

NORTH LINCOLNSHIRE COUNCIL

LICENSING (ACTIVITIES) SUB-COMMITTEE

**LICENSING ACT 2003
APPLICATION FOR REVIEW OF A PREMISES LICENCE
COMMON PLANTATION, LEETHWAITE, SANTON LANE, SANTON**

1. OBJECT AND KEY POINTS IN THIS REPORT

1.1 To request that the Sub-Committee determines the application to review the premises licence for Common Plantation. A summary of the application is attached as Appendix A to this report and a copy of the application as Appendix B.

1.2 The application to review the Licence has been submitted by North Lincolnshire Council's Environmental Health Department. There have been four representations received, which have been deemed relevant. These are detailed in paragraph 4.2. Copies of the representations are attached to this report at Appendix D, E, F and G.

2. BACKGROUND INFORMATION

2.1 In accordance with the provisions of the Licensing Act 2003 and the council's scheme of delegation, all applications for the review of a licence need to be determined by this Sub-Committee.

2.2 When determining the application the Sub-Committee should only consider issues which relate to the four licensing objectives. The licensing objectives are:

- The prevention of Crime and Disorder
- Public Safety
- The prevention of a Public Nuisance
- The protection of Children from Harm

2.3 Members of the Sub-Committee must have regard to the statutory guidance issued under section 182 of the Licensing Act 2003, our Statement of Licensing Policy and our Cumulative Impact Policy if appropriate. Members of the Sub-Committee may deviate from the statutory guidance and licensing policies only if they deem that there is good reason to do so. Where Members do deviate from the statutory guidance or policies then full reasons must be provided.

- 2.4 Members of the Sub-Committee should not allow themselves to pre-determine the application or to be prejudiced in favour or opposed to the licence and shall only determine the application having had an opportunity to consider all relevant facts. Members of the Sub-Committee should not hear or decide on any applications for premises licences in their own ward.
- 2.5 Members of the Sub-Committee shall remember that they are acting in a quasi-judicial role in determining the application and shall remain in the room so that they hear all the evidence before determining the application. The determination shall be based on the evidence provided, which is relevant to the licensing objectives.
- 2.6 The options available to the Licensing (Activities) Sub-Committee having considered all the relevant information are as follows:
- To modify the conditions of the licence
 - To exclude a licensable activity from the scope of the licence
 - To suspend the licence for a period not exceeding three months
 - To revoke the licence
- 2.7 Members of the Sub-Committee should be advised that the applicant for the review, the holder of the premises licence or any other person who made relevant representations in relation to the application may appeal to the Magistrates Court within 21 days of the date on which they were notified of the decision.

3. ISSUES FOR CONSIDERATION

- 3.1 The application for review of a premises licence for Common Plantation was received on 24 February 2016. A copy of the application is attached to the report at Appendix B.
- 3.2 A copy of the application and accompanying documents has been given to the holder of the premises licence and to each responsible authority, by the applicant on the same day as the day on which the application for review was given to the licensing authority.
- 3.3 A notice under Regulation 38(a) of the Licensing Act 2003 (Premises Licences & Club Premises Certificates) Regulations 2005, was prominently displayed for 28 consecutive days dated 24 February 2016. This notice is attached to this report as Appendix C.
- 3.4 A notice under Regulation 38(b) of the Licensing Act 2003 (Premises Licences & Club Premises Certificate) Regulations 2005 was published on the North Lincolnshire Council Website for 28 consecutive days

starting on the day after the day on which the application was given to the licensing division.

- 3.5 We have received a representation from Health & Safety which has been deemed relevant. This is detailed in paragraph 4.2 and is attached to this report as Appendix D.
- 3.6 We have received a representation from Trading Standards. This is detailed in paragraph 4.2 and is attached to this report as Appendix E.
- 3.7 We have received a representation from Public Health. This is detailed in paragraph 4.2 and is attached as Appendix F.
- 3.8 There has been 1 letter of representation from an interested party. This is detailed in paragraph 4.2 and is attached to this report as Appendix G.

4. **OUTCOMES OF CONSULTATION**

4.1 An applicant wishing to review a Premises Licence has to serve a copy of the application form and accompanying documents on the premises licence holder and statutory consultees the same day as the Licensing Authority receives its copy.

4.2 The table below provides details of any comments received:

Responsible Authority	Comment
Humberside Police	No Comments received
Humberside Fire & Rescue Service	No comments received
Environmental Health Commercial	Submitted the Review
Health & Safety	Representation received –see Appendix D
Health and Safety Executive (if applicable)	Not applicable.
Trading Standards	No further comments – see Appendix F
Child Protection	No comments received
Public Health	No further comments – see Appendix G
Licensing Authority	No comments received
Planning	No comments received

Interested Parties	Representation received – see Appendix E
Premises Licence Holder	No comments received

4.3 Ward councillors have been made aware of the application.

5. OUTCOMES OF MEDIATION

5.1 In accordance with paragraph 22(3) of our Licensing Policy no mediation is carried out on an application for a review.

6. LICENSING OBJECTIVES & STATUTORY PROVISIONS

6.1 Prevention of Crime & Disorder

6.1.1 Further information regarding this objective can be found in the Licensing Policy, pages 22-24.

6.1.2 Representations have not been received raising concerns with regard to this objective.

6.2 Public Safety

6.2.1 Further information regarding this objective can be found in the Licensing Policy, pages 25-27.

6.2.2 Representations have not been received raising concerns with regard to this objective.

6.3 Prevention of Public Nuisance

6.3.1 Further information regarding this objective can be found in the Licensing Policy, pages 28-30.

6.3.2 Representations have been received raising concerns with regard to this objective.

6.4 Protection of Children from Harm

6.4.1 Further information regarding this objective can be found in the Licensing Policy, pages 31-34.

6.4.2 Representations have not been received raising concerns with regard to this objective.

7. FURTHER INFORMATION & CLARIFICATION

7.1 A location plan is attached to the report as Appendix H.

8. RECOMMENDATIONS

- 8.1 That the Sub-Committee determines the application for review in accordance the Statutory Guidance issued under s182 of the Licensing Act 2003, our Statement of Licensing Policy, the information contained within this report and having had due regard to the applicant, the premises licence holder and the parties/authorised bodies making relevant representations.
- 8.2 That the Sub-Committee determines the application for review in accordance with the options in paragraph 2.6.
- 8.3 That the Sub-Committee provides the reasons for its decision.

DIRECTOR OF PLACES

Civic Centre
Ashby Road
Scunthorpe
North Lincolnshire

Author: Narelle Plowright
Date: 24 March 2016

Background Papers used in the preparation of this report Nil

APPENDIX A

Summary of Application (New)

Name of Premises	Common Plantation, Leethwaite, Santon Lane	Type of Application	Review
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Point Number	Detail	Action
1	<p>Grounds for Review</p> <p>The Environmental Health Team have submitted a review on the grounds of Prevention of Public Nuisance due to unacceptable noise disturbance caused by the playing of live amplified music. There has been correspondence with the Premises Licence Holder over several months but he has failed to demonstrate how the noise levels would be controlled.</p> <p>The Environmental Health Team is therefore seeking a review of the premises licence to remove the following licensable activities:</p> <ul style="list-style-type: none"> ➤ Performance of live music ➤ Performance of recorded music ➤ Entertainment similar to live music or recorded music 	
2	<p>Current Licence</p> <p>Performance of a Play, Exhibition of a Film, Boxing or Wrestling, Performance of Dance</p> <p>Monday to Sunday 12:00 – 01:00 the following morning</p> <p>Performance of Live Music</p> <p>Monday to Sunday 09:00 – 24:00</p> <p>Playing of Recorded Music, Entertainment Similar to Live Music, Recorded Music or Performance of Dance</p> <p>Monday to Sunday 12:00 – 24:00</p> <p>Late Night refreshment</p> <p>Monday to Sunday 23:00 – 01:00 the following morning</p>	

Summary of Representations/Conditions Requested (Responsible Authorities)

Point Number	Detail	Action
1	Appendix D – Health & Safety – Condition that the organiser of any large event at the Common Plantation site shall submit an event notification form to the satisfaction of the Council’s Event Safety Advisory Group, supported by an Event Management Plan detailing relevant risk assessments and details of the safety and organisational arrangements.	
2	Appendix E – Trading Standards – In support of the review but no further comments to add.	
3	Appendix F – Public Health – Have referred to licensing approval being granted.	

Summary of Representations/Conditions Requested (Other Persons)

Point Number	Detail	Action
1	Appendix G – In support of the review. Has concerns relating to public nuisance.	

Summary of Statutory Guidance Issued under s182 of The Licensing Act 2003

Point Number	Detail	Action
1	Paragraphs 11.16 – 11.23 Powers of a licensing authority on the determination of a review.	

**Application for the review of a premises licence or club
premises certificate 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 Kath Jickells

(Insert name of applicant)

apply for the review of a premises licence under section 51 / apply for the review of a club premises certificate under section 87 of the Licensing Act 2003 for the premises described in Part 1 below (delete as applicable)

Part 1 – Premises or club premises details

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

Common Plantation
Leethwaite
Santon Lane
Santon
Appleby

Post town Scunthorpe

Post code (if known) DN15 0DE

Name of premises licence holder or club holding club premises certificate (if known)

Mr Gary Hird

Number of premises licence or club premises certificate (if known)

PRM21118

Part 2 - Applicant details

I am

Please tick yes

1) an interested party (please complete (A) or (B) below)

- | | |
|---|--------------------------|
| a) a person living in the vicinity of the premises | <input type="checkbox"/> |
| b) a body representing persons living in the vicinity of the premises | <input type="checkbox"/> |
| c) a person involved in business in the vicinity of the premises | <input type="checkbox"/> |
| d) a body representing persons involved in business in the vicinity of the premises | <input type="checkbox"/> |

2) a responsible authority (please complete (C) below)

3) a member of the club to which this application relates (please complete (A) below)

(A) DETAILS OF INDIVIDUAL APPLICANT (fill in as applicable)

Please tick

Mr Mrs Miss Ms Other title
(for example, Rev)

Surname

First names

I am 18 years old or over

Please tick yes

**Current postal
address if
different from
premises
address**

Post town

Post Code

Daytime contact telephone number

**E-mail address
(optional)**

(B) DETAILS OF OTHER APPLICANT

Name and address
Telephone number (if any)
E-mail address (optional)

(C) DETAILS OF RESPONSIBLE AUTHORITY APPLICANT

Name and address Kath Jickells Head of Environmental Health North Lincolnshire Council P O Box 42 Church Square House Scunthorpe DN15 6XQ
Telephone number (if any) 01724 297702
E-mail address (optional) kath.jickells@northlincs.gov.uk

This application to review relates to the following licensing objective(s)

Please tick one or more boxes

- | | |
|---|-------------------------------------|
| 1) the prevention of crime and disorder | <input type="checkbox"/> |
| 2) public safety | <input type="checkbox"/> |
| 3) the prevention of public nuisance | <input checked="" type="checkbox"/> |
| 4) the protection of children from harm | <input type="checkbox"/> |

Please state the ground(s) for review (please read guidance note 1)

Please see attached supporting information

Please provide as much information as possible to support the application
(please read guidance note 2)

Please see attached supporting information

Please tick yes

Have you made an application for review relating to this premises before

If yes please state the date of that application

Day Month Year

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If you have made representations before relating to this premises please state what they were and when you made them

Please tick yes

- I have sent copies of this form and enclosures to the responsible authorities and the premises licence holder or club holding the club premises certificate, as appropriate
- I understand that if I do not comply with the above requirements my application will be rejected

IT IS AN OFFENCE, LIABLE ON CONVICTION TO A FINE UP TO 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 3 – Signatures (please read guidance note 3)

Signature of applicant or applicant's solicitor or other duly authorised agent (See guidance note 4). If signing on behalf of the applicant please state in what capacity.

Signature

[Redacted Signature]

Date

24/2/2016

Capacity

Head of Environmental Health

Contact name (where not previously given) and postal address for correspondence associated with this application (please read guidance note 5)

SARAH NICHOLSON
CHURCH SQUARE HOUSE
PO BOX 42

Post town

SCUNTHORPE

Post Code

DN15 6XQ

Telephone number (if any)

01724 297318

If you would prefer us to correspond with you using an e-mail address your e-mail address (optional)

environmental.health@northlincs.gov.uk

Notes for Guidance

1. The ground(s) for review must be based on one of the licensing objectives.
2. Please list any additional information or details for example dates of problems which are included in the grounds for review if available.
3. The application form must be signed.
4. An applicant's agent (for example solicitor) may sign the form on their behalf provided that they have actual authority to do so.
5. This is the address which we shall use to correspond with you about this application.

Please state the grounds for review (please read guidance note 2)

The Party in the Pines outdoor events have resulted in public nuisance caused by unacceptable noise disturbance for local residents due to the playing of live amplified music.

The Environmental Health Team has contacted Gary Hird (holder of premises licence) to discuss the need for control of noise, and there has been extensive correspondence. After several months of discussions and correspondence, Gary Hird has failed to provide information to demonstrate how he would be able to control noise to levels acceptable to prevent public nuisance affecting local residents.

The Environmental Health Team is therefore seeking a review of the premises licence to remove the following licensable activities:

- Performance of live music (outdoors)
- Performance of recorded music (outdoors)
- Entertainment similar to live music or recorded music (outdoors)

Please provide as much information as possible to support the application (please read guidance note 3)

Summary

The Environmental Health Team has received 8 complaints reporting noise nuisance due to the Party in the Pines events. Following investigation of the complaints and noise impact assessment for the Party in the Pines, the Environmental Health Team has established that the continuation of the Party in the Pines event in its present form will result in further public nuisance due to the noise levels. A summary of the complaints reported and details of noise assessment by the Environmental Health Team are given below:

Martin Allcock, Senior Environmental Health Officer carried out assessment of noise from the Party in the Pines event on 08 August 2015. His observations established that the noise levels from the Party in the Pines resulted in public nuisance. A witness statement from Martin Allcock will be provided with the evidence bundle in support of this application.

Complaints from Haverholme House (residential care home) concerning unacceptable noise disturbance:

This residential care home provides care for elderly and vulnerable people, including end of life care. The manager of Haverholme House has reported that the noise levels from Party in the Pines live music events have been unacceptable for residents and that noise levels from the events are incompatible with providing end of life care and palliative care. The manager reported that very loud music was heard throughout the residential care

home and there was disturbance from the heavy bass. She reported that after significant noise disturbance from the Fort Jester event on 06 June 2015, she had to take on extra staff ready for the event on 08 August 2015 to provide extra support for vulnerable residents who had been disturbed by the loud music. She said that the event on 08 August was not as loud as the Fort Jester event but that it was still too loud for the care home. An email from the manager of Haverholme House Residential Care Home will be provided as a witness statement with the evidence bundle in support of this application.

Local Residents

Residents in the areas around this site have reported that the music from Party in the Pines could be clearly heard inside their homes, even with the windows closed and the television on. This includes complaints about noise from residents living at distances greater than 700m. Witness statements from local residents will be provided in the evidence bundle in support of this application.

Discussions and correspondence with Licence Holder to try to resolve the noise nuisance problems

Members of the Environmental Health Team have had numerous meetings, telephone calls, emails and letters for the purpose of trying to resolve the noise nuisance problems and prevent further public nuisance. In consideration of the nature of the local area, the Environmental Health Team has worked with Gary Hird to try to reach agreement on amendments to the licence conditions so as to prevent further public nuisance. He has agreed to reduce the number of amplified music events to be restricted to only one day in any calendar year, and to finish at the earlier time of 11:00 p.m. Unfortunately we have not been able to reach agreement on control of the volume of noise to a reasonable level. Taking account of the quiet rural setting of the site, with an adjacent residential care home, the Environmental Health Team has proposed the following noise limit condition for this licence:

Noise limit condition:

Total cumulative noise levels from licensed activities on site shall not exceed the following levels at 1 metre from the façade of Haverholme House Care Home:

- 45dB $L_{Aeq, 15 \text{ minutes}}$
- 60dB L_{Amax}
- $L_{eq, 5min}$ level in the 63Hz and 125Hz octave bands to show no more than +3dB increase when compared with the representative $L_{eq, 5min}$ level in the 63Hz and 125Hz octave bands measured from the same position, under the same conditions and during a comparable period with no entertainment taking place.

These noise limits have been derived with reference to appropriate evidence-based guidance including the *World Health Organisation Guidelines for Community Noise*. In correspondence and discussions with Gary Hird, he has rejected these proposed noise limits as being too quiet. It should also be noted that evidence we have gathered during investigation of this public

nuisance indicates that these limits could not be complied with unless significant changes are made to the nature of events held here.

Gary Hird has proposed noise limits significantly higher than those recommended by Environmental Health. He has proposed limits based on the Code of Practice on Environmental Noise Control at Concerts (1995). The Environmental Health Team has rejected the high music noise level limits specified in this Code of Practice for the following reasons:

- The Code of Practice clearly states that the guideline music noise level limits are not compatible for every location. In this case there is a care home with vulnerable residents who are not able to take any action to avoid the high level of noise from events held at this site.
- The Code of Practice was published in 1995 with the aim of minimising noise complaints relating to existing outdoor entertainment venues. The music noise level limits in this Code of Practice are not evidence-based with respect to the prevention of public nuisance. The Code of Practice is currently called in for review and this is being dealt with by the Chartered Institute of Environmental Health.
- The Code of Practice is not adopted as a statutory Code of Practice under any UK legislation.

Copies of correspondence with Gary Hird will be included in the evidence bundle in support of this application.



TECHNICAL AND ENVIRONMENT SERVICES
LICENSING ACT 2003
APPLICATION FOR THE REVIEW OF A PREMISES LICENCE
PRESCRIBED FORM OF NOTICE

Take notice that an application has been made to North Lincolnshire Council on **24 February 2016** for a review of a premises licence in respect of the premises known as:

Common Plantation

Situated at: **Leethwaite, Santon Lane, Santon, Appleby, DN15 0DE**

on the grounds of: **The Prevention of Public Nuisance**

Interested parties can make representations in writing to:

Technical and Environment Services, Licensing Division, P O Box 42, Church Square House, Scunthorpe, North Lincolnshire DN15 6XQ, no more than 28 days starting on the day AFTER the application was given to North Lincolnshire Council's Licensing Division ** stating the grounds for review. For guidance the Licensing Policy can be found on the North Lincolnshire website www.northlincs.gov.uk

(The review application can be viewed at Church Square House 9.30 am to 4.30 pm Monday to Friday), or can be viewed on the councils website at www.northlincs.gov.uk/licence/reviews.....

Signed

It is an offence, knowingly or recklessly, to make a false statement in connection with an application and the maximum fine for which a person is liable on summary conviction for the offence is £5000.

*NB ** when the application was made to North Lincolnshire Council*

Our ref: MA/183227
Date: 18th March 2016
If telephoning please ask for:

Martin Allcock 01724 - 297654
Email food.safety@northlincs.gov.uk.



www.northlincs.gov.uk

Peter Williams BSc, DMS, CEng, MEI, MCMI, AMIMechE

Director of Places

PO Box 42

Church Square House

Scunthorpe

North Lincolnshire

DN15 6XQ

Mr N Bramhill
Licensing Manager
Church Square House
PO Box 42
Scunthorpe
North Lincolnshire
DN15 6XQ

**Event Safety – Licence Variation in respect of Premises Licence PRM 21118
Common Plantation, Leethwaite, Low Santon, Appleby, North Lincolnshire**

I refer to the above request to vary premises licence PRM 21118. I have provided comments/evidence in respect of the noise nuisance issues relative to the review.

In addition to these comments I would request that, if the licence is varied, it includes a condition requiring the organiser of any large event at the Common Plantation site to submit an event notification form to the satisfaction of the Council's Event Safety Advisory Group, supported by an Event Management Plan detailing relevant risk assessments and details of the safety and organisational arrangements in respect of the event.

If you require any further information or guidance please contact me.

Yours sincerely



Martin Allcock
Senior Environmental Health Officer (Commercial)

Re: Premises Licence Review - Common Plantation, Santon, Appleby

Trading Standards

Thu 25/02/2016 12:36

To: Licensing <Licensing@northlincs.gov.uk>;

I can confirm that we received a copy of the application for review on 25 February 2016.

Other than supporting the application, we have no further comments to add.

Trading Standards
North Lincolnshire Council
Places Directorate
Church Square House
Scunthorpe
North Lincolnshire
DN15 6XQ

Tel: 01724 297654

Fax: 01724 297895

Email: trading.standards@northlincs.gov.uk

www.northlincs.gov.uk/tradingstandards

www.facebook.com/northlincstradingstandards

From: Licensing

Sent: 25 February 2016 11:55

To: NLincsTechFireSafetyLicensing@humbersidefire.gov.uk; SaferNeighbourhoods;
CommunitiesLicensing@humberside.pnn.police.uk; Trading Standards; Food Safety; Environmental health;
Nicholas Bramhill; Kay Aisthorpe; Frances Cunning; Lyndsey Middleton; Planning Enforcement; Matthew
Nundy; Daniel Marsh

Subject: Premises Licence Review - Common Plantation, Santon, Appleby

We have received an application for the Review of a Premises Licence for the above premises.

As a statutory consultee you should be served a copy of the application.

Could you please confirm receipt of this application indicating the date you received the said application.

If served in the proper manner, the closing date for comments will be **23 March 2016**



Frances Cuning
Director of Public Health

Civic Centre
Ashby Road
Scunthorpe
North Lincolnshire, DN16 1AB

Tel: 01724 298265

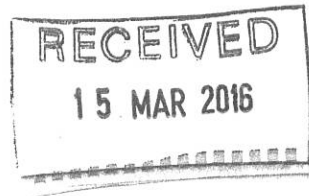
Fax: 01724 296031

e-mail: Frances.Cuning@northlincs.gov.uk

Our Ref KA/Im

14th March 2016

Licensing Division
North Lincolnshire Council
Church Square House
P O Box 42
Scunthorpe
DN15 6XQ



Dear Sirs

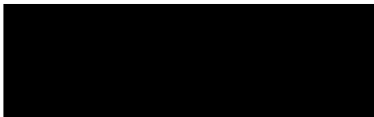
Proposal: Premises Licence Review

Site location: Common Plantation, Santon, Appleby

Applicant: North Lincolnshire Council

Thank you for your correspondence of 25th February 2016 regarding the above licensing application. Public Health has no objections to licensing approval being granted.

Yours sincerely



Kay Aisthorpe
Acting Head of Safer Neighbourhoods

Party in the Pines Appleby Licence Review

Ivor Keyes <ivor@woodside16.plus.com>

Tue 15/03/2016 20:14

To:Licensing <Licensing@northlincs.gov.uk>;



Dear Narelle,

My name is Ivor Keyes, I live at Appleby North Lincolnshire and I am a Parish Councillor for Appleby. However I must stress that the comments I will be making are my own and not those of Appleby Parish Council, whose Chairman I believe has made comments to NLC.

I would like to express my concerns regarding the Party in the Pines events that have been held during last year. I had a discussion with the then Manager of Haverholme House Care Home Kerrie McComie last year when I was delivering Parish Newsletters, regarding a Party in the Pines event held on 6th June. Ms McComie expressed concerns about the noise levels at Haverholme Care Home caused by a Party in the Pines event. She explained that the noise was very upsetting for her residents and that the noise was so loud as to cause discomfort for her residents particularly those suffering with dementia, and was not conducive to administering the high level of palliative care, that many residents at the home required, and also, not only the high volume of noise but also the vibrations felt in some of the resident's rooms. I should say at this point, that I wasn't at all surprised that she had such concerns as I had seen a number of complaints about previous events on the Appleby Residents Facebook page from people living in Appleby Village, which is over a mile from Haverholme House. I had also received e-mails and telephone calls from residents regarding the noise levels after previous events. Ms McComie asked if I knew who she should contact regarding the noise levels. I wasn't certain myself at that time of the correct reporting procedure and so I said that I would find out. Following that I made enquiries to North Lincs Council and was directed to the Environmental Health Department where I related the concerns that had been made to me. The receptionist at NLC said that she would log my call and that they had received a number of calls regarding that particular Party in the Pines event. I then contacted Ms McComie to inform her of the procedure for making her concerns known to North Lincs Council.

I made Ms McComie's concerns known at a subsequent Parish Council meeting.

I see from the current Licensing Review document that Environmental Health monitored noise levels at the August event. I spoke to Ms McComie again after the August Party in the Pines event and she told me that she had made contact with the owners of the land on which the Party in the Pines were held and was hoping to discuss her concerns with them.

I recently contacted Haverholme House Care Home by telephone on 29th February at 14:45, after seeing an advertisement for a renewal of the event this year, to ask if Ms McComie had made any progress regarding the noise levels, but was informed that she no longer worked there. I asked the member of staff that had answered the telephone if the new manager had been made aware of the concerns from the previous events, as the new manager was unable to come to the telephone. I left my details for her to contact me should she wish. The member of staff answering the telephone told me that she herself knew of the noise issues and that a number of residents were, in her words, "distraught" due to the levels of noise that they had experienced.

My take on this situation is that for many people in Appleby Village and closer to the event site, the noise generated may well be very uncomfortable but bearable, but they are able to leave the area for the duration of the events should they so wish, as some have told me they do. But for the residents of Haverholme House Care Home, and they are closer to the noise than any other residents, there is no such option. I know from my own experience of my father spending his later days in a Care Home, just how sensitive, ageing residents can be to

loud noise.

To be perfectly candid I cannot understand how a licence was granted in the first instance, for an event, that anyone must understand will generate very loud music, so close to a Care Home such as Haverholme House. I can only think that whoever was responsible had not checked out the proximity of the site to the Care Home, nor taken advice regarding potential noise levels, or even had the noise levels monitored at the very first events as a double check.

Kind Regards,

Ivor Keyes



