

26/07/2021 Email to Mr Denvir from Licensing Department

RE: Keystone Managements Ltd, Queen Elizabeth Gardens, Mill Road, Salisbury

The event organisers attended an Event Safety Advisory Group meeting which helps event organisers ensure that public events take place safely and successfully. It provides independent advice to event organisers who retain the legal responsibility for ensuring a safe event. The ESAG group is a multi-agency group, and includes the police, and various agencies from Wiltshire Council .

The event organisers are currently working with the Environmental Protection team in regards to a robust noise management plan which includes a monitoring programme to monitor noise levels off site to ensure they comply with the pre-agreed noise levels detailed in the Noise Management Plan. The maximum agreed noise levels at the boundary of the nearest noise sensitive properties is 65dB LAeq(15min) as recommended by the Noise Council's Code of Practice on Environmental Noise Control at Concerts (1995).

The event is a one of event with the music not starting till 12.00pm and finishing at 10.00pm

Your representation was shared with the applicant to allows them to address any concerns raised if required and avoid the need to go to a hearing if able. Please find below the response from the applicant.

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Dear Ms Denvir

Thank you for the comments raised in your representation. Throughout the consultation period we have been actively engaged with Wiltshire Council and other responsible authorities to ensure that our plans are robust, and that we have considered all aspects of crime and disorder, public nuisance, public safety and the protection of children from harm.

We are committed to doing everything we can to minimise impact on residents whilst also creating opportunity to celebrate and promote Salisbury Pride in a safe and well managed space. To demonstrate our commitment, we are:

- Restricting the overall limit of music to 65dB LAeq15 at the nearest noise sensitive locations.
- Ensuring our sound system faces away from residential properties.
- Operating within reasonable times; music will be finished by 10pm.
- Conducting regular noise level checks at the boundary of the nearest residential property.
- Providing a dedicated telephone number so we can quickly respond to any complaints.

If there is anything else we can do to ensure that Salisbury Pride does not negatively impact on you and your neighbours, please do let us know and we will give it due consideration.

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Please could you let me know if their response has addressed your concerns and would therefore negates the need of a Hearing. If you would like to proceed with your representation please note that relevant representations will form part of a public document which will include your name and address and will appear in the hearing report. This report will be available on Wiltshire Council's website and a recording of the hearing will be published.

27/07/2021 Email to Licensing Department from Mr Denvir

Dear Ms Edge,

1. Thank you for this response to my objections to this application.
2. To deal with a minor issue first, I note that Keystone Management have addressed their observations to Ms Gabriel Denvir. This should be Mr Gabriel Denvir.
3. I am afraid that, for the reasons set out below, Keystone Management's undertakings seem unlikely to address my concerns satisfactorily.

(1). Restricting the overall limit of music to 65dB LAeq15 at the nearest noise sensitive locations:

I do not know what the sound level describes means in practice, but hearing sensitivity varies from individual to individual, and a standard of this kind, while it might address safety issues, cannot satisfactorily address issues of comfort except in a very general way. I assume that all previous events featuring amplified music have been restricted to the same limit but my objection is based on my personal experience of previous events. Such a restriction would therefore be unlikely to be a satisfactory remedy.

(2). Ensuring our sound system faces away from residential properties.

I assume that the event would need to be held on the open area of grass area abutting Mill Road, as previous events have been. The amplifiers would need to be placed at the edge of this area so as to form an auditorium playing to those attending. If the amplifiers are to be faced away from the houses on Mill Road, that would mean that they would have to be placed on the north side of the area, nearer the houses. This would be likely to counter the effect of facing them away from the houses.

(3). Operating within reasonable times; music will be finished by 10p

10pm is not a reasonable time to finish the amplified music: in effect it will mean that amplified music will be permitted throughout the whole of the evening - the very period when residents will be wanting to use the rooms at the front of their houses, facing the Gardens, for relaxation. I know from previous experience that it will not be feasible to do this while amplified music is being played (and my previous experience has been that the effect is almost at bad at the back of the houses). If the organisers are allowed to include amplified music in the event, they should be permitted to do so until 5pm at the latest.

(4). Conducting regular noise level checks at the boundary of the nearest residential property.

Checks will only ensure that the amplified music complies with the 1995 code of practice, but see my comment at (1) above.

(5). Providing a dedicated telephone number so we can quickly respond to any complaints.

This would be helpful whatever the outcome of these objections.

4. I think that the only feasible answers to my objections are for Keystone Management to hold the event without amplified music, or for them to negotiate with Salisbury Council to hold the event at another location in the city more suitable for the performance of amplified music.

28/7/2021 Email to Mr Denvir from Licensing Department

Re: Keystone Management, Queen Elizabeth Gardens, Salisbury

Thank you for your response. I have passed this to the applicant, with his response being below.

I have no further comments to add. We are more than happy to consider adjustments to our plans so that we minimise impact on residents and I think that we have taken reasonable steps to demonstrate how we are promoting the four licensing objectives.

I have spoken further with Environmental Health, they are satisfied with the Noise Management Plan and will not be putting a representation in against the licence. They have supplied the following information. The applicant has complied with the POP Code, which is what sets noise levels for events of this nature and this sets the limit for 65db at the nearest noise sensitive location. Noise monitoring will be carried out at the start of each new act and if that act is longer than one hour, this will be monitored half way through that act. The speakers will be facing away from the residential properties, there will be a higher sound output in the forward direction of the speakers and lower sound output from the rear.

Please could you let me know which previous events you refer to and when these occurred. I can currently only find one event from 2020 that was held at Queen Elizabeth Gardens that had Live Music – No complaints were received in regards to that event.

Under The Live Music Act 2021 there are a number of exemptions, no licence is required for the following activities.

- A performance of unamplified music between 08:00 and 23:00 on any day on any premises.
- Amplified music is automatically permitted between 8am and 11pm on any day provided the premises has a licence for ON Sales of alcohol and that the audience does not exceed 500 people. *(The audience for this event is expected to be over 500)*

If you are not satisfied by the actions of the applicant in regards to your representation, this will go to Hearing. When the committee consider applications they will consider any previous complaints, which currently on our records we do not have any. I will contact Salisbury City Council to see if they have any recorded. The committee will consider if any concerns have been made by the relevant authorities, including Environmental Health, in which the applicant has been working in conjunction with. They will consider the frequency of the event, which is one day and the measures that the applicant has put in place to ensure the event will be run safely and without causing a public nuisance. They will also consider the timings of the event, which is to end at 10pm, before the Night Time Hours of 11pm – 7am.

Please could you let me know your final response for this premises application.

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I have been in touch with Salisbury City Council. They hold a premises licence for Queen Elizabeth Gardens, for music and performance.

They have informed me that they hold events in the park annually during July and August, with a complaint being received. Looking at the licence conditions for Keystone Managements they are more stringent than those of Salisbury City Council. Keystone Managements, Event Management Plan has been viewed and discussed at an Event Safety Advisory Meeting, a Noise Management Plan has been developed in collaboration with the Environmental Protection Team, with the objective of minimising impact on the neighbouring properties.

As a result of the organisational process with events and the objective being they take place safely and successfully, it would therefore be hoped that there would be less disruption due to the specific conditions that are defined in the premises licence for Keystone Managements.