



**Economy,
Regeneration
& Skills**

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Please ask for: Licensing
Direct Dial No: 01793 466331
Email: licensing@swindon.gov.uk
Our Ref: TCC/OBJ/2022

28th February 2022

Dear Jemma Price, Licensing Officer,

Licensing Act 2003 – Premises Licence Application – The Culture Collective for proposed site at Park Farm, Hook, Wiltshire, SN5 3NY

I refer to the application for the grant of a Premises Licence in respect of the above site. The Licensing Authority for Swindon as a neighbouring authority abutting the proposed premises wishes to make a representation against this application.

It is considered that the licensing objectives in respect of Prevention of Public Nuisance and Ensuring Public Safety will be undermined should this application be granted in its current form.

The Licensing Authority have had interaction with the organiser from an event that took place last summer at Lydiard Park as 'Live at Lydiard'. The representation is as follows:

The licence holder in Swindon failed on many occasions to engage promptly and appropriately with the Licensing Authority throughout the process and indeed the ESAG process. A number of ESAG meetings were cancelled for the organiser for failure to provide appropriate paperwork in a timely manner.

The following summarises the concerns and lack of lessons learnt:

- The major concern the Licensing Authority has is over the management structure and ability to organise a control team to manage the event. This is fundamental to the success of a safe event. The logistics, Safety Officer, Security and First aid team had no appropriate briefing and no one person knew anyone else. In addition the event organiser had spread himself so thinly across the event he was not available when required. The first time the Safety Officer had been to site was on the morning of the event. This is not what I would expect in any event



let alone a capacity of 10K.

The event was monitored and inspected by Kathryn Ashton, Licensing Manager, Joseph Harris, Trainee Licensing Officer and Ashley Peachey, Licensing Officer

Ensuring Public Safety:

- The Licence Holder failed to comply with the Swindon Borough Council's requirement through ESAG that all event food vendors, should be food hygiene rated 4 or above. The organiser brought Will's Pizza in which had not been rated by Wiltshire Council and was awaiting inspection. The organiser was emailed by our Food, Health and Safety team weeks before the event stating the food trader Will's Pizza "*has not got a food hygiene rating because they have not been inspected by the local authority, you are asked by ESAG to ensure that all your traders have a rating of 4 and above. Obviously I cannot sanction the use of this trader as he does satisfy the criteria set out by ESAG for events.*" This meant that a trader had been able to set up purchase food for the event and not having been told he could not trade. As a result an inspection was done on the day to facilitate this. This should have not been presented to SBC.
- The Licence Holder ignored this showing a total disregard of the responsible authority's communications.
- The security company hired expressed some concerns to the Licensing Authority that there was a shortage of security staff for an event of that scale and that they felt uncomfortable. This was primarily due to Culture Collective insisting on bringing their stewards to compliment the Security provider. Whilst we have had very positive experience of the provider for many years it fell short of expectations and no doubt was exacerbated by COVID passes. The security company would have provided the stewards aswell if requested. Nevertheless the organisers committed to checking passes and was advised to check mobile and radio signals due to the area he was operating in. When this failed there was no contingency other than asking the authority for a plan. I have had sight of the application and I am not convinced that Platinum Security have committed to this event or indeed any others.
- It is likely that the event will charge for parking. If attendees realise that they can park at Lydiard for a much lower figure then the park may be overwhelmed by event customers. This would also lead to a huge increase in pedestrians trying to cross Hook Street. There would be a real danger of an accident.

Prevention of Crime and Disorder:

- The organiser employed a minimum of door supervisors, therefore supplemented



by their own stewards which transpired that there was insufficient staff to deal with the queuing and searching element.

- Heras fencing used for making the proposed pick up /drop off point left unattended posing a safety risk for potential anti-social matters.
- There was inadequate communications and briefings between security and stewards caused by the lack of briefings, material given out to staff and knowledge of personnel.

Prevention of Public Nuisance:

- Noise monitoring was carried out by the Licensing Authority qualified in acoustics and checks on the prescribed noise limits. This was a one off event during the pandemic and the main concerned receptors for Lydiard Park in the SBC area is Lydiard Millicent. Noise monitoring was undertaken on the night and whilst clearly audible at the receptor the residents did not wish to make a complaint as they to quote, 'we're really happy that the park was in use again'. I would very much doubt this will be the case if there are regular events rather than a complete one off event. If there was a complaint this would have been justified.
- There are concerns that there are closer residents of properties on Oatlands, just off of Hook St and no doubt WCC will have this in hand. It is also worth noting that previous events at Lydiard Park, adjacent to this site, have resulted in noise issues in Lydiard Millicent. For context, the closest receptor in Lydiard Millicent is around 750m from the event boundary, the nearest properties on Oatlands are circa 600m from the edge of this site. Notwithstanding this there is property on Park Farm.
- There are also concerns that the noise from this proposed licence and any event held should it be granted may cause disruption to the visitors on Lydiard Park and even the guests who may be in the hotel at the times of these events.

For the reasons above we would request that the application be refused in its current form as it is considered it undermines the licensing objectives as described.

If you require any additional information or clarification, please let me know.

Yours sincerely,

Kathryn Ashton
Ashley Peachey
Joseph Harris

OBO Licensing Authority Swindon





**SBC
Operations
Department**

Swindon Borough Council
Cheney House
Waterside Park
Darby Close
Swindon, SN2 2PN

Tel:- [REDACTED]

Public Protection
Wiltshire Council
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Bythesea Road
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1st March 2022

Dear Jemma Price, Licensing Officer,

Licensing Act 2003 – Premises Licence Application – The Culture Collective in Respect of Park Farm, Hook, Wiltshire, SN5 3NY

I refer to the application for the grant of a Premises Licence submitted in respect of the above address. I am aware that the Licensing Authority has submitted a representation against this and I wish to not only support that representation but also to make a representation in my capacity as Director of Operations for Lydiard Park and Hotel.

I have considered the application and believe that the Licensing Objectives in respect of the Prevention of Public Nuisance and Ensuring Public Safety will be undermined should the application be granted in its current form.

As you are no doubt aware Culture Collective held 'Live at Lydiard' in Lydiard Park last year. There were significant concerns over the management of the event and the difficulties in ensuring the organiser engaged appropriately with the Council's Licensing Department, landowners and indeed ESAG. Whilst the proposed site does not fall within the Swindon Borough it is bordering the jurisdiction and I wish the following points to be noted as my representation:

- It is likely that the event will charge for parking which they did last year despite being advised that they could not do this at Lydiard Park due to the TRO being in place. If attendees realise that they can park at Lydiard for a much lower figure then the park is likely to be overwhelmed by event customers. This would also lead to a huge increase in pedestrians trying to cross Hook Street. There would be a real danger of an accident.



- Access to and from the event site particularly from public transport is likely to be through the park. SBC would be unable to manage this extra foot fall and the dangers and safety issues that such joint capacities would bring.
- Noise from the event is likely to disrupt activities in the park particularly with the organiser requesting up to 10 events per year for Park Farm as opposed to the one event last year.
- Increased traffic on Hook Street is likely to cause significant disruption and a huge strain on the highway infrastructure, especially with the lack of information relating to the parking provisions that will be in place during these times. This again in my view will undermine the licensing objective in respect of public safety.
- I am aware that noise was audible beyond the site boundary last year and that our Licensing Department undertook noise monitoring. I am concerned that the noise from this proposed licence and any event held should it be granted may cause disruption to the visitors on Lydiard Park and even the guests who may be in the hotel at the times of these events.

'Live at Lydiard' failed to engage with SBC and had total disregard at times throughout the process and indeed after the event. Due to concerns over the management and organisation of the event SBC have taken the decision, supported by our legal team, **not** to allow Culture Collective to repeat any events on our Council land and for the reasons above I would ask that this application be refused in its current form.

If you require any additional information or clarification, please do not hesitate to contact me.

Yours sincerely,

Brian Pinchbeck
Director of Operations
Lydiard Park and Hotel



Representation – Environmental Health Noise Team

From: Hares, Tessa <Tessa.Hares@wiltshire.gov.uk>

Sent: 25 February 2022 16:23

To: Price, Jemma <Jemma.Price@wiltshire.gov.uk>

Subject: Representation against Lydiard Live Licence Application

Dear Jemma,

We are writing to put in a representation against the licence application for Live at Lydiard, proposed to be held at Park Farm, Hook Street, Lydiard Tregoze, SN5 3NY on the grounds of likely public nuisance from noise. We regret we are unable to support the application due to a lack of site specific information. The Noise Management Plan(NMP) I have been sent appears to be for the event which took place on a different site in 2021 with pages 14 onwards referring specifically to that event. The Event management Plan also appears light on detail.

The concern is that there will be noise breakout as there is no noise report or to our knowledge a noise assessment for this site which is due to have 5 stages and up to 14,999 attendees. In 2021 I was out noise monitoring other venues in the locality at Lydiard Millicent and Purton and heard loud music which I identified as coming from Lydiard Park Live.

Ideally many of the concerns could have been addressed prior to putting in the licence application by requesting an Event Safety Advisory Group meeting. My recommendation is that the application is withdrawn and this ESAG takes place prior to re-submission of the application.

We will be looking for conditions on the licence should it be approved and will submit further details on these and other issues we have noted with the submitted noise management plan in due course.

Kind regards

Tessa

Mrs Tessa Hares
Environmental Health Officer
Environmental Control and Protection (North and West)
Monkton Park
Chippenham
Wiltshire
SN15 1ER
tessa.hares@wiltshire.gov.uk
01249 706406

From: Warren, Brett <brett.warren@wiltshire.gov.uk>
Sent: 01 March 2022 09:37
To: Price, Jemma <Jemma.Price@wiltshire.gov.uk>
Cc: Hares, Tessa <Tessa.Hares@wiltshire.gov.uk>
Subject: RE: Representation against Lydiard Live Licence Application

Hello Jemma

I wish to expand on Tessa Hares' holding objection submitted last Friday (25 February). The Environmental Control and Protection Team will be continuing our objection to the event. However, I would also say that we are willing to engage with the applicant and would consider withdrawing our objection subject to the agreement of licence conditions as set out below.

The licence application states that music will be played from 12 noon to 12 midnight. However the noise management plan provided (as part of Appendix A) states that music will end at 11pm. The significance of this is that beyond 11pm, the noise controls designed to prevent a public/statutory nuisance must be a lot stricter and we will require that the music noise should not be audible inside noise-sensitive premises with windows open. As it stands this point is not addressed in the application so we will require clarification as to exactly what the intention of the applicant is in terms of when amplified music will stop. If it is the intention of the applicant to continue amplified music after 11pm then it is likely that we will object unless evidence is provided that confirms an adequate level of noise control can be achieved.

Assuming that all amplified music will stop at 11pm, we will require the following conditions as part of a premises licence:

1. The frequency of music events shall be limited to one event per year.
2. Amplified music (including live music) is permitted between the hours of 12:00 and 23:00 on the day of the event.
3. A qualified and suitably experienced acoustic expert will be appointed to produce a Noise Management Plan (NMP) for each annual event and provide representatives on site during the live hours of the event. The NMP should identify external monitoring locations at nearby noise sensitive dwellings to be agreed with the Environmental Control and Protection Team at least 4 months prior to the event.
4. The control limits set at the mixer position on each stage shall be adequate to ensure that the Music Noise Level (MNL) shall not at any noise sensitive premises exceed 65 dB(A) over a fifteen minute period throughout the duration of the concert or event. The MNL must be measured by an acoustic expert using a Class 1 specification sound level meter capable of measuring third-octave bands.

5. The control limits set at the mixer position on each stage shall be adequate to ensure that the 63Hz and 125Hz octave frequency bands do not exceed 75dB throughout the duration of the concert or event.
6. During music events noise levels must be continuously monitored at the mixer position by the appointed acoustic expert.
7. The event organiser will ensure to carry out a sound propagation test prior to the event to determine a sound level at the sound mixer position which is required to achieve the external noise limits at residential properties. The Event organiser must communicate the maximum sound level at the mixer position with the Environmental Control and Protection Team. Sound propagation tests must be carried out either between 09:00 and 12:00 on the day before the event or between 09:00 and 12:00 on the event or the day, for a maximum of 2 hours.
8. All complaints about noise received by the site office / event organiser shall be logged, and shall be notified to the Environmental Control and Protection Team the next working day.
9. The event organiser must ensure that the Environmental Control and Protection Team is provided with the results of the noise monitoring in writing at any time upon request.
10. The event organiser must provide prior notification of the event to local residents including details of the event timings. The distribution for the notification letter will be agreed with the Environmental Control and Protection Team. A noise "hot line" number will also be included to allow residents to contact an event representative should they need to make a complaint during the event.

Best wishes

Brett

Brett Warren MSc CEnvH

Senior Environmental Health Officer

DD: 01225 770581

brett.warren@wiltshire.gov.uk

Representation – Environmental Health, Food Health and Safety Team

From: King, Sharon <sharon.king@wiltshire.gov.uk>

Sent: 01 March 2022 18:43

To: Price, Jemma <Jemma.Price@wiltshire.gov.uk>

Subject: Live at Lydiard, Park Farm, Hook Street, Lydiard Tregoze, Swindon, Wiltshire, SN5 3NY.

Dear Jemma

I would like to object to the application for Live at Lydiard Park Farm, Hook Street, Lydiard Tregoze, Swindon, Wiltshire, SN5 3NY on the grounds of Public Safety. Due to the lack of information submitted in the EMP it is difficult to determine how this event will be run safely and I have the following concerns:

- Plan information is poor, no key.
- It has come to light based on current information there is confusion over who is the person responsible for the site safety.
- Confusion over numbers attending, not sure about emergency route access and egress, looks like only one access point?
- Car parking 0.3 miles away from site entrance, access is via a narrow country lane with no street lighting.
- No RA provided for TDS and lighting and no information on who is building the platforms.
- No information regarding what activities will be provided in each tent/stage.
- There is no indication there are going to be any pyrotechnics/strobe lighting etc.
- No information provided on caterers, understand its early days for this information but intelligence has come to light there were catering/vendor issues during the last event that were not managed correctly by the applicant, this gives me great concerns going forward.
- SBC are down to collect the waste collection, is this correct.

I would therefore request that this application be refused until such a time that further information is submitted to address the concerns raised.

Kind regards

Sharon King
Environmental Health Officer

Wiltshire Council
Public Protection Service
County Hall
Bythesea Road
Trowbridge
BA14 8JD

Representation – Linda Holland, Licensing Manager, Wiltshire Council

From: Holland, Linda

Sent: 01 March 2022 18:01

To: Price, Jemma <Jemma.Price@wiltshire.gov.uk>

Subject: Objection to an Application for a premises Licence: Live@lydiard to be held at Park Farm Hook Street Swindon

Good Afternoon

I am writing as the officer authorised to responsible on behalf of the Licensing Authority.

The Licensing Authority is making this representation under the Public Safety & Prevention of Public Nuisance licensing objectives due to concerns in relation to the management of the proposed event. There has been insufficient time to reflect and consider the application and supporting documentation, with the event management plan only being submitted half way through the consultation period and re submission three days prior to the deadline.

Wiltshire Council officers were carrying out licensing & noise monitoring in Purton and Lydiard Millicent last year on the night of Live@lydiard (21st August), however noise (music) breakout from the event at Lydiard Park meant that it was impossible to effectively do so, as the music was over powering at the locations. Pedestrians were also observed leaving the site on foot in the dark walking in the road against oncoming traffic.

No event safety group meeting has taken place prior to submission of the application which was initially for 10 days a year (now reduced to 1 day) and an increase on last year's capacity of 9,999 to 14,999, this year's event is now planned for Wiltshire rather than in Lydiard park in Swindon. Having liaised with the neighbouring authority who have expressed concerns with regard to how the event was operated in their area last year, the applicants engagement with their authority, which has been mirrored by our recent engagement and the applicants constant need to be reassured that there are no issues which has taken an inordinate amount of Council officers time, it is only appropriate that Wiltshire Council Licensing Authority raise our concerns and request a decision on this application to be determined by Licensing Sub Committee as part of the due process.

However the Licensing Authority would recommend that the Licence application is withdrawn to permit an Event Safety Advisory Group meeting to take place to consider the event in it entirety, and if all the matters can be resolved or addressed going forward to the satisfaction of the responsible authorities and agencies then a re-submission could be made.

Based on Authorities observations on last year's event 2021 the Licensing Authority is asking members to give this application due consideration.

Regards

Linda Holland

Licensing Manager

Public Protection

Communities and Neighbourhood Services

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