



**Environmental Health Proposed changes to Out To Grass Licence.**

1. Request the Live Music Act 2012 is disapplied and require shorter time periods where amplified entertainment music can be played on site - namely during the smaller events.
2. Reduce entertainment timings: -

Live music .Recorded Music

Current on timings :-

Sunday – Thursday 12:00 to 24:00

Friday – Saturday 12:00 to 02:00

Proposed changes:-

Live music .Recorded Music

Thursday - 12:00 to 24:00

Friday – Saturday 12:00 to 02:00

Sunday –12:00 to 22:00

Christmas eve and boxing day and bank holidays 12:00-02:00 if they fall on Monday to Wednesday.

3. Licenced areas- Request the site entertainment area to include dome tent in family camping area - See attached plan

**Section - For Events of less than 500 people (including staff etc)**

**Remove Current - The prevention of Public Nuisance**

Noise or vibration shall not emanate from the premises so as not to cause a nuisance.

The Premises Licence Holder or DPS must immediately comply with any request to adjust noise levels/ frequency spectra made by an 'authorised person' (as defined by Section 13 of the Licensing Act 2003) or the Police.

'Noise' from the premises must not be 'audible or discernible' within any occupied permanent structure where people normally reside or sleep, when assessed with windows and doors closed. 'In this conditions; 'Noise' -is defined as sound which is created by entertainment consisting of either vocal (recorded or live) or instrumental music (recorded or live) or a combination of both. Audible or discernible' -is defined as 'noise' which is distinct above the general hubbub of activity on the site which can be identified by the human ear as originating from discrete sources from the licensed premises'

Remove condition –

'Noise' from the premises must not be 'audible or discernible' within any occupied permanent structure where people normally reside or sleep, when assessed with windows and doors closed. 'In this conditions; 'Noise' -is defined as sound which is created by entertainment consisting of either vocal (recorded or live) or instrumental music (recorded or live) or a combination of both. Audible or discernible' -is defined as 'noise' which is distinct above the general hubbub of activity on the site which can be identified by the human ear as originating from discrete sources from the licensed premises'

Add conditions: -

The applicant must provide a Noise Management Plan to the Environmental Health Department at Herefordshire Council prior to the event taking place. Noise limits and background levels to be used must be agreed with Environmental Health Officers and incorporated into the plan.

## **Section - FOR ANY EVENT OF 500 PEOPLE OR MORE**

### **Current - Prevention of Public Nuisance**

The applicant must provide a Noise Management Plan to the Environmental Health Department at Herefordshire Council prior to the event taking place. Noise limits and background levels to be used must be agreed with Environmental Health Officers and incorporated into the plan.

The Premises Licence Holder or DPS must immediately comply with any request to adjust noise levels/ frequency spectra made by an 'authorised person' (as defined by Section 13 of the Licensing Act 2003) or the Police.

Noise' from the premises must not be 'audible or discernible' within any occupied permanent structure where people normally reside or sleep, when assessed with windows and doors closed. 'In this conditions; 'Noise' -is defined as sound which is created by entertainment consisting of either vocal (recorded or live) or instrumental music (recorded or live) or a combination of both. Audible or discernible' -is defined as 'noise' which is distinct above the general hubbub of activity on the site which can be identified by the human ear as originating from discrete sources from the licensed premises'.

### **Remove Condition**

Noise' from the premises must not be 'audible or discernible' within any occupied permanent structure where people normally reside or sleep, when assessed with windows and doors closed. 'In this conditions; 'Noise' -is defined as sound which is created by entertainment consisting of either vocal (recorded or live) or instrumental music (recorded or live) or a combination of both. Audible or discernible' -is defined as 'noise' which is distinct above the general hubbub of activity on the site which can be identified by the human ear as originating from discrete sources from the licensed premises'.

### **Add conditions**

The Premises Licence will only permit a maximum of fifteen (15) days of amplified music entertainment per calendar year to take place on the premises. For the purposes of this licence a music entertainment day or event shall be defined as an entertainment where the primary purpose is a programmed act / performance featuring amplified music.

The Premises Licence will only permit a maximum of two (2) ticketed entertainment events open to the general public per calendar year to take place on the premises. For the purposes of this licence an event is where there is an organized, scheduled gathering for performances or acts over a specified period of time.

The Premises Licence holder must appoint an appropriate noise control expert to draft a Noise Management Plan (NMP) for the amplified music activities held on the site. Within 2 months of issuing this licence or 28 days prior to the first sites amplified event activity of the year the draft NMP must be submitted to Environmental Health for review. Environmental Health shall communicate any issues with the NMP to the premises licence holder in writing within one calendar month of receipt and agree any amendments with the Premises Licence holder or DPS. Where notification of any issues is not received within one month of receipt of the NMP the draft NMP shall be deemed to be agreed.

The final NMP will be submitted to the Licensing Authority and Environmental Health least 14 days prior to the first amplified music entertainment day.

The Premises Licence holder must comply with the Noise Management Strategy as set out in the NMP and shall ensure that the promoter or organiser, the sound system supplier and all individual sound engineers are informed of any sound control limits.

The Premises Licence holder must review the NMP on an annual basis or in the event that further amendments are made to the NMP after submission of the final NMP, the Premises Licence holder or the DPS shall notify the Licensing Authority and Environment Health of the change prior to the start of the season or event.

The Noise Management Plan will include confirmation that noise levels will be monitored throughout the event at specified external locations to ensure that no noise nuisance is being caused. A written record shall be kept on the premises detailing the name of the person carrying out the monitoring, the monitoring locations, the date and time and the result obtained. Such record shall be made available on demand of an "authorised person" (as defined by Section 134 of the Licensing Act 2003) or the police.

For the ticketed entertainment events open to the general public, an appropriate noise control expert shall be appointed. The noise control expert shall advise on the content of the Noise Management Strategy to be included in the NMP and shall liaise with the Environmental Health Department prior to and during the event, as necessary.

For any event that is not a ticketed entertainment events open to the general public, a noise control expert shall be appointed if deemed necessary by the licence holder.

All music (other than background music that is not audible from the nearest noise sensitive premises) shall stop by 02:00 hrs.

The date of any ticketed entertainment events event, together with the details of the event organiser will be notified Environmental Health at least 28 days prior to the event.

The Premises License Holder will maintain a noise log, and this will be kept on the Licence site and will be available at all times for inspection by officers of Herefordshire Council.

A noise hotline will be installed and publicised so that local residents can report any noise issues directly to the Festival. All calls will be logged by time, location and contact number and address will be requested. The log will be kept in the site Office.

The log will be available at all times for inspection in the Site Office. The noise hotline number will be operational throughout the hours of regulated entertainment.

The premise licence holder or his nominated person will communicate with Local Residents and Local Businesses to ensure they are aware of contact numbers to hotline and general office and contact names. Make public a program of planned amplified music entertainment days and events no less than 28 days of the event.