

LICENSING SUB – COMMITTEE

10 June 2016

Report of the Head of Environmental Health and Licensing

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Application: New Premises Licence

Premises: Boomtown Festival, Matterley Bowl, Alresford Road, Winchester

Part A. Report

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Part A.**1. Application**

Applicant: Boomtown Festival UK Limited

Premises: Boomtown Festival, Matterley Bowl, Alresford Road, Winchester

Introduction

- 1.1. This report is to consider an application made under Section 17 of the Licensing Act 2003 for a new premises licence for the area of land known as Matterley Bowl and surrounding land, which is used to hold the event “Boomtown Fair” annually.
- 1.2. The application seeks to provide licensable activities for a maximum of 59,999 persons and for a maximum period of five consecutive days from Thursday to Monday on one occasion in a calendar year.
- 1.3. The application contains conditions offered by the applicant to promote the licensing objectives; Appendix 1 refers.
- 1.4. This application also seeks to include a new 2,000 capacity car park situated on the West side of the event site, off the A272.
- 1.5. The premises is situated within the South Downs National Park (SDNP). The Sub-Committee must have regard to the SDNP purposes when considering applications to ensure they are respected. The purposes are:-
 - (a) Purpose 1 – to conserve and enhance the natural beauty, wildlife and cultural heritage of the area.
 - (b) Purpose 2 – to promote opportunities for the understanding and enjoyment of the special qualities of the National Park by the public.
- 1.6. If there is a conflict between the SDNP purposes, Purpose 1 must have priority.
- 1.7. The South Downs National Park Authority have made a representation to this application in relation to the public nuisance licensing objective. A copy of the representation can be found in Appendix 2.
- 1.8. All responsible authorities were provided with a copy of the application on 29 April 2016.
- 1.9. Representations have been received from two of the Responsible Authorities; the South Downs National Park Authority and Environmental Health. Copies of the representations can be found at Appendix 2.

- 1.10. Representations have also been received from eleven Other Persons. Copies of the representations can be found at Appendix 3. The majority of these representations relate to the prevention of public nuisance licensing objective.
- 1.11. The licensing authority sent a copy of the application to the Highway Authority (Hampshire County Council) and the City Council's Engineering & Transport team for their consideration. Both are responsible for the highway in the area surrounding the premises. No representation was submitted as it was considered that the proposed public nuisance conditions should mitigate any potential traffic disruption.
- 1.12. The proposed Designated Premises Supervisor is Christopher Rutherford.
- 1.13. Notice of the application was displayed outside of the premises for a period of 28 days until 26 May 2016, and advertised in the Hampshire Chronicle on 5 May 2016.
- 1.14. Notices of the hearing were sent to all Parties on 27 May 2016.

Conditions

- 1.15. The conditions offered by the applicant are similar to those on the current premises licence PREM655. The additional or replacement conditions are in relation to the crime and disorder and public nuisance licensing objectives shown in section 5 – possible conditions in *italics*.
- 1.16. The Environmental Health Officer has made representation to this application (see Appendix 2). The representation includes a suggested change of wording to the condition offered by the applicant in relation to the noise emanating from the exhibition of films. The suggested wording has been included in section 5 – possible conditions (PN18 b)).

Previous applications

- 1.17. On 12 February 2014, the Licensing Sub-Committee resolved to grant with conditions a new premises licence application to Boomtown Festival UK Limited.
- 1.18. One of the conditions of licence, at the request of Hampshire Constabulary, was to stagger the capacity; 2014 = 38,000, 2015 = 45,000, 2016 onwards = 49,999.
- 1.19. On 5 January 2015, the licensing authority granted an application for a minor variation to increase the capacity to 49,999 from 2015 onwards. Hampshire Constabulary did not object to this application as they were satisfied that the licence holder had put in place appropriate measures to cope with the additional numbers a year early.

- 1.20. On 5 May 2015, a further minor variation application was granted by the licensing authority for minor changes to conditions relating to the appointment of a competent noise consultant to ensure compliance and the allowance of animals on the event site.
- 1.21. On 10 March 2016, Boomtown Festival UK Limited submitted an application for a minor variation to increase the capacity by 10,000 people to 59,999 and the provision of a new car park off the A272. The licensing authority refused this application on the grounds that the proposed variation could impact adversely on any of the four licensing objectives following concerns in relation to the prevention of crime and disorder and public nuisance licensing objectives. The licensing authority was also of the opinion that the variation sought could not be considered "minor".
- 1.22. On 5 April 2016, a further application for a minor variation was submitted to increase the capacity by 4,999 people to 54,998. The licensing authority refused this application on the grounds that the proposed variation could impact adversely on any of the four licensing objectives following concerns in relation to the public nuisance licensing objective.

Current Premises Licence

- 1.23. Boomtown Festivals UK Limited currently hold a premises licence PREM655 to provide regulated entertainment, late night refreshment and the sale of alcohol as detailed below:-
- a) Films and Plays; Thursday and Friday 1000 to 0000, Saturday 0000 to 0000 and Sunday 0000 to 0400 Monday* (*this is conditioned)
 - b) Live Music; Thursday 1000 to 0000, Friday and Saturday 1000 to 0400 each day and Sunday 1000 to 0000.
 - c) Recorded Music, Performance of Dance; Thursday 1000 to 0000 and Friday, Saturday, Sunday 1000 to 0400 each day.
 - d) Late night refreshment; Thursday to Sunday 2300 to 0500 the next day.
 - e) Sale of alcohol for consumption on the premises; Monday to Sunday 0000 to 0000** (**Sale of alcohol to public Thursday to Monday and Crew bar only for seven days before commencement and seven days after the end of the event.)
- 1.24. Premises licence PREM655 authorises licensable activities for the public for a maximum period of five consecutive days from Thursday to Monday on one occasion in a calendar year.
- 1.25. The current licence also authorises the sale of alcohol to crew members and their bona fide guests for 24 hours per day for the period

commencing seven days before the start of the public event and ending seven days after the end of the public event.

- 1.26. The current licence restricts the event to a maximum capacity of 49,999 people, including ticket holders, performers, guests and staff.
- 1.27. The applicant has confirmed that, should the new application be granted, premises licence PREM655 will be surrendered.

Relevant Representations

2. Responsible Authorities

All of the Responsible Authorities have been served with a copy of the application. The representations received are as follows:

Environmental Health

A representation has been received relating to the public nuisance licensing objective.

Hampshire Constabulary

No representations received.

Hampshire Fire and Rescue Service

No representations received.

Child Protection Team

No representations received.

South Downs National Park Authority (as Planning Authority)

A representation has been received relating to the public nuisance licensing objective.

Head of Safety Standards

No representations received.

Public Health Manager

No representations received.

Licensing Authority

No representations received.

3. Representations from Other Persons

Valid representations have been received from the following. Copies of their representations can be found at Appendix 3.

Ms Alison Matthews, Upper Itchen Valley Society
Mr Brendan Gibbs, Tichborne Parish Council
Mr David Pain
Mr & Mrs Ellis
Mr Frank Barker
Ms Jan Field, The Alresford Society
Mr Roger Bennett
Mr Simon Scott
Ms Steve Ankers, South Downs Society
Ms Susan Scholes, Beauworth Residents
Mr Terence Jones

4. Observations

The Sub-Committee is obliged to determine this application with a view to promoting the Licensing Objectives:

- The prevention of crime and disorder
- Public safety
- The prevention of public nuisance
- The protection of children from harm

In making its decision, the Sub-Committee is also obliged to have regard to the National Guidance and the Council's Licensing Policy.

The Sub-Committee must have regard to all of the representations.

The Sub-Committee must take such of the following steps it considers appropriate to promote the Licensing Objectives:

1. Grant the licence subject to conditions in accordance with the operating schedule (modified to such extent as the authority considers appropriate for the promotion of the licensing objectives) and the mandatory conditions;
2. exclude from the scope of the licence any of the licensable activities to which the application relates;
3. refuse to specify a person in the licence as the premises supervisor;
4. reject the application.

Terminal hours

The Sub-Committee should take account of the National Guidance and the Council's Licensing Policy with regard to terminal hours and take such steps as it considers appropriate to promote the Licensing Objectives.

(Licensing Policy Part 4, A8)

Licensing Objectives.

Crime and Disorder

The Sub-Committee should consider any appropriate conditions to prevent crime and public disorder relating to the premises having regard to the operating schedule and the representations.

(Licensing Policy 1.9, 2.11, 2.17 and Part 4 Section A)

Public Safety

The Sub-Committee should consider any appropriate conditions relating to public safety having regard to the relating to the premises having regard to the operating schedule and the representations.

(Licensing Policy Part 4, B3, B4)

Public Nuisance

The Sub-Committee should consider any appropriate conditions to prevent public nuisance caused by noise and light pollution from the premises relating to the premises having regard to the operating schedule and the representations.

(Licensing Policy Part 4, Section C)

Protection of Children

The Sub-Committee should consider any necessary conditions for the Protection of Children relating to the premises having regard to the operating schedule and the representations.

(Licensing Policy Part 4, D6, D7)

Human Rights

It is considered that Articles 6 (right to a fair trial) 8 (right to respect for private and family life) and Article 1 of the First Protocol (right to peaceable enjoyment of possessions) may be relevant. As there is a right of appeal to the Magistrates' Court, it is considered that there would be no infringement of Article 6. Article 8 is relevant, insofar as the nearby residents could claim that this right would be infringed by disturbance from customers. This should be balanced against the applicants' right to use of their premises under Article 1 of the First Protocol. Interference with these rights is permitted, where this interference is lawful, appropriate in a democratic society, and proportionate. Likewise, the residents may argue that their rights under Article 1 of the First Protocol would be infringed. If conditions are imposed, there should be no interference with any convention rights. To the extent that any interference may occur, it would be justifiable in a democratic society, and proportionate.

5. Conditions

Mandatory Conditions

Supply of Alcohol:

1. No supply of alcohol may be made under the 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.

Door Supervision:

Where individuals are required on premises to carry out security activities, they must be licensed by the Security Industry Authority.

Exhibition of Films:

Admission of children to the exhibition of any film is restricted in accordance with:

- (1) Where the film classification body is specified in the licence, unless subsection (2)(b) applies, admission of children must be restricted in accordance with any recommendation made by that body.
- (2) Where:
 - (a) the film classification body is not specified in the licence; or
 - (b) the relevant licensing authority has notified the holder of the licence that this subsection applies to the film in question;
 admission of children must be restricted in accordance with any recommendation made by that licensing authority.

In this section: 'children' means persons aged under 18; and 'film classification body' means the person or persons designated as the authority under section 4 of the Video Recordings Act 1984 9(c 39) (authority to determine suitability of video works for classification).

The Licensing Act 2003 (Mandatory Licensing Conditions) (Amendment) Order 2014

1. (1) 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.
- (2) 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).
2. The responsible person must ensure that free potable water is provided on request to customers where it is reasonably available.
3. (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.
4. The responsible person must 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;
 - (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.

Licensing Act 2003 (Mandatory Licensing Conditions) Order 2014

1. 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.
2. For the purposes of the condition set out in paragraph 1-
 - (a) “duty” is to be construed in accordance with the Alcoholic Liquor Duties Act 1979;
 - (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 rate 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) “valued added tax” means value added tax charged in accordance with the Value Added Tax Act 1994.
3. Where the permitted price given by Paragraph (b) of paragraph 2 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.
4. (1) Sub-paragraph 2 applies where the permitted price given by Paragraph (b) of paragraph 2 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.

Possible Conditions

If the application is granted, the Sub-Committee may wish to consider the following conditions to reflect the Operating Schedule:

Operating Hours

1. The hours the premises may be used for regulated entertainment shall be:

(a) Plays and films

(i)	Thursday	1000 to 0000
(ii)	Friday	1000 to 0000
(iii)	Saturday	0000 to 0000
(iv)	Sunday	0000 to 0400 Monday

(b) Live Music

(i)	Thursday	1000 to 0000
(ii)	Friday	1000 to 0400 Saturday
(iii)	Saturday	1000 to 0400 Sunday
(iv)	Sunday	1000 to 0000

(c) Recorded music and performance of dance

(i)	Thursday	1000 to 0000
(ii)	Friday	1000 to 0400 Saturday
(iii)	Saturday	1000 to 0400 Sunday
(iv)	Sunday	1000 to 0400 Monday*

*** see condition PN18**

2. The hours the premises may be used the provision of late night refreshment shall be:

(i)	Thursday to Sunday	2300 to 0500 the next day
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3. The hours the premises may be used for the sale of alcohol shall be:

(i)	Monday to Sunday	0000 to 0000**
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**** Sale of alcohol to the public Thursday to Monday only.
Crew bar only, for seven days before commencement and
seven days after the event. See condition A2.**

4. The hours the premises may open for other than Licensable Activities shall be:
- (i) **Thursday 0000 to Monday 1700 inclusive.**

All Licensing Objectives

- A1 This licence shall authorise the relevant licensable activities for a maximum of 59,999 persons. This includes all persons present at the premises in whatever capacity including ticket holders, performers, guests and staff.
- A2 The premises licence shall authorise the licensable activities:-
- (a) for the public for a maximum period of five consecutive days from Thursday to Monday on one occasion in a calendar year.
- (b) the crew bar is authorised for the sale of alcohol only to crew members and their bona fide guests for 24 hours per day for the period commencing seven days before the start of the public event and ending seven days after the end of the public event.
- A3 The Premises Licence Holder shall give notice to the Licensing Authority and Hampshire Constabulary of the dates of the event no later than six months before the start of the event.
- A4 The Premises Licence Holder shall produce and submit to the Licensing Authority an initial event management plan (EMP) at least 120 days prior to the commencement of the event.
- A5 The final EMP shall be supplied to the Licensing Authority no later than 28 days prior to each event. No alteration to the EMP shall be made after this date by the Premises Licence Holder except with the written consent of the Licensing Authority.
- A6 A schedule of stewards and security personnel shall be included in the EMP. The final schedule shall be made available to the Licensing Authority and Hampshire Constabulary no later than 28 days before the start of licensable activities for the public. Such a schedule shall include name, date and place of birth and, if applicable, SIA number. No amendments to the schedule shall be made after this date except by agreement with the Hampshire Constabulary and with the written consent of the Licensing Authority.

- A7 The 'Event Director' or his nominated deputy shall be available on site at all times that the licensed site is open to ticket holders.

The Prevention of Crime and Disorder

- CD1 The Premises Licence Holder shall agree with the Licensing Authority in consultation with Hampshire Constabulary the number of police officers required at each event, no later than 56 days prior to the start of the event. No licensable activities shall take place unless suitable arrangements are in place to secure the provision of such numbers of police officers.
- CD2 A secure perimeter fence shall be erected around the site of the event, prior to the start of the event, and patrolled by security. The type of fence shall be agreed with the Licensing Authority no later than 120 days before the event.
- CD3 *The premises licence holder shall submit a written Crime Management Plan (CMP) that has been produced in conjunction with Hampshire Constabulary. The initial CMP shall be submitted to Hampshire Constabulary no later than 56 days prior to each event. The final written CMP shall be submitted to Hampshire Constabulary no later than 28 days prior to each event. The CMP shall details, albeit not an exhaustive list: How the event will tackle: acquisitive crime (thefts). The use, consumption and supply of illegal drugs. Violence against the person and protection of the vulnerable young people. It shall also detail the proactive crime prevention measures taken by the premises licence holder utilising advertising and social media. No alteration to the written CMP shall be made after this date by the premises licence holder except with the written consent of the Police Commander for the event and the Licensing Authority responsible for the event.*
- CD4 *The premises licence holder shall submit a written Security Management Plan (SMP) that has been produced in conjunction with Hampshire Constabulary. The initial SMP shall be submitted to Hampshire Constabulary no later than 56 days prior to each event. The final SMP shall be submitted to Hampshire Constabulary no later than 28 prior to each event. The SMP shall detail, albeit not an exhaustive list: How the event will manage the training and briefing of security personnel and how crowd management is implemented and managed.*
- CD5 *The premises licence holder shall appoint a competent crime prevention manager. Their role shall be to facilitate communication between the event organisers, the appointed security contractors and the police and to ensure compliance of CMP and SMP.*
- CD6 The campsites, car park and event arena shall be patrolled by security and stewards.

- CD7 Security staff shall carry out random searching at all entrances to the event for drugs, offensive weapons and other prohibited items. Ticket conditions shall indicate that searching will be undertaken. Signage shall be displayed at all entrances indicating searches will take place.
- CD8 No glass containers or bottles shall be allowed inside the event site, with the exception of approved event traders or specific restaurant areas. Bottle banks shall be located at the event site entrances to facilitate disposal.
- CD9 Save for specific restaurant areas approved by the Police in writing, all sales of alcohol and other drinks shall be provided in polycarbonate or similar non glass drinking vessels. All glass bottled drinks shall be decanted at point of sale.
- CD10 A Personal Licence Holder shall be present at each bar throughout any event when alcohol is being supplied under the Premises Licence. The Premises Licence Holder shall produce details of the Personal Licence Holders to the Licensing Authority and Hampshire Constabulary no later than 28 days prior to the commencement of the event.

Public Safety

- PS1 The Premises Licence Holder shall ensure that farm animals are removed from the arena and the campsite at least 21 days prior to the start of any event. This shall not extend to the area used for car parking.
- PS2 No animals, other than guide dogs, assistance dogs and dogs from enforcement agencies are to be allowed onto the site unless agreed in writing with the licensing authority at least 28 days before the commencement of the event.
- PS3 There shall not be any activity which involves body piercing or tattooing carried out on the site.
- PS4 There shall not be any activity which involves members of the public inhaling gases.
- PS5 No legal highs shall be allowed on site, these to include any gas canisters used for that purpose.

Public nuisance

- PN1 *A 2,000 capacity car park will be situated on the West side of the event site. Access to this car park will only be permitted with a relevant ticket. This car park will only exit onto the A272. From 12 noon on the Thursday preceding the event until 6pm on the Monday following the event a regular transfer bus will be available to transfer customers between Winchester Train Station and the event site. A transfer policy will be drawn up and circulated to officers no less than 28 days before*

- the event. This policy will articulate the volume and frequency of transfers.*
- PN2 *No less than 40% of total tickets sold after the first 40,000 tickets, will be permitted to access the site by coach (whether public transport or coach transfer from local train stations).*
- PN3 *The premises licence holder will promote public transportation as the preferred access and egress from the event site. A policy to articulate this activity will be drawn up and circulated to officers no less than 56 days before the event but both the website, the tickets and all significant promotional activity will promote public transportation.*
- PN4 *During the 2016 event, the premises licence holder will undertake a comprehensive traffic management survey and assessment with reports and data being made available to officers.*
- PN5 The Premises Licence Holder shall produce a Traffic Management Plan (TMP). The final TMP shall be submitted to the Licensing Authority no later than 28 days before the start of the event. No alteration to the TMP shall be made after this date by the Premises Licence Holder except with the written consent of the Licensing Authority.
- PN6 The Premises Licence Holder shall produce an initial Noise Management and Community Liaison Plan (NMP) at least 56 days prior to the commencement of the event. The final NMP shall be submitted to the Licensing Authority for agreement no later than 28 days prior to the commencement of the event. No alteration to the NMP after this date shall be made by the Premises Licence Holder except with the written consent of the Licensing Authority.
- PN7 The final NMP shall contain the methodology which shall be employed to control sound produced on the premises, in order to comply with the premises licence. The NMP must include all of the arrangements for preventing public nuisance and consultation with the local community and shall include:
- a) An inventory of all sound systems to be used on the site.
 - b) A schedule of contact details for those who are responsible for the sound systems.
 - c) A list of stages and cinemas together with sound power output details, a schedule of their location, orientation, and shut down times and their maximum audience capacity.
 - d) Maximum permitted sound power output details for traders.

- e) Management command and communication structure /methods for ensuring that permitted sound system output and finish times are not exceeded.
 - f) Publication and dissemination of information to the public and arrangements for provision and staffing of a hotline number for dealing with complaints.
 - g) Action to be taken by the Event Organiser following complaints.
- PN8 The Premises Licence Holder shall ensure compliance with all aspects of the Noise Management and Community Liaison Plan.
- PN9 At least 7 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.
- PN10 The Premises 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 a method agreed with the Licensing Authority.
- PN11 Between the hours of 1100 and 2300 noise levels from the event shall not exceed 55dB $L_{Aeq(15\text{ mins})}$ and between the hours of 2300 and 0400 noise levels shall not exceed 45dB $L_{Aeq(15\text{ mins})}$.
- PN12 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($L_{eq, 15\text{ mins}}$).
- PN13 All noise levels from music shall be measured as above 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 later than 28 days in advance of the event.
- PN14 The sound systems of the principal stages shall be tested to ensure compliance with above levels prior to the commencement of the event. The Licensing Authority shall be notified no less than 24 hours in advance of such testing being undertaken.
- PN15 The Premises Licence Holder shall appoint a competent noise consultant to monitor and record on site and off site noise, to ensure compliance with noise levels.
- PN16 The Premises Licence Holder shall not permit amplification equipment to be brought onto the site unless:-

- a) it is for use as part of regulated entertainment.
- b) it is for the use of authorised traders for the sole purpose of providing 'incidental' or background music to their stall or fairground attraction.

PN17 The Premises Licence Holder shall ensure that a deployment of security personnel shall patrol the site for the duration of the event to monitor for unlicensed events taking place or about to take place, and:

- a) Upon discovery of such activities or equipment not as described in Condition PN16, arrangements shall be made for the amplification equipment to be confiscated immediately or, if not possible, at the earliest reasonable opportunity.
- b) Arrangements shall be made for confiscation of equipment in the case of traders where, in the opinion of the Licensing Authority, a noise nuisance is being or likely to be caused.

PN18 Between the hours of 00:00 and 04:00 on a Monday morning, regulated entertainment shall be limited to the following:

- a) The playing of recorded music only in the format of a 'silent disco', defined as being 'the playing of recorded music with or without a DJ, in such a way that it shall only be heard through headsets worn by persons present'.
- b) *The noise emissions from the sound track to any film shown, shall not be noticeable from the ambient noise level at any of the agreed monitoring locations. ('agreed monitoring locations' means those agreed in PN13).*
- c) No other form of regulated entertainment shall be permitted.

The Protection of Children from Harm

CH1 The Premises Licence Holder shall prominently display notices at the point of sale that state 'It is an offence to purchase or attempt to purchase alcohol if you are under the age of 18 – Section 149 Licensing Act 2003'.

CH2 The Premises Licence Holder shall operate a 'Challenge 25' scheme with signage being displayed in all locations relevant to the sale of alcohol.

CH3 The Premises Licence Holder shall provide suitable training or instruction to all staff engaged in the sale of alcohol in relation to the prevention of sales to persons under the age of 18 years and to persons who are drunk. A written record shall be made of such training and be

made available to the Licensing Authority or Hampshire Constabulary upon request.

- CH4 No person under the age of 18 may serve alcohol.
- CH5 Soft drinks and free drinking water shall be available on site as an alternative to alcohol.
- CH6 No person under the age of 18 shall be permitted on the premises unless accompanied by an adult.
- CH7 Any site / event staff having responsibility for the welfare of children on site shall be DBS checked (Disclosure and Barring Service) and their name date and place of birth made available to Hampshire Constabulary 28 days prior to the event taking place. The EMP shall include a plan to deal with all such lost / found children.

6. Other Considerations

Corporate Strategy (Relevance To:)

This report covers issues which affect the Outcomes of Active Communities and a High Quality Environment.

There is no direct link to Portfolio Plans as the requirements under the Licensing Act 2003 are statutory functions.

Resource Implications

An application fee of £32,190 has been received. The annual fee payable will be £16,180. This is expected to cover the cost of administration, officer attendance at Safety Advisory Group meetings and site visits prior to and during the event to check compliance.

Appendices

1. Application by Boomtown Festival UK Limited
2. Representations by Responsible Authorities
3. Representations by other persons
4. Map of premises location

**Application for a premises licence to be granted
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 Boomtown Festival UK Limited

(Insert name(s) of applicant)

apply for a premises licence under section 17 of the Licensing Act 2003 for the premises described in Part 1 below (the premises) and I/we are making this application to you as the relevant licensing authority in accordance with section 12 of the Licensing Act 2003

Part 1 – Premises Details

Postal address of premises or, if none, ordnance survey map reference or description Boomtown Festival Matterley Bowl Airesford Road			
Post town	Winchester	Postcode	SO21 1HW
Telephone number at premises (if any)		n/a	
Non-domestic rateable value of premises		£19,000	

Part 2 - Applicant Details

Please state whether you are applying for a premises licence as

Please tick as appropriate

- | | | |
|---|-------------------------------------|-----------------------------|
| a) an individual or individuals * | <input type="checkbox"/> | please complete section (A) |
| b) a person other than an individual * | | |
| i. as a limited company | <input checked="" type="checkbox"/> | please complete section (B) |
| ii. as a partnership | <input type="checkbox"/> | please complete section (B) |
| iii. as an unincorporated association or | <input type="checkbox"/> | please complete section (B) |
| iv. other (for example a statutory corporation) | <input type="checkbox"/> | please complete section (B) |
| c) a recognised club | <input type="checkbox"/> | please complete section (B) |
| d) a charity | <input type="checkbox"/> | please complete section (B) |
| e) the proprietor of an educational establishment | <input type="checkbox"/> | please complete section (B) |
| f) a health service body | <input type="checkbox"/> | please complete section (B) |

- g) a person who is registered under Part 2 of the Care Standards Act 2000 (c14) in respect of an independent hospital in Wales please complete section (B)
- ga) a person who is registered under Chapter 2 of Part 1 of the Health and Social Care Act 2008 (within the meaning of that Part) in an independent hospital in England please complete section (B)
- h) the chief officer of police of a police force in England and Wales please complete section (B)

* If you are applying as a person described in (a) or (b) please confirm:

Please tick yes

I am carrying on or proposing to carry on a business which involves the use of the premises for licensable activities; or

I am making the application pursuant to a
 statutory function or
 a function discharged by virtue of Her Majesty's prerogative

(A) INDIVIDUAL APPLICANTS (fill in as applicable)

Mr <input type="checkbox"/>	Mrs <input type="checkbox"/>	Miss <input type="checkbox"/>	Ms <input type="checkbox"/>	Other Title (for example, Rev)	
Surname			First names		
I am 18 years old or over				<input type="checkbox"/>	Please tick yes
Current postal address if different from premises address					
Post town				Postcode	
Daytime contact telephone number					
E-mail address (optional)					

SECOND INDIVIDUAL APPLICANT (if applicable)

Mr <input type="checkbox"/>	Mrs <input type="checkbox"/>	Miss <input type="checkbox"/>	Ms <input type="checkbox"/>	Other Title (for example, Rev)	
Surname			First names		
I am 18 years old or over				<input type="checkbox"/>	Please tick yes
Current postal address if different from premises address					
Post town		Postcode			
Daytime contact telephone number					
E-mail address (optional)					

(B) OTHER APPLICANTS

Please provide name and registered address of applicant in full. Where appropriate please give any registered number. In the case of a partnership or other joint venture (other than a body corporate), please give the name and address of each party concerned.

Name Boomtown Festival UK Limited
Address 9 Bank Road Kingswood Bristol BS15 8LS
Registered number (where applicable) 07871423
Description of applicant (for example, partnership, company, unincorporated association etc.) Company
Telephone number (if any) n/a
E-mail address (optional) n/a

Part 3 Operating Schedule

When do you want the premises licence to start?

DD	MM	YYYY
A	S	A P

If you wish the licence to be valid only for a limited period, when do you want it to end?

DD	MM	YYYY

Please give a general description of the premises (please read guidance note 1)
 Matterley Bowl is a long established green field site that has been used for different events since 1998. It consists of a natural amphitheatre, woodland and farming areas. Located just outside Winchester in an Area of Outstanding Natural Beauty, it provides a beautiful location for an outdoor festival/event.

If 5,000 or more people are expected to attend the premises at any one time, please state the number expected to attend.

59,999

What licensable activities do you intend to carry on from the premises?

(Please see sections 1 and 14 of the Licensing Act 2003 and Schedules 1 and 2 to the Licensing Act 2003)

Provision of regulated entertainment

Please tick any 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)

Supply 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)			Will the performance of a play take place indoors or outdoors or both – please tick (please read guidance note 2)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input checked="" type="checkbox"/>
Day	Start	Finish			
Mon	00:00	04:00	Please give further details here (please read guidance note 3) In relation to Sunday into Monday, please see condition 34 b on the enclosed schedule of proposed conditions.		
Tue					
Wed			State any seasonal variations for performing plays (please read guidance note 4)		
Thur	10:00	00:00			
Fri	10:00	00:00	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 (please read guidance note 5)		
Sat	00:00	00:00			
Sun	00:00	00:00			

B

Films Standard days and timings (please read guidance note 6)			Will the exhibition of films take place indoors or outdoors or both – please tick (please read guidance note 2)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input checked="" type="checkbox"/>
Day	Start	Finish	Please give further details here (please read guidance note 3) In relation to Sunday into Monday, please see condition 34 b on the enclosed schedule of proposed conditions.		
Mon	00:00	04:00			
Tue			State any seasonal variations for the exhibition of films (please read guidance note 4)		
Wed					
Thur	10:00	00:00	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 (please read guidance note 5)		
Fri	10:00	00:00			
Sat	00:00	00:00			
Sun	00:00	00:00			

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			<u>State any seasonal variations for boxing or wrestling entertainment</u> (please read guidance note 4)		
Wed					
Thur			<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)		
Fri					
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"/>
Day	Start	Finish		Outdoors	<input type="checkbox"/>
				Both	<input checked="" type="checkbox"/>
Mon			<u>Please give further details here</u> (please read guidance note 3)		
Tue					
Wed			<u>State any seasonal variations for the performance of live music</u> (please read guidance note 4)		
Thur	10:00	00:00			
Fri	10:00	00:00	<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)		
Sat	00:00	04:00			
	10:00	00:00			
Sun	00:00	04:00			
	10:00	00:00			

F

Recorded music Standard days and timings (please read guidance note 6)			Will the playing of recorded music take place indoors or outdoors or both – please tick (please read guidance note 2)	Indoors	<input type="checkbox"/>
Day	Start	Finish		Outdoors	<input type="checkbox"/>
Mon	00:00	04:00	Please give further details here (please read guidance note 3) in relation to Sunday into Monday, please see condition PN18 on the enclosed schedule of proposed conditions.	Both	<input checked="" type="checkbox"/>
Tue					
Wed			State any seasonal variations for the playing of recorded music (please read guidance note 4)		
Thur	10:00	00:00			
Fri	10:00	00:00	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 (please read guidance note 5)		
Sat	00:00	04:00			
	10:00	00:00			
Sun	00:00	04:00			
	10:00	00:00			

G

Performances of dance Standard days and timings (please read guidance note 6)			Will the performance of dance take place <u>indoors or outdoors or both – please tick</u> (please read guidance note 2)	Indoors	<input type="checkbox"/>
Day	Start	Finish		Outdoors	<input type="checkbox"/>
Mon	00:00	04:00	Please give further details here (please read guidance note 3) In relation to Sunday into Monday, please see condition 34 a on the enclosed schedule of proposed conditions.	Both	<input checked="" type="checkbox"/>
Tue					
Wed			State any seasonal variations for the performance of dance (please read guidance note 4)		
Thur	10:00	00:00			
Fri	10:00	00:00	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 (please read guidance note 5)		
Sat	00:00	04:00			
	10:00	00:00			
Sun	00:00	04:00			
	10:00	00:00			

H

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

Late night refreshment Standard days and timings (please read guidance note 6)			Will the provision of late night refreshment take place indoors or outdoors or both – please tick (please read guidance note 2)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input checked="" type="checkbox"/>
Day	Start	Finish	Please give further details here (please read guidance note 3) Hot food and refreshment after 23:00h		
Mon	00:00	05:00			
Tue					
Wed			State any seasonal variations for the provision of late night refreshment (please read guidance note 4)		
Thur	23:00	00:00			
Fri	00:00	05:00	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 (please read guidance note 5)		
	23:00	00:00			
Sat	00:00	05:00			
	23:00	00:00			
Sun	00:00	05:00			
	23:00	00:00			

J

Supply of alcohol Standard days and timings (please read guidance note 6)			Will the supply of alcohol be for consumption – please tick (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	State any seasonal variations for the supply of alcohol (please read guidance note 4) The sale of alcohol to the public is from Thursday to Monday only. For crew bar only, for seven days before commencement and seven days after the event (see condition A2 on enclosed operating schedule of conditions).		
Mon	00:00	00:00			
Tue	00:00	00:00			
Wed	00:00	00:00			
Thur	00:00	00:00			
Fri	00:00	00:00			
Sat	00:00	00:00			
Sun	00:00	00:00			
			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 (please read guidance note 5)		

State the name and details of the individual whom you wish to specify on the licence as designated premises supervisor:

Name Christopher Rutherford	
Address c/o TLT LLP One Redcliff Street Bristol	
Postcode	BS1 6TP
Personal licence number (if known) 06/07123/LAPER	
Issuing licensing authority (if known) Bristol City Council	

K

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 (please read guidance note 8).
None

L

Hours premises are open to the public Standard days and timings (please read guidance note 6)			State any seasonal variations (please read guidance note 4)
Day	Start	Finish	
Mon	00:00	17:00	<p><u>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</u> (please read guidance note 5)</p>
Tue			
Wed			
Thur	00:00	00:00	
Fri	00:00	00:00	
Sat	00:00	00:00	
Sun	00:00	00:00	

M Describe the steps you intend to take to promote the four licensing objectives:

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

As per existing licence conditions, save for the amendment to the proposed capacity and some finessing to conditions under the The prevention of crime & disorder and The prevention of public nuisance objectives, which are attached to this application.

Premises licence number (PREM655 – 15/00571/LAPMV) will be surrendered upon satisfactory conclusion of this new premises licence application.

Any detail shown on the plan that is not required by the licensing plans regulations is indicative only and subject to change at any time.

b) The prevention of crime and disorder

As per existing licence (PREM655 – 15/00571/LAPMV) conditions, save for the amendment to the proposed capacity and some finessing to conditions under the The prevention of crime & disorder and The prevention of public nuisance objectives, which are attached to this application.

c) Public safety

As per existing licence (PREM655 – 15/00571/LAPMV) conditions, save for the amendment to the proposed capacity and some finessing to conditions under the The prevention of crime & disorder and The prevention of public nuisance objectives, which are attached to this application.

d) The prevention of public nuisance

As per existing licence (PREM655 – 15/00571/LAPMV) conditions, save for the amendment to the proposed capacity and some finessing to conditions under the The prevention of crime & disorder and The prevention of public nuisance objectives, which are attached to this application.

e) The protection of children from harm

As per existing licence (PREM655 – 15/00571/LAPMV) conditions, save for the amendment to the proposed capacity and some finessing to conditions under the The prevention of crime & disorder and The prevention of public nuisance objectives, which are attached to this application.

Checklist:


Please tick to indicate agreement

- I have made or enclosed payment of the fee (submitted and paid online)
- I have enclosed the plan of the premises.
- I have sent copies of this application and the plan to responsible authorities and others where applicable.(submitted online)
- I have enclosed the consent form completed by the individual I wish to be designated premises supervisor, if applicable.
- I understand that I must now advertise my application.
- 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 4 – Signatures (please read guidance note 10)

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

Signature	 <i>RT</i>
Date	<i>28/4/2016</i>
Capacity	<i>SOLICITOR TO THE APPLICANT</i>

For joint applications, signature of 2nd applicant 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 postal address for correspondence associated with this application (please read guidance note 13)

Matthew Phipps
TLT LLP
One Redcliff Street

Post town	Bristol	Postcode	BS1 6TP
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Telephone number (if any)	+44(0)3330 06021
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If you would prefer us to correspond with you by e-mail, your e-mail address (optional)
matthew.phipps@TLTsolicitors.com

Notes for Guidance

1. Describe the premises, for example the type of premises, its general situation and layout and any other information which could be relevant to the licensing objectives. Where your application includes off-supplies of alcohol and you intend to provide a place for consumption of these off-supplies, you must include a description of where the place will be and its proximity to the premises.
2. Where taking place in a building or other structure please tick as appropriate (indoors may include a tent).
3. For example the type of activity to be authorised, if not already stated, and give relevant further details, for example (but not exclusively) whether or not music will be amplified or unamplified.
4. For example (but not exclusively), where the activity will occur on additional days during the summer months.
5. For example (but not exclusively), where you wish the activity to go on longer on a particular day e.g. Christmas Eve.
6. Please give timings in 24 hour clock (e.g. 16:00) and only give details for the days of the week when you intend the premises to be used for the activity.
7. If you wish people to be able to consume alcohol on the premises, please tick 'on the premises'. If you wish people to be able to purchase alcohol to consume away from the premises, please tick 'off the premises'. If you wish people to be able to do both, please tick 'both'.
8. Please give information about anything intended to occur at the premises or ancillary to the use of the premises which may give rise to concern in respect of children, regardless of whether you intend children to have access to the premises, for example (but not exclusively) nudity or semi-nudity, films for restricted age groups or the presence of gaming machines.
9. Please list here steps you will take to promote all four licensing objectives together.
10. The application form must be signed.
11. An applicant's agent (for example solicitor) may sign the form on their behalf provided that they have actual authority to do so.
12. Where there is more than one applicant, each of the applicant or their respective agent must sign the application form.
13. This is the address which we shall use to correspond with you about this application.

**Conditions Proposed for
Boomtown Fair UK Limited, Matterley Bowl, Alresford Road, Winchester**

All Licensing Objectives

- A1. This licence shall authorise the relevant licensable activities for a maximum of 59,999 persons. This includes all persons present at the premises in whatever capacity including ticket holders, performers, guests and staff.
- A2. The premises licence shall authorise the licensable activities:-
 - a) for the public for a maximum period of five consecutive days from Thursday to Monday on one occasion in a calendar year.
 - b) the crew bar is authorised for the sale of alcohol only to crew members and their bona fide guests for 24 hours per day for the period commencing seven days before the start of the public event and ending seven days after the end of the public event.
- A3. The Premises Licence Holder shall give notice to the Licensing Authority and Hampshire Constabulary of the dates of the event no later than six months before the start of the event.
- A4. The Premises Licence Holder shall produce and submit to the Licensing Authority an initial event management plan (EMP) at least 120 days prior to the commencement of the event.
- A5. The final EMP shall be supplied to the Licensing Authority no later than 28 days prior to each event. No alteration to the EMP shall be made after this date by the Premises Licence Holder except with the written consent of the Licensing Authority.
- A6. A schedule of stewards and security personnel shall be included in the EMP. The final schedule shall be made available to the Licensing Authority and Hampshire Constabulary no later than 28 days before the start of licensable activities for the public. Such a schedule shall include name, date and place of birth and, if applicable, SIA number. No amendments to the schedule shall be made after this date except by agreement with the Hampshire Constabulary and with the written consent of the Licensing Authority.
- A7. The 'Event Director' or his/her nominated deputy shall be available on site at all times that the licensed site is open to ticket holders.

The Prevention of Crime and Disorder

- CD1. The Premises Licence holder shall agree with the Licensing Authority in consultation with Hampshire Constabulary the number of police officers required at each event, no later than 56 days prior to the start of the event. No licensable activities shall take place unless suitable arrangements are in place to secure the provision of such numbers of police officers.
- CD2. A secure perimeter fence shall be erected around the site of the event, prior to the start of the event, and patrolled by security. The type offence shall be agreed with the Licensing Authority no later than 120 days before the event.

- CD3. The premises licence holder shall submit a written Crime Management Plan (CMP) that has been produced in conjunction with Hampshire Constabulary. The initial written CMP shall be submitted to Hampshire Constabulary no later than 56 days prior to each event. The final written CMP shall be submitted to Hampshire Constabulary no later than 28 days prior to each event. The CMP shall detail, albeit not an exhaustive list. How the event will tackle: acquisitive crime (thefts). The use, consumption and supply of illegal drugs. Violence against the person and protection of the vulnerable young people. It shall also detail the proactive crime prevention measures taken by the premises licence holder utilising advertising and social media. No alteration to the written CMP shall be made after this date by the premise licence holder except with the written consent of the Police Commander for the event and the licensing authority responsible for the event.*
- CD4. The premises licence holder shall submit a written Security Management Plan (SMP) that has been produced in conjunction with Hampshire Constabulary. The initial written SMP shall be submitted to Hampshire Constabulary no later than 56 days prior to each event. The final written SMP shall be submitted to Hampshire Constabulary no later than 28 days prior to each event. The SMP shall detail, albeit not an exhaustive list. How the event will manage the training and briefing of security personnel and how crowd management is implemented and managed.*
- CD5. The premises licence holder shall appoint a competent crime prevention manager. Their role shall be to facilitate communication between the event organisers, the appointed security contractors and the police and to ensure compliance of the CMP and SMP*
- CD6. The campsites, car park and event arena shall be patrolled by security and stewards.
- CD7. Security staff shall carry out random searching at all entrances to the event for drugs, offensive weapons and other prohibited items. Ticket conditions shall indicate that searching will be undertaken. Signage shall be displayed at all entrances indicating searches will take place.
- CD8. No glass containers or bottles shall be allowed inside the event site, with the exception of approved event traders or specific restaurant

areas. Bottle banks shall be located at the event site entrances to facilitate disposal.

CD9. Save for specific restaurant areas approved by the Police in writing, all sales of alcohol and other drinks shall be provided in polycarbonate or similar non glass drinking vessels. All glass bottled drinks shall be decanted at point of sale.

CD10. A Personal Licence Holder shall be present at each bar throughout any event when alcohol is being supplied under the Premises Licence. The Premises Licence Holder shall produce details of the Personal Licence Holders to the Licensing Authority and Hampshire Constabulary no later than 23 days prior to the commencement of the event.

Public Safety

PS1. The Premises Licence Holder shall ensure that farm animals are removed from the arena and the campsite at least 21 days prior to the start of any event. This shall not extend to the area used for car parking.

PS2. No animals, other than guide dogs, assistance dogs and dogs from enforcement agencies are to be allowed onto the site, unless agreed in writing with the licensing authority at least 28 days before the commencement of the event.

PS3. There shall not be any activity which involves body piercing or tattooing carried out on the site.

PS4. There shall not be any activity which involves members of the public inhaling gases.

PS5. No legal highs shall be allowed on site, these to include any gas canisters used for that purpose.

Public nuisance

PN1. A (new) 2,000 capacity car park will be situated on the West side of the event site (as per the deposited plans). Access to this car park will only be permitted with relevant ticket. This car park will only exit onto the A272. From 12 noon on the Thursday preceding the event until 6pm on the Monday following the event a regular transfer bus will be available to transfer customers between Winchester Train Station and the event site. A transfer policy will be drawn up and circulated to officers no less

than 28 days before the event. This policy will articulate the volume and frequency of the transfers.

- PN2. No less than 40% of total tickets sold after the first 40,000 tickets, will be permitted to access the site by coach (whether public transport or coach transfer from local train stations).*
- PN3. The premises licence holder will promote public transportation as the preferred access and egress from the event site. A policy to articulate this activity will be drawn up and circulated to officers no less than 56 days before the event but both the website, the tickets and all significant promotional activity will promote public transportation.*
- PN4. During the 2016 event the premises licence holders will undertake a comprehensive traffic management survey and assessment with reports and data being made available to officers.*
- PN5. The Premises Licence Holder shall produce a Traffic Management Plan (TMP). The final TMP shall be submitted to the Licensing Authority no later than 28 days before the start of the event. No alteration to the TMP shall be made after this date by the Premises Licence Holder except with the written consent of the Licensing Authority.
- PN6. The Premises Licence Holder shall produce an initial Noise Management and Community Liaison Plan (NMP) at least 56 days prior to the commencement of the event. The final NMP shall be submitted to the Licensing Authority for agreement no later than 28 days prior to the commencement of the event. No alteration to the NMP after this date shall be made by the Premises Licence Holder except with the written consent of the Licensing Authority.
- PN7. The final NMP shall contain the methodology which shall be employed to control sound produced on the premises, in order to comply with the premises licence. The NMP must include all of the arrangements for preventing public nuisance and consultation with the local community and shall include:
- a) An inventory of all sound systems to be used on the site.
 - b) A schedule of contact details for those who are responsible for the sound systems
 - c) A list of stages and cinemas together with sound power output details, a schedule of their location, orientation, and shut down times and their maximum audience capacity
 - d) Maximum permitted sound power output details for traders.
 - e) Management command and communication structure /methods for ensuring that permitted sound system output and finish times are not exceeded.
 - f) Publication and dissemination of information to the public and arrangements for provision and staffing of a hotline number for dealing with complaints.

g) Action to be taken by the Event Organiser following complaints.

- PN8. The Premises Licence Holder shall ensure compliance with all aspects of the Noise Management and Community Liaison Plan.
- PN9. At least 7 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.
- PN10. The Premises 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 a method agreed with the Licensing Authority.
- PN11. Between the hours of 1100 and 2300 noise levels from the event shall not exceed 55dB LAeq (15mins) and between the hours of 2300 and 0400 noise levels shall not exceed 45dB LAeq (15mins).
- PN12. 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 (Leq 15 mins).
- PN13. All noise levels from music shall be measured as above 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 later than 28 days in advance of the event.
- PN14. The sound systems of the principal stages shall be tested to ensure compliance with above levels prior to the commencement of the event. The Licensing Authority shall be notified no less than 24 hours in advance of such testing being undertaken.
- PN15. The Premises Licence Holder shall appoint a competent noise consultant to monitor and record on site and off site noise, to ensure compliance with noise levels.
- PN16. The Premises Licence Holder shall not permit amplification equipment to be brought onto the site unless:-
a) it is for use as part of regulated entertainment
b) it is for the use of authorised traders for the sole purpose of providing 'incidental' or background music to their stall or fairground attraction.
- PN17. The Premises Licence Holder shall ensure that a deployment of security personnel shall patrol the site for the duration of the event to monitor for unlicensed events taking place or about to take place, and:
a) Upon discovery of such activities or equipment not as described in PN12, arrangements shall be made for the amplification equipment to be confiscated immediately or, if not possible, at the earliest reasonable opportunity.
b) Arrangements shall be made for confiscation of equipment in the case of traders where, in the opinion of the Licensing Authority, a noise nuisance is being or likely to be caused.
- PN18. Between the hours of 00.00 and 04:00 on a Monday morning, regulated entertainment shall be limited to the following:
a) The playing of recorded music only in the format of a 'silent disco', defined as being 'the playing of recorded music with or without a DJ, in

such a way that it shall only be heard through headsets worn by persons present'.

b) The exhibition of film, such that the noise emissions from the sound track to any film shown, shall achieve a noise level that is 10 dB(A) below the ambient noise level, at the 'premises' boundary, measured as an LAeq 15 min. The ambient noise level as determined shall be measured at locations on the 'premises' boundary prior to the commencement of the event, with the methodology and locations agreed with the Licensing Authority. The methodology and locations to ensure compliance with this condition and the ambient noise level as determined shall be contained within the Noise Management and Community Liaison Plan.

c) No other form of regulated entertainment shall be permitted.

The Protection of Children from Harm

CH1. The Premises Licence Holder shall prominently display notices at the point of sale that state 'It is an offence to purchase or attempt to purchase alcohol if you are under the age of 18 - Section 149 Licensing Act 2003'

CH2. The Premises Licence Holder shall operate a 'Challenge 25' scheme with signage being displayed in all locations relevant to the sale of alcohol.

CH3. The Premises Licence Holder shall provide suitable training or instruction to all staff engaged in the sale of alcohol in relation to the prevention of sales to persons under the age of 18 years and to persons who are drunk. A written record shall be made of such training and be made available to the Licensing Authority or Hampshire Constabulary upon request.

CH4. No person under the age of 18 may serve alcohol.

CH5. Soft drinks and free drinking water shall be available on site as an alternative to alcohol.

CH6. No person under the age of 18 shall be permitted on the premises unless accompanied by an adult.

CH7. Any site / event staff having responsibility for the welfare of children on site shall be DBS checked (Disclosure and Barring Service) and their name date and place of birth made available to Hampshire Constabulary 28 days prior to the event taking place. The EMP shall include a plan to deal with all such lost / found children.

Boomtown Festival Matterley Estate licenced area Appendix U







Environmental Health Representation

New Grant or Variation of Premises Licence/
Temporary Event Notice

Application Details

Temporary Event Notice	
Premises Licence	X
Variation to Premises Licence	

Applicant	Boomtown Festival UK Limited
Address of Premises	Boomtown Festival Matterley Bowl Alesford Road Winchester Hampshire SO21 1HW

Responsible Authority applicant details

Name of person making representation	Abigail Toms
Position	Environmental Health Manager
Address	Winchester City Council Colebrook Street Winchester Hampshire SO23 9LJ

Grounds for Representation

This representation is made in respect of the following Licensing Objective(s):

1) The prevention of crime and disorder	
2) Public Safety	
3) The prevention of Public Nuisance	X
4) The protection of Children from harm	

Please detail grounds for representation:

I wish to make representation to this application on grounds of public nuisance. For ease of reference, I have attached a map which shows the new proposed site areas demarcated into sections labelled A, B and C.

I have no concerns about the increase in capacity, nor do I have concerns about the extension of the site boundary. However, the applicant is proposing to locate several stages on the Southern most area of the site (labelled area A) that is included within the new, proposed boundary. This is on high ground, is closer to monitoring locations in Morestead and Owslebury (which would be more likely to be affected owing to land topography.) In view of this, I would expect the applicant to submit additional information to acoustically demonstrate that noise levels generated from the stages in area A are capable of meeting the offsite objective noise criteria as identified in the public nuisance conditions. (PN11 and PN12 of this application / PN7 and PN8 of PREM 655).

As a Premises Licence lasts indefinitely, I would also expect to see a description of what each area will be used for in the future, together with a set of parameters to restrict what stages can be located within these areas, substantiated through noise modelling data to show that the offsite criteria can be achieved.

On a further note, I would propose that Condition 14(b) of PREM 655 (proposed condition PN18(b) is amended if the application is successful. This condition reads 'The exhibition of film, such that the noise emissions from the sound track to any film shown, shall achieve a noise level that is 10dB(A) below the ambient noise level, at the premises 'boundary', measured as an $L_{Aeq, 15 \text{ mins.}}$.' The ambient noise levels around the Matterley Estate are very quiet and from an acoustic perspective, this condition would be difficult to enforce, limited by the technical ability of a sound level meter. The condition is designed to ensure that film noise is not audible within residential properties especially as other regulated entertainment is not permitted at this time. I would therefore propose a subjective condition to replace this one, as follows:

'The noise emissions from the sound track to any film shown, shall not be noticeable from the ambient noise level at any of the agreed monitoring locations.' ('agreed monitoring locations' means those agreed in PN9 of PREM655/ PN13 of the proposed conditions) It is envisaged that this will achieve the same effect as the current condition had intended.

Signed:	Abigail Toms
Date:	25 th May 2016

Carol Stefanczuk

From: Natalie Fellows <Natalie.Fellows@southdowns.gov.uk>
Sent: 26 May 2016 11:40
To: Licensing
Cc: Robert Ainslie; Tim Slaney; 'KERRY VEITCH'; [REDACTED]
Subject: Proposal to increase capacity to 59,999 for Boom Town Fair, Matterley Bowl, Winchester
Attachments: Boom Town Fair increase to 59999 26.05.pdf
Importance: High

Dear Licensing,
Please see the attached SDNPA comments on the above licence application.

Many thanks,
Natalie.

Natalie Fellows

Planning Link Officer: Hampshire
South Downs National Park Authority
Western Area Office, Queen Elizabeth Country Park, Hampshire, PO8 0QE
Tel: 01730 819330 Mobile: [REDACTED] Email: natalie.fellows@southdowns.gov.uk
www.southdowns.gov.uk | [facebook](#) | [twitter](#) | [youtube](#)

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Local Authority: Winchester City Council

Proposal: BoomTown Festival Limited seek to increase the events capacity up to 59,999 and amend the relevant conditions (existing license Prem 655)

Address: Matterley Bowl, Alresford Road, Hampshire

Thank you for consulting the South Downs National Park Authority. The South Downs National Park Authority (SDNPA) is responsible for keeping the South Downs a special place.

The first purpose of National Park designation is the conservation and enhancement of the natural beauty, wildlife and cultural heritage. The SDNPA has an interest in licencing proposals within the National Park. All public bodies, when undertaking any activity which may have an impact on the designated area, have a duty to have regard to the following purposes. - Section 62(2) of the Environment Act (1995);

National Park Purposes

The two statutory purposes of the SDNP designation are:

- To conserve and enhance the natural beauty, wildlife and cultural heritage of their areas;
- To promote opportunities for the public understanding and enjoyment of the special qualities of their areas.

If there is a conflict between these two purposes, conservation takes precedence. There is also a duty to foster the economic and social well-being of the local community in pursuit of these purposes.

The licencing objectives are:

- The prevention of crime and disorder
- Public safety
- The prevention of public nuisance
- The protection of children from harm

The site is within Winchester City Council administrative boundary, therefore the Winchester Licensing Policy (amended April 2016), incorporating The Statement of Licensing Policy (2014 – 2019) and guidance (issued under Section 182 of the Licensing Act) is used to determine applications.

The SDNPA is exploring how we can support the Licensing objectives, and consider the first, second and third Licensing Objectives particularly relevant to our remit (as a responsible authority). In addition, we are able to contribute to the evidence to further understand this particular locality and local characteristics. The application form submitted should acknowledge that the premises are within the South Downs National Park, not the former AONB.

Comments on the proposed conditions and intensification of the festival

Public Nuisance –

PNI – A (new) 2,000 capacity car park will be situated on the West side of the event site (as per the deposited plans). Access to this car park will only be permitted with relevant ticket. This car park will only be permitted with relevant ticket. This car park will only exit onto the A272.

As indicated in previous comments, the use of the west side of the event site for car parking for 2,000 vehicles is a concern. This location is more prominent in landscape terms and contains a locally designated SINC (albeit this area could be fenced off to prevent vehicles parking here). The natural terrain of the sloping site may also give rise to issues in bad weather. Whilst the access arrangements in the TMP indicate a temporary reduction in vehicle speeds to 40mph (rather than national speed limits), congestion is likely to change driver's behaviour during peak ingress and egress. The operation of a left turn only on exit appears to be the safest solution and perhaps this should operate at all times (rather than only the times specified).

Both junctions from the West car parking area to the A272 are for the use of farm vehicles (infrequently used as only tracks serve this access), and are not designed to accommodate 2,000 vehicles. The appropriateness of these two access points is questioned, in terms of visibility and highway safety especially given the gradient of the adjacent land. A safety audit is suggested which may recommend alterations to the current arrangements. Any significant physical changes (as opposed to maintenance) is likely to require planning permission as not connected with agriculture (unless vegetation just needs to be trimmed or temporary signage erected). Widening or levelling of land in connection with junction improvements is likely to lead to urbanising effects, which will have a negative impact on the landscape character.

Whilst it is understood that the potential increase of 2,000 vehicles in this area will be directed left onto the A272 in peak hours, vehicles are being persuaded to use the surrounding rural lanes to access the M3 junction 11 at Twyford due to congestion at Junction 9 (to reach the A34 or M3). This is diverting traffic to neighbouring villages in the National Park such as Twyford and Morestead. The use of Junction 10 to divert some traffic south and then utilising junction 11 if they need to travel north is welcomed. The TMP indicate that monitoring will take place at Twyford Post office. It is likely that if drivers use satellite navigation they will be directed to continue on the Morestead Road back towards Winchester rather than through Twyford along Hazeley Road. This route has been underutilised in the past as indicated in the TMP. We raise the question in how this route will be encouraged. The Longwood Road is particularly narrow in places too.

Highways England may wish to make comments, as impacts on the strategic network is a consideration. If congestion is causing tail-backs for vehicles leaving the motorway (preventing exit) this may cause safety concerns.

PN1 Continued - From 12 noon on the Thursday preceding the event until 6pm on the Monday following the event a regular transfer bus will be available to transfer customers between Winchester Train Station and the event site. A transfer policy will be drawn up and circulated to officers no less than 28 days before the event. This policy will articulate the volume and frequency of the transfers.

This is welcomed and should be publicised widely to encourage use of this service. This may lead to local expenditure in Winchester if used which would benefit the local economy. Promotion and a greater commitment to use local produce and business could be utilised by event organisers e.g. vendors and contractors

PN2 – No less than 40% of total tickets sold after the first 40,000 tickets, will be permitted to access the site by coach (whether public transport or coach transfer from local train stations)

This is a commitment of 8,000 tickets or more will access the site by coach, this is approximately 13% of all festival goers or crew for the total 60,000 capacity applied for. Given the sensitive rural location, promotion of convenient public transport is key to minimising the impacts of the event. It is felt that this commitment could be increased and should be phased to increase over time. Incentives to use these services, such as priority queuing and fast coach lanes to leave the site could be considered. Even with this commitment, egress is still likely to continue to be an issue and ways to address and help stagger festival-goers leaving at the same time should be considered seriously. There is no commitment to alleviate this and creative ways to achieve this could be considered. The increase in capacity is likely to make egress issues worse. Whilst it is

understood why the A272 is being encouraged, use of the west car park remains a concern. Other options within the estate could be considered.

PN3 – The premises licence holder will promote public transportation as the preferred access and egress from the event site. A policy to articulate this activity will be drawn up and circulated to officers no less than 56 days before the event but both the website, the tickets and all significant promotional activity will promote public transportation.

This is welcomed given the sensitive rural location. However, as suggested in previous comments, the Winchester Park and Ride could be utilised to provide shuttles to the site. Given that festival goers will be bringing lots of 'kit' tents etc. this may help reduce congestion issues around the site and the M3 junctions (Twyford) if the South Winchester park and ride site is used as opposed to St Catherine's/Bar End.

PN4 – During the 2016 event the premises license holders will undertake a comprehensive traffic management survey and assessment with reports and data being made available to officers.

The event organisers have over the years learnt lessons as and when they arise. The commitment to monitor traffic implications is welcomed, especially if the capacity increases by 10,000 people. This will help inform future event improvements. A commitment for each festival year on year to be monitored is suggested. This data collection should look at 'normal' network conditions and during and following the event, indicating the disruption caused. However, a safety audit is urgently required for the new car park and junctions as highlighted above.

PN5 – The Premises Licence Holder shall produce a Traffic Management Plan (TMP). The final TMP shall be submitted to the Licensing Authority no later than 28 days before the start of the event. No alteration to the TMP shall be made after this date by the Premises Licence Holder except with the written consent of the Licensing Authority.

The above is noted. Local residents are particularly concerned in relation to the diversions in place during the festival period and the closure of crossings on the A31. Ways to reduce this inconvenience could be explored.

Noise and tranquillity Implications

It is not anticipated that the number of music venues will significantly increase as a result of the increase in capacity. However the overall area used in association with holding the event has increased, particularly the western end of the estate and the fields near the motorcross track to the east. These will be used for camping, car parking and campervans. Measures to decrease noise, such as the storage containers in the bowl area, could be considered if shown to reduce noise to the surrounding area. Environmental Health are the specialists and work closely with the event organisers. Consideration to tranquillity should be considered, especially as you move away from transport routes (as more tranquil) or in proximity to public rights of way. PN8 – The Noise Management Plan (NMP) should include the set up and take down periods rather than just the duration of the event, alongside the consideration of tranquillity issues.

Other issues

The South Downs Way – National Trail closure during event. Please can we work together to publicise this diversion and the closure of the car park. Mitigation measures have been suggested to the estate. Please monitor the effectiveness of the closure and whether the period closed is appropriate (disruption from construction and take-down period).

Pedestrian access to the site is actively discouraged due to safety concerns by the event organisers. There is limited pavements from the site to the city centre/transport hubs. Whilst this is usually promoted by the National Park, under the circumstances of people entering and leaving the festival (potentially intoxicated) this is probably the right thing not to encourage walking on this occasion.

Vulnerable users could use the South Downs Way or alternative public rights of way to the city centre (via St Catherine's Hill) but similar issues may occur. It is also difficult to bring essential 'kit' too for camping etc. Focus on coach transfers is suggested as potential take-up is more likely, especially if incentives are included.

Dark Night Sky implications

It is suggested that event organisers engage with the Dark Night Sky lead, Dan Oakley who can provide advice on this issue of promoting dark night skies.

As mentioned in previous correspondence, we also ask the question of how suitable the site is given the remote rural location for staging the expanding large scale event/music festival if the event organisers intend to continue to grow in the future. This may decrease the prospect of holding additional events at the site due to cumulative impacts.

Conclusion

In light of the above, the SDNPA continue to have apprehensions in relation to the increase in capacity due to the information submitted within the deposited plans. Given the sensitive rural location, promotion of sustainable travel is crucial. Effective Management Plans will be key to minimising impacts. Continued engagement with the event organisers is required, having regard to the special qualities of the National Park.

Carol Stefanczuk

From: Alison Matthews [REDACTED]
Sent: 06 May 2016 15:34
To: Licensing
Subject: Re: Boomtown Application for new licence to replace PREM 655
Categories: Carol

Dear Mrs Stefanczuk,

My full address is Lake House, Avington, Winchester SO21 1DL. The Upper Itchen Valley Society does not have a separate address but it is a registered charity, no 261576.

The existing public nuisance problems are:

NOISE from late night music

LIGHT POLLUTION from laser shows

DISRUPTION TO THE SOUTH DOWNS WAY This is a National Trail yet it has to be diverted over the Boomtown period and the experience of those walking it in the construction and dismantling periods (9 weeks in the height of summer) is adversely affected.

The popular Cheesefoot Head Car Park is closed for Boomtown which prevents people walking in that area.

TRAFFIC this is undoubtedly the main problem. Local residents particularly from Avington and Itchen Abbas are seriously inconvenienced by the gap closures particularly when trying to go to work in the Southampton direction on the Monday morning.

Those who live on the A 31 have a long detour to get to Winchester/Southampton.

Members who live on the B 3047 complain about the heavier traffic using that residential road during the period of Boomtown in order to avoid the A 31.

Another 10,000 attendees will certainly exacerbate the traffic problems, even if the noise and light pollution remain the same.

Please tell me as soon as possible if there is any other information you require.

Alison Matthews
 Chairman

On 6 May 2016, at 14:40, licensing@winchester.gov.uk wrote:

Dear Ms Matthews,

Thank you for your representation.

In order for your representation to be valid you are required to provide your full address. **Please confirm your address by return.** Relevant representations will be forwarded to the applicant to enable them to respond and will form part of a public document, which includes names and addresses. The document will also be published on the Council's website. If you do not wish your details to appear, your representation cannot be considered. Please note, signatures, telephone numbers and email addresses will not be published.

Relevant representations must relate to one or more of the four licensing objectives, the prevention of crime and disorder, public safety, the prevention of public nuisance and the protection of children from harm. They should also relate to matters that are within the control of the licence holder. **Please clarify why you/Upper Ichen Valley Society consider that by providing licensable activities how this could undermine any of the four licensing objectives.** You state that, *The increase of 10,000 attendees which is sought will aggravate existing public nuisance problems in the area. These arise from noise, traffic and light pollution.* **Please provide details of the "existing public nuisance problems in the area" that you refer to.**

When relevant representations are received for an application, the authority must hold a hearing to determine the application by the Licensing Sub Committee. The hearing is likely to be held at Winchester Guildhall on Thursday 9 June 2016 (to be confirmed).

Any party making a relevant representation will be invited to the hearing and, subject to the return of a hearing notice, may address the Licensing Sub Committee. Oral representations must relate to the written representation. No new evidence may be introduced at the hearing.

You may wish to look at www.homeoffice.gov.uk/drugs/alcohol/alcohol-licences/community-involvement/ and www.winchester.gov.uk/licensing/alcohol-entertainment/representations-licensing-act-2003-applications which gives some guidance for persons making representation.

You must provide further details and confirmation of your address no later than 26 May 2016 for your comments to be considered a valid representation.

Regards
Carol

Carol Stefanczuk
Licensing Manager

Winchester City Council, City Offices, Colebrook Street, Winchester, SO23 9LJ
Tel: 01962 848 188 – Email: cstefanczuk@winchester.gov.uk – Web: www.winchester.gov.uk/licensing

-----Original Message-----

From: Alison Matthews [REDACTED]
Sent: 05 May 2016 21:53
To: Licensing
Subject: Boomtown Application for new licence to replace PREM 655

Dear Sirs

This email is sent on behalf of the Upper Ichen Valley Society. The Society has some 500 members in the Ichen Valley villages and is now in its 44th year. It was formed "to preserve what is good" in the area.

The Society objects to this application for the following reasons:

1. The application for a minor variation to the existing licence for this event (PREM 655) was recently refused on public nuisance grounds.

This one seems to be much the same except that a different procedure is being used and should be refused for the same reasons.

2. The Revised Licensing Policy of WCC seeks to avoid conflict with planning policy. The current use of the site is agricultural and we

understand that this event takes some 9 weeks to put up , occur and be taken down i.e. more than 28 days. Planning permission for the event does not therefore exist and the license application should be refused.

We appreciate that an application for planning permission has been made but it has not been granted and the decision of the SDNPA planning committee should not be pre-judged.

3. The increase of 10,000 attendees which is sought will aggravate existing public nuisance problems in the area. These arise from noise, traffic and light pollution.

We ask you to refuse this application.

Alison Matthews
Chairman Upper Itchen Valley Society

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Carol Stefanczuk

From: Brendan Gibbs [REDACTED]
Sent: 26 May 2016 16:15
To: Licensing; David Ingram; Carol Stefanczuk
Subject: New Application - Boomtown Festivals UK Limited.

Dear Carol Stefanczuk,

Following a Parish Council meeting held on the 24th May 2016 The Parish Council of Titchborne would like to make a further representation regarding the application by Boomtown Festival UK Ltd for a new premises licence to replace PREM655.

As has been noted by other correspondents the Parish Council considered this new application as too similar (indeed almost identical) to the application for a "minor variation" of PREM655 (by increasing the attendance limit to 59,999) which the Licensing Authority refused on 6th April.

The Licencing Authority commented at the time:

"As Licensing Authority the Council is of the view that an increase of 10,000 people calls into question whether such a variation can be considered 'minor'.

Concerns were expressed during pre-application discussions over the potential for public nuisance arising from the additional congestion presented by additional vehicles that could arise from increased attendance.

In assessing the variation of an increase in capacity to 59,999, both the police and highways authority are of the view that it could have an adverse impact on crime and disorder and public nuisance respectively.

For these reasons the Licensing Authority has refused the minor variation application."

The Parish Council asks that the application for a new licence to replace PREM655 should also be refused.

Our reasons are as follows.

The application does not comply with several parts of the Revised Licensing Policy of Winchester City Council which was adopted at the full Council meeting on 13th April 2016:

The revised policy makes reference to the protection of dark skies, tranquillity and the overall aims of the South Downs National Park.

The Revised Policy (Paragraph 1.4) expects applicants to ensure that appropriate Planning Permission exists before making a premises Licence application. As the current planning application is not yet determined and permission does NOT exist The Parish Council is of the view that the premises licence application should be refused.

With regard to the core licencing objectives of the prevention of crime and disorder, public safety, the prevention of public nuisance and the protection of children from harm there is no recognition in the application that the site is within the South Downs National Park nor that the recent changes to the Licensing Policy (see below) are applicable to this application.

If the Licensing Sub-committee is minded to grant the application then the following requests are made:

a) In relation to Noise Controls (Page 25, paragraph C4), the terminal hour for live and recorded music on ALL nights should be Midnight (00.00Hrs) and the maximum noise levels should be reduced by at least one third (to reduce public nuisance and to enhance tranquillity).

b) In relation to Light Pollution (Page 47, paragraph 7), there should be no lasers and no lighting on any perimeter fencing (to reduce public nuisance and to enhance dark night skies).

Licensing Condition A3 requires 6 months' notice of the date of the proposed event to be given to the Licensing Authority and Hampshire Constabulary so the earliest date on which a Boomtown event with 59,999 attendees could start would be six months after the proposed date for your Sub-committee meeting even if the application were approved.

Condition A4 requires the licence holder to give the initial Event Management Plan (EMP) to the Licensing Authority at least 120 days before the start of the event so, taking all that into consideration, even if a new licence were granted by the Sub-committee, the new licence could not be used for the event advertised as taking place in August 2016.

I request an acknowledgement of this email as reaching you in time to be considered by officers and members of Winchester City Council.

Brendan.

Brendan Gibbs
Clerk to the Parish Council of Tichborne
15 The Heath
Denmead
Waterlooville
PO7 6JT
TEL: [REDACTED]

<http://www.tichborne-pc.org.uk>

Click [here](#) to report this email as spam.

20 May 2016

Dear Sirs,

Amended Submission

I am objecting to the application by Boomtown Festival UK Ltd. for a new premises licence to replace PREM655 for the following reasons.

1. The application is either identical to or very similar to the application for a "minor variation" of PREM655 (by increasing the attendance limit to 59,999) which the Licensing Authority refused on 6th April for these reasons:

"As Licensing Authority the Council is of the view that an increase of 10,000 people calls into question whether such a variation can be considered 'minor'.

Concerns were expressed during pre-application discussions over the potential for public nuisance arising from the additional congestion presented by additional vehicles that could arise from increased attendance.

In assessing the variation of an increase in capacity to 59,999, both the police and highways authority are of the view that it could have an adverse impact on crime and disorder and public nuisance respectively.

For these reasons the Licensing Authority has refused the minor variation application."

Except for that relating to the use of the "minor variation" procedure, the foregoing reasons for refusal, which I support, must apply equally to this application for a new licence to replace PREM655. Therefore, this application should also be refused.

2. The application does not comply with several parts of the Revised Licensing Policy of Winchester City Council which was adopted at the full Council meeting on 13th April 2016:
 - a. The Revised Policy (Paragraph 1.4) requires an applicant to ensure that appropriate Planning Permission exists before making an application but such permission does NOT exist so the application should be refused for this reason also.
 - b. Regarding the Prevention of Public Nuisance, there is no recognition in the application that the site is within the South Downs National Park nor that the recent changes to the Licensing Policy (see below) are applicable to this application. If the Licensing Sub-committee is minded to grant the application then the following requests are made:
 - i. In relation to Noise Controls (Page 25, paragraph C4), the terminal hour for live and recorded music on ALL nights should be 0000 (to align with the premises licences of village halls in this part of the National Park) and the maximum noise levels should be reduced by at least one third (to reduce public nuisance and to enhance tranquillity).

- ii. In relation to Light Pollution (Page 47, paragraph 7), there should be no lasers and no lighting on any perimeter fencing (to reduce public nuisance and to enhance dark night skies).
3. Condition A3 requires 6 months' notice of the date of the proposed event to be given to the Licensing Authority and Hampshire Constabulary so the earliest date on which Boomtown with 59,999 attendees could start would be 6 months after the proposed date for your Sub-committee meeting even if the application were approved. Even if this condition was somehow circumvented, Condition A4 requires the licence holder to give the initial Event Management Plan(EMP) to the Licensing Authority at least 120 days before the start of the event so, even if a new licence were granted by the Sub-committee, the new licence could not be used for the event advertised as taking place in August 2016

I would like to attend the Hearing to address the Members, if it is convenient for me, and would be grateful to hear when and where that will be held so I look forward to hearing from you in due course.

Kind regards,

D.A.Pain
Godwins Cottage
Cheriton
Alresford
SO24 0PY

Carol Stefanczuk

From: Geoff Jenny [REDACTED]
Sent: 26 May 2016 22:29
To: Licensing
Subject: Fwd: Objection to the application by Boomtown festival

Sent from my iPad

Begin forwarded message:

From: G ELLIS [REDACTED]
Date: 26 May 2016 08:28:27 BST
To: "licensing@winchester.gov.uk" <licensing@winchester.gov.uk>
Subject: Objection to the application by Boomtown festival
Reply-To: G ELLIS [REDACTED]

Dear Sirs,

I am objecting to the application by Boomtown Festival UK Ltd for a new premises license to replace PREM655 for the following reasons.

1. The application is either identical to or very similar to the application for a minor variation of PREM655 (by increasing the attendance limit to 50,000) which the licensing authority refused on 6th April as there were concerns that an increase of 10,000 people calls into question whether such a variation can be considered 'minor'. There were also concerns over the potential for increased congestion presented by additional vehicles that would rise from increased attendance to the festival. The police and highways authority are also of the view that it could have an adverse on crime and disorder. For these reasons the Licensing Authority has refused the minor variation application.
2. The application does not comply with several parts of the Revised Licensing Policy of Winchester City Council which was adopted at the full Council meeting on 13th April 2016.
 - a. The Revised Policy (Paragraph 1.4) requires an applicant to ensure that appropriate Planning Permission exists before making an application but such permission does not exist so the application should be refused for this reason also.
 - b. Regarding the Prevention of Public Nuisance, there is no recognition in the application that the site is within the South Downs National Park nor that the recent changes to the Licensing Policy are applicable to this application. If the Licensing Sub-committee is minded to grant the application then the following requests are made:
 - i) In relation to Noise Controls the terminal hour for live and recorded music on all nights should be 0000 to align with the premises licenses of village halls in this part of the National Park and the maximum noise levels should be reduced significantly to reduce public nuisance and to enhance tranquility of the local towns and villages.

Yours Sincerely,

Mr Geoffrey Ellis and Mrs Jennifer Ellis

Yew Corner,
Lamborough Lane,
Cheriton,
Alresford,
Hants.
SO240QD

5 Windermere Gardens
Airesford
Hampshire
SO24 9NL

e-mail: [REDACTED]

Licensing Section
Winchester City
Council City Offices
Colebrook Street
Winchester
SO23 9LJ

22nd May 2016

Dear Sir or Madam

Boomtown Festival UK Limited
Application For A New Premises Licence For Boomtown Festival

I wish to lodge my objection to this application which seeks to increase the permitted number of attendees to 59,999.

Introduction

I note that a previous "minor" application to increase the number of attendees to 59,999 was rejected by WCC Officers.

Ignoring the question of whether the application could be classed as minor, I understand that reasons given for the rejection included:

- the Police were of the view that the extra numbers could have an adverse impact on Crime and Disorder;
- the Highways Authority were of the view that there could be an adverse impact on Public Nuisance from the additional road congestion generated by the increased number of vehicles.

Presumably getting wind of the forthcoming rejection, the applicant applied for another "minor" variation - this time to increase the number of attendees to 54,999.

This was also rejected by WCC Officers and it was rejected for the same reasons:

- the impact on Public Nuisance from the additional road congestion which would have a negative impact on those living and working in the locality;
- the increase in Crime and Disorder resulting from the additional attendees.

Not to be put off, the applicant has now lodged a new application to allow 59,999 applicants.

The Application

The advertisement of this application on the WCC website indicates that the applicant has proposed new licence conditions which are supposed to overcome the Crime and Disorder problems and the Public Nuisance problems which caused the failure of the two previous attempts.

I assume that these are the italicised conditions CD3 to CD5 and PN1 to PN4.

Viewing these conditions prompts the question: what do these new conditions amount to?

The answer is: not very much.

Public Nuisance Conditions

PN1 reveals a new 2,000 vehicle car park with access only to and from the A272.

- No explanation of how this will lessen traffic congestion (and therefore the Public Nuisance) is given.
- No evidence is given to disprove the statement "more cars will mean more congestion".
- No explanation is given as to why the local road system, which has struggled with the traffic arising from previous events, will now cope with the increased traffic.

PN2 states that:

"No less than 40% of total tickets sold after the first 40,000 tickets, will be permitted to access the site by coach (whether public transport or coach transfer from local train stations)".

Doing the arithmetic reveals that the number "permitted to access the site by coach" is 8,000. So, after the first 40,000 tickets are sold, 8,000 of the remaining tickets will be for people who will be "permitted to access the site by coach".

But what happens if fewer than 8,000 such tickets are sold? If there are still people who want to attend the event but who want to drive to the site, will the organisers turn them away? This seems unlikely!

Therefore, unless the organisers give an explicit guarantee - backed by a truly independent audit - that none of the 8,000 tickets will be sold to customers who will use their own transport, the offered condition is valueless.

Condition PN3 indicates that the organisers: "*will promote public transportation as the preferred access and egress from the event site*". This prompts the question: "so what?" - this is no more than a motherhood statement - it has no substance.

Condition PN4 states that the organisers will, in 2016 carry out a "*comprehensive traffic management survey and assessment*" and will make reports and data available to WCC officers. (Has this not been done at previous event?) Again: so what? This says nothing about preventing the increase in the Public Nuisance which concerned Officers evaluating the previous applications.

Crime and Disorder

The main element here is CD3 which, among other things, states that the organisers will produce a "*written Crime Management Plan ... in conjunction with Hampshire Constabulary*". This will indicate: "*How the event will tackle: acquisitive crime (thefts). The use, consumption and supply of illegal drugs. Violence against the person and protection of the vulnerable young people*".

No indication at all is given of how these problems are going to be tackled. What we have here is another motherhood statement.

In assessing the value of this condition, the question "what difference will it make?" must be asked. For example:

- the Police already make plans to tackle acquisitive crime (thefts) - how will the applicant's Crime Management Plan improve on the Police plans? No evidence is given;
- the Police already make plans to tackle the use, consumption and supply of illegal drugs - how will the applicant's Crime Management Plan improve on the Police plans? No evidence is given;
- the Police already make plans tackle violence against the person - how will the applicant's Crime Management Plan Improve on the Police plans? No evidence is given;
- the Police already make plans to tackle the protection of the vulnerable young people - how will the applicant's Crime Management Plan improve on the Police plans? No evidence is given.

It is clear then that there is nothing in the application which disproves the statement: "more attendees will mean more Crime and Disorder".

Conclusion

Two earlier attempts to increase the number of attendees have been rejected by WCC because of the Police and the Highways Authority concerns. The applicant has sought to allay those fears by volunteering licence conditions containing a commitment to producing plans. These conditions contain nothing more than some imprecise and incomplete statements about the areas to be addressed in the plans.

- No solid evidence is provided to show that the plans will in any way prevent an increase in the Public Nuisance from the increased traffic that will be generated by the additional attendees.
- No solid evidence is provided to show that the plans will in any way prevent an increase in the Crime and Disorder levels that will be generated by the additional attendees.

I ask Winchester City Council to refuse the application.

Yours faithfully

FJ Barker

Carol Stefanczuk

From: Jan Field [REDACTED]
Sent: 16 May 2016 11:15
To: Licensing
Subject: PREM 655
Attachments: ALSOC objection Matterley.pdf; ALSOC SD&CG. Matterley Estate. Events. Amendment.pdf

License application Boomtown Festival, Matterley PREM655

On behalf of The Alresford Society, I object to the application for a license to increase numbers attending any Boomtown Festival at Matterley to 59,999.

As they are very relevant to this licensing application, I attach copies of our two objections to planning application SDNP/15/06486/FUL and, with particular relevance to this license application, subsequent additional information notified by the national park authority as an amendment.

The point is very clearly made in the attached that the size of these events (numbers attending) directly contributes to the serious nuisance caused to neighbouring communities (whether inside or outside the SDNP boundaries), damage to the site itself and to habitats, and any expansion of numbers attending is therefore unacceptable.

I understand that a similar application has been refused recently and can see no reason to accept this instead.

Jan Field
Chairman
The Alresford Society

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SDNP 15/06486/FUL - Matterley Estate, south of A31, Ovington, Hampshire

Change of use from agricultural to temporary mixed agriculture and summer festivals and endurance running events use, including retention of wooden structures within woodland associated with festival use.

Summary

The Alresford Society is a civic society that has about 250 members in Alresford and villages around Matterley who are affected by prolonged noise at events at this location, loss of dark night skies in the area, loss of amenity and considerable disruption of normal traffic on the A31. Like the SDNP and CPRE, we also strongly support the countryside, protection of species and their habitats, and historic assets such as Matterley bowl; all seem to be conflicted by potential for escalation of festivals and events here.

The SDNP has a duty to foster social well being of local communities within the park but we are sure it is also very mindful of impact on neighbouring residents and visitors. We understand that the SDNP Authority has called in this application as it so acutely affects the park but this response is also copied to Winchester City Council in view of the duty for planning authorities to cooperate.

For the following reasons we object to this application, which conflicts with the purposes of the SDNP and ask you to refuse it.

Frequency

- The planning application doesn't specify any number of events, whether Boomtown Fair, Tough Mudder or Motocross events and is assumed to be a general permission for a potentially *unlimited* number of events of these types per annum, and on an ongoing basis, effectively 'for all time'. This is too open-ended in such a sensitive location.
- The Design Statement and Event Management Plan (EMP) seem to imply they are for a single year only and, indeed, the EMP uses a 2015 plan throughout. Such statements may mislead.

Duration and noise impact

- One or several, each individual Boomtown event as described in the Event Management plan (assuming it also applies in general to 2016 and henceforth) is up to 4 days' duration. For Boomtown, amplified music, whether live or recorded is specified as 10.00am to midnight on two of the four days and 10.00am until 04.00am on the other two. Such an environmental impact is unacceptable and even more so if the number of events were to increase.
- Although this may be a general application for events other than Boomtown, no details are provided for those, so an open-ended application seems inadequate given the importance of this site.
- Whilst there is mention of noise monitoring, Appendix X3 of the EMP, which might give more detail, seems to be missing. This is of prime importance to residents within several miles circumference.
- Overall, none of this accords with South Downs National Park's key purposes. Matterley is a small corner of the SDNP but close to areas of dense population (Winchester and Alresford) as well as surrounding villages. The nuisance caused is contrary to the purposes of the SDNP.

Traffic

- There is brief mention of transport management on-site and a reference to an external transport plan in the EMP provided but the latter, Appendix Y, also seems to be missing. This is an

extremely important issue for so many people using the A31, to/from Winchester area/the M3 corridor to Southampton, Basingstoke and London, including many people trying to get to/from work. See also below on Sustainable Tourism Strategy.

Increasing 'understanding and enjoyment' of the SDNP

Opportunities for 'understanding and enjoyment of ... the Park' (Purpose 2), seem undermined by this type of event, especially any possible increase in occurrences. It is unlikely most attendees are there in order to appreciate those 'special qualities' that the SDNP is set up to protect. Regrettably, these values are rather negated by such events.

The proposed Sustainable Tourism Strategy encourages '... the public in experiencing the National Park in a sustainable way', including reducing 'an almost complete dependence on the use of private cars' but the location of the Matterley Estate results in a high degree of car use.

Local economy

Paradoxically, such events also cause local people and visitors not attending them to go elsewhere so any boost to the local economy may be questionable.

Damage to the site and loss of amenity

The heavy plant used for set up and break down of the events - which can last for several weeks before and after - as well as 'ordinary' traffic during event days cause significant, visible damage to the landscape, and local species and their habitats. Running such events more frequently would exacerbate this and conflicts with SDNP Purpose 1: To conserve and enhance the natural beauty, wildlife and cultural heritage of the area.

Wooden Structures

The Society is concerned about these being retained in situ, which is not temporary use, and the potential for setting a precedent leading to pressure for other building on the site if allowed to become permanent.

Lack of clarity

Overall, the documentation supplied seems somewhat irrelevant to this application as it is still very unclear what exactly is being applied for in terms of exact locations, possible numbers of events, their type and duration, etc. Our primary concerns relate to any increase in the Boomtown event but if the intention is to grow this and other events to such a scale our concerns extend to those as well. Sadly, events with up to fifty thousand attendees do not equate with conserving and enhancing the natural beauty, wildlife and cultural heritage of this area, or the social well-being of local residents.

Jan Field
Chairman
The Airesford Society

Carol Stefanczuk

From: Licensing
Subject: FW: PREM655

From: Jan Field [REDACTED]
Sent: 27 May 2016 09:42
To: Licensing
Subject: Re: PREM655

As requested, my address is 3 Arlebury Park Mews, Aircsford, Hampshire, SO24 9ER.

I will be looking at the motocross application and send any comments before 31st May.

Thank you for your assistance.

Regards.

Carol Stefanczuk

From: Roger Bennett [REDACTED]
Sent: 19 May 2016 17:10
To: Licensing
Subject: Matterley bowi
Categories: Carol

Dear Sirs,

I wish to object to the new application for a licence to replace PREM655, as the application is very similar to the last one which was refused. Also the matrix idea will not work as there is no way to count the number of attendees, and I believe it just represents an attempt to confuse.

Also I believe that increasing the attendance to 59999 would result in an unacceptable increase in crime, mostly drugs, and in traffic congestion leading to increased public nuisance.

The application does not comply with the Revised Licensing Policy of WCC adopted on April 13th this year, as there was no Planning Permission in existence prior to the application being made and therefore the application should be refused.

Regards, Roger Bennett

Magnolia Cottage
Cheriton
Alresford
S)24 0PX.

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Carol Stefanczuk

From: Simon & Penny Scott [REDACTED]
Sent: 26 May 2016 23:46
To: Licensing
Subject: Re: Matterley Bowl: Objection to new premises licence to replace PREM655

Dear Carol

Thanks for your advice on this. Please can I therefore submit my objection for the reasons set out by Mr David A Pain of Godwins Cottage Cheriton in his letter of 5 May 2016 to the Licensing Department, and with whom I am in complete agreement.

Many thanks

Simon Scott

On 25 May 2016 at 12:31, <licensing@winchester.gov.uk> wrote:

Dear Mr Scott,

Thank you for your email.

Unfortunately your representation is not currently valid as it does not relate to one or more of the licensing objectives. For a representation to be considered you must explain how you consider that by providing licensable activities how this will undermine any of the licensing objectives. The licensing objectives are; the prevention of crime and disorder, public safety, prevention of public nuisance and the protection of children from harm. They should also relate to matters that are within the control of the applicant/licence holder. Examples are:-

Prevention of crime and disorder – this relates to any crime, disorder or anti-social behaviour related to the management of the premises.

Public safety – this relates to the safety of the public on the premises, such as fire safety, lighting and fire exits.

Prevention of public nuisance – this can relate to hours of operation, noise and vibration, light pollution and litter.

Protection of children from harm – this relates to protecting children from the activities carried out on the premises whilst they are on the premises.

A valid representation must be received no later than 26 May 2016. The following link to the Council's website provides guidance on making a representation www.winchester.gov.uk/licensing/entertainment/representations-licensing-act-2003-applications/.

Please contact me if you have any queries.

Regards

Carol

Carol Stefanczuk

Licensing Manager

Winchester City Council, City Offices, Colebrook Street, Winchester, SO23 9LJ

Tel: 01962 848 188 - Email: cstefanczuk@winchester.gov.uk - Web: www.winchester.gov.uk/licensing

From: Simon & Penny Scott [REDACTED]
Sent: 21 May 2016 15:30
To: Licensing
Subject: Matterley Bowl: Objection to new premises licence to replace PREM655

Dear Sirs

I am objecting to the application by Boomtown Festival UK Ltd. for a new premises licence to replace PREM655.

The application is either identical to or very similar to the application for a "minor variation" of PREM655 (by increasing the attendance limit to 59,999) which the Licensing Authority refused on 6th April, and should therefore not be approved on this occasion for the same reasons.

Regarding the Prevention of Public Nuisance, there is no recognition in the application that the site is within the South Downs National Park nor that the recent changes to the Licensing Policy are applicable to this application. If the Licensing Sub-committee is minded to grant the application then the following requests are made:

- i. In relation to Noise Controls (Page 25, paragraph C4), the terminal hour for live and recorded music on ALL nights should be 0000 (to align with the premises licences of village halls in this part of the National Park) and the maximum noise levels should be reduced by at least one third (to reduce public nuisance and to enhance tranquillity).

ii. In relation to Light Pollution (Page 47, paragraph 7), there should be no lasers and no lighting on any perimeter fencing (to reduce public nuisance and to enhance dark night skies).

Thank you

Simon Scott

Burnt Platt

Cheriton

Airesford

Hampshire

SO24 0PY

Tel [REDACTED]

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--
Penny or Simon Scott
Burnt Platt
Cheriton
Airesford
Hampshire SO24 0PY
Tel [REDACTED]

5 May 2016

Dear Sirs,

I am objecting to the application by Boomtown Festival UK Ltd. for a new premises licence to replace PREM655 for the following reasons.

1. The application is either identical to or very similar to the application for a "minor variation" of PREM655 (by increasing the attendance limit to 59,999) which the Licensing Authority refused on 6th April for these reasons:

"As Licensing Authority the Council is of the view that an increase of 10,000 people calls into question whether such a variation can be considered 'minor'.

Concerns were expressed during pre-application discussions over the potential for public nuisance arising from the additional congestion presented by additional vehicles that could arise from increased attendance.

In assessing the variation of an increase in capacity to 59,999, both the police and highways authority are of the view that it could have an adverse impact on crime and disorder and public nuisance respectively.

For these reasons the Licensing Authority has refused the minor variation application."

Except for that relating to the use of the "minor variation" procedure, the foregoing reasons for refusal, which I support, must apply equally to this application for a new licence to replace PREM655. Therefore, this application should also be refused.

2. The application does not comply with several parts of the Revised Licensing Policy of Winchester City Council which was adopted at the full Council meeting on 13th April 2016:
 - a. The Revised Policy (Paragraph 1.4) requires an applicant to ensure that appropriate Planning Permission exists before making an application but such permission does NOT exist so the application should be refused for this reason also.
 - b. Regarding the Prevention of Public Nuisance, there is no recognition in the application that the site is within the South Downs National Park nor that the recent changes to the Licensing Policy (see below) are applicable to this application. If the Licensing Sub-committee is minded to grant the application then the following requests are made:
 - i. In relation to Noise Controls (Page 25, paragraph C4), the terminal hour for live and recorded music on ALL nights should be 0000 (to align with the premises licences of village halls in this part of the National Park) and the maximum noise levels should be reduced by at least one third (to reduce public nuisance and to enhance tranquillity).

- ii. In relation to Light Pollution (Page 47, paragraph 7), there should be no lasers and no lighting on any perimeter fencing (to reduce public nuisance and to enhance dark night skies).

I would like to attend the Hearing to address the Members, if it is convenient for me, and would be grateful to hear when and where that will be held so I look forward to hearing from you in due course.

Kind regards,

D.A.Pain
Godwins Cottage
Cheriton
Alresford
SO24 0PY

Carol Stefanczuk

From: Licensing
Sent: 18 May 2016 11:19
To: 'Steve Ankers'
Subject: RE: Boomtown Festival, Matterley Bowl; proposed increase in capacity to 59,999

Dear Steve,

I wanted to make sure that you were aware that this is a new application, not a variation, as your comments appeared to suggest that you object to an increase of numbers not a completely new application. Boomtown currently have premises licence PREM655 which authorises up to 49,999. The new application is seeking a maximum capacity of 59,999 and other changes such as a new car park. The applicant is also offering additional conditions to those on PREM655. If this new application was to be granted, the licence holder would surrender PREM655.

Your comments in relation to the SDNP are relevant but only relate to an increase of numbers. If you have no further comments to add, knowing that it is a new application, that is sufficient.

Please ring me if you'd like to discuss this.

Regards
Carol

From: Steve Ankers [REDACTED]
Sent: 17 May 2016 13:01
To: Licensing
Subject: Re: Boomtown Festival, Matterley Bowl; proposed increase in capacity to 59,999

Thanks for this.

I'm not sure that I understand the meaning of your first two sentences. I understood that the site was operating under a licence and that the new application, if approved, would allow for an increase in numbers over the current one. Are you saying that there is currently no licence in place and that refusal of this application would prevent any of the previously licensed activities from taking place? Or am I correct in assuming that this application relates to an increase in capacity?

With regard to your 4th substantive para, I hoped that the wording submitted was sufficient. We referred in our para 2 to the heading "Prevention of Public Nuisance" and set out in our para 3 the basis for our concerns -- specifically an increase in noise levels to the detriment of other users of the national park, the inevitable associated increase in activity, visual impact, traffic levels, reduction in tranquillity and negative impact on dark night skies -- all not only relating to nuisance caused to other people but in direct conflict with the national park statutory purpose of promoting quiet enjoyment.

Is this not sufficient for your purposes?

Steve Ankers, Policy Officer

On Tue, May 17, 2016 at 12:11 PM, <licensing@winchester.gov.uk> wrote:

Dear Mr Ankers,

Thank you for your representation.

You refer to the Boomtown Festival as an increase of capacity. Please note, this is a completely new premises licence application not a variation. The application seeks to provide licensable activities as currently authorised under a premises licence (PREM655) with additional conditions. Should this new application be granted, the licence holder would surrender PREM655. Full details of the application can be found at www.winchester.gov.uk/library/licences.

The Council's Licensing Policy has recently been amended to include reference to the South Downs National Park (SDNP). As the Policy states, the licensing authority will have regard to the SDNP purposes when considering the application and this will be balanced with the benefits of licensed events and ensuring that their less welcome impact is properly controlled and balanced against community interest. The SDNP Authority usually submit comments to these types of applications.

Relevant representations will be forwarded to the applicant to enable them to respond and will form part of a public document, which includes names and addresses. The document will also be published on the Council's website. If you do not wish your details to appear, your representation cannot be considered. Please note, signatures, telephone numbers and email addresses will not be published.

Relevant representations must relate to one or more of the four licensing objectives, the prevention of crime and disorder, public safety, the prevention of public nuisance and the protection of children from harm. They should also relate to matters that are within the control of the licence holder. **Please provide further details on how you consider that by providing licensable activities that this will undermine the licensing objectives. This must be received no later than 26 May 2016.**

You may wish to look at www.homeoffice.gov.uk/drugs/alcohol/alcohol-licences/community-involvement/ and www.winchester.gov.uk/licensing/alcohol-entertainment/representations-licensing-act-2003-applications/ which gives some guidance for persons making representation.

When relevant representations are received for an application, the authority must hold a hearing to determine the application by the Licensing Sub Committee. Any party making a relevant representation will be invited to the hearing and, subject to the return of a hearing notice, may address the Licensing Sub Committee. Oral representations must relate to the written representation. No new evidence may be introduced at the hearing.

Please contact me if you have any queries.

Regards
Carol

Carol Stefanczuk

Licensing Manager

Winchester City Council, City Offices, Colebrook Street, Winchester, SO23 9LJ

Tel: 01962 848 188 - Email: cstefanczuk@winchester.gov.uk - Web: www.winchester.gov.uk/licensing

From: Steve Ankers [REDACTED]
Sent: 10 May 2016 13:16
To: Licensing
Subject: Boomtown Festival, Matterley Bowl; proposed increase in capacity to 59,999

These are the comments of the South Downs Society on the current licensing application aimed at increasing the capacity for the above. The Society has nearly 2,000 members and is the national park society for the South Downs National Park. Our focus is the conservation and enhancement of the landscape of the national park and its quiet enjoyment. Our comments will reflect this focus.

The Society has concerns about the proposed increase in capacity under the heading *Prevention of Public Nuisance*.

The statutory purposes of national park designation -- which now form part of your consideration of licensing applications -- are to promote the conservation of the landscape of the park and the understanding and enjoyment of its special qualities. Activities like Boomtown are clearly in conflict with those purposes and any increase in activity will underline that conflict. Any increase in numbers attending is likely to lead to increased noise levels to the detriment of other visitors to the national park, increased activity to serve their needs, increased visual impact, increased traffic -- and a reduction in tranquillity and the viability of the national park's newly won status of International Dark Sky Reserve, a valued status within reach of millions.

Moreover, we understand that there is no reliable mechanism for counting and limiting numbers to the site, which inevitably adds to our concerns.

The Society **objects** to this application.

Steve Ankers

Policy Officer
[REDACTED]

The South Downs Society
[REDACTED]

web: www.southdownssociety.org.uk

Twitter: [@southdownssoc](https://twitter.com/southdownssoc)

Facebook: www.facebook.com/southdownssociety

Registered Office: 2 Swan Court, Station Road, Pulborough, RH20 1RL
The Society is a company limited by guarantee, registered no 319437 and is a registered charity no 230329

The South Downs Society is an independent charity which relies on member subscriptions and gifts in wills



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--

Steve Ankers
Policy Officer
[REDACTED]

The South Downs Society
[REDACTED]

web: www.southdownssociety.org.uk

Twitter: [@southdownssoc](https://twitter.com/southdownssoc)

Facebook: www.facebook.com/southdownssociety

Registered Office: 2 Swan Court, Station Road, Pulborough, RH20 1RL
The Society is a company limited by guarantee, registered no 319437 and is a registered charity no 230329

**Susan Scholes
Chairman
Beauworth Parish Meeting**

17th May 2016

Winchester City Council
Licensing Section
Winchester City
Council City Offices
Colebrook Street
Winchester SO23 9LJ

Millbarrow Barns
Beauworth
Alresford
Beauworth
SO24 0PB

Dear Sirs

Re: Boomtown Festival UK Limited, 9 Bank Road, Kingswood, Bristol, BS15 8LS, application New Premises Licence, Boomtown Festival, Matterley Bowl, Alresford Road, Winchester, Hampshire.

I am writing on behalf of the residents of Beauworth regarding this application for a new licence to replace the current licence PREM665, by increasing the attendance limit to 59,999.

An application for a variation of the current licence to increase the attendance limit to 59,999 was recently refused by the Licensing Authority, on the following grounds:

"As Licensing Authority the Council is of the view that an increase of 10,000 people calls into question whether such a variation can be considered 'minor'.

Concerns were expressed during pre-application discussions over the potential for public nuisance arising from the additional congestion presented by additional vehicles that could arise from increased attendance.

In assessing the variation of an increase in capacity to 59,999, both the police and highways authority are of the view that it could have an adverse impact on crime and disorder and public nuisance respectively.

For these reasons the Licensing Authority has refused the minor variation application."

The points I made in my letter of 22nd March 2016 regarding that application apply equally to this application.

1. Public nuisance.

The extra traffic generated by the proposed increase in numbers will add to the already considerable public nuisance caused by the size of this event. The event causes gridlock on the A272 and the A31, especially at the end of the festival, when the majority of vehicles attempt to leave at the same time. Vehicles queue up to the M3/A34 roundabout; there is no right of way for

traffic entering from the Spitfire roundabout, this is the only road where there are no traffic lights to give priority to vehicles entering the roundabout, therefore it's extremely difficult to enter it. At normal rush hour the delays can be considerable, during the festival they can last for hours. I was caught up in this last year returning from Southampton hospital with a friend who was undergoing chemotherapy. I came off at J10 to find enormous queues heading north. Fortunately, I was able to turn round and go home via a different route. Others were not so lucky. This gridlock causes huge nuisance to the locality. An additional 10,000 festival goers will only add to this.

2. Public Safety

The proposed increase in numbers also impacts on public safety – the sheer volume of traffic, many of which are large vehicles, unsuited to narrow lanes and driven by people who are unfamiliar with the locality, creates conditions for accidents. For the last 2 years, coaches and campervans have been routed from the M3 Twyford to Morestead, then along via Longwood to Lane End Down, where it crosses the Preshaw road from the A272 to Warnford. Traffic is then directed left to access the A272. This cross roads is a difficult one and an accident hotspot.

3. Crime and disorder.

There have been at least 3 deaths at Boomtown in past years from drug use – more festival goers make it likely that more drugs will be sold, and possibly more fatalities, in addition to petty theft.

For the above reasons, we ask that this application be refused.

Yours faithfully



Susan Scholes
Chairman
Beauworth Parish Meeting

Carol Stefanczuk

From: Licensing
Sent: 17 May 2016 15:59
To: 'TECHER JONES'
Cc: athacker@winchester.gov.uk
Subject: RE: FW: Boomtown application re Matterley Bowl

Dear Mr Jones,

Thank you for your confirmation. Your letter specifically relates to the planning application and therefore only comments made which can be related to the new premises licence application and the licensing objectives will be considered.

In April 2016, the Council adopted the amended Licensing Policy to include reference to the South Downs National Park (SDNP). As the Policy states, the licensing authority will have regard to the SDNP purposes when considering the application and this will be balanced with the benefits of licensed events and *"ensuring that their less welcome impact is properly controlled and balanced against other community interest"*. The SDNP Authority usually submit comments to these types of applications.

Regards
Carol

From: TECHER JONES [REDACTED]
Sent: 15 May 2016 07:37
To: Licensing
Cc: athacker@winchester.gov.uk
Subject: Re: FW: Boomtown application re Matterley Bowl

thank you. I confirm that this is my representation. the reasons for this application to the licensing committee are (1) danger to life - in this case wildlife for which you have a responsibility under the Wildlife and Countryside Act (as amended) and (2) perceived contravention of the objectives of the Management Plan of the South Downs National Park which I understand must now be part of your considerations.

Terence jones

----- Original Message -----

On Friday, 13 May, 2016 at 11:25, licensing@winchester.gov.uk wrote:

Dear Mr Jones,

I have been passed a copy of your letter addressed to the Chairman of the Licensing and Regulation Committee in relation to the Boomtown application for a new premises licence. Please can you confirm if this letter should be considered as your representation or if you intend to write to us separately to object.

Please note that for the representation to be considered your comments must state why you consider that by providing licensable activities how this will undermine one or more of the licensing objectives, which are; the prevention of crime and disorder, public safety, prevention of public nuisance and protection of children from harm. They should also relate to matters that are within the control of the applicant/licence holder.

A valid representation must be received no later than 26 May 2016. The following link to the Council's website provides guidance on making a representation www.winchester.gov.uk/licensing/alcohol-entertainment/representations-licensing-act-2003-applications/.

Please contact me if you have any queries.

Regards

Carol

Carol Stefanczuk

Licensing Manager

Winchester City Council, City Offices, Colebrook Street, Winchester, SO23 9LJ

Tel: 01962 848 188 - Email: cstefanczuk@winchester.gov.uk - Web: www.winchester.gov.uk/licensing

-----Original Message-----

From: Techer Jones [REDACTED]

Sent: 10 May 2016 17:30

To: Claire Buchanan

Subject: Boomtown application re Matterley Bowl

I understand that Boomtown have made a new licence application re Matterley Bowl. I am against it. Attached is a letter explaining why. I realise that this will appear in public and I am happy with that.

Terence Jones

Longwood View, Lane End, Owslebury, Winchester SO21 1JZ p [REDACTED] m [REDACTED] c [REDACTED]

**Longwood View, Lane End,
Owslebury, Winchester,
Hampshire SO21 1JZ**

Phone [REDACTED]
Mobile [REDACTED]
E-mail: [REDACTED]

The Chair
Licensing & Regulation Committee
Winchester City Council
Colbrook Street
Winchester SO

10th May 2016

Dear Madam Chair,

Applications by Boomtown Festival UK Limited for new licence regarding Matterley Bowl.

I wish to register my strong disapproval of the application by Boomtown Festival Ltd for a new license relating to the festival taking place 11-14th August 2016. I presume that this is to replace their licence ref PREM655.

The new application dated 26th April 2016 on your website is for a capacity of 59,999 people. You have already, quite recently turned down their application to increase the number from 49,999 to around 59,999 and then turned down another application to increase the number of attendees to 54,998 people.

As I understand it your previous reasons for decline related to concerns about crime, traffic, and general health and safety issues. Those concerns must also be applied to this application. On these grounds alone, the application must be declined.

I would add that with both this application, and with their planning application SNNP/15/06486/FUL to the Southdowns National Park Authority, Boomtown and other organisations using Matterley Bowl appear to be bombarding you and SDNP with applications over and over again. Boomtown are a corporate entity working for profit. Those of us who are attempting to contain the activities at Matterley Bowl are individuals with no resource, other than our own time. I believe that their activities in submitting these multiple applications are an abuse of system. They are creating a smokescreen of multiple applications which cost time and money for you and the Council staff to deal with. This is not a fair use of the tax payers and ratepayers money.

I fully recognise that the licensing application (yours) and the planning application (SDNP's) are two separate issues, however, I believe that your committee should look at the wider picture and send a very strong message to Boomtown that the more they 'try it on' the less enthusiastic you will be to consider their applications.

I was young once, and the occasional activity at Matterley Bowl would be acceptable if it within tolerable bounds. However, it is my opinion that Mr Peverill Bruce and/or the companies with whom he works have now pushed matters just too far. They have become too greedy. The application for another event on 17 & 18th June is an example. Their wish to have motocross events in May is another. Again, I recognise that you need to address these separately and on their own merits, but please do be cognizant of the wider picture.

As I understand that, when considering the granting and conditions of licenses, you now are asked to take heed of the policies laid out in the Management Plan 2014-2019 of the South Downs National Park Authority.

In my view, the activities at Matterley Bowl, taken as a whole, fail to meet at least eleven of the 57 policies laid out in this plan. Therefore, I attach as appendix to this letter, my letters of 4th February and 10th May 2016 to the SDNP. They highlight areas where I see contradiction to the SDNP objectives. The arguments I make in those letters should be regarded as an integral part of my response to this latest licencing application.

In summary

I do recognise that you must judge the licensing application to increase numbers to 59,999 on its own merits. For the reasons that you have already accepted in relation to requested amendments to PREM655, I urge you to decline this application.

Beyond that, I urge you to consider the recent multiple applications by Matterley Farm and the various bodies associated with it to you and to SDNP and tell them that the time has come for WCC and SDNP to sit down together and ask the key question "Is this an appropriate use of a National Park?" It is time to re-assess the whole picture and not allow Mr Peverill Bruce and his colleagues to increasingly grow their activities by application after application after application.

Yours sincerely

Terence Jones

**Appendix one
Letter dated 4th February 2016 to South Down National
Park**

Tim Slaney,
Director of Planning,
South Downs National Park Authority
South Downs Centre
Midhurst, GU29 9DH

4th February 2016

Dear Mr Slaney

**Case number SDNP/15/06486/FUL change of use of land at
Matterley, Alesford Road, Ovington, Hampshire SO24 0HU**

My interest:

We live at a point about 2500 metres from the perimeter fence. We have lived in this rural house for 30 years and are thus able to distinguish well between the quality of life before and after the Peverill Bruce events began 10 or so years ago.

Over-riding factors in how you should address the application:

The SDNP must regard this as a new situation. You are a new planning authority and have your own objectives and priorities. The application must be judged against these.

The fact that Peverill Bruce has possibly been running activities illegally, and that Winchester City Council has previously allowed events are issues that you should put aside. This is your opportunity to start from scratch in considering the activities at this site.

If I understand the matter correctly, the application you are considering relates to assembly and dismantling of sites related to events at Matterley Bowl and not to approval of actual events. This is disingenuous. If agreement is given to construction of a site for a pop concert, then it follows that the concert will take place with its attendant noise and other disruptions.

Overview of grounds for objection

I object to the application on the following grounds

- The activities are not consistent with a number of policies laid out in the Management Plan 2014-2019 of the South Downs National Park
- The activities are damaging to the wild life of the National Park and in particular a number of Red Listed bird species.
- The activities are potentially damaging to the archaeology of the National Park
- The activities are damaging to the landscape, natural beauty and setting of the National Park
- The noise created by the events is damaging to the quality of life of those living in close proximity to the site
- The traffic created by the events is dangerous.
- Events prevent and detract from usage of a national long distance footpath - the South Downs Way
- The submissions attached to the application, and supporting it, are in some places misleading and inaccurate.

I shall elaborate on these issues below.

If you do grant the application

Obviously, I sincerely hope that you decline this application and allow the land to return to full agricultural use. However, if you do see fit to grant the application, I attach at appendix A, a list of matters, which I believe you should make a condition of any approval.

Objections on grounds that the application is not consistent with the South Downs Management Plan 2014-2019

In my view, the application goes against or fails to meet at least eleven of the 57 policies laid out in your own management plan:

Policy 1: Conserve and enhance the natural beauty and special qualities of the landscape and its setting...

As visitors leave Winchester and drive east on the A272, the Matterley Bowl on the left is their first real experience of the true South Downs. This experience of the landscape is shattered for several weeks of the year by fencing and the continual building and taking down of discordant temporary buildings and structures.

Policy 2: Protect and enhance tranquillity and dark night skies

The 20 x 5 metre high gulag-like watchtowers and searchlights surrounding the site hardly help this objective.

Policy 4: Create ...connected areas of habitat...

See my comments below under birdlife for detail of how the preparation and events are actually risking connectivity of wildlife sites.

Policy 5: Conserve and enhance populations of priority species...

Again, see my comments under birdlife.

Policy 9: The significance of the historic environment is protected from harm...

The site contains a significant area of Bronze Age field patterns. The fact that the appointed archaeologist (a man who I respect) says in his report that when the Tough Mudder Event took place quote "four of the seven trenches [potential areas of archaeological interest] were stripped [by mechanical digger] before an archaeologist was in place ..." shows how little respect the site owner has for the archaeological infrastructure.

Policy 23: Improve the sustainability of water resources.....

All the householders and farms (about 40 domestic houses and six farms) on the Longwood Estate which is next door to the site, source their water from an underground aquifer. The Environmental Report attached to the application seems only to focus on the distance from the River Itchen as mitigating factor. Consideration should be given to the impact of the activities at Matterley Bowl on local aquifers.

Policy 28: Improve and sustain rights of way and access to land...

The Boomtown event actually closes the South Downs Way for eight days a year. The diversion route is dangerous as it entails main road walking. The construction related to the events detracts considerably from the experience of walkers at this western end of the South Downs Way.

Policy 38: ...to reduce car travel across the National Park.

See the travel numbers in the submission, the bulk of which use private cars.

Policy 40 ... Reduce the impact of traffic on communities ...

Again, see the travel numbers in the submission, Some of this traffic is diverted through Longwood on a narrow twisting road that is totally unsuited to the coaches, caravans and camper vans that are encouraged to use this route. Traffic control at the gate on the A272 is appalling and frequently causes tailbacks.

Policy 42: Develop a consistent and co-ordinated approach to the promotion and marketing of the National Park as a sustainable visitor destination.

If by encouraging the motorcycle events at Matterley Bowl, you wish to increase the number of motorbikes racing illegally along the A272, then you have met your objective. The police are aware that this road is heavily used throughout the year by motorcyclists who have no wish to abide by speed or noise laws, yet the police are stretched to deal with this. Motor cycle events only add to the mentality that says, "This is our territory".

Policy 55: Promote opportunities for diversified economic activity in the National Park, in particular where it enhances the special qualities.

See later where I comment on the economic arguments supporting the proposal. How the events at Matterley Bowl enhance the special qualities of the National Park is questionable. The submitted report claiming economic benefit fails to take into account the costs related to the local Highways, police and ambulance authorities as well as costs of delay and inconvenience to local residents.

Objections on the grounds that the activities proposed are damaging to the wild life of the National Park and in particular a number of Red Listed bird species.

I am a lifelong birdwatcher and member of several national and local wildlife organisations.

The Ecological Survey attached to the application was carried out by ECOSA Ltd. The survey took place one day – 25th November 2015.

I would submit that it is impossible to undertake a detailed ecological survey of a site this in one day – even with the benefit of additional desk research – and that a survey was carried out in November relating to events which take place throughout the year is a joke. What a surprise that they didn't see any swallows or swifts (there is a swift colony). My point is that you need to look at all seasons – there are summer and winter migrants – and a single day survey in November cannot take a whole –year view. How, for example, did they survey butterflies in November? The site is close (in flying terms) to the National Butterfly reserve at Morn Hill. How are we to know whether Green Hairstreak or Small Blue have not migrated, as well they might have?

The fact that ECOSA's survey was done in a hurry is exhibited by one part of their report describing the Corn Bunting as ground nesting, and part as it being a hedge nester. It is ground nesting. I am not an expert on all the wildlife covered in the report, but I can comment on birds.

Between 2007 and 2011, the British Trust for Ornithology had over 40,000 volunteers making regular surveys of areas of the whole British Isles. The survey entailed walking the same route on many timed occasions and recording what birds were present. The national results have recently been published in the BTO's Bird Atlas 2007-2011 with a more detailed Hampshire

publication – the Hampshire Bird Atlas 2007-2011 recently published by the Hampshire Ornithological Trust. I was one of those surveyors. I covered three tetrads (2km x 2km squares) in this area. This is broadly between Lane End and Cheesefoot Head, and broadly between the A272 and the A31. This included most of the farms of Jo Corbett, Charlie Corbett, Robert Young and Peverill Bruce.

The ECOSA report lists 12 species of bird relating to the site which are Red Listed – that is the highest designation of risk. To their list I can add Cuckoo, Herring Gull, Song Thrush and Starling as additional Red Listed species regularly on this site. If we include birds seen on adjoining sites (and birds do fly) then we can add Woodcock, Marsh Tit and House Sparrow; bringing the total to 19 species of Red Listed birds known on or near to this site. As the ECOS report points out (pages 23-24): you have statutory duties in respect to these birds.

I am especially concerned with three species: Corn Bunting, Lapwing and Yellowhammer.

The Corn Bunting *Emberiza calandra* is a bird of arable chalklands. The UK population has declined by 90% between 1970 and 2010 (see above atlases or BTO website for verification). In Hampshire the recent atlas defines it as “a scarce and declining resident which has declined by over 80% since 1991”. The atlas goes on “Two areas stand out as holding the highest numbers. These are the Cheesefoot Head/Longwood Warren/Gander Down area and [the other is Martin Down in NW Hants].” I and other reliable observers have regularly seen Corn Bunting in the car park at Cheesefoot Head and also on the South Downs Way as it crosses Gander Down (map ref SU555275). The proposed area for development is precisely in between these two points. The Corn Bunting is a ground nesting bird. The fact that this area is one of the few remaining places in Hampshire where the Corn Bunting is managing to hang on is reason alone to decline the application.

The Lapwing nested in 65% of Hampshire tetrads in the 1986-1991 survey period but only 34% in the 2007-2011 period. It has declined by 41% nationally between 1995 and 2011. It is creditable that Peverill Bruce has left Lapwing plots in his crops. However, these are also ground nesting birds and highly wary of disturbance and movement. The activities in preparing and taking down fixtures for events at Matterley will deter them.

The Yellowhammer is another Hampshire Downland bird. English numbers have declined by 56% between 1968-72 and 2007-2011. The area of Hampshire occupied by yellowhammer has declined by 27% in 20 years. Fortunately Longwood Warren and Gander Down are areas with strong populations. The area between Longwood Warren and Gander Down – Matterley Bowl – must not risk becoming a yellowhammer desert.

These arguments relating to Corn Bunting, Lapwing, Yellowhammer (and I could have added Skylark) relate to connectivity of habitats. The importance of such connectivity is recognised in Policy 4 of your General Policies and in your participation in the South Downs Farmland Birds Initiative.

Just two other bird points:

When I first came to live here and walked the footpaths, there was a regular and very large winter roost – 1,000+ birds – of Pied Wagtails on Peverill Bruce’s farm. It was in and adjoining the field where the tank driving ranges are. Now there are none.

The idea in the RCOS report (page 32) that birds can be deterred from nesting by flying reflective strips or employing people to walk dogs across fields is ludicrous and probably illegal. To disturb a potentially nesting bird is illegal.

Objection on the grounds that the activities are potentially damaging to the archaeology of the area.

I am an active and long-time committee member of WARG, which is the Winchester Society for archaeology and local history. Over the past 20 years I have participated and in some cases led, archaeology excavations in the area. I am currently leading an on-going excavation of a Romano British farmstead on the South Downs about five miles from Matterley Bowl.

The area covered by the proposal is covered in Bronze Age field systems. There are undoubtedly a number of pre-historic and other remains not yet discovered and hence not listed on the Historic Environment Record. For example, in two excavations that I have been involved with in the local area past ten years, it was only excavation that revealed Roman corn dryers. These were not known before excavation, were not seen in aerial photography and therefore not listed.

The report attached to the application is by Dr Andy Russel, an archaeologist who I know and respect. The report has two worrying aspects for me:

- “ the timely provision [of Tracey Matthews, Historic Environment Officer for Winchester City Council] ensured that one area where groundworks were planned was not disturbed” (page 4). What if Tracey Matthews had not intervened on a timely basis? The report suggests, but does not spell out, that work on constructing the obstacles for the Tough Mudder race had commenced before full archaeological research had been undertaken. This concern is further supported by:
- “Only four of the seven major trenches were stripped with an archaeologist present. (page 19)” In other words the archaeology survey had suggested that seven locations where construction took place might contain archaeological remains. However, the constructor was in such a hurry to get going that construction began before the watching brief archaeologist could arrive on site.

This is simply unacceptable. The Historic Environment Officer for WCC had clearly stressed that an archaeologist must have a watching brief. Therefore it is incumbent on the contractor to (1) allow sufficient time for pre-work research to be undertaken and (2) to have the archaeologist physically on site when work is undertaken. The chalk downlands have very shallow topsoil, usually 10-20cm in depth. The types of features found in these areas need a trained eye to recognise and are very easily destroyed.

This report, to me, does not suggest faulty archaeology practice. It suggests a total disregard on the part of the landowner and contractor for the archaeological infrastructure and the steps needed to record it before destruction.

This past behaviour suggests that the application should not be allowed on the grounds that the landowner has exhibited past disregard for the archaeological environment.

Objection on the grounds that the proposed activities are damaging to the landscape, natural beauty and setting of the National Park

When leaving Winchester, the natural route to the South Downs is to take the A272 and drive eastward up onto the downs towards Petersfield. At this point the visitor has the imposing Matterley Bowl on the left (north) and the whole sweep of view to Portsmouth and the Isle of Wight on the right (south). The road then continues along the ridge, which is like riding the back of a whale.

For several weeks of the year, this view is ruined. For weeks before events, there is construction work going on in the bowl and elsewhere. The bowl is 'guarded' by 2m high Heras fencing for several weeks and along the A272 there are watchtowers. There are twenty of them each 5m high. They have guards with searchlights on the top. This more the cold-war East/West German borders of my youth, or the camps that featured in German prisoner of war escape films. This is not the South Downs that I moved to 30 years ago.

For weeks after events the bowl is filled with detritus. The campers leave their tents and rubbish and slowly, slowly it is cleared. If it is windy the rubbish blows through the countryside.

The Visual Impact Assessment carried out by ubu design (sic), which supports the application, is one of the worst pieces of gobbledegook I have ever seen. It is not written in plain English. It is dangerously misleading.

Just two examples: First: On page 19 they assess the sensitivity of the view over Matterley Bowl from the A272 as having "very low sensitivity" and suggest that the view of construction and dismantling can be mitigated by painting the fences green.

Second: also on page 19 they say, "there is no residual impact on the landscape" (item 5.19). How long is residual. There certainly is residual impact for several weeks after Boomtown. And the roads and other permanent urbanisation of farmland created to support these events does, in my view and that of many others, have a long lasting detrimental impact on the landscape.

Oh, and they seem to have forgotten to take a photograph of the gulag fences and watchtowers.

Of course, this preparation and dismantling work has an even worse impact on walkers on the South Downs Way and other footpaths. They have the noise of the construction machinery as a background to their ramblings and often need to avoid these giant vehicles as they move through the site.

Objection on the grounds that the noise created by the events is damaging to the quality of life of those living in close proximity to the site

As I understand it, the application relates only to pre-construction and to dismantling relating to events. This is disingenuous. The events themselves detract substantially from our quality of living because of the noise they create. When Boomtown is happening, we have a continual low drumming of bass which can be heard for the full four days of the festival and which goes on from the middle of the day until 4am. We have to close our windows to get sleep, irrespective of how hot the night is.

The noise from the motorcycle events is different but, in part, even more annoying. They cannot seem to hold the event without a public address system that probably can be heard in Portsmouth, and certainly is heard in our garden. The Tough Mudder events are not disturbing in the sense of noise.

Objection on the grounds that traffic created by the events is dangerous.

I am putting on one side the sheer volume of traffic created by Boomtown and the motorcycle events.

For the Boomtown and motorcycle events, camper vans, caravans and busses are told to take a preferred route through Twyford and Longwood. This route means that they need to turn left at the crossroads on Lane End Down, and soon after that, again turn left onto the A272. These are almost blind turnings. There is a crash a month at the Lane End Down crossroads in times of quiet traffic. These country lanes were not designed for the size of vehicle that is routed down them. The drivers are unfamiliar with the lie of the land and drive much too quickly for the road conditions.

I simply do not believe the figure in the traffic report that says only 4% of visitors are from overseas. The number of enormous camper vans with mainland European registrations attending the motorcycle events is much more than 4%. These size of these vehicles and their natural tendency to 'keep right' when confronted with a sudden oncoming vehicle on a narrow road, adds to the dangers.

Finally, as this caravan and motor home traffic approaches the gate on the A272 (approaching from the east), they need to cross the line of on coming

traffic. The event managers insist on checking tickets before the vehicles are allowed on site. This means that for traffic using the A272 and wishing to continue towards Winchester, you will become stuck in a line of camper vans having their tickets checked. I have written to my local Winchester City Counsellor about this and suggested that Peverill Bruce must have a check in bay on his land, such that his customers have their ticket checked at a point where they are not blocking the A272. I also suggest that temporary traffic lights at this entrance would make things safer.

The safest thing, of course, would be not to create the traffic in the first place.

Objection on the grounds that events prevent and detract from usage of a national long distance footpath - the South Downs Way

You are aware that the South Downs Way runs through the site. The SDW is actually closed for eight days around the Boomtown festival. The suggested detour route entails walkers going along the very busy A272 where there are no footpaths (and traffic increased by Boomtown itself) and then another road walk along a narrow lane.

My view is that a national long distance footpath is exactly that – a national footpath. It is simply wrong that anyone has the right to close it for commercial gain.

Furthermore, the experience of walking the South Downs Way for periods before and after events is severely curtailed by the noise and danger created by the erection and dismantling traffic. The current situation is the erection for Boomtown is 5 weeks, the event say a week, and dismantling 3 weeks. The erecting periods for Tough Mudder and Motocross are 3 weeks and dismantling 2 weeks. That is a total of 19 weeks when enjoyment of a national footpath is disturbed for commercial reasons. That is simply wrong.

Objection on the grounds that the submissions attached to the application, and supporting it, are in some places misleading and inaccurate.

I am not a full-time planner. I have not been able to read in full all the submissions attached to this plan. However, I have been able to point out several issues that are wrong or misleading. These include:

- The fact that the environmental impact report took place on one day in November and thus was totally unable to give an accurate picture of the environment impact of this application throughout the year. I also pointed out some inconsistencies.

- The archaeological report is not a report assessing the impact of future activities for the whole site. Rather it is a report which comments on seven holes being dug in 2013, four of these without the archaeological supervision that should have occurred.
- The road traffic report makes no mention of the delays, and cost of those delays, to ordinary residents attempting to use the A31 and A272 in the run up and time of the events at Matterley Bowl. Neither does it comment on the number of road accidents during the time of the events compared to other times. Nor does it comment on the numbers of druggies/ drunk people picked up by the police on the A31 and A272 (I am sure Hampshire police can provide this figure).
- The Visual Impact Assessment by ubu (sic) is virtually unreadable because of its layout, is written in gobbledegook jargon and not for the general public, and, as I have pointed out, is seriously subjective and misleading.

And the report on the economic impact is also extremely biased and unrealistic. There is no mention of the cost of these events to the Highways authorities, police and ambulance services. The survey of hotel and B&B owners says that they are full for Boomtown : surprise, it is mid August. There is a dire shortage of accommodation in the Winchester district. They would be full anyway. And almost all food is brought to or bought on site. They make a great deal of the two main caterers being Hampshire. Would that be the Hampshire subsidiary of a national company? It is not clear.

In the economic case, no allowance is made for the costs to the local people. I could probably do the arithmetic to say that 500 cars with one person delayed for 30 minutes on the A31 costs £5,000 and multiply that by all the other inconveniences that locals suffer. Yes, I do suspect that the fence erectors and so on are local. And yes they would lose an opportunity if these events did not take place. However, I recently had to wait 8 weeks to get a JCB driver and three months for a fence erector locally, so these people are not going to starve if the events do not happen.

The economic arguments are bankrupt. £10million is not a large figure anyway, and some of the local authority and hidden costs I have hinted at need to be deducted from the claimed benefit.

I think the overall quality of these reports is summed up by a sentence in the traffic report (page 4), which says, " without them [the events] the land would be entirely arable which would be harmful in landscape and biodiversity terms". Just think that through – it suggests that we ought to have 50,00 people in cars, or we would risk having to put up with grass!

Before any agreement of any sort is given to these proposals it is incumbent upon the South Downs National Park to insist that they see sensible, sound, well argued, well researched and neutrally written papers on environment, landscape impact, noise, traffic impact and so on. If you rely on the papers

supplied you will at danger of relying on, at best, a high percentage of poor data.

Summary

I object to the application on the eight grounds set out above. Irrespective of my arguments, I urge you to keep in mind what is a National Park actually for?

- (a) Treat this as a new application, and not to consider what has gone before at Matterley Bowl.
- (b) Not to rely on the reports attached to the application for the reasons I have outlined which show their sometimes-serious shortfalls.

Yours sincerely

Terence Jones

Appendix A to my letter dated 4th February 2016

If you do feel that you have to approve the proposals

Of course I do object to the proposals, but if they do have to go ahead.

- You must limit the number of actual days used by the landowner for construction, actual events, and dismantling. Any fencing relating to events must be put up not more than three days beforehand and taken down with three days. The site and surrounding hedgerows and grass verges must be cleared of rubbish within one week.
- The site must be limited to a maximum of three events a year.
- No event should continue beyond midnight.
- Approved decibel ranges must be lower than those previously allowed.
- For the protection of nesting birds, no events must take place between 15th April and 31st July
- Before any permissions become valid, the landowner must pay for well researched, neutral and publically available reports relating to environment (including water aquifers), noise, traffic management, landscape and archaeological impacts. (See full letter for shortfalls in these reports). Any final licence should be withheld until those reports are received and not considered detrimental to the location/people.
- One month before any event, all local residents, including those in the villages of Cheriton, Beauworth, Kilmeston and so on, must be given written information telling us what is happening, when, and who to talk to regarding traffic, safety, environmental, and noise issues. Full-page advertisements should be placed in local newspapers, and local networks used to send e –messages.
- The traffic management issues relating to Longwood and the A272 must be discussed at an open meeting with local residents.
- All additional costs relating to policing, ambulance, Highway and other local services, must be met by the landowner/promoter and audited account be made available.

Terence Jones
Longwood View, Lane End, Owslebury, Winchester SO21 1JZ
Phone [REDACTED]
Mobile [REDACTED]
e-mail: [REDACTED]

Appendix two
Letter dated 10th May 2016 to South Downs National Park

Tim Slaney,
Director of Planning,
South Downs National Park Authority
South Downs Centre
Midhurst, GU29 9DH

10th May 2016

Dear Mr Slaney

Case number SDNP/15/06486/FUL change of use of land at Matterley, Alresford Road, Ovington, Hampshire SO24 0HU

I wrote to you on 4th February stating my strong objections to the application above. My points in that letter remain valid. This letter predominantly addresses the 'matrix' proposed in the applicant's letter of 25th April (as amended by version V2 posted on your website).

The matrix has the benefit that it allows only one major music festival year. It also does place a finite limit on possible activity.

A downside, is that views and circumstances change and so any permissions granted under this matrix must be subject to regular review.

If adopted, individual events within the matrix must be subjected to individual applications, not a blanket coverage under the matrix. These must be scrutinised so that the environmental, road traffic, noise, crowd control and other implications are reviewed. To make the point, there is nothing in the matrix that would prevent a one-day 20,000 people European Neo-Nazi rally taking place at this location: it would just count as a 20% usage. I don't think this is what we want in our National Park.

If the matrix had been in place for recent activity, the weightings would have been:

Event	Weight %	Time/weeks	No events
Major music festival	51	9	1
Motocross event (assume one)	18	3	1
Tough Mudder (2 day sport)	15	3	1
Total	84	15	3

A theoretical use of the matrix in future could allow, say, 5 motocross events in a year scoring 90% and using 15 weeks of set up and take down time plus three small (fewer than 5,000 people) events adding another 6 days of time. Or it could add one more sports festival to the table above scoring 99% usage on the matrix and bringing 18 weeks of set up and take down time.

The matrix proves what those who live locally have known for some time. The non-agricultural use of this land has gone well beyond the permitted 28 days a year. **Now that the landowners have made the time scale of the past and proposed future disruption clear, the key question is do you wish to permit construction and demolition activity to take place in this rural location for up to 18 weeks a year?**

Given that these are outdoor activities, there is no doubt that activities will be focussed in the summer months.

These timescales add strength to my several of my previous arguments against the proposal, which I shall not repeat in detail but include:

- The danger of disruption to wildlife, and in particular to ground nesting birds. The location hosts 19 red listed endangered birds several of which are ground nesting. Events simply should not be allowed on this agricultural land between April and the end of July.
- The detrimental impact on walkers using the South Downs Way and other bridleways in the area.

Applications must be accompanied by proper support documents. See my previous letter regarding the appalling submissions regarding environmental impact review and the landscape impact review. Neither of these has been re-submitted with proper information.

Having read Southern Water's response, I believe that you cannot grant this permission without a full response from the Environment Agency and this must fully address the impact of the proposed activities on the aquifers in this area. Many of us locally obtain our water from aquifers, not from the mains.

It is worrying that – given the points I have raised about the impact on birdlife – you do not appear to have requested views from the RSPB, The British Trust for Ornithology nor from the Hampshire and Isle of Wight Wildlife Trust, nor from the Hampshire Ornithological Society. I would urge you to look at planning references 3P1/2015/0656/O and DC/15/1072/OUT on the web site of Breckland and Forest Heath Council. This was an application relating to a building development on the Suffolk/Norfolk borders – admittedly a different type of development. However, the very strong objections raised by the RSPB and by the local Wildlife Trusts in that Suffolk case are equally relevant to this application at Matterley Bowl. The Corn Buntings and Skylarks in Hampshire are as equally protected as the Stone Curlews in the Breckland development.

They have the highest level of Protection under the Countryside and Wildlife Act 1981 as amended. You have statutory duties.

The time for 2016 Boomtown is rapidly approaching. You must not be rushed into granting long-term permissions as requested.

Even if you were minded to give an interim and limited permission, I urge you to insist that a full environmental impact study be carried out on this farm. The study should assess the bird, butterfly, flora and other wildlife on the farm and compare it to adjacent and similar sites. It should be conducted throughout the year (not just on one day) so that the impact of activities on both migrants and resident wildlife can be assessed. The views of wildlife and conservation bodies must be sought.

I repeat, the key question for your authority is do you want to allow up to 18 weeks of non-agricultural and environmentally disruptive activity to take place in our National Park each year?

I remain strongly against the application.

Yours sincerely

Torence Jones

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