in support of this licence application, for what are by the same intents and purposes the same ‘premises’.

That aside, having looked at the suggested public nuisance conditions there is no reference to any empirical noise levels against which to hold the Licence holder in compliance.

Instead the proposed conditions state that a Noise Management and Community Liaison Plan shall be submitted no later than 28 days before the event and that this plan shall identify the location, hours of operation, the direction of the sound system and maximum sound energy output of all the significant noise sources proposed. The conditions also suggest that noise control levels to apply at the noise sensitive locations identified in the noise management plan shall be set by the Head of Winchester City Council Environmental Health Services following consultation with the licence holder.

This approach seeks to achieve a more ‘fluid’ approach in allowing the Head of Environmental Health, in consultation with the Licence Holder, to set the noise levels each year, through the adoption and agreement in the Noise Management and Community Liaison Plan. Having considered such an approach at some length, it is my view that in order to be consistent, transparent and robust, that certain aspects of control must be enshrined by condition and not deferred to a management plan. This should include:

- Periods for the submission of an initial and final Noise Management and Community Liaison Plan;
- Expectations as to the detailed methodology to be adopted control event noise emissions so as to prevent public nuisance;
- The absolute noise levels to be held in compliance with the licence.

Many of the proposed Public Nuisance conditions can be contained within the Noise Management and Community Liaison Plan. However as previously mentioned, my expectation is that the conditions attached to this licence mirror those for the Prem 500 licence once determined by the Review. The proposed conditions are as follows:

*PN 1(a) The Licence Holder shall submit an initial Noise Management and Community Liaison Plan (NMP) at least 56 days prior to the commencement of the event.*

*PN 1 (b) The NMP shall contain the methodology which shall be employed to control sound on the premises to comply with the Noise Management and community liaison plan and the premises licence. The NMP must include all of the arrangements for preventing public nuisance and consultation with the local community to also include:*

- *An inventory of all sound systems to be used on the site*
- *A schedule of contact details for those who are responsible for the sound systems*
- *A list of stages together with sound power output details, a schedule of their stage shut down times and their maximum audience capacity*
- *Maximum permitted sound power output details for traders*
- *Management command and communication structure /methods for ensuring that permitted sound system output and finish times are not exceeded*
- *Publication and dissemination of information to the public and arrangements for provision and staffing of a hotline number for dealing with complaints*
- *Action to be taken by the Event Organiser following complaints.*

*PN 1 (c) The License Holder shall submit the final Noise Management and Community Liaison Plan (NMP) to the Licensing Authority for approval no later than 28 days in advance of the event. Any changes to the NMP after this deadline shall be requested by the Licence Holder in writing to the Licensing Authority, who will approve or decline these changes in writing.*

*PN 1 (e) The License Holder shall ensure compliance with all aspects of the Noise Management and Community Liaison Plan.*

*PN1 (f) At least 28 days prior to an event the premises Licence Holder shall provide to the licensing authority a telephone number for contacting the licence holder or a nominated representative during the course of an event.*

*PN1 (g) The Licence Holder shall produce and make available a Public Information Document with details of arrangements for the event based on the EMP and NMP that might affect the local community. This shall be made available at least 7 days prior to the event and published through agreed means.*

*PN2(a) Between the hours of 1100 and 2300 noise levels from the event shall not exceed 55dB  $L_{Aeq(5mins)}$  and between the hours of 2300 and 0400 noise levels shall not exceed 45dB  $L_{Aeq(5mins)}$ .*

*PN2 (b) Between the hours of 1100 and 0400 noise levels from music in the octave band frequency range with a centre frequency of 63 Hz and levels from music in the octave band frequency range with a centre frequency of 125Hz shall not exceed 65dB( $L_{eq, 5 mins}$ ).*

*PN 2 (c) All noise levels from music shall be measured as above (PN2(a) and(b) in free field conditions and in the absence of significant local noise sources at locations to be agreed in writing with the Licensing Authority no less than 28 days in advance of the event.*

Clearly these conditions as proposed may be amended through the Review process but notwithstanding my expectations are that once or if amended they are adopted within the Boomtown Licence.

### **Representation 3 – Site Boundary**

I note that the application seeks to extend the site boundary for licensable activities significantly beyond that of the existing Prem 500 licence, in effect subsuming that land

known as Temple Valley and the Hogs Trough Basin. Given the degree of complaint regards the Boomtown event in 2012 and the suspected breach of the Prem 500 in 2013, I am of the view that expanding the area for licensable activities for this event over the crest of the hill into the Hogs Trough Basin and thereby closer to the community of Cheriton, is likely to present significant additional challenges to Boomtown to remain in compliance with the licence.

It is also worth seeking clarification as to whether the applicant seeks to use the whole area applied for, for licensable activities, or as may be the case they are simply illustrating the overall event site boundary. I ask this because if it is the former, then I would be seeking to oppose the application. If its the latter then, as camping is itself not a licensable activity, then the boundary of the application does not need to reflect camping within its application. If so then the applicant would be expected to clarify in detail those areas in which they propose to operate licensable activities. This would likely necessitate the submission of a revised and most likely smaller site boundary.

I hope that these representations serve to assist in informing the licence application process.

Regards

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