

## Decision Notice

**Application for a Premises Licence by Keystone Managements Ltd in respect of an event at Queen Elizabeth Gardens, Mill Road, Salisbury SP2 7RZ on 4 September 2021**

**Councillors:**

**Cllr Allison Bucknell, Cllr Trevor Carbin and Cllr Ruth Hopkinson**

**Decision:**

**At its meeting held on 24 August 2021, the Southern Area Licensing Sub Committee resolved to GRANT the Premises Licence in respect an event in Queen Elizabeth Gardens, Mill Road, Salisbury, SP2 7RZ as applied for to include the activity and timings detailed below with with one condition;**

Licensable Activity	Timings	Days
Provision of regulated entertainment Live music Outdoors Recorded music	11:00hrs – 22:00hrs	Saturday
Sale by retail of alcohol ON Sales	11:00hrs – 22:00hrs	Saturday

**Condition:**

*That the telephone number for contacting the event organisers regarding noise level concerns on the day of the event is made publicly available and that a log be kept of any calls received.*

**The Applicant:**

Keystone Managements Ltd for a Salisbury Pride 2021 event to take place at Queen Elizabeth Gardens, Mill Road, Salisbury on 4 September 2021.

**Responsible Authorities;**

There were no representations from the Responsible Authorities

**Representations:**

There was one representation from a resident Mr Gabriel Denvir living in the vicinity of the event regarding the prevention of public nuisance with regards to noise and the proximity of the stage and speakers to his property.

**Reasons for the Decision:**

In reaching its decision, the Sub Committee took account of and considered all the written evidence and the representations from all parties and the oral submissions received from Mr Nathan Muirhead on behalf of the Applicant and Mr Gabriel Denvir who made a relevant representation at the hearing. The Sub Committee also noted the brief general information provided at the meeting regarding comparisons of noise levels at events.

The Sub Committee noted the concerns raised by Mr Denvir who had made a representation at the hearing relating to public nuisance, with regards to noise and the proximity of the stage and speakers to his property and his view that an event of this size and length of time was not appropriate for the location due to its proximity to a residential area.

The Sub Committee noted that the license was for a one day event which had not taken place before at Queen Elizabeth Gardens and as such no evidence could be presented to support claims that the proposed event would cause a public nuisance. In addition the Applicant had conducted a noise survey and had made adjustments to minimise the impact of noise, such as repositioning the stage and speakers on the site.

The Applicant acknowledged that he was willing to work with the local residents to alleviate any concerns and was an experienced event organiser, as such he had worked closely with the Responsible Authorities on a Noise Management Plan. The Applicant confirmed to the Sub Committee that they had employed a Noise Consultant and that the noise levels would be capped at 65dbs during the event.

The Sub Committee welcomed the availability of an emergency telephone number which could be used by members of the public to report any issues if they arose and sought an assurance from the Applicant (which was given) that should an issue be reported, it would be dealt with immediately.

If the issue related to noise levels, there would be staff on site who would be deployed with a noise monitor to take a reading at any given point on the site and then act appropriately should noise levels be found to be excessive .

The Sub-Committee took the view that it would be appropriate to require the applicant to provide an emergency phone number to be made publicly available. This along with a log of any noise complaints received would create a document which could be provided on the request of Responsible Authorities.

The Sub-Committee also considered the relevant provisions of the Licensing Act 2003 (in particular Sections 4 and 18); the four Licensing Objectives; the guidance issued under Section 182 of the Act and the Licensing Policy of Wiltshire Council.

### Right to Appeal

All parties have the right to appeal to the Magistrates Court within 21 days of the written decision. In the event of an appeal being lodged, the decision made by the Licensing Sub Committee remains valid until any appeal is heard and any decision is made by the Magistrates Court.

A Responsible Authority or interested party has the right to request the Local Authority to review the licence in accordance with the provisions of s.51 of the Licensing Act 2003. Such an application may be made at any time, but it is in the discretion of the Local Authority to hold the review, and a review will not normally be held within the first twelve months of a licence, save for the most compelling reasons.