

David Leversedge

Rebuttal Bullet Points

1. The licences currently held by GFEL which cover the Glastonbury Festival and the Pilton Party already take into account the cumulative effect of noise for multiple events, i.e. when both are staged in the same year, and this does not result in public nuisance.
2. GFEL has given a commitment that the two concert days applied for here will not be held in a year when there is a Glastonbury Festival as it is aware of potential cumulative effects. This is a condition within the proposed Operating Schedule.
3. The officer's representation proposes a condition that would result in sound levels that are 5 dB less than those used for the main acts at the Glastonbury Festival. This is the equivalent of reducing the sound energy from the site by between $\frac{1}{2}$ and $\frac{3}{4}$ when compared to the Festival levels.
4. The cumulative effect of the Pilton Party and the two concert days applied for is obviously less than the cumulative effect of the Pilton Party and the Glastonbury Festival. The Festival is a larger and longer event with later stage closure times.
5. The noise conditions in the representation do not fairly reflect this balance. By seeking to apply lower off site noise levels for the two concert days when compared with the Festival is not to reflect the diminution in days, timings, people and ignores the profoundly different nature of the event.
6. Were the sound level proposed in the officer representation adopted they would be difficult to comply with based in the experience of operating at this level in the past. These levels are not protecting against public nuisance, they go beyond that. For this reason levels were increased in consultation with MDC, by variation application, which was granted some years ago.
7. This variation has not resulted in a public nuisance being caused.
8. GFEL is also concerned that a lower sound level could result in crowd safety issues, for example people wanting to get closer to the stage.
9. By adopting a maximum off site noise level of $L_{Aeq\ 15\ minutes}$ 70 dB the cumulative impact will be addressed without causing a public nuisance. This level is still 5 dB less than that proposed in the officer representation for each of the two concert days in a year when there would be no Pilton Party.
10. The representation also recommends the inclusion of an additional off site noise control level that does not apply to either the Pilton Party and the Glastonbury Festival. This is not part of the current guidance on noise levels from events and is not considered necessary to prevent public nuisance arising from these two concert days either on their own or as part of the cumulative impact with the Pilton Party. Using draft guidance that has no force in law is an inappropriate manner to control levels at this (or any other) event.
11. I propose the following conditions regarding noise as follows. This includes much of the wording of the conditions contained in the representation:

- A suitably qualified noise management consultant shall be appointed and shall prepare and implement a Noise Management Plan (NMP). A first draft of the NMP shall be made available with the first Event Management Plan 90 days prior to the start of the event period and a final version shall be made available at least 30 days before the start of the event period. The NMP shall demonstrate how compliance with the licence conditions relating to noise will be achieved and in particular will include the offsite and onsite monitoring arrangements and how noise generating aspects of the entertainment will be controlled.
- The Premises Licence Holder, or a nominated deputy, shall take all reasonable steps to effect full control over all noise sources arising from the premises having particular regard to amplified and non-amplified music. If the Licensing Authority demonstrates that there is likely to be a breach of a licence condition relating to noise, the Premises Licence holder or a nominated deputy shall, where necessary, arrange for the sound level of any music to be reduced or stopped. The Premises Licence holder shall ensure that at least one such responsible person be available on the premises at all times (contactable by Officers of the Licensing Authority), whilst members of the public remain on the premises.
- All sound systems associated with the running of event shall cease operating between Midnight and 10am on each day of the license period of the event. Sound testing of the music venue shall be permitted for a maximum of one and one half hour (90-minutes) period between the hours of 10:00 and 16:00 and is not subject to the requirements of condition below.
- Noise levels from the operation of the event shall not exceed the levels stipulated in the following table when measured at the boundary of any noise sensitive property as a continuous equivalent measurement :

Time period	Noise level
14:00 to 23:00	$L_{Aeq, 15 \text{ min}}$ 70dBA
23:00 to midnight	$L_{Aeq, 5 \text{ min}}$ 45dBA

- A report identifying the results of the noise monitoring, local meteorological data and summary of noise control observations shall be forwarded to the licensing authority within 28 days after the close of the event and shall be available for inspection at any time during the event.