REPRESENTATIONS FROM OTHER PERSONS

David Templeman
Turnpike Cottage, Hinton Ampner, SO24 0JT
Received 12 June 2019

Subject: Re: Boomtown June Newsletter and 2020 Licence Application to increase numbers.

Dear Briony Appletree,

Many thanks for your reply and as advised my representation is as follows:

1. **Public nuisance.** The increased attendance sought will increase the number of vehicles arriving at and departing Matterley Estate. In particular on the Monday, when all members of the public depart, the traffic congestion will increase on local and strategic roads causing nuisance to local residents and other members of the public travelling through Winchester District on roads including the M3, A31, A272 and numerous B roads.

2. **Public nuisance**. The Revised Licensing Policy of Winchester City Council adopted in 2016 and carried forward to the 2019 version, requires stricter control of noise within the South Downs National Park (Section C, C2 (ii)). Therefore, the noise levels for amplified music should be reduced to pre-2016 levels.

3. **Public nuisance**. Winchester City Council, being a public body, is required by statute (S62 of the Environment Act 1995) to have regard to the statutory purposes of the South Downs National Park. The application does not mention either this Act or the statutory purposes. Furthermore, temporary planning permission has been granted by the South Downs National Park Authority for 64,999 persons of whom no more than 48,400 may be ticket holders.

4. **Public safety.** The Cabinet of Winchester City Council declared during w/c 3 June 2019 a Climate Emergency for Winchester District. Therefore, it would not be in compliance with this declaration for even more vehicles to be allowed to drive into and around the District as would happen if the attendance level is increased from 64,999 to 75,999. Public safety would be jeopardised by thousands of additional vehicles whose internal combustion engines would increase air pollution levels endangering the health of members of the public.

5. **Public safety.** The increased attendance sought will further adversely impact the already overstretched rural policing authorities, fire, ambulance and emergency services.

6. **Public safety.** The increased attendance sought will increase the opportunity and likelihood of drug misuse, which is already at an unacceptable level. Drugs detected in 2018 included; 6 arrests for possession, 35 for possession with intent to supply. Those figures do not include undetected

drug misuse and the increased difficulty in detecting it resulting from already overstretched policing authorities. The increase in numbers will further endangering the health of members of the public.

Many thanks,

Best wishes,

David Templeman,
Turnpike Cottage,
Hinton Ampner,
SO24 0JT

Emily Fisher
Beauworth Manor, Beauworth, SO24 0NZ
Received 13 June 2019

Subject: application by Boomtown for a new premises licence.

Dear Madam/Sir,

I would like to object in the strongest terms to the further extension of planning license requested by Boomtown at the Matterley Bowl.

Each year the event has been held, the A272 around the bowl becomes more dangerous - in no small part due to the quantity of people attending and by extension the quantity of people either watching or trying to gatecrash the event.

Traffic is appalling all around the event, and it is exacerbated by pedestrians wandering up the main road, a notorious black spot area, in pitch darkness not wearing hi-vis clothing. It is a terrifying gauntlet to run to drive up the A272 as our household regularly has to do during the Boomtown event, and in the days leading up to and after it. It is a matter of time until one of these pedestrians is hit by a car. Drivers, also, are distracted by the lights and wandering people, and behave erratically in the area around the bowl for the duration of the event and its set up.

Our village is, year in year out, made a frightening place to walk as traffic pours through it. First, the council refuses to impose a speed limit through the village, next you allow an enormous event just 3 miles away, forcing traffic at unregulated speed through this tiny country lane. It is not safe. Increased attendance will increase this traffic and therefore the likelihood of a serious accident.

My children are old enough to walk along the south downs way alone. Not during Boomtown. The preponderance of drugs and their consequent criminal accessories at the event make our area a no go zone for children. Not much fun when you live here, and the event is staged in the summer holidays.

We residents are already putting up with the disruption of our walking areas in prime summer season, the clogging up of our roads and lanes which are not big enough to handle the extra traffic, the increased crime and disorder in the area, the sound pollution, the light pollution, the air pollution, the littering of an AONB, all with absolutely no gain to the local economy. The attendees arrive, cause trouble selling knock off tickets in Winchester, create traffic mayhem and go away leaving their rubbish behind. Not a coin is spent in local shops. It is hard to see where the benefit of this event lies…

Please log my objections, made on grounds of public nuisance and public safety.

Your sincerely

Emily Fisher
Beauworth Manor, Beauworth, SO240NZ

Jane Ives on behalf of Cheriton Parish Council
75 Headley Road, Liphook, Hampshire, GU30 7PS
Received 14 June 2019

Subject: Application for New Premises Licence - Boomtown Festival UK Limited, Matterley Bowl, Alresford Road, Winchester, Hampshire

Cheriton Parish Council wish to submit the following representation objecting to the application for a new premises licence from Boomtown Festival UK Ltd.

1. Public nuisance. The increased attendance sought would increase the number of vehicles arriving at and departing Matterley Estate. In particular on the Monday, when all members of the public depart, the traffic congestion would increase on local and strategic roads causing nuisance to local residents and other members of the public travelling through Winchester District on roads including the M3, A31, A272 and numerous B roads.
2. Public nuisance. The Revised Licensing Policy of Winchester City Council adopted in 2016 and carried forward to the 2019 version, requires stricter control of noise within the South Downs National Park (Section C, C2 (ii)). Therefore, the noise levels for amplified music should be reduced to pre-2016 levels.
3. Public nuisance. Winchester City Council, being a public body, is required by statute (the Environment Act 1995) to have regard to the statutory purposes of the South Downs National Park. The application does not mention either this Act or the statutory purposes. Furthermore, temporary planning permission has been granted by the South Downs National Park Authority for 64,999 persons of whom no more than 48,000 may be ticket holders.
4. Public safety. The Cabinet of Winchester City Council declared during w/c 3 June 2019 a Climate Emergency for Winchester District. Therefore, it would not be in compliance with this declaration for even more vehicles to be licensed to drive into and around the District as would happen if the attendance level is increased from 64,999 to 75,999. Public safety would be jeopardised by thousands of additional vehicles whose internal combustion engines would increase air pollution levels.
5. Public safety. The proposal that the attendance level should be increased from 64,999 to 75,999 “subject to approval from Hampshire Constabulary upon completion of a satisfactory 2019 festival” does not ensure public safety as it is not explained how the outcome of the 2019 festival could be anticipated as being “satisfactory” before the 2019 event has taken place and in the absence of a definition of “satisfactory”. Only evidence produced for a Hearing may be taken into account under Home Office Guidance.

Should you have any questions regarding this representation please do not hesitate to contact me.

Kind regards
Jane Ives, Clerk, Cheriton Parish Council

Caroline Stanley
Millbarrow Farm, Beauworth, Alresford, Hampshire, SO24 0PD
Received 14 June 2019

Subject: FW: SDNP/18/06249/FUL Matterley Farm

We write as local residents of Beauworth, one of the nearest villages , so have been and are directly affected by all the Matterley Events.

The traffic chaos that has blocked roads, coaches taking up most of the surrounding roads at Longwood, thinking they are one way and closed roads along the 272 , has prevented us and many others from getting to Winchester or Alresford. Businesses suffer from the inconvenience and results in lack of customers and income. This is a serious Public Nuisance already, the last thing anybody needs is expansion to 80,000 persons with extra cars, and transport; we are at saturation point already, there has to be a limit.

There is serious Public Safety as I personally have nearly run over people walking along the A272 in the dark , and also cars coming out of the Exits straight out onto the A272 without stopping beforehand. Public Safety would be seriously jeopardised by thousands of additional vehicles whose internal combustion engines would increase air pollution levels.

We have enjoyed living in the SDNP for many many years and would hope that the powers that be want to uphold the high standards of not polluting the environment with light , air and noise .
Please stop the endless increases for the future generations and precious countryside.
Yours sincerely,
Caroline Stanley, Millbarrow Farm, Beauworth, Alresford, Hants SO240PD

Dr and Mrs Silvester
Green Pastures, Alresford Road, Winchester, SO21 1HL
Received 16 June 2019

Subject: Application for New Premises Licence - Boomtown Festival UK Limited, Matterley Bowl, Alresford Road, Winchester, Hampshire

We live on the A31, one of the closest residents to Boomtown, right on its perimeter. We have been badly affected every year by the festival, not just by the event itself but also by the preparations and the clearing up, 9 weeks out of our summer. We wish fully to support the following representation, as made by Cheriton Parish Council, objecting to the application for a new premises licence from Boomtown Festival UK Ltd.

1. Public nuisance. The increased attendance sought would increase the number of vehicles arriving at and departing Matterley Estate. In particular on the Monday, when all members of the public depart, the traffic congestion would increase on local and strategic roads causing nuisance to local residents and other members of the public travelling through Winchester District on roads including the M3, A31, A272 and numerous B roads.

2. Public nuisance. The Revised Licensing Policy of Winchester City Council adopted in 2016 and carried forward to the 2019 version, requires stricter control of noise within the South Downs National Park (Section C, C2 (ii)). Therefore, the noise levels for amplified music should be reduced to pre-2016 levels.

3. Public nuisance. Winchester City Council, being a public body, is required by statute (the Environment Act 1995) to have regard to the statutory purposes of the South Downs National Park. The application does not mention either this Act or the statutory purposes. Furthermore, temporary planning permission has been granted by the South Downs National Park Authority for 64,999 persons of whom no more than 48,000 may be ticket holders.

4. Public safety. The Cabinet of Winchester City Council declared during w/c 3 June 2019 a Climate Emergency for Winchester District. Therefore, it would not be in compliance with this declaration for even more vehicles to be licensed to drive into and around the District as would happen if the attendance level is increased from 64,999 to 75,999. Public safety would be jeopardised by thousands of additional vehicles whose internal combustion engines would increase air pollution levels.

5. Public safety. The proposal that the attendance level should be increased from 64,999 to 75,999 “subject to approval from Hampshire Constabulary upon completion of a satisfactory 2019 festival” does not ensure public safety as it is not explained how the outcome of the 2019 festival could be anticipated as being “satisfactory” before the 2019 event has taken place and in the absence of a definition of “satisfactory”. Only evidence produced for a Hearing may be taken into account under Home Office Guidance.

Yours sincerely,

John & Jill Silvester

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Dr John R Silvester
[Visiting Senior Lecturer, Department of Mathematics,
King's College London, Strand, WC2R 2LS.]

Please use my home address for correspondence:
Green Pastures, Alresford Road, Winchester SO21 1HL.

Sue Herdman
2 Raebarn Close, Cheriton, SO23 0QE
Received 24 June 2019

Subject: Comment on application for New Premises Licence- Boomtown Festival at Matterley Bowl

Please see below my comments. My address is 3 Raebarn Close, Cheriton, S024 0QE

Many thanks, Sue Herdman

To whom it may concern,

I am writing to express my concerns about the proposed increase in attendees to this festival by an additional 10,000 people. The size of this festival is growing incrementally at every new licence application. There is already a substantial impact on local residents and their use of the local road network with the current number of attendees. Local people simply do not attempt to go anywhere on the last day of the festival, an additional 10,000 people departing on the Monday will only make this worse.

My other concern is that is dangerous that Boomtown allow festival goers to leave the festival on foot to walk along the A272 and the A31. These roads are main roads with no footpaths. The majority of the attendees are not aware of the need to wear high viz clothing and to carry a torch in the countryside. This puts the festival goer and drivers on these country roads at risk of a serious accident. This issue was raised with Boomtown during the last festival but they were not prepared to change their practice. It would be much safer if they provided some sort of shuttle bus or only allowed people out of a gate that had access to a footpath.

There is an additional danger to road users that people stop their cars along the rim of the bowl to observe the site and again cause an obstruction on a main A road.

I would be grateful if you would take these comments into account when considering the licence application. Most importantly, I think it is important to consider in advance the ceiling for attendance at this festival in the light of consistent requests to increase the number of attendees.

Sue Herdman

Mr Neil Saunders, Chairman of Beauworth Parish Meeting
Hamilton Farmhouse, Beauworth, Alresford, SO24 0PB
Received 21 June 2019

Subject: New Premises Licence for Boomtown, Matterley Bowl

Dear Carol

My address is as below.

Please could you confirm that you have received this information and that my objection will be valid?

Regards,

Neil

Sent from my iPhone

Neil Saunders
Hamilton Farmhouse
Beauworth
Alresford
Hampshire
SO24 0PB

Dear Sirs,

As chairman of the Beauworth Parish Meeting I would like to object, on behalf of the parish, to the new premises Licence Application for Boomtown at the Matterley Bowl. We oppose the application for the following reasons:

1. Public nuisance. The significant increase in attendance which is sought would create further traffic congestion, delays and disruption to the local road networks. Local residents and businesses have had to endure all sorts of disruption over the years and the scale of the nuisance should not be allowed to escalate any further.

2. Public nuisance. The revised Licensing Policy of Winchester City Council adopted in 2016 and carried forward to the 2019 version, requires stricter control of noise within the South Downs National Park. The noise levels for the amplified music should be reduced to pre-2016 levels. The current levels of noise pollution created by Boomtown are disruptive to sleep and destroys the peace and tranquility of the South Downs National Park.

3. Public safety. The unreasonable and unnecessary increase in attendees would cause a greater risk of harm to cars and pedestrians using the road systems in the locality of the Boomtown event. The event itself has a history of drug use and abuse - increasing the scale of the event will only magnify these risks to public health.

Yours sincerely,

Neil Saunders

Neil Saunders
(Chairman of Beauworth Parish Meeting)

Mr Brendan Gibbs, Clerk to Tichborne Parish Council
15 The Heath, Denmead, Waterlooville, Hampshire, PO7 6JT
Received 21 June 2019

Subject: Boomtown Festival UK Ltd. Application for premises licences at the Matterley bowl.

Application by Boomtown Festival UK Ltd for a new premises licence.

Tichborne Parish Council opposes the application for the following reasons:

1. Public nuisance. The increased attendance envisaged by this application will see an increase in the number of vehicles arriving at and departing Matterley Estate. Consequently, we argue that traffic congestion will increase on local and strategic roads at these times thus causing an obvious nuisance to local residents and other members of the public travelling through Winchester District on the M3, the A31, the A272 and numerous B roads.

2. Public nuisance. The Revised Licensing Policy of Winchester City Council adopted in 2016 and carried forward to the 2019 version, requires stricter control of noise within the South Downs National Park (Section C, C2 (ii)). Therefore, the Parish Council seeks an assurance from the Licencing Sub-Committee that it will reduce noise levels for amplified music to pre-2016 levels if it is minded to approve this application.

3. Public nuisance. Winchester City Council, being a public body, is required by statute (the Environment Act 1995) to have regard to the statutory purposes of the South Downs National Park. The application does not mention either this Act or the statutory purposes. Furthermore, temporary planning permission has only recently been granted by the South Downs National Park Authority for 64,999 persons of whom no more than 48,000 may be ticket holders.

4. Public safety. The proposal that the attendance level should be increased from 64,999 to 75,999 “subject to approval from Hampshire Constabulary upon completion of a satisfactory 2019 festival” does not ensure public safety as it is not explained how the outcome of the 2019 festival could be anticipated as being “satisfactory” before the 2019 event has taken place and in the absence of a definition of “satisfactory”.

Only evidence produced for a Hearing may be taken into account under Home Office Guidance.

The Parish Council is concerned that the constant reviewing and varying of the premises licence for the festival with the consistent support of the City Council calls into question the even-handedness of this process.

The Parish Council received the announcement of a sitting member of the City Council being appointed as a community representative of the applicant (Boomtown Festival UK Ltd) with incredulity.

Could Councillor Thompson (the Leader of the City Council) give us all some comfort that the declaration of a climate emergency within the district will provide sufficient reason (on its own) to decline this request to vary the premises licence.

If the Licencing Sub-Committee is serious in its objective of giving proper consideration to this application then it should delay considering this application and the making of its decision until after the 2019 festival has taken place so that it may learn lessons from any outcomes emerging from it.

With best regards,

Brendan.

Mr Brendan Gibbs
Clerk to the Parish Council of Tichborne
15 The Heath
Denmead
Waterlooville
PO7 6JT

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

David Pain
Godwins Cottage, Cheriton, Alresford, SO24 0PY
Received 21 June 2019

Subject: APPLICATION FOR A NEW PREMISES LICENCE BY BOOMTOWN FESTIVAL UK LTD - Representation.

Please accept the attached representation.

Regards,

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

Representation regarding application for a new premises licence by Boomtown.

Public safety.

The Proposed Conditions dealing with Public Safety, PS1 – PS4, mention only farm animals, tattooing/body piercing, guide dogs and gas canisters and are relatively mundane.

After PREM741 was granted in January 2018, the land owner submitted a S73 planning application to the LPA (South Downs National Park Authority) to vary some of the conditions attached to the temporary planning permission granted to him in 2016. The stated purpose of this was to bring the planning conditions into line with the new licence (PREM741). In the Planning Statement provide to SDNPA which was subject to public consultation, was this section explaining why the number of attendees should be increased:

Increased Numbers
3.7 As Boomtown evolves the way it is run must also change. The new license now allows the originally approved 59,999 plus an additional 5,000 tickets for staff, artists and guests and a further 1,000 day tickets for the Sunday made available to local people. The reasons for this change are multi-faceted and comprise the following:-

- The change of Boomtown from a more niche to a more inclusive and mainstream festival requires the ability to attract high profile live acts. These acts will expect, and

will only agree to perform, if they are able to bring significantly bigger crews and entourages of up to 200 people on-site to deliver their shows.

- Currently the ratio of public ticket sales against non-public tickets (including staff, performers and guests) is circa 4/1, whilst other similar music events tend to have a ratio of at least 3/1 and tend to be 2.5/1 as they grow in size. The proposed changes will allow this ratio to decrease to 3/1, closer to the ratio of similar events.

- A large number of additional operational staff being brought on-board to build greater resilience and further improve operational delivery.

Therefore, the changes agreed when licence PREM741 and the farmer's temporary planning permission were granted in 2018 allowed the ratio of public ticket sales against non-public tickets to be reduced to 3/1. Proposed condition A1 in the new application seeks an attendance limit of 75,999 and states that "At least 6,000 of these must be staff, artists and their bona fide guests in accordance with the breakdown at Appendix A attached." Appendix A was **not attached** to the application documents published originally on the WCC Licensing website but was added on 18 June (after enquiry) However, this statement means that as many as 69,999 of the sought-after 75,999 persons could hold public tickets (contravening the planning permission by over 21,000 ticket-holders) and the ratio (see above) could be 9.2/1. This must place public safety at risk as there would be insufficient medical, security, fire–fighting, police, and stewards, etc. to ensure the safety of members of the public who attend the festival. The application fails to explain any of this and, for this reason alone, the application should be refused.

This legal requirement is relevant - the statutory requirement in S62 of the Environment Act 1995 for Winchester City Council (a public body) to have regard to the Purposes of the South Downs National Park. These Purposes were important considerations in the current temporary planning permission, which expires on 31 December 2019, having a condition restricting public tickets to 48,400 out of the total attendance limit of 64,999. There is no limit on the number of public tickets in PREM741 and, if the Sub-committee is persuaded to grant a new application, this omission should be rectified by imposing the same number (48,400) of public tickets by a new PS condition.

The Council makes no attempt to audit public ticket sales for Boomtown (unlike Reading Borough Council which imposes a suitable condition in the premises licence for the Reading Music Festival) and, therefore, is unable to ensure compliance with Condition A1 in any licence it grants. Similarly, the Council has no independent means of checking that the maximum licensed number of persons allowed to be on site at any one time is not exceeded and can only accept the numbers given to it by

the organisers at twice-daily briefing meetings. These are subject to error caused by technical problems and human intervention which became apparent during my visit to Boomtown in 2018 as a guest of the land owner. This might be unlikely to comply with Home Office Guidance but is certainly an irresponsible attitude by the Council which jeopardises public safety. If there were to be a terrorist attack, or another major incident requiring evacuation of the site, the inability of the Licensing Authority to ensure compliance with the attendance limit condition could be a very serious omission and put the Council at risk of prosecution or litigation.

For these reasons, Pubic Safety would be jeopardised and the application should be refused. At the very least, new monitoring procedures must be implemented by the Council and covered by suitably-worded conditions.

Prevention of public nuisance.

Noise.

In April 2016 the Council adopted a Revised Licensing Policy which, for the first time, recognised the existence of the South Downs National Park. Accordingly, a new statement was added in Section C4 to the effect that stricter controls on noise would be expected for sites in the District which were in the National Park whose objectives included “relative tranquillity” which is now Strategic Policy SD 7 in the South Downs Local Plan. Despite having included this revision in April 2016, on 10th June 2016 the Licensing Sub-committee granted a new licence which contained exactly the same noise levels as in the previous licence so they were not stricter as required by the Revised Licensing Policy.

In January 2018, when PREM741 was granted this requirement in the Revised Licensing Policy was ignored even more blatantly as higher noise limits for low frequency sound were allowed between 9pm – 11pm on Friday and Saturday nights. This application seeks to retain these in proposed Condition PN11 which, as explained, do not comply with the Revised Licensing Policy.

In January 2019 the Council again revised its Licensing Policy and acknowledged the existence of the South Downs National Park in a different form of words in Section C, C2 (ii). However, the proposed conditions on noise control in this application replicate those in the existing licence and are still not stricter than the pre-2016 levels. Indeed PN11 perpetuates the mistake made on 10th June 2016 and this opportunity should be taken to rectify it by reducing the permitted low frequency noise limit between 9pm – 11pm on Friday and Saturday and reducing all the other noise limits.

Proposed Condition PN21 should not be restricted to Wednesday only but should apply on all nights so as to minimise public nuisance caused by music noise after 11 pm...

Traffic congestion.

The application seeks an increase from 64,999 to 75,999 persons. The extra 11,000 persons would clearly increase the number of cars and campervans by several thousands. Although the Wednesday opening reduces the traffic problems on Thursday, there is never any consideration of the public nuisance caused by the exacerbation to traffic congestion which would take place on the Monday when all public ticket-holders and most "staff" leave the site during a relatively short period. This affects many local residents wishing to use the M3, A31, A34, A272 and numerous B and C roads and causes widespread chaos affecting tens of thousands of other road users.

These additional vehicles entering and being driven around the District would only exacerbate the newly-declared Climate Emergency which was announced by the new Leader of Winchester City Council in week commencing 3rd June 2019. To support her appeal for suggestions from the public as to how this emergency can be mitigated, the number of persons licensed to attend the Boomtown Festival must **be reduced, not increased.**

Prevention of Crime and Disorder.

Proposed Condition A1 includes this:

A1. This licence shall authorise the relevant licensable activities for a maximum of 75,999 persons, subject to approval from Hampshire Constabulary upon completion of a satisfactory 2019 festival….

The Hearing into this application must be held in public within 20 working days after the close of the consultation period which is on 4 July. Thus, it must take place **before the 2019 festival takes place.** It is impossible for Hampshire Constabulary to know in advance whether or not it might conclude that the 2019 festival will be "satisfactory". Furthermore, there is no definition of what "satisfactory" means and what criteria will be used in making such a judgement by the Constabulary. Hearings into applications for premises licences must take place in public and are part of a legal process. If the Licensing Sub-committee decide to grant this application in July 2019 and leave it to Hampshire Constabulary to make a subsequent decision (after 12 August 2019 and out of public gaze) about whether the 2019 festival was "satisfactory" (such that the attendance limit for the new licence could be increased to 75,999) this would be challengeable.

Conclusion.

For all of the foregoing reasons, this application should be refused.

D.A.Pain
21/06/2019

Mr Robert Fox
The Garden House, Cheriton Hampshire SO24 0QQ
Received 26 June 2019

Subject: RE: Boomtown

Thank you for your message.
My address is as follows :- Robert Fox, The Garden House, Cheriton Hampshire SO24 0QQ
Regards
Robert Fox.

Dear Sirs,
I object most strongly to the application by Boomtown to increase substantially the numbers allowed to attend their festival.
The current numbers already cause considerable inconvenience and worse to those who live near the site. The extra traffic caused is unacceptable for those trying to live their ordinary lives in the surrounding area.
This is not a four day problem, the massive disturbance lasts for a month or so. This is not helping to reduce pollution in the Winchester area; it is increasing it considerably.
Please do not allow any increase in numbers.
Yours faithfully
Robert Fox.

Ruth Horner
The Brick House, Cheriton, Alresford, SO24 0PR
Received 17 June 2019

Subject: Re: Boomtown

My name is: Ruth Horner
My address is:
The Brick House, Cheriton, Alresford, SO24 0PR.
Thank you

Dear Decision makers at Winchester City Council,

Please include my comments (see attached document) in the decision making process.
Ask yourself these questions:
Why are we doing this?
Who is benefiting?
What damage is it causing?

You are in a position of power - use it wisely!

Regards

Ruth Horner

Attachment:
Representation regarding application for a new premises licence by Boomtown.

Public safety.

The Proposed Conditions dealing with Public Safety, PS1 – PS4, mention only farm animals, tattooing/body piercing, guide dogs and gas canisters and are relatively mundane.

After PREM741 was granted in January 2018, the land owner submitted a S73 planning application to the LPA (South Downs National Park Authority) to vary some of the conditions attached to the temporary planning permission granted to him in 2016. The stated purpose of this was to bring the planning conditions into line with the new licence (PREM741). In the Planning Statement provided to SDNPA which

was subject to public consultation, was this section explaining why the number of attendees should be increased:

Increased Numbers

3.7 As Boomtown evolves the way it is run must also change. The new license now allows the originally approved 59,999 plus an additional 5,000 tickets for staff, artists and guests and a further 1,000 day tickets for the Sunday made available to local people. The reasons for this change are multi-faceted and comprise the following:-

- The change of Boomtown from a more niche to a more inclusive and mainstream festival requires the ability to attract high profile live acts. These acts will expect, and will only agree to perform, if they are able to bring significantly bigger crews and entourages of up to 200 people on-site to deliver their shows.
- Currently the ratio of public ticket sales against non-public tickets (including staff, performers and guests) is circa 4/1, whilst other similar music events tend to have a ratio of at least 3/1 and tend to be 2.5/1 as they grow in size. The proposed changes will allow this ratio to decrease to 3/1, closer to the ratio of similar events.
- A large number of additional operational staff being brought on-board to build greater resilience and further improve operational delivery.

Therefore, the changes agreed when licence PREM741 and the farmer's temporary planning permission were granted in 2018 allowed the ratio of public ticket sales against non-public tickets to be reduced to 3/1. Proposed condition A1 in the new application seeks an attendance limit of 75,999 and states that "At least 6,000 of these must be staff, artists and their bona fide guests in accordance with the breakdown at Appendix A attached." Appendix A was **not attached** to the application documents published originally on the WCC Licensing website but was added on 18 June (after enquiry) However, this statement means that as many as 69,999 of the sought-after 75,999 persons could hold public tickets (contravening the planning permission by over 21,000 ticket-holders) and the ratio (see above) could be 9.2/1. This must place public safety at risk as there would be insufficient medical, security, fire–fighting, police, and stewards, etc. to ensure the safety of members of the public who attend the festival. The application fails to explain any of this and, for this reason alone, the application should be refused. **The application is being constructed and executed in an underhand way in order to make more money. As with life generally today the emphasis is on the financial benefit. When are we actually going to move to a new paradigm where social and environmental needs take priority? It is the responsibility of decision makers to lead this change. Stop talking about it at a strategic level and do something on the ground!**

This legal requirement is relevant - the statutory requirement in S62 of the Environment Act 1995 for Winchester City Council (a public body) to have regard to the Purposes of the South Downs National Park. These Purposes were important

considerations in the current temporary planning permission, which expires on 31 December 2019, having a condition restricting public tickets to 48,400 out of the total attendance limit of 64,999. There is no limit on the number of public tickets in PREM741 and, if the Sub-committee is persuaded to grant a new application, this omission should be rectified by imposing the same number (48,400) of public tickets by a new PS condition.

The Council makes no attempt to audit public ticket sales for Boomtown (unlike Reading Borough Council which imposes a suitable condition in the premises licence for the Reading Music Festival) and, therefore, is unable to ensure compliance with Condition A1 in any licence it grants. Similarly, the Council has no independent means of checking that the maximum licensed number of persons allowed to be on site at any one time is not exceeded and can only accept the numbers given to it by the organisers at twice-daily briefing meetings. These are subject to error caused by technical problems and human intervention which became apparent during my visit to Boomtown in 2018 as a guest of the land owner. This might be unlikely to comply with Home Office Guidance but is certainly an irresponsible attitude by the Council which jeopardises public safety. **When is Winchester City Council going to smarten it's decision making?** If there were to be a terrorist attack, or another major incident requiring evacuation of the site, the inability of the Licensing Authority to ensure compliance with the attendance limit condition could be a very serious omission and put the Council at risk of prosecution or litigation.

For these reasons, Pubic Safety would be jeopardised and the application should be refused. At the very least, new monitoring procedures must be implemented by the Council and covered by suitably-worded conditions.

Prevention of public nuisance.

Noise.

In April 2016 the Council adopted a Revised Licensing Policy which, for the first time, recognised the existence of the South Downs National Park. Accordingly, a new statement was added in Section C4 to the effect that stricter controls on noise would be expected for sites in the District which were in the National Park whose objectives included "relative tranquillity" which is now Strategic Policy SD 7 in the South Downs Local Plan. Despite having included this revision in April 2016, on 10th June 2016 the Licensing Sub-committee granted a new licence which contained exactly the same noise levels as in the previous licence so they were not stricter as required by the Revised Licensing Policy.

In January 2018, when PREM741 was granted this requirement in the Revised Licensing Policy was ignored even more blatantly as higher noise limits for low frequency sound were allowed between 9pm – 11pm on Friday and Saturday nights.

This application seeks to retain these in proposed Condition PN11 which, as explained, do not comply with the Revised Licensing Policy.

In January 2019 the Council again revised its Licensing Policy and acknowledged the existence of the South Downs National Park in a different form of words in Section C, C2 (ii). However, the proposed conditions on noise control in this application replicate those in the existing licence and are still not stricter than the pre-2016 levels. Indeed PN11 perpetuates the mistake made on 10th June 2016 and this opportunity should be taken to rectify it by reducing the permitted low frequency noise limit between 9pm – 11pm on Friday and Saturday and reducing all the other noise limits.

Proposed Condition PN21 should not be restricted to Wednesday only but should apply on all nights so as to minimise public nuisance caused by music noise after 11 pm...

Traffic congestion.

The application seeks an increase from 64,999 to 75,999 persons. The extra 11,000 persons would clearly increase the number of cars and campervans by several thousands. Although the Wednesday opening reduces the traffic problems on Thursday, there is never any consideration of the public nuisance caused by the exacerbation to traffic congestion which would take place on the Monday when all public ticket-holders and most “staff” leave the site during a relatively short period. This affects many local residents wishing to use the M3, A31, A34, A272 and numerous B and C roads and causes widespread chaos affecting tens of thousands of other road users.

These additional vehicles entering and being driven around the District would only exacerbate the newly-declared Climate Emergency which was announced by the new Leader of Winchester City Council in week commencing 3rd June 2019. To support her appeal for suggestions from the public as to how this emergency can be mitigated; the number of persons licensed to attend the Boomtown Festival must **be reduced, not increased.**

Prevention of Crime and Disorder.

Proposed Condition A1 includes this:

A1. This licence shall authorise the relevant licensable activities for a maximum of 75,999 persons, subject to approval from Hampshire Constabulary upon completion of a satisfactory 2019 festival….

The Hearing into this application must be held in public within 20 working days after the close of the consultation period which is on 4 July. Thus, it must take place **before the 2019 festival takes place.** It is impossible for Hampshire Constabulary to know in advance whether or not it might conclude that the 2019 festival will be “satisfactory”. Furthermore, there is no definition of what “satisfactory” means and what criteria will be used in making such a judgement by the Constabulary. Hearings into applications for premises licences must take place in public and are part of a legal process. If the Licensing Sub-committee decide to grant this application in July 2019 and leave it to Hampshire Constabulary to make a subsequent decision (after 12 August 2019 and out of public gaze) about whether the 2019 festival was “satisfactory” (such that the attendance limit for the new licence could be increased to 75,999) this would be challengeable.

This area has been awarded National Park status which surely stands for sustaining the longevity of the environmental for all to enjoy, not to be used by a minority which goes against all National Park principles.

Conclusion.

For all of the foregoing reasons, this application should be refused.

Ruth Horner
22/06/2019

Alison Matthews, Chairman of Upper Itchen Valley Society
c/o Lake House, Avington, Winchester,SO21 1DE
Received 28 June 2019

Subject: Boomtown Application for premises licence

The Upper Itchen Valley Society does not have an office address.
My address is :
Lake House
Avington
Winchester
SO21 1DE

Alison Matthews

The Upper Itchen Valley Society has over 500 members in the villages of Abbotstone, Avington, Easton, Itchen Abbas and Martyr Worthy and the surrounding area.

The Society objects to the grant of a licence pursuant to the application made by Boomtown on 5th June 2019 for the following reasons:

1. Public Safety

The application conflicts with the planning consent recently granted by the SDNP which specified some 21,000 fewer attendees.

For the protection of members of the public attending the festival it is vital that numbers are strictly controlled and audited so that in the event of an emergency it will always be possible to know how many people are present on the site.

2. Public Nuisance

There are normally 2 types of problem for local people:

a) Noise and Light Pollution

This festival grows every year and having started as a weekend event now lasts for effectively 6 days of the summer holiday period without counting the setting up time. For residents of the Itchen Valley villages this means that we are very limited in what we can do particularly outdoors because of noise interference.

Light pollution from the strobe lighting in the evening is another problem particularly for those who do not have very thick curtains and are trying to get children to sleep. This is after all an international dark skies reserve and, in our view no strobe lighting should be permitted.

Local businesses eg Avington Park cannot easily operate during this period.

Those hoping to enjoy the views from and tranquillity of walking the Southdowns Way are badly affected on the stretch around Cheesefoot Head.

b) Traffic

The closure of the gaps on the A 31 gives those local people who need to go to work on the Wednesday, Thursday, Friday and Monday a longer and more problematic journey to work.

The popular Cheesefoot Head car park is closed too.

Both of these problems will be exacerbated by extra numbers. The application is being made before the 2019 festival so there has been no opportunity to assess the success or otherwise of traffic and other arrangements for this year.

It seems to us that this festival and the problems it causes increase each year. We ask you to refuse this application.

Alison Matthews
Chairman

Victor Ient, Friends of the South Downs
2 Swan Court, Station Road, Pulborough, RH20 1RL
Received 28 June 2019

Subject: Fwd: License Application: Boomtown Festival UK Limited, Matterley Bowl, Alresford Road, Winchester, Hampshire

Dear Sir/Madam,

Please accept the attached document as our representations regarding the above mentioned application. Please pass this on to the Licensing Officer and the members of your Licensing Committee.

Please acknowledge receipt of this communication.

Thank you

Regards

Vic Ient
Policy Officer
T: [REDACTED]
[RECACTED]

Attachment:

SOUTH DOWNS SOCIETY
Tel: 01798 875073 Email: enquiries@southdownssociety.org.uk
www.friendsofthesouthdowns.org.uk

“Friends of the South Downs” is the brand name of the South Downs Society, a company limited by guarantee, registered no. 319437 and is a registered charity no. 230329. The Society is an independent charity which relies on member subscriptions and gifts in wills.
Registered Office: 2 Swan Court, Station Road, Pulborough, West Sussex RH20 1RL

The Licencing Committee & Licencing Officer
Winchester City Council
City Offices
Colebrook Street
Winchester
SO23 9LJ

Date: 28/06/19

Dear Sir/Madam,

Re: Boomtown Festival UK Limited, Matterley Bowl, Alresford Road, Winchester, Hampshire in the South Downs National Park.

These are the comments of the South Downs Society on the above application. The Society has over 1,500 members across South Downs National Park. The focus of the Society includes conserving and the enhancement of the landscape of the South Downs National Park (SDNP) and its quiet enjoyment. In particular we work to uphold the purposes and duty of the Park which specified as:

"The Environment Act 1995 revised the original legislation and set out two statutory purposes for national parks in England and Wales:

- • Conserve and enhance the natural beauty, wildlife and cultural heritage
- • *Promote opportunities for the understanding and enjoyment of the special qualities of national parks by the public*

When national parks carry out these purposes they also have the duty to: Seek to foster the economic and social well-being of local communities within the national parks.

Our comments are set out as below.

Yours faithfully,

Victor S Ient
Policy Officer

These are the comments of the South Downs Society with reference to the licence application dated 5 June 2019 (amended) lodged with Winchester City Council regarding: "Boomtown Festival UK Limited, Matterley Bowl, Alresford Road, Winchester, Hampshire"

Firstly, we believe that the holding of major events such as the one that is the subject of this license application does not comply with the purposes or duty of national parks. The Environment Act 1995 revised the original legislation and set out two statutory purposes for national parks in England and Wales:

1. Conserve and enhance the natural beauty, wildlife and cultural heritage
2. Promote opportunities for the understanding and enjoyment of the special qualities of national parks by the public

• When national parks carry out these purposes they also have the duty to: Seek to foster the economic and social well-being of local communities within the national parks.

We can find nothing in 1995 Act, or in the 'English national parks and the broads: UK government vision and circular 2010', which would lead us to believe the government had the intention of allowing or encouraging such events to be staged within a National Park. Accordingly, for this and for the reasons set out below we believe that this application should be refused.

However, if the Licensing Authority feel bound to consider this further, we would ask they take note of our suggestions set out below in order that they may guide the applicant in re-presenting their application.

Before proceeding with processing this application, the licensing authority should request

Map: A map showing the area for consumption of alcohol and the area allocated for the playing of music. This map should be subject to public scrutiny before any application is proceeded with.

Also, the following should be included in an application on this site, reports:

Bats: Showing the effects the playing of loud music on nocturnal creatures including bats, especially in relation to the Site of Special Scientific Interest (SSSI), which we understand is within the festival site.

Aquifers: Demonstrating that alcoholic waste will not enter the aquifers and chalk streams in the area.

Our comments are listed herein on a page by page basis:

Page 1
On page 1 ‘Plays and films (indoors and outdoors)’ and ‘Live music and recorded music (indoors and outdoors)’ are mentioned:

In both of the above categories the period stated includes Friday 10 AM to Monday at 4 AM. This suggests this is a continuous period through the night on Friday Saturday and Sunday nights.

We object to this extended period of time for the broadcast of plays, films live music and recorded music on an amplified basis. We believe the noise levels from amplified speakers used in such events constitutes a public nuisance to the residents in the surrounding villages.

Also, on page 1 the ‘Supply of Alcohol’ in mentioned:

We have concerns about the wording of the application and before decision is made clarification should be sought. In particular the following 2 statements seem to be confusing to the reader of the document:

On one line it says, "Monday to Sunday 0 hours to 0 hours". Does this mean for a period of 7 days? (i.e.' - Monday Tuesday Wednesday Thursday Friday Saturday Sunday). Also, it implies that alcohol can be sold round the clock for the 7 days from midnight on Monday until midnight at the end of the week on Sunday.

On another line it states the sale of alcohol to the public Wednesday to Monday only. In this case the document does not define the hours.

On yet another line it refers to a 'crew bar only' 21 days before the commencement of the event and 14 days after the event. In this case the document also does not define the hours.

This section also refers to A2 item a): where it says for the public for a ‘maximum of 6 consecutive days from Wednesday to Monday on one occasion in a calendar year’. This statement seems to be in conflict with the earlier statements under this section.

In this section it states that public access on Wednesday to be limited to 27,500. Presumably therefore the licence application as clarified in A1 on page 3 is for 75,999 on the other days. This needs to be clarified.

Page 2 - General - All four licensing objectives
Under item

A1 the licence application shows a maximum of 75,999 attendees plus an additional 1000 tickets for Sunday. It seems very strange that having recently been given planning permission for an increased number of attendees rising from 59,999 to 64,999 only in April of this year that this application should be submitted for yet a further increase of 11,000 attendees should be made.

If the Winchester City Council licensing authority gave permission for the 75,999 no doubt the owner of the land would then apply to this National Park asking for modification to the existing permission to match this figure.

Are the 2 authorities being played off one against each other? Will we end up in a leapfrog situation with the whole thing being repeated next year? What is a suitable maximum capacity for this site?

Not that we would support the decision by the National Park but in their wisdom, they have decided to allow a limit of 64,999 for 6 years. This temporary permission to be conditioned with a 106-agreement part of which includes an ecology monitoring process over the period of the 6 years.

Apart from the continued impact on the National Park and on the ecology, we see no reason why an application should be made so soon after the recent planning permission for an increase to 64,999 allowing a further increase the numbers by 11,000 attendees to 75,999.

Further, – there has been no assessment to consider the impact on the 4 licensing objectives which include

the prevention of crime and disorder
public safety
prevention of public nuisance
the protection of children from harm

Before any licence for increased attendees is granted a full assessment should be submitted to the authority showing how these four requirements can be guaranteed not to be breached by an increased level of attendees.

A2 the extended drinking hours for crew members is mentioned. Referring to page 1 of the submission it shows this is scheduled for 21 days before the event and 14 days after the event.

We find it surprising that licensed premises should be associated with working hours. We know of no other construction industry that provides such a facility. Perhaps it's associated with crew members living on site and therefore being able to enjoy alcoholic beverages on their rest periods. However, this is not clarified. We believe it is against the interest of public safety to encourage people to drink at work and then have to drive to the premises (permanent or temporary) where they are living whilst working on this project.

Until these matters are clarified we do not believe that a licence should be granted. Under item A4 an Event Management Plan is proposed. Will this plan be open to public scrutiny?

In granting any permission and notwithstanding the other comments we've made herein we believe the licensing authority should confirm that such a plan would be open to public comment before approval.

Page 3 to 6 The prevention of crime and disorder
Under item:

CD3 a Crime and Drugs Management Plan is proposed. Will this plan be open to public scrutiny?

In granting any permission and notwithstanding the other comments we've made herein we believe the licensing authority should confirm that such a plan would be open to public comment before approval.

Under CD3 item A: - is simply searching somebody sufficient to detect the carrying of drugs? Surely for such a large event a more sophisticated system to prevent drug use should be employed.

CD7 it mentions that drinks shall be provided in polycarbonate drinking vessels. Will arrangements be made by the operator of the site to ensure that these are recycled and not just collected together with other detritus and rubbish?

Bearing in mind the issues facing us with plastic pollution isn't it time that such events used fully biodegradable drinking containers and plates?

Page 6 - Public Safety

The Proposed Conditions dealing with Public Safety are listed in PS1 – PS4. These mention only farm animals, tattooing/body piercing, guide dogs and gas canisters. Surly ‘Public Safety’ must also include people? Until the applicant submits a plan to ensure public safety this application should not be approved. Such a plan should include:

1. Establishing a case for what exactly is a ‘safe’ number of people for the site. The Applicant should demonstrate how the temporary residents of what is effectively a sizable town almost as big as Basingstoke and almost twice the size of Andover can be:

a. Protected from terrorism

b. Evacuated in the case of fire

c. Protected from injury or death in the case of panic in a crowd where vast numbers of people begin to surge causing people to be trampled on

d. Coping with periods of extreme heat and protection from the sun. Parts of Europe are currently experiencing extreme heat over 40°C. With changes in climate this could easily happen at the time of this festival and the operator should be required to demonstrate how they will protect the public in the case of extreme heat.

e. Coping with extreme weather. Many countries are experiencing extremes of weather including extreme rainfall causing massive flooding. The recent example of flooding in Lincolnshire reminds us that these periods of extreme rainfall can occur any time. The operator for this site should have a plan to prevent panic at the times of extreme flooding when it may be that many of the 75,000 also attendees want to leave the site or seek shelter.

2. Special attention to the safety of children. We do not believe that simply stating all children under the age of 18 must be accompanied by an adult is sufficient. There has been no attempt to estimate child numbers and there appears to be no provision to keep children safe on a site temporarily inhabited by 75,000 people or so. No permission should be given until a safety plan has been submitted specifically for children.

Additionally, -
As you may know the National Park has recently given permission to allow a limit of 64,999 for 6 years. This temporary permission to be conditioned with a 106-agreement part but this agreement has not yet been agreed between the Authority and the Applicant. Accordingly, we object to a licence application being approved which is out of step with the planning permission for the site.

Page 6 - The Prevention of Public Nuisance

PN1 States that a regular bus service will be available to transfer customers between Winchester train station and the event site. Before any application is approved the applicant should define what exactly a regular bus service means. With such a large event the applicant should make every endeavour to encourage people to travel by public transport. If there is only some meagre provision for travel, people will be put off and encouraged to travel by car which will only add to the public nuisance of congestion and pollution on the roads surrounding the site.

We believe the schedule should be produced for approval of the authority which demonstrates a commitment to sustainable transport of a sufficiency to ensure a large proportion of people travelling to the site can come by public transport.

PN2 states that 30% of the public tickets will only be able to access the site by coach. Exactly what numbers are envisaged? Until the applicant provides specific

numbers of ticket allocations for public transport this application should not be approved.

We hope the applicant will have special regard for sustainability and public transport as depicted on their website and newsletters. Actual concrete evidence of implementing sustainability should be included within this application.

PN5 requires the premises holder to produce a noise management and community liaison plan at least 56 days prior to the commencement of the event. There seems to be no commitment to consult the public and the local communities on the development of this plan.

The applicant should be required to consult the public and the local community on their proposed plan before the 56 day period commences. We would submit that a three-month period would be reasonable to allow the various community groups and parish councils to receive and respond to such a plan.
Item G of PN6 should include how actions on complaints can be followed up should that action be not acceptable to the complainant.

PN8 refers to the provision of a telephone contact number. This number should not only be made available to the licensing authority but also generally to the public in the area so that they may communicate any issues arising out of noise nuisance.

PN10 provides information on decibel limits. Between the hours of 10 AM and 11 PM on Thursday, Friday, Saturday and Sunday. This section goes on to state that decibel limits will be reduced to 45 dB through the night from 11 PM to 4 AM. Is the playing of music really necessary until 4 AM? The authority should condition this item so as to limit the playing of music until midnight. Thus, allowing local residents time to get some sleep.

PN11 provides decibel information on low frequency levels over the various days of the event. These frequencies are in excess of the noise levels in PN10 when measured from 'monitoring locations.'

As with our comments on PN10 we believe public nuisance should be limited such that the playing of outdoor amplified music should cease at midnight.

Also, no information is given on where the monitoring stations are. These should be agreed with the authority as part of the Noise Management and Community Liaison Plan and thus enable the public to be consulted on the appropriateness of those locations.

PN12 refers to music being measured in a 'free field' condition. In PN 11 monitoring stations are referred to. Does the applicant have 2 methods of monitoring? - Monitoring stations and a free field or are they one and the same thing?

Before the licensing authority approves this application, the exact definitions and locations should be clearly stated.

PN14 refers to the appointment of a competent noise consultant to record and monitor noise on-site and off-site to ensure compliance with noise levels. The data available from the noise consultant should be made available to the public as it is recorded. The noise consultant should carry out tests prior to the commencement of the festival to ensure noise levels meet the requirements of the authority. The data from these tests should be made available to the public.

PN22 refers to a noise of evaluation report being made available to the authority. This information should also be made publicly available

Cllr Hugh Lumby, Member for Upper Meon Valley ward
The Manor House, High Street, Meonstoke, SO32 3NH
Received 1 July 2019

Subject: Re: Application for New Premises Licence - Boomtown Festival UK Limited, Matterley Bowl, Alresford Road, Winchester, Hampshire

Thanks Carol, good spot. It's the Manor House

Best wishes

Hugh

Cllr Hugh Lumby

Member for the Upper Meon Valley ward

Thanks Carol

My address is High Street, Meonstoke, Hampshire, SO32 3NH.

All other points noted.

Best wishes

Hugh

Dear Sirs

Please accept this email as a representation in relation to the above licence application.

I am one of the Winchester City Council members for the Upper Meon Valley. The ward directly adjoins the site of Boomtown at the Matterley Bowl, and in particular directly affects the residents of the parishes of Chilcomb, Tichborne, Cheriton, Kilmeston, Bramdean & Hinton Ampner and Beauworth. Each of these parishes is in the Upper Meon Valley ward.

I note that a number of these parishes do not appear to have received details of the application, despite its direct impact on them. I would suggest that the deadline for comments is extended to give them time to comment. There is still plenty of time before this application needs to be decided and so I suggest that a short delay to allow this would be beneficial. It is after all a commitment of the current administration that the council be as open and transparent as possible and so everyone should be given time to comment.

In any event, I have received a number of representations from residents across these parishes expressing concern at the application, in particular the late hours and the increased numbers. I have also seen a number of representations made by them to you, which seem eminently reasonable. They have also gone into great detail on various aspects which I have not repeated here. I would particularly mention the excellent representations from Tichborne and Cheriton parish councils.

I would also ask that the committee reject the proposed application on the following grounds:

-**public nuisance** - Boomtown already appears to many local residents to be causing a public nuisance at its current levels. This comes from three sources:

- first,**noise**. Many people accept that day time noise from the festival is something that must be endured. But this becomes increasingly intrusive as the evening goes on and is unacceptable to many after midnight. People are prevented from sleeping and the noise is at unacceptable levels. This can be exacerbated by wind directions and climatic conditions, none of which can be predicted in advance. Similar festivals such as Reading insist that noise cease at midnight, acknowledging this nuisance. The site of the Reading Festival may be nearer an urban area but it is not acceptable that the residents of the parishes mentioned above should suffer public nuisance because there are less of them.

Indeed, some of these same residents will be suffering economic loss instead. Holiday lets in the area cannot operate due to the noise and local hospitality businesses suffer a loss of trade as customers can less easily reach their establishments. It should be remembered that attendees at Boomtown are restricted to the site so cannot benefit the local economy.

The noise level must be increased by greater attendance numbers.

The site of Boomtown is within the South Downs National Park, an area supposed to be one of tranquillity. The public nuisance caused here is wholly contrary to that objective as well as the recently revised licensing policy.

-**traffic** - the Upper Meon Valley ward is a very large area and residents inevitably have to travel large distances to work and play. For those reliant on public transport, bus journeys can take a long time. Boomtown causes large traffic disruption, causing a substantial nuisance to local residents. It is of course contrary to the Climate Emergency and its objectives as well.

-**alcohol sales** - the availability of alcohol over a prolonged period without any breaks only leads to greater noise.

This public nuisance will be exacerbated by the additional numbers proposed. There will inevitably be greater noise into the night and greater disruption on the roads.

-**public safety** - the report has talked about the increase in numbers being signed off by the Police after this year’s festival. The Council should not be outsourcing its responsibilities to a third party. Police recommendations will often not state

categorically one way or the other whether a particular event should occur. It is in any event for the Council to make this decision. Based on previous years where there have been major public safety issues including the car park fire, the Council should assess this year's event before itself reaching a decision. It can and should of course have cognisance of stakeholders such as the Police but it should also be aware of the concerns of local residents. In any event, the increase in numbers and the long hours for alcohol sales produce a scenario where public safety must be a concern. If the organisers can demonstrate this year that they can address previous worries and run a safe event, then the position may be different. But it is too early to judge now and will be too late if the Police give a mixed or caveated report.

A separate issue has been raised as to the failure to audit numbers attending properly. Without this it will not be possible to tell whether the safe number planned for attend or a less safe larger number.

- **prevention of crime and disorder** - the Police have previously reported on the levels of crime at last year's Boomtown, believed to centre on theft (especially of mobile phones), drug offences and alcohol related offences. With increased numbers attending, there is a danger of this becoming worse. The ready availability of alcohol for extended hours will make this risk greater.

Bringing this together, I believe that the application as proposed is unacceptable and should be refused. If the organisers wish to win greater support from local residents, I would suggest that the following be considered:

- a reduction not an increase in numbers attending, to address traffic, noise and crime concerns
- place new limits on noise, restricting it from 10 and preventing any noise emissions after midnight
- considering restricting alcohol sales to safe levels
- greater public engagement and consultation across all affected areas, not just those referred to in the email below
- a final decision being made after this year's festival, in light of all relevant information.

Please could you acknowledge receipt.

Best wishes

Hugh

Cllr Hugh Lumby
Upper Meon Valley ward

Michael J Beer
1 Hockley Cottages, Cheriton, Alresford, SO24 0NU
Received 2 July 2019

Subject: APPLICATION FOR A NEW PREMISES LICENCE BY BOOMTOWN FESTIVAL UK LTD

Dear Sir,

The following application should be refused on the following grounds:

1. Signifcant increase in traffic queing to get into and leaving the site. Queing occurs on public roads inmspite of claims that the traffic is managed .... it is not and causes significant delays to local and through traffic.
2. There will be increased environmental threat from increased plastic and debris left on the site and within public areas adjacent to the site.
3. The site currently, is not cleared within the stipulated time and breaches continue .... additional numbers on site will exacerbate this situation.
4. There appears to be inadequate space allotted for the parking of additional cars. The usual claim that increases in numbers will use public transport is unfounded. The site will be over developed in terms of numbers on site causing danger to those attending in situations of emergency.
5. Police presence and medical staff will need to be increased and mean that these services are redirected from public provision. This is not acceptable when resources are already stretched.

PLEASE REFUSE THIS APPLICATION ON THE ABOVE GROUNDS.

Michael j Beer
1 Hockley Cottages
Cheriton
Alresford
SO24 0NU

Sally Mason
Swallow Barn House, Water Lane, Bishops Sutton, SO24 0AR
Received 2 July 2019

Subject: RE: APPLICATION FOR A NEW PREMISES LICENCE BY BOOMTOWN FESTIVAL UK LTD - Representation.

Carol
Thank you for contacting me.
My address is: Swallow Barn House, Water Lane, Bishop's Sutton, SO24 0AR
Kind regards
Sally Mason

Dear Sirs
I agree 100% with all the well made points in the attached representation by D. Pain.

I am extremely concerned about:

- The significant impact on the National Park. Government regards NP designation "as conferring the highest status of protection as far as landscape and scenic beauty are concerned" and a festival of this scale in the SDNP does not match the NP criteria regarding special qualities of protected landscape, scenic beauty, peace and tranquility. (The SDNP is well known for rigorously applying its policies to the smallest domestic planning applications.) Some footpaths are closed to the public during this event.

- 2016 - SDNP became the world's newest International Dark Sky Resserve (IDSR): "star-studded skies overhead are as valuable as our beautiful rolling landscapes and, with properly dark skies in the S.E.of England under threat, this is a statement that the skies of the south downs are worth protecting". Not only during the festival when lasers are used but in the building of it and taking it down afterwards, the 1250 acre site is illuminated and probably visible from space.

- Matterley Bowl is a site of SSI with cultural heritage.

- Unacceptable noise levels, especially bass, continuing until late at night and until dawn the following day on the Friday and Saturday nights. During August, for many people it is a necessity to sleep with open windows. Health and well-being of local residents should be taken into account.

- Congestion - From the Weds/Thursday through until the following Tuesday, it is impossible for local people to get from a to b in a reasonable time. Medical appts., visiting relatives in hospital, home care visits and meals deliveries for the elderly are all affected. Tradesmen and other self-employed people who call on several customers/clients a day as well as delivery services are unable to fulfil their appointments on time/complete their schedules. Local residents

have to put their day to day lives on hold or work around the arrivals and departures from the festival.

- Winchester City Council has recently declared a climate emergency and increasing the size of the festival does not sit well with the stated aims. The majority of people arriving at this festival use cars, taxis, buses and coaches for all or part of their journey. Congestion means that traffic is slow moving or stationary and emitting high volumes of carbon monoxide for much of the time in and around Winchester. Local people are having to make longer journeys to avoid the congestion using more fuel and creating more emissions than their usual journey.

Between 2013 and 2017 permitted numbers attending the Boomtown Festival doubled and have continued to increase. The SDNP is not an appropriate setting for this type of event and inconvenience to local residents is already at an unacceptable level. I think that this application should be refused.

Sally Mason

Martyn & Rosslyn Curwen-Bryant
4 Hockley Cottages, Cheriton, Nr Alresford, SO24 0NU
Received 2 July 2019

Subject: BOOMTOWN

Dear Ms Stefanczuk

Thank you for your message. Our address is:

4 Hockley Cottages
Cheriton
Nr Alresford
SO24 0NU

If you require our address to be attached to our representation document please let us know and we will amend it accordingly.

Yours sincerely
Martyn & Rosslyn Curwen-Bryant

Dear Sirs

Please include our attached comments as part of the decision making process, the deadline for which, we understand, is midnight today.

Yours faithfully
Martyn and Rosslyn Curwen-Bryant

Attachment:
Representation regarding application for a new premises licence by Boomtown

Public safety

The Proposed Conditions dealing with Public Safety, PS1 – PS4, mention only farm animals, tattooing/body piercing, guide dogs and gas canisters and are relatively mundane.

After PREM741 was granted in January 2018, the land owner submitted a S73 planning application to the LPA (South Downs National Park Authority) to vary some of the conditions attached to the temporary planning permission granted to him in 2016. The stated purpose of this was to bring the planning conditions into line with the new licence (PREM741). In the Planning Statement provide to SDNPA which was subject to public consultation, was this section explaining why the number of attendees should be increased:

Increased Numbers

3.7 As Boomtown evolves the way it is run must also change. The new license now allows the originally approved 59,999 plus an additional 5,000 tickets for staff, artists and guests and a further 1,000 day tickets for the Sunday made available to local people. The reasons for this change are multi-faceted and comprise the following:-

- The change of Boomtown from a more niche to a more inclusive and mainstream festival requires the ability to attract high profile live acts. These acts will expect, and will only agree to perform, if they are able to bring significantly bigger crews and entourages of up to 200 people on-site to deliver their shows.
- Currently the ratio of public ticket sales against non-public tickets (including staff, performers and guests) is circa 4/1, whilst other similar music events tend to have a ratio of at least 3/1 and tend to be 2.5/1 as they grow in size. The proposed changes will allow this ratio to decrease to 3/1, closer to the ratio of similar events.
- A large number of additional operational staff being brought on-board to build greater resilience and further improve operational delivery.

Therefore, the changes agreed when licence PREM741 and the farmer's temporary planning permission were granted in 2018 allowed the ratio of public ticket sales against non-public tickets to be reduced to 3/1. Proposed condition A1 in the new application seeks an attendance limit of 75,999 and states that "At least 6,000 of these must be staff, artists and their bona fide guests in accordance with the breakdown at Appendix A attached." Appendix A was **not attached** to the application documents published originally on the WCC Licensing website but was added on 18 June (after enquiry) However, this statement means that as many as 69,999 of the sought-after 75,999 persons could hold public tickets (contravening the planning permission by over 21,000 ticket-holders) and the ratio (see above) could be 9.2/1. This must place public safety at risk as there would be insufficient medical, security, fire–fighting, police, and stewards, etc. to ensure the safety of members of the public who attend the festival. The application fails to explain any of this and, for this reason alone, the application should be refused.

This legal requirement is relevant - the statutory requirement in S62 of the Environment Act 1995 for Winchester City Council (a public body) to have regard to the Purposes of the South Downs National Park. These Purposes were important considerations in the current temporary planning permission, which expires on 31 December 2019, having a condition restricting public tickets to 48,400 out of the total attendance limit of 64,999. There is no limit on the number of public tickets in PREM741 and, if the Sub-committee is persuaded to grant a new application, this omission should be rectified by imposing the same number (48,400) of public tickets by a new PS condition.

We understand the Council makes no attempt to audit public ticket sales for Boomtown (unlike Reading Borough Council which imposes a suitable condition in the premises licence for the Reading Music Festival) and, therefore, is unable to ensure compliance with Condition A1 in any licence it grants. Similarly, we understand **the Council has no independent means of checking that the maximum licensed number of persons allowed to be on site at any one time is not exceeded** and can only accept the numbers given to it by the organisers at

twice-daily briefing meetings. These are potentially subject to error caused by technical problems and human intervention and certainly compromises public safety.

For these reasons, Pubic Safety would be jeopardised and the application should be refused. At the very least, new monitoring procedures must be implemented by the Council and covered by suitably-worded conditions.

Prevention of public nuisance

Noise

In April 2016 the Council adopted a Revised Licensing Policy which, for the first time, recognised the existence of the South Downs National Park. Accordingly, a new statement was added in Section C4 to the effect that stricter controls on noise would be expected for sites in the District which were in the National Park whose objectives included “relative tranquillity” which is now Strategic Policy SD 7 in the South Downs Local Plan. Despite having included this revision in April 2016, on 10th June 2016 the Licensing Sub-committee granted a new licence which contained exactly the same noise levels as in the previous licence so they were not stricter as required by the Revised Licensing Policy.

In January 2018, when PREM741 was granted this requirement in the Revised Licensing Policy was ignored even more blatantly as higher noise limits for low frequency sound were allowed between 9pm – 11pm on Friday and Saturday nights. This application seeks to retain these in proposed Condition PN11 which, as explained, do not comply with the Revised Licensing Policy.

In January 2019 the Council again revised its Licensing Policy and acknowledged the existence of the South Downs National Park in a different form of words in Section C, C2 (ii). However, the proposed conditions on noise control in this application replicate those in the existing licence and are still not stricter than the pre-2016 levels. Indeed PN11 perpetuates the mistake made on 10th June 2016 and this opportunity should be taken to rectify it by reducing the permitted low frequency noise limit between 9pm – 11pm on Friday and Saturday and reducing all the other noise limits.

Proposed Condition PN21 should not be restricted to Wednesday only but should apply on all nights so as to minimise public nuisance caused by music noise after 11 pm.

Traffic congestion

The application seeks an increase from 64,999 to 75,999 persons. The extra 11,000 persons would clearly increase the number of cars and campervans by several thousands. Although the Wednesday opening reduces the traffic problems on Thursday, there is never any consideration of the public nuisance caused by the exacerbation to traffic congestion which would take place on the Monday when all public ticket-holders and most “staff” leave the site during a relatively short period. This affects many local residents wishing to use the M3, A31, A34, A272 and numerous B and C roads and causes widespread chaos affecting tens of thousands

of other road users. Our property fronts directly onto the A272 and our safety is compromised by both increased speed of frustrated motorists exiting the 40mph zone and, on the Monday, by the decision to direct all London bound traffic to the West Meon Hut crossroads.

These additional vehicles entering and being driven around the District will surely only exacerbate the newly-declared Climate Emergency, announced by the new Leader of Winchester City Council in week commencing 3rd June 2019. To support her appeal for suggestions from the public as to how this emergency can be mitigated, the number of persons licensed to attend the Boomtown Festival must **be reduced, not increased.**

Prevention of Crime and Disorder

Proposed Condition A1 includes this:

A1. This licence shall authorise the relevant licensable activities for a maximum of 75,999 persons, subject to approval from Hampshire Constabulary upon completion of a satisfactory 2019 festival….

The Hearing into this application must be held in public within 20 working days after the close of the consultation period which is on 4 July. Thus, it must take place **before the 2019 festival takes place.** It is impossible for Hampshire Constabulary to know in advance whether or not it might conclude that the 2019 festival will be "satisfactory". Furthermore, there is no definition of what "satisfactory" means and what criteria will be used in making such a judgement by the Constabulary. Hearings into applications for premises licences must take place in public and are part of a legal process. If the Licensing Sub-committee decide to grant this application in July 2019 and leave it to Hampshire Constabulary to make a subsequent decision (after 12 August 2019 and out of public gaze) about whether the 2019 festival was "satisfactory" (such that the attendance limit for the new licence could be increased to 75,999) this would be challengeable.

Conclusion.

For all of the foregoing reasons, this application should be refused.

M S & R P Curwen-Bryant
2 July 2019

Jayne Chapman on behalf of the Butterfly Conservation
Unit 2 Bull Pens, Manor Farm, Itchen Stoke, Alresford, SO24 0QT
Received 2 July 2019

Subject: In support of Boomtown licence application

Hi there,

I have been asked to supply a statement of support in respect of the licence application for the Boomtown Festival on the Matterley Estate.

Please find attached a report that I wrote in 2018 highlighting the positive outcomes of the conservation work that we carry out with the estate owner Mr Peveril Bruce.

The areas on the estate that are allocated to wildlife and conservation are well protected and managed throughout the festival, and we are continually working with the Boomtown organisers to look at other ways to enhance and protect the landscape. Discussions are under way to create a wild flower meadow that will support a whole host of insects including butterflies and bees and over-wintering birds, and to create habitat for species such as Corn Bunting, a declining farmland bird.

The site is large enough that it can, with careful management and consideration, support both events and conservation.

Kind regards,

Jayne Chapman

Jayne Chapman Senior Reserves Officer
Email: [REDACTED] **Direct line:** 01962 808400 **Mobile:** [REDACTED]
Butterfly Conservation, Unit 2, Bull Pens, Manor Farm, Itchen Stoke, Alresford, Hampshire, SO24 0QT
Company limited by guarantee, registered in England (2206468).
Charity registered in England and Wales (254937) and in Scotland (SCO39268).
www.butterfly-conservation.org
Follow me on twitter @HantsIoWBC

Attachment:
A short report on Chalk Hill Blue *Polyommatus coridon* at The Matterley Estate, Winchester. 2018.

The SSSI Matterley Bowl is very important in the context of where it sits in the Winchester landscape, and in particular, to the proximity of known colonies of threatened butterflies such as the Duke of Burgundy butterfly (Deacon Hill) and the Striped Lychnis moth (A31 road verges and Magdalen Hill Down and Morn Hill).

The Chalk Hill Blue butterfly exists on neighbouring Magdalen Hill Down, Butterfly Conservation's flagship reserve, where this iconic butterfly has successfully colonised the steep south-facing chalk escarpment for over 25 years. It is the largest known colony and within close proximity to the bowl.

We have been fortunate in recent years to have access to the Matterley Estate to allow us to compile a base line survey of butterflies, day-flying moths and botanical records. The results will help in our management recommendations on the site for specific species. The estate is part of the 'Winchester Downs, Cluster Farm Group', which is a Natural England funded initiative to get farmers and landowners to work together for wildlife. Staff from the South Downs National Park lead on this with Butterfly Conservation staff taking an active role in advising on land management. Volunteer effort in surveying is key in helping us to achieve a comprehensive data-base which will support a positive outcome for lepidoptera and wildlife on the estate.

The Chalk Hill Blue butterfly.

Jayne Chapman

As its name suggests, the Chalk Hill Blue is found on chalk downland, although limestone downland is also used. The adult butterfly is most-often seen in bright sunshine, where the ground may appear to shimmer with the activity of hundreds, if not thousands, of males searching for a mate just a few inches above the ground. The distribution of this species follows the distribution of Horseshoe Vetch (the only caterpillar food-plant) which, in turn, follows the distribution of chalk and limestone grassland. This species is therefore restricted to England, south east of a line running from West Gloucestershire in the west and Cambridgeshire in the east. This species is absent from most of central England, northern England, Scotland, Wales, Ireland, the Isle of Man and the Channel Islands (taken from UK butterflies www.ukbutterflies.co.uk).

Matterley Estate - habitat.

A chalk valley of approximately 1.4 hectares sits in a sheltered position surrounded by improved grassland a short distance from the SSSI bowl.

On the 22nd August 2018, a survey recorded the caterpillar food-plant Horseshoe vetch *Hippocrepis comosa* in abundance in the short turf of this SE facing location SU 52654 28776. This is a first record of this species for the Matterley Estate, and is of great importance to the future success of the Chalk Hill Blue butterfly.

Anna Stewart (Horseshoe vetch *Hippocrepis comosa).*

Jayne Chapman
The north-west slope (above) following a beneficial cut and collect to some areas.

The south-east facing slope (above) where Chalk Hill Blues were observed egg-laying on 5.08.18.

Future management

It is recommended that a cut and collect of the grassland is carried out on rotation to areas of the valley and the bowl in conjunction with sheep grazing to maintain these special habitats and the butterflies that they support.

This is a success story for the estate, and with careful management and monitoring it is hoped that the butterfly will continue to thrive in the future.

Jayne Chapman, Senior Reserves Officer, Butterfly Conservation. 20th November 2018.

Claire O'Neill on behalf of A Greener Festival
8 Henley Prior, Collier Street, London, N1 9JU
Received 2 July 2019

Subject: RE: Representation for Boomtown Fair

8 Henley Prior
Collier St
London
N1 9JU

All the best,
Claire

Co Founder
www.agreenerfestival.com

Dear sir / madam,

A Greener Festival would like to submit a representation in relation to Boomtown's recent application. We've been working closely with Boomtown to help reduce the environmental impacts of the festival.

We've been responsible for externally assessing Boomtown's commitment and the event is assessed in 11 areas of operation including waste, power, water, procurements, local ecosystems and transport and feedback is provided to help Boomtown improve year on year.

We awarded Boomtown Fair a "Commended" Award in the 'A Greener Festival Awards 2018!'. Commended signifies a well-managed, environmentally aware festival. Boomtown have demonstrated excellent work to lessen the events impact on the environment and communicate with the audience, the team have also pushed boundaries to innovate and find unique solutions to mitigate impacts and show a clear determination to break ground going forwards.

Kind regards,

Claire O'Neill
[REDACTED]

Co Founder

Martin Hendry
Brookside, Cheriton, Alresford, SO24 0QA
Received 11 July 2019 due to IT fault, sent 2 July 2019.

Subject: Re: Representation regarding Application by Boomtown

Good Afternoon

Please find attached my personal representation in respect of the current Premises Licence Application by Boomtown.
Sincerely

Martin Hendry
Brookside
Cheriton
Alresford
S024 0QA
[REDACTED]

Attachment:
Application by Boomtown Festival UK Ltd. for a new Premises licence for Boomtown.

Representation by M.G. Hendry MRTPI MCIHT

1. I support the comments already submitted by made by D. A Pain and endorse his conclusion.

2. I wish to emphasise the point he mentions about the overarching provisions of section 62 of the Environment Act 1995 which inserts into the National Park and access to the Countryside Act 1949 a duty of certain bodies (a term that includes licensing authorities) to have regard to the purposes for which National Parks are designated.

3. The Environment Act revised the original legislation and sets out two statutory purposes :

- Conserve and enhance the natural beauty, wildlife and cultural heritage
- Promote opportunities for the understanding and enjoyment of the special qualities of national parks by the public.

4. The existence of a planning consent does not absolve the Licensing Authority from this duty. Several of the licensing matters and requirements before it have signifcant implications for the achievement of the two purposes but were not considered by the planning authority in reaching a decision on the planning application.

5. The Licensing Committee is thus the only public forum in which these matters, which relate to the relationship between Licensing Objectives and the established

priorities for National Parks as designated and defined by statute, can be considered.
It follows that consideration of the application by the Licensing Authority of licensing matters, in so far as they have not been previously considered by any other public body, must include their implications for the two statutory purposes.

6. The principal relevant licensing matters, which have direct implications for the achievement of the statutory purposes include:

- the level of attendance in the context of the detailed management of the event – no details of which were previously considered by the planning authority;

- the requirements for major security measures, such as fencing, which have direct implications for the appearance of the site and thus for the conservation and enhancement of natural beauty (these also have not been previously considered) ;

- performance times and noise and lighting standards, all of which have clear implications for both the statutory purposes, but again which the planning authority left for the licensing authority to decide.

7. In my view it obvious that, as currently set out, the licensing requirements for this event in respect of all the above matters will have significant and adverse implications for both the statutory purposes for National Parks that were not considered by the planning authority. Therefore, in accordance with the duty imposed by the 1949/1995 Act the Licensing Authority should refuse the application before it.

M.G Hendry 2.7.19