
3 August 2021

PLEASE NOTE START TIME OF MEETING

Given Covid levels and the ongoing work to get the adult population double vaccinated, the Liquor Licensing Committee will occur with appropriate Councillors participating via a remote video link, and public access via a live stream video through the [Mid Sussex District Council's YouTube channel](#).

Dear Councillor,

A meeting of **LIQUOR LICENSING COMMITTEE** will be held via **Remote Video Link** on **WEDNESDAY, 11TH AUGUST, 2021 at 10.00 am** when your attendance is requested.

Yours sincerely,
KATHRYN HALL
Chief Executive

A G E N D A

1. Roll Call and Virtual Meeting Explanation.
2. To receive apologies for absence.
3. To receive Declaration of Interests from Members in respect of any matter on the Agenda.

The procedure the Licensing Panel will follow in considering the application is set out in the Licensing Act 2003, its attendant Regulations and was agreed by the Licensing Committee on 2nd February 2005. The Licensing Panel, in accordance with rule 14 of the Licensing Act 2003 (Hearings) Regulations 2005 decide to exclude the public from all or part of the hearing where the Licensing Panel considers that it is in the public interest to do so.

4. Determination of Objection Notice to Temporary Event Notice **(Pages 3 - 52)**

Human Rights Act Implications

Licensing Act 2003

A licensing authority must carry out its function under the Licensing Act 2003 with a view of promoting the licensing objectives.

The Licensing objectives are:-

- (a) the prevention of crime and disorder;
- (b) public safety;
- (c) the prevention of public nuisance; and
- (d) the protection of children from harm.

In carrying out its licensing functions a licensing authority must also have regard to:-

- (a) its licensing statement published under Section 5 of the Licensing Act 2003 (this may be viewed on the Mid Sussex District Council website);

and

- (b) any guidance issued by the Secretary of State under Section 182 of the Licensing Act (this may be viewed on the Department for Culture, Media and Sport website).

Members are asked to consider the human rights implications for both the licensee who has rights under Article 1 of the First Protocol, the Right to Property (which includes the licence):and the objectors who have rights under Article 8 to Respect for Private and Family Life, and Article 1 of the First Protocol, their right to enjoy peaceful use of their possessions.

To: **Members of Liquor Licensing Committee:** Councillors N Webster, J Dabell and C Laband

Determination of Objection Notice to Temporary Event Notice

REPORT OF: Tom Clark, Head of Regulatory Services

Contact Officer: Jon Bryant, Senior Licensing Officer
Email: jon.bryant@midsussex.gov.uk Tel: 01444 477428

Wards Affected: High Weald

Key Decision No

Purpose of Report

1. To provide information in order that the Licensing Committee can determine an objection to a Temporary Event Notification (TEN).

Summary

2. A Temporary Event Notification (TEN) has been sent to the Licensing Authority for Mid Sussex District Council in accordance with Section 100 Licensing Act 2003 by Mr Huw Williams. The Environmental Protection Team for Mid Sussex District Council have submitted an objection notices citing public nuisance.
3. The Committee is asked to determine the matter in accordance with the Licensing Act 2003, MSDC Licensing Policy and the Home Office Guidance issued under Section 182 Licensing Act 2003, having due regard to the applicant's submissions and objections by the statutory body.

Background

4. When carrying out its functions the licensing authority must have regard to the four licensing objectives. The objectives are:
 - The prevention of crime and disorder
 - Public Safety
 - The prevention of public nuisance
 - The protection of children from harm
5. The system of permitted temporary activities is intended as a light touch process designed to allow low risk events to take place without the requirement of a full premises licence. As such the process relies on the openness and clarity in the description of the event in the notice to enable the relevant Responsible Authorities to determine whether the event going ahead would pose any risk to the licensing objectives
6. Mr Williams (referred to in the Licensing Act as the 'premises user') has submitted a Temporary Event Notification to cover regulated entertainment between 1800hrs and 2330hrs from Friday 27th August 2021 until Sunday 29th August 2021 terminating at 2330 hours that night.
7. The address of the event is Chiddinglye Farm, Selsfield Road, West Hoathly, RH19 4QS. This is privately owned land. Mr Williams has supplied a plan showing the proposed location of the event. This plan is appended to the report. Mr Williams has stated that the Temporary Event Notice *applies to a stretch tent (21 x 15) Marquee which will host folk music. The licence is only required for*

amplified music between 6 - 11.30 pm. The marquee has a capacity of 400 people.

8. The notification states the nature of the event as *'The event will be live folk music from 6.30 - 11pm yet we have put until 11.30 just in case of it running slightly late or an encore, just to cover us. The music will be folk music from the British Isles as an extra to a family camping weekend which also has other activities such as yoga, meditation, storytelling, bushcraft, foraging, crafts and kids activities. Alcohol will not be for sale at the weekend.* The states that the maximum number of people at the event will be 499.
9. Previously this event was held on the August Bank Holiday weekend in 2018 and 2019 as the 'Into the Wild Festival' under the authority of a Premises Licence that had been applied for in the normal manner. In 2019 the determination for the Premises Licence was made by the Licensing Panel and several conditions were added to the licence.
10. This year's event is advertised on the internet as the Into the Wild Summer Camp.
11. Mr Williams has stated that this year's event will be smaller with an anticipated 700-800 attendees. The number of attendees (including staff and performers) is limited to no more than 499 under a Temporary Event Notice. Mr Williams was requested to outline how he intended to ensure that the numbers were not exceeded in the Temporary Event Notice location. As a result, Mr Williams confirmed that the initial location of the event was being moved to the current location. This is described as a totally separate field which only has one access gate. SIA staff at the site would count the numbers entering that field and there will never be over 499 in attendance.
12. The Environmental Protection Team (referred to in the Licensing Act as 'a relevant person') has sent an objection notice to the notification on the grounds of public nuisance. They are concerned that despite similar assurances from the organiser regarding noise mitigation, there were issues with noise experienced by local residents during events staged by this organisation on the Chiddinglye Farm site in 2019 and 2018. They state that conditions to control noise were attached to a Premises Licence issued for the event in 2019, and that two of these conditions were breached. Therefore in the absence of more detailed information, it is not possible to predict with any certainty the impact that this event could have on residents in the vicinity. Although the organiser has offered to move the marquee further away from residents to the north of the site, the new proposed location is closer to residential properties located to the south of the site. Details of the breaches from 2019 are appended to this report as part of their objection.
13. The notification was submitted electronically to the Licensing Authority on 29th July 2021. Sussex Police and Environmental Health were informed on the same day. The objections were on 2nd August 2021.
14. Mr Williams has submitted further information in respect of the application explaining the event and the measures that will be taken in respect of limiting numbers to 499 and in respect of reducing potential public nuisance.
15. This hearing must therefore consider the points raised in the Objection Notices and make a determination on the Temporary Event Notice.

Policy Context

16. The Committee should be aware that a Temporary Event Notice is not an application for the purposes of the Licensing Act 2003. It is a notification that licensable activities are going to take place at a certain venue and at notified times. The limit on numbers at such an event, including audience, staff and performers is 499. The Police and Environmental Health have the right to object if, they are of the opinion that allowing the event to take place would undermine any of the licensing objectives.
17. The Committee's decision is whether or not to issue a counter notice. If a counter notice is issued this means the event cannot take place. A notice with reasons for the decision must also be given.
18. If the Committee decide not to issue a counter notice and allow the event to go ahead the premises user and the relevant persons must be given a notice of that decision.
19. If the Committee decide not to issue a counter notice and allow the event to go ahead it must be noted that no conditions can be attached to the TEN.
20. The TEN can be modified (times, layout of venue, licensable activities) but only with the agreement of the premises user and all relevant persons.
21. The Committee must determine the matter in accordance with Section 105 Licensing Act 2003.
22. Section 105 Licensing Act 2003 Section (2) states:

The Licensing Authority must –

 - a) Hold a hearing to consider the objection notice, unless the premises user (Mr Williams), the relevant person (Environmental Health) who gave the objection notice and the authority agree that a hearing is unnecessary.
 - b) Having regard to the objection notice, give the premises user a counter notice under this section if it considers it appropriate for the promotion of the licensing objectives to do so.
23. Section 105 Licensing Act 2003 Section (3) states:

The Licensing Authority must –

 - a) In a case where it decides not to issue a counter notice under this section, give the premises user and each relevant person a notice of the decision.
 - b) In any other case –
 - i. Give the premises user the counter notice and a notice stating the reasons for its decision and
 - ii. Give each relevant person a copy of both of those notices.
24. The Committee's decision is whether or not to issue a counter notice. If a counter notice is issued this means the event cannot take place. A notice with reasons for the decision must also be given.

Financial Implications

25. A decision made by the Committee is subject to appeal at the Magistrates Court by the premises user or a relevant person.

Risk Management Implications

26. None

Equality and customer service implications

27. None.

Other Material Implications

28. None

Sustainability Implications

29. None

Background Papers

Appendix 1 – Temporary Event Notification

Appendix 2 – Ariel Site Map

Appendix 3 – Site Map from Mr Williams

Appendix 4 – Emails from Mr Williams regarding the application

Notices of Objection

Appendix 5 – Environmental Protection Team

From: [eforms](#)
 To: [licensing](#)
 Subject: Temporary Event Notice (Ref: TENS-1627553758)
 Date: 29 July 2021 11:20:06

Form	Temporary Event Notice
service_team_name	Licensing Team
service_email_address	licensing@midsussex.gov.uk
Personal Details of Premises User	
Title	Mr
Name	Huw Williams
Address	
Date of birth	
Place of birth	
Email	
Phone	
Personal Details of Premises User - Previous Name(s)	
Have you ever been known by any other name?	No
Alternative Address for Correspondence	
Do you wish for us to correspond with you using an alternative address?	No
Details of Premises	
Does your premises have an address?	Address
Postcode	RH19 4QS
Please select address	CHIDDINGLYE FARM SELSFIELD ROAD, WEST HOATHLY, EAST GRINSTEAD RH19 4QS
Ordinance Survey Reference	https://gridreferencefinder.com/#gr=TQ3537732854 RH19_s_4QS 1,TQ3500632486 emporium.alas.couch 1
Premises / Club Licence	
Does a premises licence or club premises certificate have effect in relation to the premises (or any part of the premises)?	No
Details of Premises	
Do you intend to use the whole or just part of premises?	Only Part of Premises (please specify below)
If you intend to use only part of the premises at this address or intend to restrict the area to which this notice applies, please give a description and details below. (Please read note 3)	The licence applies to a stretch tent (21 x 15) Marquee which will host folk music. We will not be selling alcohol, the licence is only required for amplified music between 6 - 11.30 pm. The marquee has a capacity of 400 people.
Please describe the nature of the premises below. (Please read note 4)	The premises is a marquee 21 x 15 within a larger field surrounded by trees.
Please describe the nature of the event below, being specific as to the type of	The event will be live folk music from 6.30 - 11pm yet we have put until 11.30 just in case of it running slightly late or an encore, just to cover us. The music will be folk music from the British Isles as an extra to

activities you are seeking, i.e. disco, live band, play, film show etc. (Please read note 5)	a family camping weekend which also has other activities such as yoga, meditation, storytelling, bushcraft, foraging, crafts and kids activities. Alcohol will not be for sale at the weekend.
Licensable Activities	
The sale by retail of alcohol	No
The supply of alcohol by or on behalf of a club to, or to the order of, a member of the club	No
The provision of regulated entertainment	Yes
The provision of late night refreshment	Yes
Late Temporary Event Notice	
Are you giving a late temporary event notice? (Please read note 7)	No
Event Date(s) - Licensable Activities	
Date from	27/08/2021
Date to	29/08/2021
Event Information - Date & Times	
Please state the date & times during the event period that you propose to carry on licensable activities (please give times in 24 hour clock). (Please read note 9)	18-00 - 23.30pm from Friday 27 August until 23.30pm Sunday August 29th
Event Information - Numbers	
Please state the maximum number of people at any one time that you intend to allow to be present at the premises during the times when you intend to carry on licensable activities, including any staff, organisers or performers. (Please read note 10).	499
Event Information - Licensable Activities	
Will the licensable activities include the supply of alcohol. (Please read note 11)	No alcohol
Please state if the licensable activities will include the provision of relevant entertainment. If so, please state the times during the event period that you propose to provide relevant entertainment. (please read note 12)	In the evening between 18-30 and 23.00 amplified folk music will b played a reasonable level for the audience to hear. With a half hour slot each side to ensure sound checks and closure and time for the audience to clear.
Personal Licence Holders	

Do you currently hold a valid personal licence? No

Previous Temporary Event Notice

Have you previously given a temporary event notice, in respect of any premises, for events falling in the same calendar year as the event for which you are now giving this temporary event notice? No

Have you already given a temporary event notice for the same premises in which the event period: a) ends 24 hours or less before; or b) begins 24 hours or less after the event period being proposed in this notice? No

Associates and Business Colleagues

Has any associate of yours given a temporary event notice for an event in the same calendar year as the event for which you are now giving a temporary event notice? No

Associates and Business Colleagues

Q2 Has any associate of yours already given a temporary event notice for the same premises in which the event period: a) ends 24 hours or less before; or b) begins 24 hours or less after the event period proposed in this notice? No

Associates and Business Colleagues

Has any person with whom you are in business carrying on licensable activities given a temporary event notice for an event in the same calendar year as the event for which you are now giving a temporary event notice? No

Associates and Business Colleagues

Has any person with whom you are in business carrying on licensable activities already given a temporary event notice for the same premises in which the event period: a) ends No

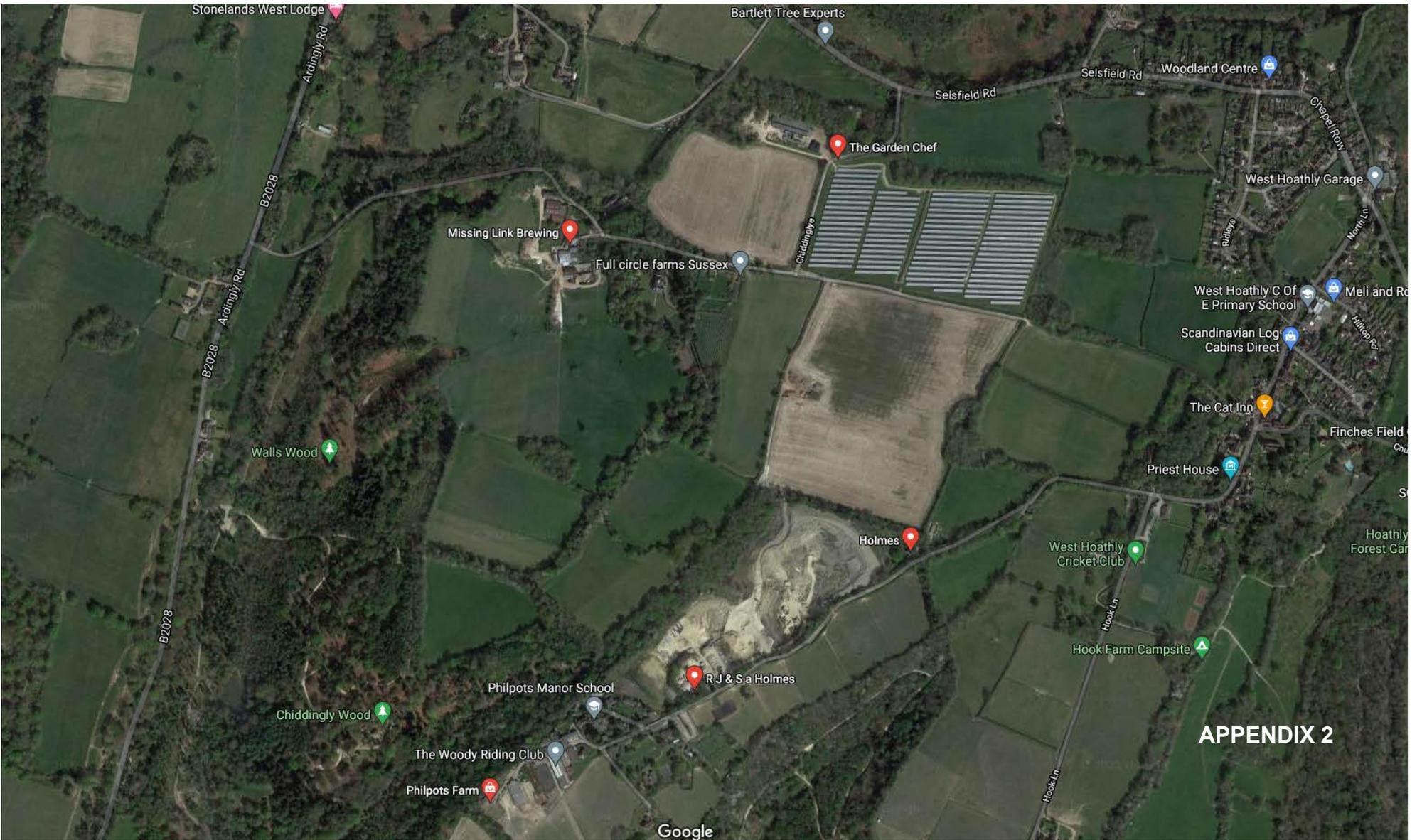
24 hours or less before; or b) begins 24 hours or less after the event period proposed in this notice?	
Conditions	
Declarations	
Please confirm declarations:-I confirm	yes
Payment due	21
Email address to receive confirmation email	
Confirm email	
Your data	
Submit & Pay	

Amount to be paid: GBP 21

Order summary:

Item	Price	Total
Payment due	£21.00	£21.00
TOTAL	£21.00	

The message has been sent from 2.26.204.65 (Reserved) at 2021-07-29 10:15:59 on Safari 13.1.3
Entry ID: 132



APPENDIX 2



APPENDIX 3

From: [Huw Williams](#)
To: [Jon Bryant](#)
Cc: [licensing](#); [Michael Bateman](#); [Paul Collard](#)
Subject: Re: TENS Application
Date: 29 July 2021 19:27:44
Importance: High

Dear Jon,

Thanks for your email.

As you're probably aware—most people in our industry have had to cancel last year's and this year's festivals.

We hadn't changed the website and didn't sell any tickets to the festival as we were unsure if we could hold any kind of event. This changed as restrictions and advice changed.

We started up a new initiative to support nature and wildlife and get families and people of all walks of life into nature, which has been extremely welcome since lockdown and all the challenges that have come from lack of exercise, fresh air, addiction to screens, alcohol, etc.

You can see a review on here: <https://www.theguardian.com/travel/2021/jul/20/wild-weekend-rewilding-kids-camp-in-west-sussex>

They have been very small weekends with acoustic music and well-being, nature-based activities.

This is our intention with this weekend, but it would be larger the the weekends we have been running, but not a festival. Our intention is a camp with nature based activities and one tent with some live music, mainly as acoustic it is hard to hear when you go above 100 people and include kids.

You are right—there was an issue with one of the properties nearby with a noise complaint, but it was far from clear the actual breach in the case with the recording device they had on the property, among other issues and also a long history complaints from that property towards the Chiddinglye estate. I met with Mr Thornton and explained these issues and everything seemed to be cleared.

This time, we would only be having folk music with very little bass and at a low level in a tent, in a separate field from the camping and any activities that do not require a licence. This tent/area would be managed by Nina Garner's N1 Professionals—an SIA company that holds an excellent reputation in the county. The restricted access (fully fenced) area will be double click-counted and never hold more than 499 people, as the tent itself only holds 400.

Over the weekend the camping area will have between 700-800 attendees which includes 300 children. These will not all be attending the licensed area and will be spread over a weekend of mainly nature based activities, for which the majority of people come to our events.

We do not sell or encourage alcohol but are a well-being event, which used to run festivals and still have an obligation to run an event from tickets sold in the past. We have explained this is not a festival per se and we are moving towards smaller events in

general, as you can see from our most current website.

www.wilderlands.co.uk

We would be happy to work with the council and any recommendations you may have.

We would be even more pleased to attend a SAG meeting—if the Safety Action Group would be willing to organise one for a TENS licence. I can also send over our risk assessments and service providers, all fully licensed and insured.

Yours Sincerely,

Huw Williams on behalf of Wilderlands

On 29 Jul 2021, at 17:39, Jon Bryant <Jon.Bryant@midsussex.gov.uk> wrote:

Dear Mr Williams

I have been made aware of the Temporary Event Notice that you have submitted today for Chiddinglye Farm between the 27th – 29th August.

I believe that this event has been advertised widely as this years 'Into the Wild Festival'. I am aware that the previous events were dealt with by my predecessor, Mr Thornton, and were authorised by the grant of a Premises Licence.

I am also aware of the issues from the previous events including the last one in 2019 which resulted in the conditions of that licence being breached.

In order to confirm the validity of the limits on the Temporary Event Notice, please can you confirm how many people, in total, are anticipated to attend this year's event? Please also supply a plan of the festival site with the location for the TEN clearly marked.

I require these details by tomorrow 4pm at the latest as I need to be satisfied that the Temporary Event limits are not going to be exceeded and that you are not intending to circumvent the Licensing Act with this application.

Additionally has this event been notified to the Safety Advisory Group?

I await your early response.

Kind regards

Jon Bryant

Jon Bryant
Senior Licensing Officer

From: [Huw Williams](#)
To: [Jon Bryant](#)
Cc: [licensing](#); [Michael Bateman](#); [Paul Collard](#)
Subject: Re: Map regarding TENS
Date: 30 July 2021 08:04:33
Attachments: [Screenshot 2021-07-29 at 19.45.42.png](#)
Importance: High

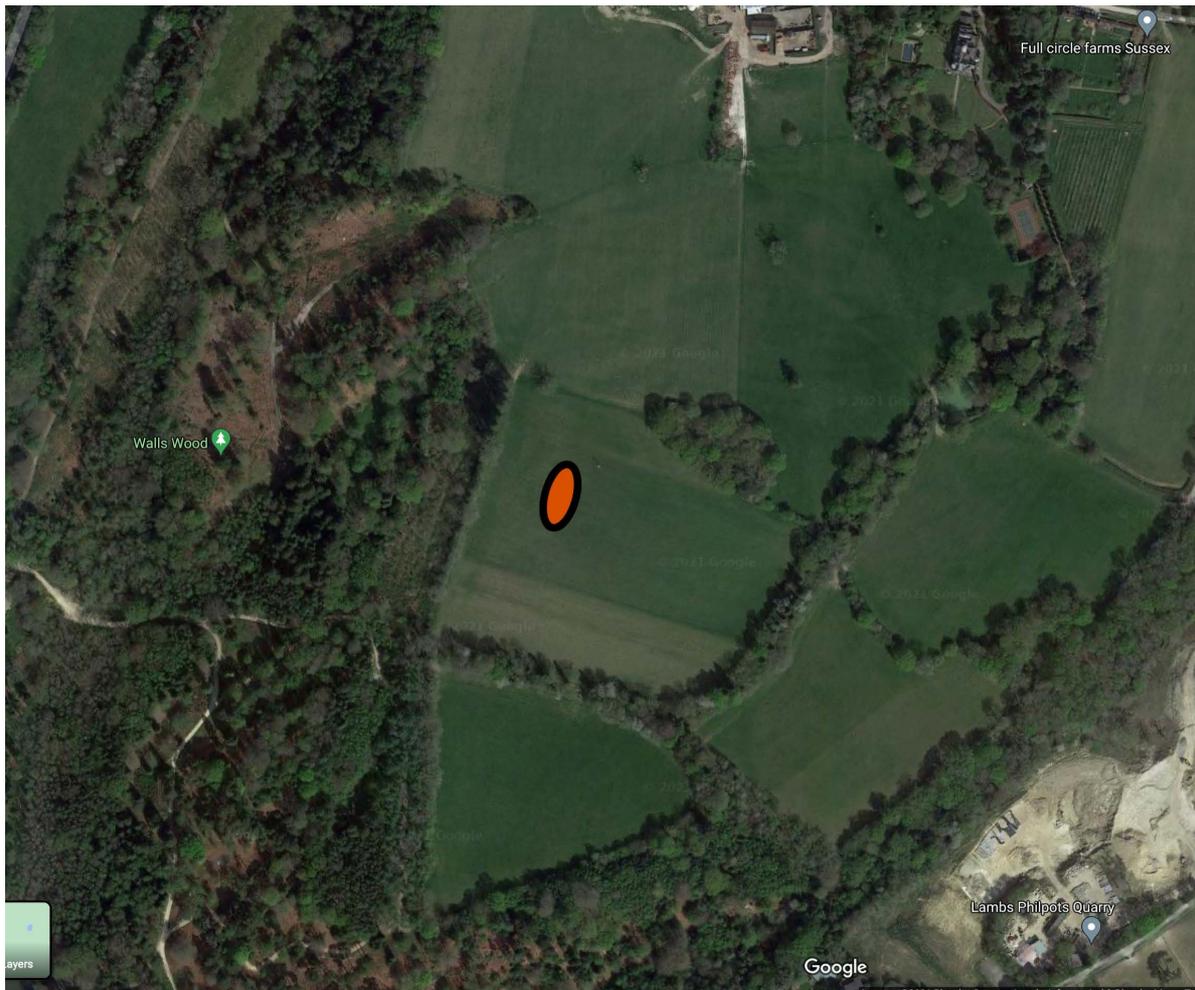
You don't often get email from [xxxxx@me.com](#). [Learn why this is important](#)

Dear Jon,

Proposed site of tent for TENS.

Best Wishes,

Huw



On 29 Jul 2021, at 17:39, Jon Bryant <Jon.Bryant@midsussex.gov.uk> wrote:

Dear Mr Williams

I have been made aware of the Temporary Event Notice that you have submitted today for Chiddinglye Farm between the 27th – 29th August.

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I am also aware of the issues from the previous events including the last one in 2019 which resulted in the conditions of that licence being breached.

In order to confirm the validity of the limits on the Temporary Event Notice, please can you confirm how many people, in total, are anticipated to attend this year's event? Please also supply a plan of the festival site with the location for the TEN clearly marked.

I require these details by tomorrow 4pm at the latest as I need to be satisfied that the Temporary Event limits are not going to be exceeded and that you are not intending to circumvent the Licensing Act with this application.

Additionally has this event been notified to the Safety Advisory Group?

I await your early response.

Kind regards

Jon Bryant

Jon Bryant

From: [Huw](#)
To: [Jon Bryant](#)
Cc: [licensing](#); [YL](#); [MB](#); [KB](#); [PC](#); [JC](#)
Subject: Re: Map regarding TENS
Date: 30 July 2021 10:50:58
Importance: High

Dear Jon,

Thank you for your quick response.

After the consultation with our health and safety advisor and land owner, we have decided to potentially move the licensed tent to a totally separate field which only has one access gate. (See map below). This way SIA can count the numbers entering that field and there will never be over 499 attending, even though though the tent itself only holds 400.

Most people who come to our events do not come for the music, they come for well being, nature connections and the workshops. With regards to sound issues in the past, these have always been in relation to one household who has a history of complaints against the Chiddinglye estate, this was before our event was even present. By moving the tent to this area, it is the furthest possible area away from that property. Also, if I am honest, we have been hosting small weekends with acoustic music around the fire and I enjoy it much more, I would like to continue with this, but am just worried that we have quite a few local solo singers like Carrie Tree (<https://www.youtube.com/watch?v=Q54wEucmEg>) that just wont be heard well without some amplification.

The loudest band we will have is The Langan Band (<https://www.youtube.com/watch?v=7th4HByc6sY>) a brilliant folk band from Scotland. We have deliberately chosen folk music with less bass to make sure the sound doesn't carry. I would like it so its just heard in the tent, loud enough to enjoy and appreciate. We wont be having any amplified music for dance etc, our dance workshop will be held with headphones as a silent event, so no one can hear outside the venue. We have also banned drumming, apart from one potential African drumming workshop in the afternoon with a master drummer fro Ghana who lives in the UK and has applied.

In reference to the alleged breach of conditions, I would refer to the ongoing complaints from Stonelands regarding events at Chiddinglye. The sound monitor showed that the drumming would not of been able to be heard inside the property but only with windows open and standing at the window. Also that Paul Thornton tried to get the event stopped before hand and made it very difficult, even though by all accounts from attendees and performers the event was a success and lots of families and children had a wonderful, life enhancing experience, I would suggest that the positives off the event far outweighed any negative experience. We have countless emails where parents say how much the children feel safe, in nature away from screens, making new friends for life, having a friendly time without drunkenness and no complaints from people on site about noise even though there was over 1200 children at that event in 2019. I actually got on well with Paul at the meeting post event and I took on board all his suggestions. That is why I am deliberately trying to format music which is without loud drumming and finishing by 11. I would be happy to give a very minimum sound to bands and just enough for solo artists to be heard.

Our events this summer have been supported by the arts council as playing an important role in arts and culture for the area, we hope to continue this as we employ local artists, caterers, SIA, contractors etc Even though this event will be less than 1/5th of our normal size, we do believe we bring an important and beneficial cultural event to the local area, which we really hope the local council will support. When we were working with Wealden council for over 8 years, we never had any complaints. We don't sell alcohol, we don't have loud trance or bass music, we do not encourage drugs, and are supported by organisations such as Sussex Wildlife trust, RSPB, WWF, Survival International and the Arts Council.

We did not apply for a premises license because our vet is really small and we didn't even know if we could host anything until July this year, which is too late to apply, as it takes two months. We are mainly fulfilling our commitment to run some event for the cancelled event of 2021, we had to stop selling tickets months before the event and have had to refund 60% which has just about kept us afloat. We have been running small nature based weekends since June (with acoustic music) and they have gone well, we have had such a positive response as you can see from the review, also so far we have had zero covid cases as we have a great small team making sure its as open air, spacious, clean and run well. In fact these events had barely broke even, but have provided valuable work for many people in the local area.

Just to clarify, we would absolutely make sure the tent/field ever has over 499 people attending when music is being played and also that the sound is low and monitored to make sure there are no complaints. We could even go mostly acoustic apart from the solo artists, we are happy to work with the council, we want to be able to work together to host what is basically a small event in a large area with families.

I look forward to hearing from you,

Warm wishes,

Huw

www.wilderlands.co.uk

On 30 Jul 2021, at 10:01, Jon Bryant <Jon.Bryant@midsussex.gov.uk> wrote:

Dear Huw

Thank you for your two emails explaining the planned event together with the plan.

We certainly appreciate the difficult times that your industry has experience over the last 16 months however the Licensing Authority must be satisfied that the legal requirements are complied with.

In respect of the plan that you have supplied, although it shows the proposed siting of the marquee but the location of the camping and other activities are absent. Please could this information be outlined. The Licensing Authority need to be able to satisfy themselves regarding the exact location of the event and that the limits on numbers will not be exceeded.

Please could you clarify why a Premises Licence was not applied for in respect of this year's event? The previous events have been held under the authority of a Premises Licence. For events catering for more than the permitted 499 persons; a Temporary Event Notice cannot be used as an attempt to circumvent the public consultation and controls attendant upon an application for a Premise Licence and would likely be interpreted as falling outside the provisions of Section 100 of the Licensing Act 2003.

I would direct you to section 7.35 of the guidance issued under section 182 of the Act which states – *The premises user who signs the form is legally responsible for ensuring that the numbers present do not exceed the permitted limit at any one time. In cases where there is reason to doubt that the numbers will remain within the permitted limit the premises user should make clear what the nature of the event(s) is and how they will ensure that the permitted persons limit will not be exceeded..... In each case it is important that licensing authorities and relevant persons can consider whether they believe that the premises user intends to exceed the 499 person limit, or will be unable to control or know whether the limit will be exceeded.*

I also refer you to the attached letter sent to you by the Licensing Authority following the investigation of the previous breaches of the Premises Licence in 2019 which gives rise to concerns regarding the control of the proposed event and these are the issues that we need to consider in respect of the application. Please could you give more details on the controls; you mention in your email that the marquee has a capacity of 400 but there appears to be reference to a larger fenced area with the capacity of 499. What measures are in place to prevent additional persons, who have not been admitted, standing

outside the fenced area when the entertainment is taking place?

I look forward to your reply.

Kind regards

Jon

Jon Bryant
Senior Licensing Officer
Mid Sussex District Council
Environmental Health
01444 477428
07712 415409

jon.bryant@midsussex.gov.uk

www.midsussex.gov.uk

<image001.jpg>

'Working together for a better Mid Sussex'

<image002.png>

From: Huw Williams <xxxx@me.com>

Sent: 30 July 2021 08:02

To: Jon Bryant <Jon.Bryant@midsussex.gov.uk>

Cc: licensing <licensing@midsussex.gov.uk>; Michael Bateman ; Paul Collard;

> **Subject:** Re: Map regarding TENS

Importance: High

You don't often get email from xxx@me.com. [Learn why this is important](#)

Proposed site of tent for TENS.

Best Wishes,

Huw

<image005.png>

On 29 Jul 2021, at 17:39, Jon Bryant <Jon.Bryant@midsussex.gov.uk> wrote:

Dear Mr Williams

I have been made aware of the Temporary Event Notice that you have submitted today for Chiddinglye Farm between the 27th – 29th August.

I believe that this event has been advertised widely as this years 'Into the Wild Festival'. I am aware that the previous events were dealt with by my predecessor, Mr Thornton, and were authorised by the grant of a Premises Licence.

I am also aware of the issues from the previous events including the last one in 2019 which resulted in the conditions of that licence being breached.

In order to confirm the validity of the limits on the Temporary Event Notice, please can you confirm how many people, in total, are anticipated to attend this year's event? Please also supply a plan of the festival site with the location for the TEN clearly marked.

I require these details by tomorrow 4pm at the latest as I need to be satisfied that the Temporary Event limits are not going to be exceeded and that you are not intending to circumvent the Licensing Act with this application.

Additionally has this event been notified to the Safety Advisory Group?

I await your early response.

Kind regards

Jon Bryant

Jon Bryant
Senior Licensing Officer
Mid Sussex District Council
Environmental Health
01444 477428
07712 415409

From: [Huw](#)
To: [JC](#)
Cc: [NB](#); [Jon Bryant](#); [LG](#); [JW](#)
Subject: Re: Temporary Event Notice Chiddinglye Farm 27th-29th August 2021
Date: 30 July 2021 16:51:08

Dear Jane,

Thank you for your email. I totally understand your concerns.

It is our whole hearted intention to create an event that creates a positive cultural experience for all.

There are a few very different factors this time.

We apologised by the one breach last time, it was not intentional and was sorted our very quickly. As always a drum being the issue. This will not happen again. It will be our top priority to make sure of that, in fact I would rather be safer than ever and have the sound a slow as we can so it can be heard but not in any way detrimental to any persons.

1. The event is much smaller (at least 1/5th of the size of 2018) and the acts we are hiring reflect that, both in the style of music and with recognition of the unique issues on that site.

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We advise that the 1Bose speakers should be a "line array" which is known to provide improved sound coverage within the intended area, and reduce overspill outside it.

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During the event we will have a dedicated team to measure sound levels and ensure they are kept to agreed sound levels with the council. A radio channel is permanently reserved for communication with the stage team, and the lead member responsible for sound levels will have a headset for use with this radio. We will have a dedicated sound person to monitor sound at all time when music is playing between 18:00 and 22:00

Our sound team has sufficient equipment to alter amplification across frequency bands selectively, so that if a certain frequency range is at an excessive level, this can be reduced on demand.

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Theo Bard

<https://www.youtube.com/watch?v=roU9P8c3TxM>

I look forward to hearing from you.

Best wishes,

Huw

On 30 Jul 2021, at 16:08, Jane Cooper <xxxx@midssussex.gov.uk> wrote:

Dear Mr Williams,

Thank you for your email.

You have not provided me with sufficient information detailing how you intend to mitigate noise during this event, and how you will prevent the creation of a public nuisance.

Given this, and the issues with previous events held by you in 2019 and 2018 at this site, I am considering objecting to this Temporary Event Notice.

You may wish to submit further information to support your application.

Kind regards,

Jane Cooper
Environmental Health Officer
Mid Sussex District Council
Environmental Health
Tel: +44 (0)1444 477437
Email: xxxxx@midssussex.gov.uk

<image001.png>

From: Huw Williams <xx@me.com>

Sent: 30 July 2021 10:57

To: Jane Cooper <

Cc: licensing <licensing@midssussex.gov.uk>; Nicholas Bennett <

> Subject: Re: Temporary Event Notice Chiddinglye Farm 27th-29th August 2021

You don't often get email from xx@me.com. [Learn why this is important](#)

Thank you for your email.

I shall copy the email I have just sent to Jon Bryant which will hopefully clarify any concerns you may have.

Warm Wishes,

Huw

Dear Jon,

Thank you for your quick response.

After the consultation with our health and safety advisor and land owner, we have decided to potentially move the licensed tent to a totally separate field which only has one access gate. (See map below). This way SIA can count the numbers entering that field and there will never be over 499 attending, even though the tent itself only holds 400.

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The loudest band we will have is The Langan Band (<https://www.youtube.com/watch?v=7th4HByc6sY>) a brilliant folk band from Scotland. We have deliberately chosen folk music with less bass to make sure the sound doesn't carry. I would like it so its just heard in the tent, loud enough to enjoy and appreciate. We wont be having any amplified music for dance etc, our dance workshop will be held with headphones as a silent event, so no one can hear outside the venue. We have also banned drumming, apart from one potential African drumming workshop in the afternoon with a master drummer fro Ghana who lives in the UK and has applied.

In reference to the alleged breach of conditions, I would refer to the ongoing complaints from Stonelands regarding events at Chiddinglye. The sound monitor showed that the drumming would not of been able to be heard inside the property but only with windows open and standing at the window. Also that Paul Thornton tried to get the event stopped before hand and made it very difficult, even though by all accounts from attendees and performers the event was a success and lots of families and children had a wonderful, life enhancing experience. I would suggest that the positives off the event far outweighed any negative experience. We have countless emails where parents say how much the children feel safe, in nature away from screens, making new friends for life, having a friendly time without drunkenness and no complaints from people on site about noise even though there was over 1200 children at that event in 2019. I actually got on well with Paul at the meeting post event and I took on board all his suggestions. That is why I am deliberately trying to format music which is without loud drumming and finishing by 11. I would be happy to give a very minimum sound to bands and just enough for solo artists to be heard.

Our events this summer have been supported by the arts council as playing an important role in arts and culture for the area, we hope to continue this as we employ local artists, caterers, SIA, contractors etc Even though this event will be less than 1/5th of our normal size, we do believe we bring an important and beneficial cultural event to the local area, which we really hope the local council will support. When we were working with Wealden council for over 8 years, we never had any complaints. We don't sell alcohol, we don't have loud trance or bass music, we do not encourage drugs, and are supported by organisations such as Sussex Wildlife trust, RSPB, WWF, Survival International and the Arts Council.

We did not apply for a premises license because our vet is really small and we didn't even know if we could host anything until July this year, which is too late too apply, as it takes two months. We are mainly fulfilling our commitment to run some event for the cancelled event of 2021, we had to stop selling tickets months before the event and have had to refund 60% which has just about kept us afloat. We have been running small nature based weekends since June (with acoustic music) and they have gone well, we have had such a positive response as you can see from the review, also so far we have had zero covid cases as we have a great small team making sure its as open air, spacious, clean and run well. In fact these events had barely broke even, but have provided valuable work for many people in the local area.

Just to clarify, we would absolutely make sure the tent/field ever has over 499 people attending when music is being played and also that the sound is low and monitored to make sure there are no complaints. We could even go mostly acoustic apart from the solo artists, we are happy to work with the council, we want to be able to work together to host what is basically a small event in a large area with families.

I look forward to hearing from you,

Warm wishes,

Huw

www.wilderlands.co.uk

On 30 Jul 2021, at 10:10, Jane Cooper <xxx@midsussex.gov.uk> wrote:

Dear Mr Williams,

I have been consulted by the Licensing Department concerning the above submission of a Temporary Event Notice.

I am aware that complaints were received concerning noise created during similar events held at this location in 2018 and 2019, and that conditions on your Premises Licence issued for the event held in 2019 were breached.

Please can you confirm how you intend to mitigate noise and therefore prevent creation of a public nuisance during this event.

Kind regards,

Jane Cooper
Environmental Health Officer
Mid Sussex District Council
Environmental Health
Tel: +44 (0)1444 477437
Email: xxxxx@midsussex.gov.uk

<image001.png>

From: [Huw](#)
To: [JC](#)
Cc: [NB Jon Bryant](#); [LG JW](#)
Subject: Re: Temporary Event Notice Chiddinglye Farm 27th-29th August 2021
Date: 02 August 2021 10:08:32
Attachments: [TW19NR01.pdf](#)

Hi Jane,

Good morning,

Hope you are well.

I would just like to add a couple of points to my email from Friday.

Just to clarify the small tent will be another 200 metres away from Stonelands compared to where the main tent was at the 2019 event, which was about 600 metres away. In 2018 the main tent was around 500 metres away..

As you can see from the attached sound report, no breaches were made from the main tent at that time, it was from a drummer in a tent about 420 metres from Stonelands, which was closed down very quickly.

The proposed tent would be at least 850 metres from Stonelands this time and at a much lower level with no major percussion and a 100% folk line up.

I very much doubt any of the music will be able to be heard from Chiddinglye farm, never mind Stonelands and we would be happy to carry out tests to clarify this before hand.

Yours Sincerely,

Huw Wyn

On 30 Jul 2021, at 16:50, Huw Williams <xxxx@me.com> wrote:

Dear Jane,

Thank you for your email. I totally understand your concerns.

It is our whole hearted intention to create an event that creates a positive cultural experience for all.

There are a few very different factors this time.

We apologised by the one breach last time, it was not intentional and was sorted our very quickly. As always a drum being the issue. This will not happen again. It will be our top priority to make sure of that, in fact I would rather be safer than ever and have the sound a slow as we can so it can be heard but not in any way detrimental to any persons.

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<333686-11-compact.jpeg>
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9. Please see the sound plan below.

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I look forward to hearing from you.

Best wishes,

Huw

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Kind regards,

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Tel: +44 (0)1444 477437
Email: xxxx@midsex.gov.uk

<image001.png>

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Sent: 30 July 2021 10:57

To: Jane Cooper <xxxx@midsex.gov.uk>

Cc: licensing <licensing@midsex.gov.uk>; Nicholas Bennett >

Subject: Re: Temporary Event Notice Chiddinglye Farm 27th-29th August 2021

You don't often get email from xxxx@me.com. [Learn why this is important](#)

Thank you for your email.

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Warm Wishes,

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Please can you confirm how you intend to mitigate noise and therefore prevent creation of a public nuisance during this event.

Kind regards,

Jane Cooper
Environmental Health Officer
Mid Sussex District Council
Environmental Health
Tel: +44 (0)1444 477437
Email: jxxxx@midssussex.gov.uk

<image001.png>

The information contained in this email may be subject to public disclosure under the Freedom of Information Act 2000. Unless the information

NOISE REPORT INTO THE WILD 23 AUG - 26 AUG 2019

Chiddinglye, West Hoathly
West Sussex RH19 4QS

Draft 01
Subject to client review & approval

Client: Huw Wyn, Into The Wild Events Ltd
Report by: Gareth Hance. Electric Star Live Ltd
Report No: ITW19NR01
Date: 14/10/19

Institute of Acoustics
Associate Member



Audio Engineering Society



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1 Summary

Huw Wyn of Into The Wild Events Ltd, commissioned Gareth Hance of Electric Star to assess the noise measurements taken by independent sound consultant John Warburton at Into The Wild, Fri 23 Aug – Mon 26 Aug 2019.

This report concludes that the music noise from the Into The Wild event adhered to the agreed limits as far as can be practicably determined, upholding the licencing objectives of prevention of public nuisance & maintaining the expected standards:

- Friday – Sunday; the specific Music Noise Level complied with agreed limits
- Music levels on-site were reduced at 22:00 & 23:00
- Music levels off-site were assessed as unlikely to be audible inside dwellings post 23:00
- Licensed entertainment down on time with no overruns
- Drumming ceased at 22:00
- On-site levels were effective with Front-of-House levels circa 92-96dB LAeq 5'
- One complainant contacted the organisers objecting to noise

1.1 Overview

Event Management:	Huw Wyn, Into The Wild Events Ltd
Production:	Into The Wild Events Ltd
Principle sound contactor:	Sam Welbourne, Mindful Sounds
Capacity:	Licence 4,999 / Circa 3,800 attended
Stages:	Covered main stage
Music Noise Level limit:	15dB above background 1m from at any noise sensitive façade before 23:00
Live timings:	Fri, Sat & Sun till 23:30
Sound checks:	Propagation Fri 12 noon. Sound check Fri & Sat at 17:00
Local authority:	Mid Sussex District Council
Noise management:	John Warburton, independent sound consultant

1.2 Guideline limit & conditions

The Noise Management Plan (NMP) proposed conformity with the Noise Council's Code of Practice on Environmental Noise Control at Concerts (1995); 4-12 concert days per year. The MNL (Music¹ Noise Level²) should not exceed the background noise level by more than 15dBA over a 15-minute period. Between the hours 23.00 and 09.00 the music noise should not be audible within noise-sensitive premises with windows open in a typical manner for ventilation³. Although no precise bass level guidance is available the following may be found helpful: At distances exceeding 2km⁴ a level up to 70dB in either of the 63 Hz or 125 Hz octave frequency band is satisfactory; a level of 80 dB or more in either of those octave frequency bands causes significant disturbance.

The background level can be determined as 36dB LA90, see below, and the specific MNL limit as 51dB LAeq 15'.

1.2.1 Background level

In advance of the event, two brief measurements were taken, followed by a longer assessment as follows:

- Riddleys, W. Hoathly - 29 July 2019, 20:17 BST: 34.1 dB LA90 11'
- Garden House, Stonelands - 29 July 2019, 20:47 BST: 36.6 dB LA90 20'
- Garden Cottage, Stonelands - 23 Aug 2019, 18:15 BST: 36.1 dB LA90 6hr

The background measurement of 36dB LA90 6hr at Stonelands on Fri 23 Aug 2019 is considered representative.

1.2.2 Timings

The event complied with the licensing conditions; any drumming activities will cease at 22.00 & all music should cease at 23.30. See stage running order & soundcheck times on page 6.

¹ The noise from the music and vocals during a concert or sound checks and not affected by other local noise sources.

² The LAeq of the specific music noise measured at a particular location.

³ While there is no universally accepted definition of inaudible the Code of Practice proposes control can be exercised by limiting the music noise so that it is just audible outside the noise sensitive premises. When that is achieved it can be assumed that the music noise is not audible inside the noise sensitive premises.

⁴ A study of Low Frequency Sound from Pop Concerts, J.E.T. Griffiths, J. Staunton and S.Kamath (ProcIOA, Vol 15, Part 7, 1993).

1.3 Community engagement

A residents letter was circulated as described in the Noise Management Plan, please refer to the NMP for details.

One complaint directly contacted the festival on Saturday evening from residents at Garden Cottage in Stonelands relating to music noise on Friday & Saturday evening. The resident asserted music from the event on Friday & Saturday evening before 23:00 had an unfavourable impact on their enjoyment of a summers evening.

John Warburton, Noise Management, attended the property on Saturday around 19:50 & observed a garden party in progress as the primary contribution to measured sound levels.

The organisers are unaware of any other complaints.

Ad-hoc conversations with local residents were positive.

2 Sources

2.1 Primary contributions

REF.	NAME	DIR.	SYSTEM	dBA*	CLOSE TIMES	NOTES
S1	Main Stage	SE	Turbosound TQ	95	Fri, Sat & Sun < 23:30	Point: 4x 12" Top & 2x Twin 15" sub
S2	Dance Therapy	S	Generic	85	Fri, Sat & Sun < 23:30	Point: 2x 12" Top

*dBA in audience area

Main stage was a "big top" style enclosed tent, with a PA system controlled directly by the Technical Manager located in the same tent. It was engineered to give an appropriate level of sound within the tent, while permitting the other areas of the festival to run without disturbance e.g. healing areas, children's area, camping etc. The music policy was predominantly global, acoustic, ambient & chill. <https://www.intothewildgathering.com/music>

The Dance Therapy tent operated from 10am, with well-being activities such as yoga, storey telling & mindfulness. The content was predominantly interactive activities & mixed media. The Google map label of 'Dance Tent' should not be misinterpreted as DJ's & Dance music.

2.2 Secondary contributions

REF.	LOCATION	ACTIVITY	TIMES	NOTES
-	Production Gate	Traffic	Continuous	Peak during load in / out
-	Exits	Traffic	Continuous	Peak Fri & Mon
-	Highways	Traffic	Continuous	Peak Fri & Mon
-	Static Plant	Generators & Towerlights	Continuous	Ultra-silenced equipment, inaudible off-site
-	Moving Plant	Buggies & Forklifts	Social hours	Peak during build & break
-	Waste	Collection & Compacting	Social hours	Peaking during break
-	Camping	General activity	Continuous	Security staff prohibit excessive noise

3 Receivers

REF.	NAME	DIR	DIST' m*	USE	PREDICTED MNL dBA	NOTES
R1	Garden Cottage	NNE	650m	Residential	46.5	2nd closest. Multiple dwellings. Down prevailing wind.
R2	Ridleys	NE	1.3Km	Residential	44.2	Down prevailing wind, albeit at some distance.
R3	North Lane	E	1.2Km	Residential	45.6	
R4	Ardingly Rd	W	450m	Residential	47.1	Closest dwelling, directly behind main stage.
R5	Stonelands West	NW	700m	Residential	42.8	

*Approx distance from centre of site to receptor façade

The ISO9613-2 predictions on page 7 & listed in the table above are consistent with measurements at Garden Cottage.

4 Monitoring

4.1 Propagation

During sound checks on main stage, a running propagation test was carried out between 18:15 – 18:45 on Fri 23 August. Representative live & recorded music was played such that a level in the tent was deemed typical of the intended live levels while simultaneous measurements were taken off site at Garden Cottage.

The weather was clear with a NNE wind of 2m/s. Off-site residual & music combined level was 47dB LAeq correlating to less than 5dBA above residual levels of 43dB LAeq 6hr.

The Dance Therapy tent was inaudible off site & no propagation test conducted.

No further action was deemed necessary given the 4dBA margin for uncertainty between measured levels & the MNL limit of 51dB LAeq.

4.2 Monitoring & control

Sound levels were observed both on & off-site. All measurements were taken free-field without corrections & broadly adopted BS7445 methodology using a Class 1 BS61672 sound level meter. The measurements are in the appendix on page 9, weather & equipment used on page 5.

Off-site sound levels were monitored off-site using an unattended remote access meter at Garden Cottage in Stonelands. Attended assessments were taken at other locations as stipulated in NMP & also responding to complaints & dynamically assessed locations.

The music on the site perimeter at street level was considered not intrusive inside dwellings beyond the immediate perimeter of the site as far as can be reasonably determined from ad-hoc conversations with passing residents & supported by the ISO 9613-2 prediction assessment on page 7. It is possible upper floors have better line of sight & a different noise impact experience compared to street level measurements.

The measurements from Garden Cottage are shown in the appendix on page 9. Attended sound assessments are not reproduced here given the given the observed levels were considered inaudible or only faintly audible.

5 Observations

The principles & objectives of the Noise Management Plan (NMP) were adhered to. Any deviation was inconsequential & reflects the dynamic nature of live events.

Measured levels, activities & timings remained compliant with the licensing conditions for the duration of the event.

Considerations

- Minimise live music post 23:00, specific mitigation for Code of Practice MNL limit watershed
- Systematic monitoring at R4 Ardingly Rd if the Main Stage remains in this location
- Emphasise the Dance Therapy tent is predominantly therapy & interactive class activities

6 Appendix

A. Equipment

Sound Meter: NTi Audio XL2 (Type Approved) with M2230 microphone Sn. A2A-13015-E0

Accessories: NTi WP30 weather protection case & NTi Netbox remote monitoring

Sound meter complies with BS61672-1 & is traceably UKAS or equivalent calibrated within 2-years.

Certificates available on request.

B. Weather

The wind strength & direction on Saturday & Sunday morning was variable, albeit little correlation to complaints. There was no indication of adverse impact related to weather conditions. Given the temperature variation from day to night was approximately 15 °C, an inversion effect caused by radiative cooling of the ground at night may have focused sound-wave propagation at greater distances, albeit there was no indication of this during the off-site observations nor from community engagement responses.

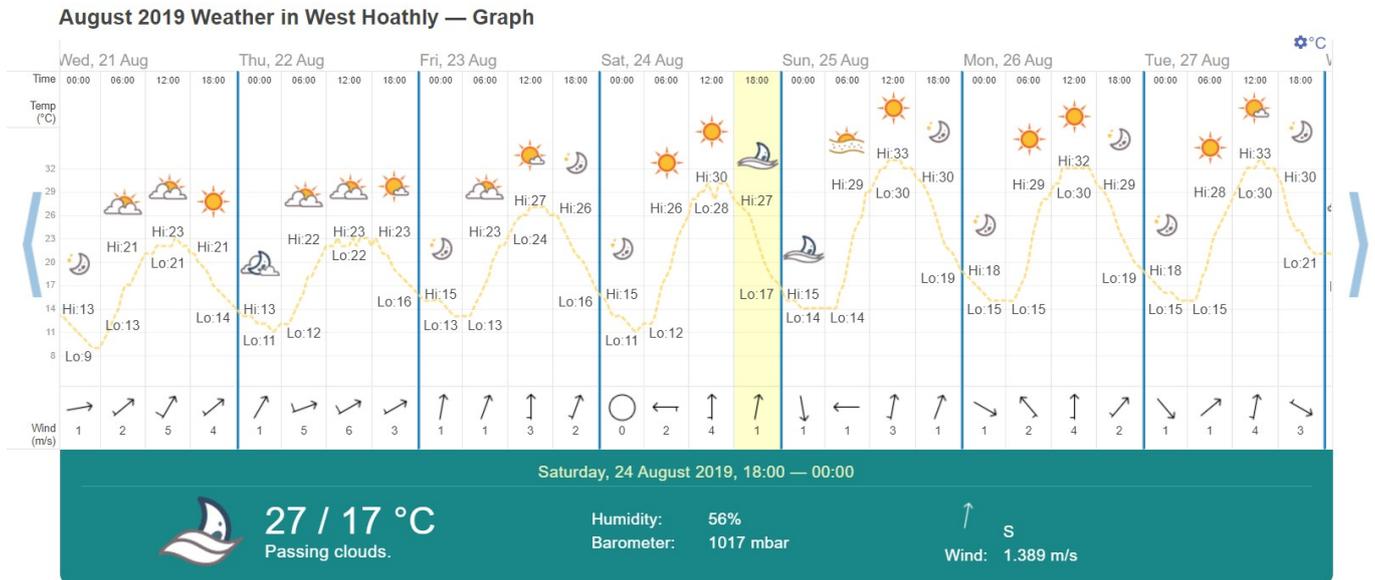


Figure 1 – <https://www.timeanddate.com/weather/@2634389/historic?month=8&year=2019>

C. Running order

Friday
23rd

Dende	19:30
<i>compere welcome</i>	20:45
Z star	21:00
<i>Compere</i>	22:15
Mobius loop	22:30
<i>close</i>	23:30

Saturday
24th

Marcus Gad	19:30
<i>Compere</i>	20:40
Kel Assouf	20:55
<i>Compere</i>	22:05
Debashish Bhattacharya	22:20
<i>close</i>	23:30

Sunday
25th

Malin Spjuth	20:00
<i>Compere</i>	20:45
Martha Tilston	21:00
<i>Compere show closing</i>	22:15
Carrie Tree	22:30
<i>close</i>	23:30

Sound checks

Friday
23rd

System check	12:00	1 Hr
Z star	17:00	1 Hr

Saturday
24th

Kel Assouf	17:00	1 Hr
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Sunday
25th

None

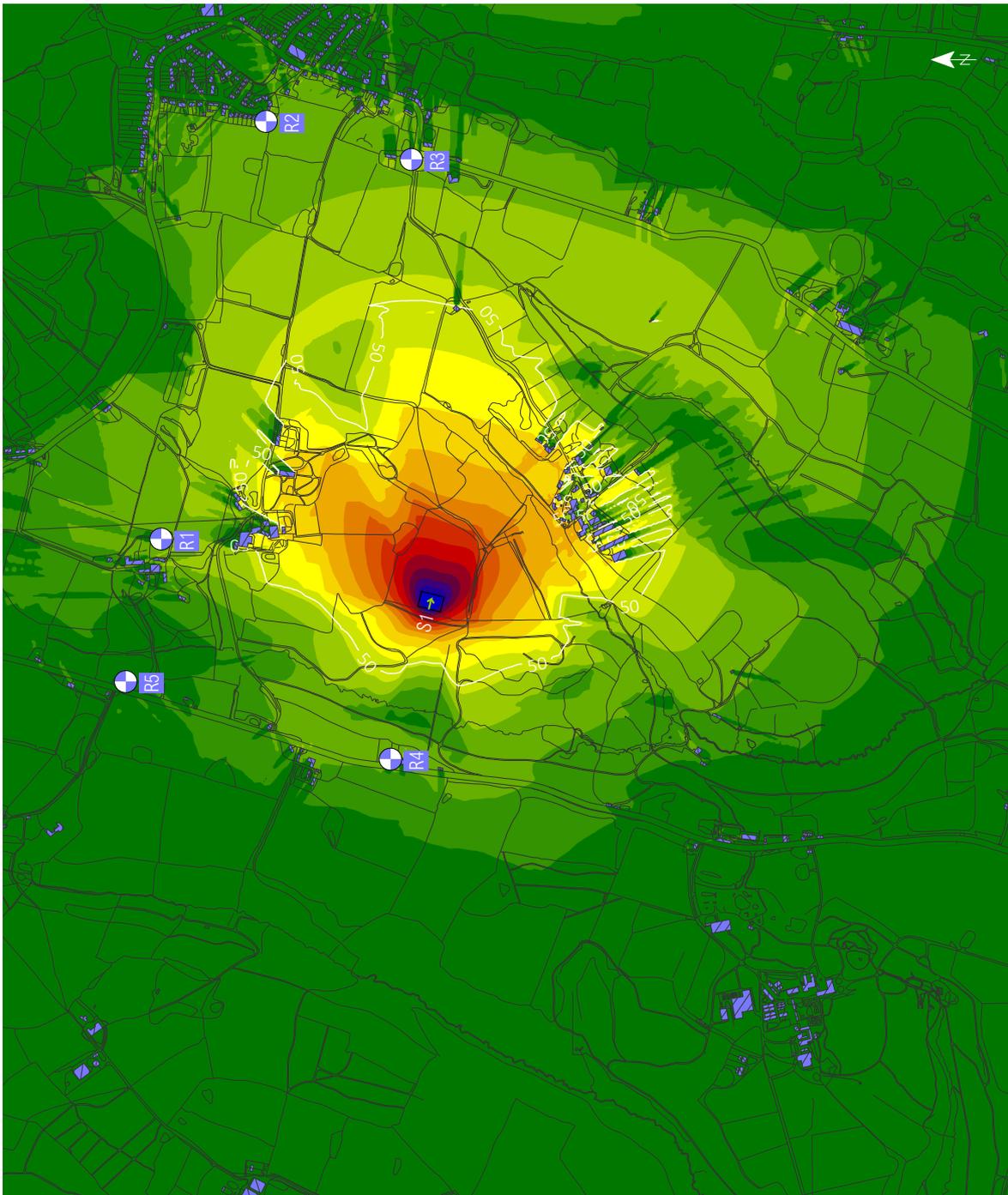
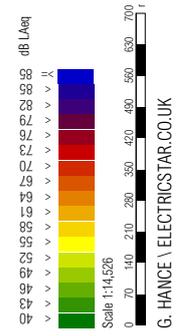
D. Prediction

NOISE PREDICTION

ISO - 9613-2
 into the Wild 2019
 Music Noise Level

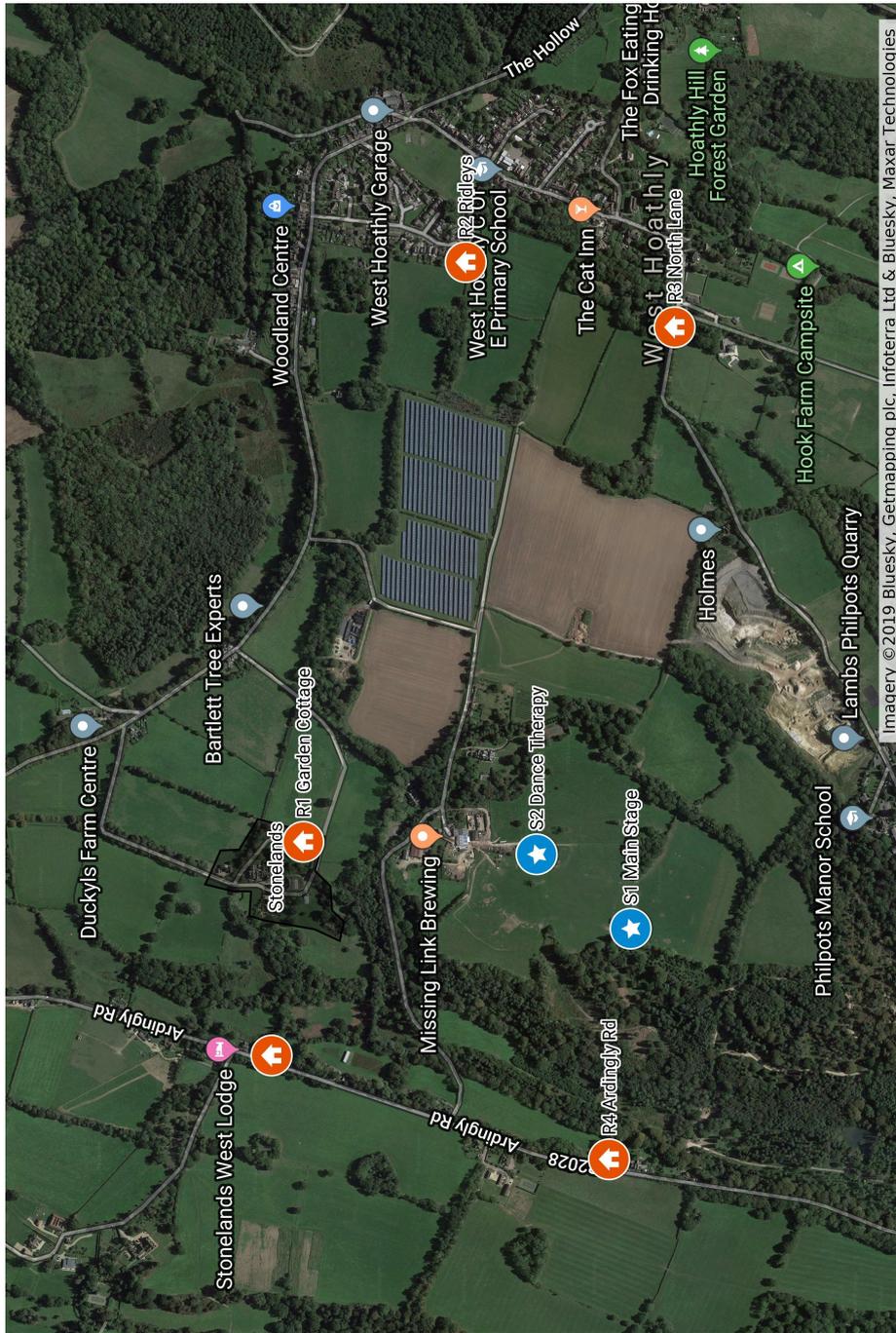
RECEPTORS		MNL
ID		dBA
R1	Garden Cottage	46.5
R2	Ridleys	44.2
R3	North Ln	45.6
R4	Ardingly Rd	47.1
R5	Stonelands West	42.8

STAGE		FOH
ID		dBA
	Stage 1 FoH	96.0



E. Locations

ITW19 Sources & Receivers



- Receivers**
- Stonelands
 - R1 Garden Cottage
 - R2 Ridleys
 - R3 North Lane
 - R4 Ardingly Rd
 - R5 Stonelands West

- Sources**
- S1 Main Stage
 - S2 Dance Therapy

Figure 2 - Location map

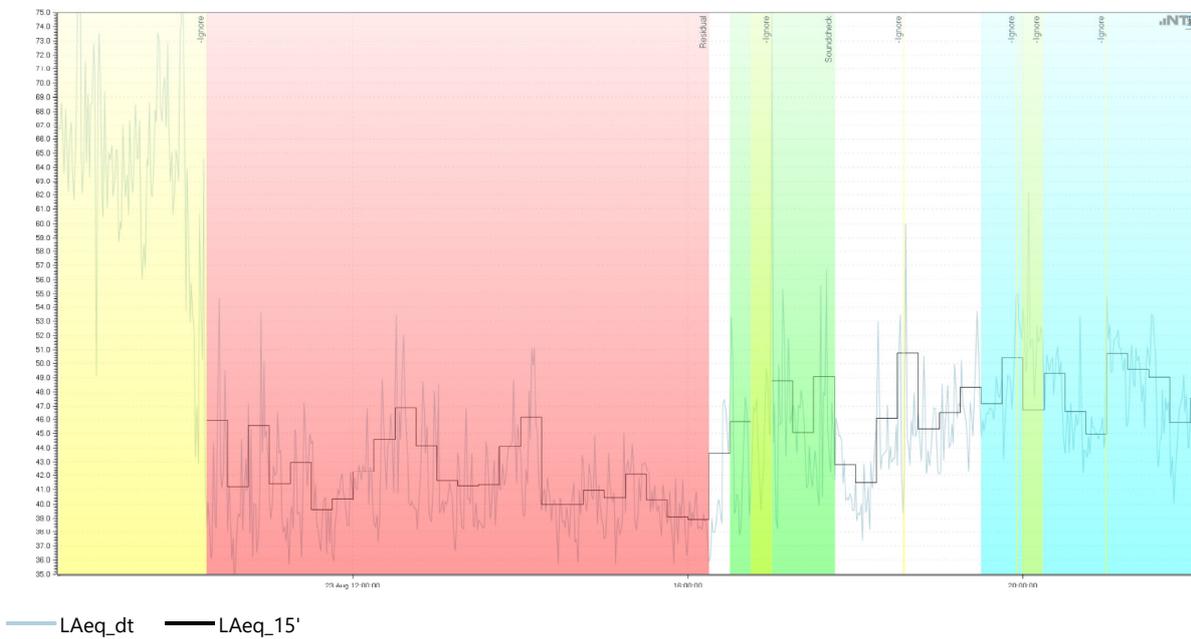
F. Measurements



Sound Measurements

Start: 2019-08-23 08:28:56
 End: 2019-08-23 22:02:41

Location: Garden Cottage (Free-field)
 Equipment: NTi XL2, M2230 + WP30
 Setup: J. Waburton



Configuration

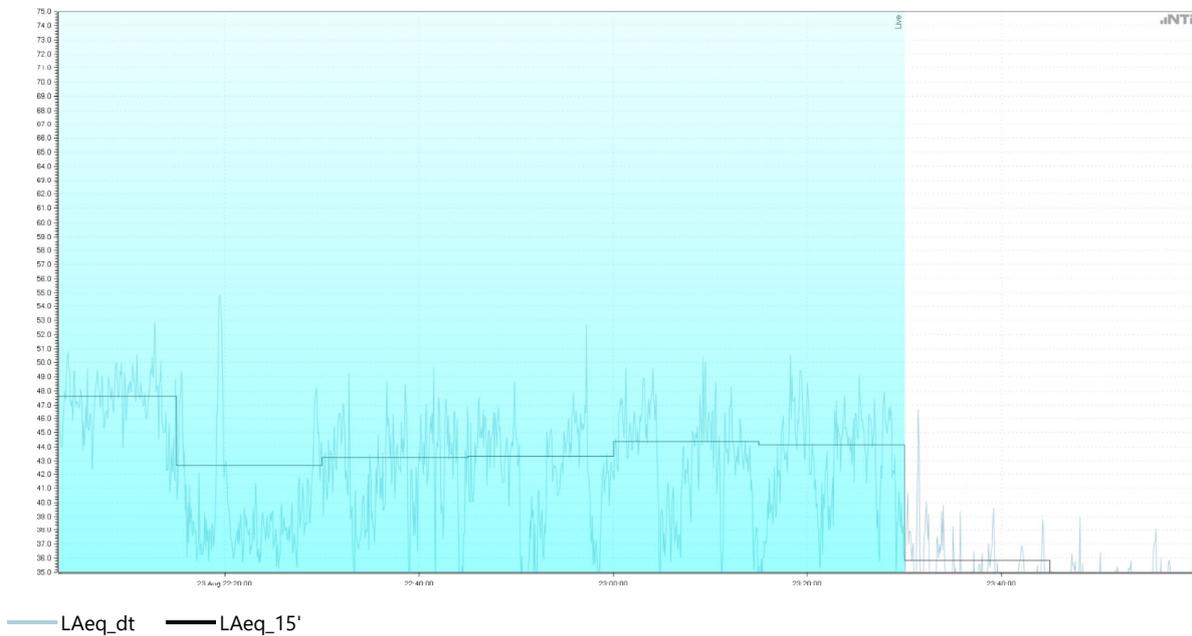
- Device Info: XL2, SNo. A2A-13015-E0, FW4.20
- Mic Type: MA220
- Mic Sensitivity: 40.4 mV/Pa
- Range: Low
- Ln based on: LAeq_dt



Sound Measurements

Start: 2019-08-23 22:02:54
 End: 2019-08-24 00:00:00

Location: Garden House (Free-field)
 Equipment: NTi XL2, M2230 + WP30
 Setup: J. Waburton



— LAeq_dt — LAeq_15'

Configuration

- Device Info: XL2, SNo. A2A-13015-E0, FW4.20
- Mic Type: MA220
- Mic Sensitivity: 40.4 mV/Pa
- Range: Low
- Ln based on: LAeq_dt



Sound Measurements

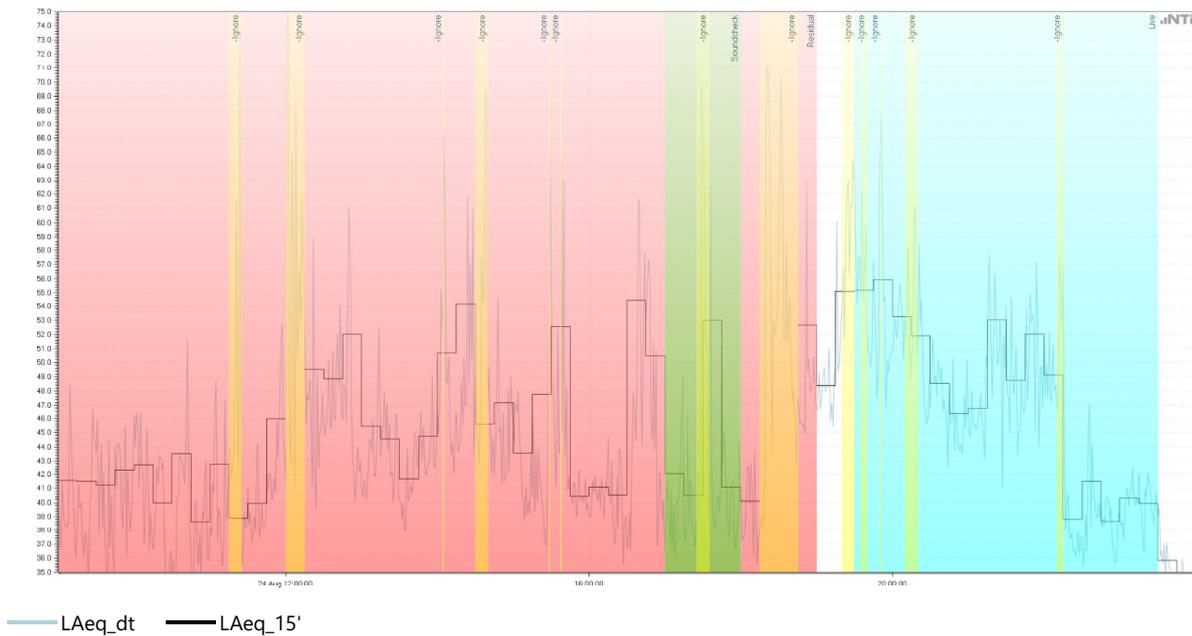
Start: 2019-08-24 09:00:00

End: 2019-08-25 00:00:00

Location: Garden House (Free-field)

Equipment: NTi XL2, M2230 + WP30

Setup: J. Waburton



Configuration

Device Info: XL2, SNo. A2A-13015-E0, FW4.20
 Mic Type: MA220
 Mic Sensitivity: 40.4 mV/Pa
 Range: Low
 Ln based on: LAeq_dt



Sound Measurements

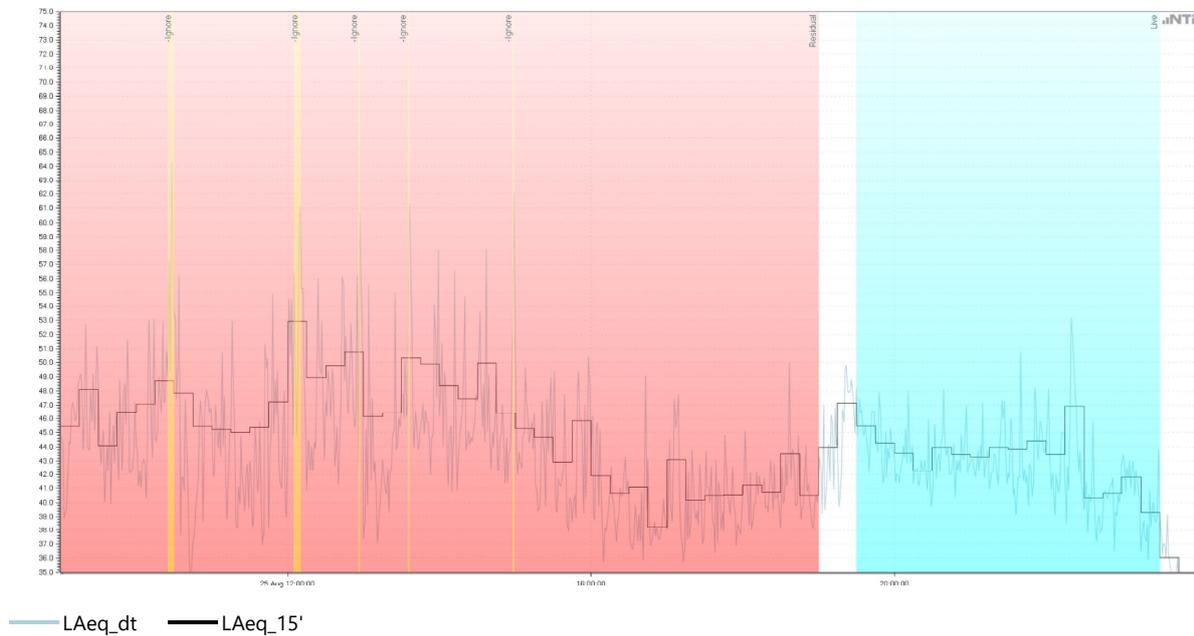
Start: 2019-08-25 09:00:00

End: 2019-08-26 00:00:00

Location: Garden House (Free-field)

Equipment: NTi XL2, M2230 + WP30

Setup: J. Waburton



Configuration

- Device Info: XL2, SNo. A2A-13015-E0, FW4.20
- Mic Type: MA220
- Mic Sensitivity: 40.4 mV/Pa
- Range: Low
- Ln based on: LAeq_dt

Project Name: ITW19 2019-08-23 Gdn Cott
 Location: Garden Cottage
 Setup: J. Warburton
 Device Info: XL2, SNo. A2A-13015-E0, FW4.20
 Mic Type: MA220
 Range: Low

Start Date and Time	Duration	LAeq	LCeq	L 10.0 %	L 90.0 %	Note
23/08/2019 08:15	0:00:00					
23/08/2019 08:30	0:00:00					
23/08/2019 08:45	0:00:00					
23/08/2019 09:00	0:00:00					
23/08/2019 09:15	0:00:00					
23/08/2019 09:30	0:00:00					
23/08/2019 09:45	0:00:00					
23/08/2019 10:00	0:00:00					
23/08/2019 10:15	0:15:00	45.9		47.1	34.7	
23/08/2019 10:30	0:15:00	41.2		42.6	34.6	
23/08/2019 10:45	0:15:00	45.5		45.3	35.4	
23/08/2019 11:00	0:15:00	41.4		44.0	35.8	
23/08/2019 11:15	0:15:00	43.0		46.3	35.8	
23/08/2019 11:30	0:15:00	39.6		42.2	35.3	
23/08/2019 11:45	0:15:00	40.3		42.5	36.4	
23/08/2019 12:00	0:15:00	42.3		43.9	39.1	
23/08/2019 12:15	0:15:00	44.6		47.1	37.7	
23/08/2019 12:30	0:15:00	46.9		49.0	37.9	
23/08/2019 12:45	0:15:00	44.2		46.9	36.1	
23/08/2019 13:00	0:15:00	41.6		42.3	36.4	
23/08/2019 13:15	0:15:00	41.3		42.6	37.3	
23/08/2019 13:30	0:15:00	41.3		43.0	35.4	
23/08/2019 13:45	0:15:00	44.1		45.9	39.7	
23/08/2019 14:00	0:15:00	46.1		47.4	38.3	
23/08/2019 14:15	0:15:00	40.0		41.9	36.5	
23/08/2019 14:30	0:15:00	40.0		42.9	35.6	
23/08/2019 14:45	0:15:00	40.9		43.1	37.8	
23/08/2019 15:00	0:15:00	40.4		42.8	36.0	
23/08/2019 15:15	0:15:00	42.1		44.3	38.1	
23/08/2019 15:30	0:15:00	40.3		42.4	37.5	
23/08/2019 15:45	0:15:00	39.1		41.3	35.9	
23/08/2019 16:00	0:15:00	38.9		40.4	36.2	
23/08/2019 16:15	0:15:00	43.6		47.5	36.8	
23/08/2019 16:30	0:15:00	45.9		47.8	37.6	
23/08/2019 16:45	0:00:00					
23/08/2019 17:00	0:15:00	48.8		51.3	38.8	
23/08/2019 17:15	0:15:00	45.1		47.9	40.6	
23/08/2019 17:30	0:15:00	49.0		48.3	39.4	
23/08/2019 17:45	0:15:00	42.8		45.6	38.3	
23/08/2019 18:00	0:15:00	41.5		43.8	37.1	
23/08/2019 18:15	0:15:00	46.1		47.5	40.8	
23/08/2019 18:30	0:14:00	50.8		48.7	40.0	
23/08/2019 18:45	0:15:00	45.3		47.6	40.4	
23/08/2019 19:00	0:15:00	46.6		48.6	41.7	
23/08/2019 19:15	0:15:00	48.3		50.5	42.5	
23/08/2019 19:30	0:15:00	47.2		49.1	42.8	
23/08/2019 19:45	0:13:00	50.4		53.3	44.2	
23/08/2019 20:00	0:01:00	46.7		49.7	41.9	
23/08/2019 20:15	0:15:00	49.3		52.3	43.1	
23/08/2019 20:30	0:15:00	46.6		48.6	41.2	
23/08/2019 20:45	0:14:00	45.0		46.5	42.3	
23/08/2019 21:00	0:15:00	50.7		53.2	44.6	
23/08/2019 21:15	0:15:00	49.6		51.8	45.6	
23/08/2019 21:30	0:15:00	49.0		52.8	40.8	

Project Name: ITW19 2019-08-23 Gdn Cott
 Location: Garden Cottage
 Setup: J. Warburton
 Device Info: XL2, SNo. A2A-13015-E0, FW4.20
 Mic Type: MA220
 Range: Low

Start Date and Time	Duration	LAeq	LCeq	L 10.0 %	L 90.0 %	Note
23/08/2019 21:45	0:15:00	45.8		49.0	40.2	
23/08/2019 22:00	0:02:41	47.6		49.8	44.9	Stop
23/08/2019 22:00	0:12:06	47.6	65.5	50.0	43.5	Restart with LA & LC measurement
23/08/2019 22:15	0:15:00	42.7	56.1	45.5	35.7	
23/08/2019 22:30	0:15:00	43.3	59.3	46.7	36.4	
23/08/2019 22:45	0:15:00	43.3	62.0	46.3	35.2	
23/08/2019 23:00	0:15:00	44.4	61.3	47.5	36.8	
23/08/2019 23:15	0:15:00	44.1	62.0	47.3	36.6	
23/08/2019 23:30	0:15:00	35.8	53.4	38.0	32.8	
23/08/2019 23:45	0:15:00	33.9	52.3	35.7	31.6	

Project Name: ITW19 2019-08-24 Gdn Cott
 Location: Garden Cottage
 Setup: J. Warburton
 Device Info: XL2, SNo. A2A-13015-E0, FW4.20
 Mic Type: MA220
 Range: Low

Start Date and Time	Duration	LAeq	LCeq	L 10.0 %	L 90.0 %	Note
24/08/2019 09:00	0:15:00	41.6	56.4	43.0	35.3	
24/08/2019 09:15	0:15:00	41.5	55.5	43.7	34.3	
24/08/2019 09:30	0:15:00	41.2	56.8	45.7	34.5	
24/08/2019 09:45	0:15:00	42.4	56.2	46.8	34.9	
24/08/2019 10:00	0:15:00	42.8	55.3	47.7	34.5	
24/08/2019 10:15	0:15:00	40.0	53.7	43.6	33.6	
24/08/2019 10:30	0:15:00	43.5	56.4	46.2	34.1	
24/08/2019 10:45	0:15:00	38.6	54.3	41.8	33.6	
24/08/2019 11:00	0:15:00	42.8	54.3	43.2	34.2	
24/08/2019 11:15	0:05:00	38.9	55.0	40.1	34.9	
24/08/2019 11:30	0:15:00	39.9	55.6	40.8	36.4	
24/08/2019 11:45	0:15:00	46.0	57.3	47.3	39.0	
24/08/2019 12:00	0:00:00					
24/08/2019 12:15	0:15:00	49.5	56.8	47.6	38.4	
24/08/2019 12:30	0:15:00	48.9	58.8	50.6	40.9	
24/08/2019 12:45	0:15:00	52.1	58.7	51.7	39.5	
24/08/2019 13:00	0:15:00	45.5	56.8	48.4	39.0	
24/08/2019 13:15	0:15:00	44.6	57.3	48.1	39.1	
24/08/2019 13:30	0:15:00	41.7	56.5	44.0	37.4	
24/08/2019 13:45	0:15:00	44.7	59.1	47.8	39.8	
24/08/2019 14:00	0:14:00	50.7	59.2	52.1	40.1	No music nor soundsounds at this time.
24/08/2019 14:15	0:15:00	54.2	59.6	52.9	40.4	
24/08/2019 14:30	0:05:00	45.6	57.0	47.2	38.0	
24/08/2019 14:45	0:15:00	47.2	56.3	49.9	39.6	
24/08/2019 15:00	0:15:00	43.6	56.5	46.2	38.2	
24/08/2019 15:15	0:14:00	47.8	57.1	46.6	36.3	
24/08/2019 15:30	0:14:00	52.6	57.2	48.4	38.1	
24/08/2019 15:45	0:15:00	40.4	54.7	42.0	38.2	
24/08/2019 16:00	0:15:00	41.1	55.3	43.4	37.6	
24/08/2019 16:15	0:15:00	40.5	54.9	43.5	35.1	
24/08/2019 16:30	0:15:00	54.4	59.0	54.4	36.0	
24/08/2019 16:45	0:15:00	50.5	59.7	51.2	36.4	
24/08/2019 17:00	0:15:00	42.0	54.1	43.5	35.5	
24/08/2019 17:15	0:10:00	40.5	56.6	42.6	36.0	
24/08/2019 17:30	0:10:00	53.0	60.4	46.4	37.2	
24/08/2019 17:45	0:15:00	41.1	60.3	43.4	35.9	
24/08/2019 18:00	0:15:00	40.1	57.2	43.3	36.0	
24/08/2019 18:15	0:00:00					
24/08/2019 18:30	0:00:00					
24/08/2019 18:45	0:15:00	52.7	63.3	51.0	44.2	
24/08/2019 19:00	0:15:00	48.3	59.1	51.1	42.8	
24/08/2019 19:15	0:05:00	55.1	59.4	55.3	43.5	
24/08/2019 19:30	0:10:00	55.2	63.7	57.6	45.2	
24/08/2019 19:45	0:14:00	55.9	64.7	57.3	44.8	
24/08/2019 20:00	0:10:00	53.3	65.6	56.9	45.6	Garden party observed.
24/08/2019 20:15	0:10:00	52.0	62.5	53.5	44.0	
24/08/2019 20:30	0:15:00	48.5	62.7	51.0	42.6	
24/08/2019 20:45	0:15:00	46.3	57.4	48.7	40.5	
24/08/2019 21:00	0:15:00	46.8	61.4	49.1	42.1	
24/08/2019 21:15	0:15:00	53.0	61.3	55.8	41.2	

Garden party observed. J.Warburton attended & assessed local acitivity as the primary contribution.

Primary contribution unlikely to be music from the event as there was no music nor soundsounds at this time.

Project Name: ITW19 2019-08-24 Gdn Cott
 Location: Garden Cottage
 Setup: J. Warburton
 Device Info: XL2, SNo. A2A-13015-E0, FW4.20
 Mic Type: MA220
 Range: Low

Start Date and Time	Duration	LAeq	LCeq	L 10.0 %	L 90.0 %	Note
24/08/2019 21:30	0:15:00	48.7	62.2	50.9	41.1	
24/08/2019 21:45	0:15:00	52.1	62.7	53.7	42.2	
24/08/2019 22:00	0:10:00	49.1	62.4	51.7	42.8	
24/08/2019 22:15	0:15:00	38.8	55.0	40.8	35.3	
24/08/2019 22:30	0:15:00	41.5	57.1	43.7	35.7	
24/08/2019 22:45	0:15:00	38.6	54.2	40.9	35.1	
24/08/2019 23:00	0:15:00	40.3	54.6	42.5	36.9	
24/08/2019 23:15	0:15:00	40.0	55.3	42.3	36.5	
24/08/2019 23:30	0:15:00	35.9	53.9	37.7	32.8	
24/08/2019 23:45	0:15:00	34.2	53.9	36.4	31.8	

Garden party observed. J.Warburton attended & assessed local activity as the primary contribution.

Primary contribution unlikely to be music from the event as there was no music nor soundsounds at this time.

Project Name: ITW19 2019-08-25 Gdn Cott
 Location: Garden Cottage
 Setup: J. Warburton
 Device Info: XL2, SNo. A2A-13015-E0, FW4.20
 Mic Type: MA220
 Range: Low

Start Date and Time	Duration	LAeq	LCeq	L 10.0 %	L 90.0 %	Note
25/08/2019 09:00	0:15:00	45.4	56.8	47.9	37.7	
25/08/2019 09:15	0:15:00	48.1	56.8	50.3	40.4	
25/08/2019 09:30	0:15:00	44.1	56.9	47.8	38.3	
25/08/2019 09:45	0:15:00	46.5	59.1	50.8	38.7	
25/08/2019 10:00	0:15:00	47.1	56.7	47.3	38.1	
25/08/2019 10:15	0:10:00	48.7	56.7	51.6	38.7	
25/08/2019 10:30	0:15:00	47.8	56.2	48.7	33.7	
25/08/2019 10:45	0:15:00	45.4	55.8	49.3	35.5	
25/08/2019 11:00	0:15:00	45.2	57.2	47.7	36.5	
25/08/2019 11:15	0:15:00	45.0	55.2	46.7	36.2	
25/08/2019 11:30	0:15:00	45.4	57.3	45.8	35.9	
25/08/2019 11:45	0:15:00	47.2	57.9	49.7	37.9	
25/08/2019 12:00	0:10:00	52.9	57.5	55.0	39.7	
25/08/2019 12:15	0:15:00	48.9	56.5	51.4	39.3	
25/08/2019 12:30	0:15:00	49.7	56.3	50.9	38.5	
25/08/2019 12:45	0:14:00	50.8	57.7	52.2	37.2	
25/08/2019 13:00	0:15:00	46.2	56.6	45.0	37.2	
25/08/2019 13:15	0:15:00	46.5	56.6	47.3	38.4	
25/08/2019 13:30	0:14:00	50.3	59.2	49.5	41.7	
25/08/2019 13:45	0:15:00	49.9	58.1	50.6	40.5	
25/08/2019 14:00	0:15:00	48.4	57.9	48.8	39.1	
25/08/2019 14:15	0:15:00	47.4	60.1	48.8	39.9	
25/08/2019 14:30	0:15:00	50.0	60.6	50.0	41.3	
25/08/2019 14:45	0:14:00	46.4	58.6	48.2	39.1	
25/08/2019 15:00	0:15:00	45.3	61.5	48.2	39.6	
25/08/2019 15:15	0:15:00	44.7	57.4	47.2	38.1	
25/08/2019 15:30	0:15:00	43.0	56.0	44.1	37.4	
25/08/2019 15:45	0:15:00	45.8	56.8	49.1	37.9	
25/08/2019 16:00	0:15:00	41.9	57.0	44.6	36.4	
25/08/2019 16:15	0:15:00	40.7	56.9	42.8	37.3	
25/08/2019 16:30	0:15:00	41.1	55.8	42.6	35.7	
25/08/2019 16:45	0:15:00	38.2	56.0	39.8	36.4	
25/08/2019 17:00	0:15:00	43.1	55.3	47.2	35.9	
25/08/2019 17:15	0:15:00	40.2	54.2	42.5	35.9	
25/08/2019 17:30	0:15:00	40.5	55.3	43.3	36.2	
25/08/2019 17:45	0:15:00	40.5	55.1	43.3	36.7	
25/08/2019 18:00	0:15:00	41.2	57.3	43.4	37.4	
25/08/2019 18:15	0:15:00	40.7	57.2	42.8	37.7	
25/08/2019 18:30	0:15:00	43.5	58.4	45.7	39.0	
25/08/2019 18:45	0:15:00	40.5	57.2	42.7	37.7	
25/08/2019 19:00	0:15:00	44.0	57.1	47.8	38.7	
25/08/2019 19:15	0:15:00	47.1	57.3	50.6	39.8	
25/08/2019 19:30	0:15:00	45.5	60.3	47.8	42.4	
25/08/2019 19:45	0:15:00	44.3	57.5	47.1	40.9	
25/08/2019 20:00	0:15:00	43.5	55.5	45.7	40.7	
25/08/2019 20:15	0:15:00	42.3	54.9	44.0	39.7	
25/08/2019 20:30	0:15:00	44.0	56.8	46.0	41.1	
25/08/2019 20:45	0:15:00	43.5	56.5	45.8	40.6	
25/08/2019 21:00	0:15:00	43.3	55.1	45.3	40.7	
25/08/2019 21:15	0:15:00	44.0	56.0	45.7	40.4	
25/08/2019 21:30	0:15:00	43.9	56.7	45.1	39.4	
25/08/2019 21:45	0:15:00	44.4	57.0	46.9	39.9	
25/08/2019 22:00	0:15:00	43.5	55.2	46.5	38.8	
25/08/2019 22:15	0:15:00	46.9	57.4	51.1	37.9	

Project Name: ITW19 2019-08-25 Gdn Cott
 Location: Garden Cottage
 Setup: J. Warburton
 Device Info: XL2, SNo. A2A-13015-E0, FW4.20
 Mic Type: MA220
 Range: Low

Start Date and Time	Duration	LAeq	LCeq	L 10.0 %	L 90.0 %	Note
25/08/2019 22:30	0:15:00	40.3	53.9	41.9	35.8	
25/08/2019 22:45	0:15:00	40.7	54.3	42.9	36.6	
25/08/2019 23:00	0:15:00	41.8	54.3	44.2	37.5	
25/08/2019 23:15	0:15:00	39.3	52.9	41.6	35.6	
25/08/2019 23:30	0:15:00	36.0	52.3	37.8	32.8	
25/08/2019 23:45	0:15:00	33.8	51.7	35.6	31.3	

From: [Huw Williams](#)
To: [JC](#)
Cc: [licensing](#); [Jon Bryant](#); [NB](#)
Subject: Re: Temporary Event Notice LI/21/0782
Date: 02 August 2021 16:57:09

Dear Jan,

Our whole team and artists are simply in shock that you are objecting to a some folk singers playing at a non alcohol event for families?

Given everything our industry has been through in the last 18 months and longer. We have tried to create something small and inspiring for families. It is so far from rock concert or even big party, our really small events had rave reviews and provides an important cultural role in the area, I am shocked the council is not trying to work with us.

We had no complaints in 2018, the breach was minor compared to nearly any sound issue at any major festival in the UK.

In reality what happened in 2018 was unprecedented, we had zero support from Mid Sussex with Paul Thornton trying to stop the event from the very beginning.

Luckily the licensing committee did not agree with him.

Our Health and Safety expert , Adria Bristow, said in his lifetime in the industry "He had never seen such pressure on such a small event." And he has worked at events all across the world, it was truly baffling.

When we were asked in for an interview, about the alleged breach he also said "This again is truly exceptional. A formal interview would only be expected after prolonged and repeated breaches ofLicence Conditions."

Which is clearly not the case.

One drum that was closed down within 5 minutes that could not be heard from within the property is surely not a public nuisance under any definition. It was obvious that Mr Thronton wanted to prove that he was right to try and stop the event and any possible breach, even the slightest possible disruption was taken as testimony to this. At ant event off someone starts up a drum or an instrument, we can not follow someone 24 hours, but if they do start playing we can close it down within 5 minutes, which is exactly what we did. If anyone listens to the recording taken, it is so quite that it is barely audible.

Have you listened to the recording, it would be helpful to put the alleged breach into context.

What was not taken into account is that there was a party at the premises (Stonelands) that weekend which was witnessed by our sound team as the owners has let their brother look after the property.

Please would you clarify, which "Public" the folk singers would be a nuisance too, as no one has complained about our event from the South side as just named in the objection. In fact there is a shoot in the woods in that area that goes on 3 days a week in the season that scares all the wildlife and sounds like warfare, according to those that have heard it, how is that able to proceed and how could that compare to the folk singers below?

Max Bailee

<https://www.youtube.com/watch?v=GIKYv5qBhJQ>

Olivia fern

<https://www.youtube.com/watch?v=haVzC8Gg7sY>

Martha Tilston & Carrie tree

<https://www.youtube.com/watch?v=E3kbK09psUg>

John Langan

<https://www.youtube.com/watch?v=7th4HByc6sY>

Sam Lee

<https://www.youtube.com/watch?v=x8Q3PWjo8jM>

TEYR

https://www.youtube.com/watch?v=zxno4pcyokA&list=RDEM6G6tPMBYzhnVL7kBqT-BTA&start_radio=1

Theo Bard

<https://www.youtube.com/watch?v=roU9P8c3TxM>

It is so sad that this is our experience, we have had such great support from the Arts council, journalists, artists, and have employed so many local people that have had not much to look forward too. Its very depressing that you have chosen to take this stance, when I have been honest and clear that we only requested minimum sound for artists to be heard and were wiling to work with the council on sound levels agreeing with any recommendations.

I do not know what more we could of done?

Does this mean that Mid Sussex will not be allowing any music licence within 800metres of any property in the county?

It's baffling and in my experience of running events over 12 years, I have never experienced such an unwillingness to work together.

I think it's important to realise we are providing a service and a resource to people and are not seen as a problem but something to be supportive of.

Here is an email I had just this morning:

“Dearly looking forward. Into the Wild helped turn my life around as a newly arrived single mother returned to the U.K from Croatia with a small baby strapped to my chest. That was 7 years ago. It is my beautiful 9 year old daughter who he begged that we return after a few summers absent due to the increased size of the event which did not work so well for us. I am dearly looking forward to our attendance to this years smaller event and actually feel a little emotional as I write that. It really changed the course of our lives our time there 7 years ago. I'm grateful, Koula

What does one say to so many people like this when I say that someone who has never attended the event and experienced the joy and creativity of our event, that we in fact deemed to be a public nuisance? It makes one wonder why we work so hard to support people, what is the point of having the arts if it can't be supported?

Please tell me what are options are now as we have never been turned down for a TENs licence before?

Yours Sincerely,

Huw Wyn

On 2 Aug 2021, at 16:09, Jane Cooper <xxxxx@midsussex.gov.uk> wrote:

Dear Licensing Team,

**TEMPORARY EVENT NOTICE FOR EVENT TO BE HELD AT CHIDDINGLYE FARM,
SELSFIELD ROAD, WEST HOATHLY, RH19 4QS. 27TH- 29TH AUGUST 2021. NOTICE
OF OBJECTION under Section 104 (2) of the Licensing Act 2003**

Notice of objection is hereby given on behalf of the Environmental Protection Team for the above Temporary Event Notice, on the grounds of the prevention of Public Nuisance.

The Temporary Event Notice is for music to be played inside a marquee between 18:00 and 23:30 during the period 27th- 29th August 2021, in a field located on the Chiddinglye Farm estate. The event will be held over three days, and amplified music will be provided for the entertainment of around 400 people.

I have received emails from the organiser of this event, outlining how he intends to control music. However, I am concerned that despite similar assurances from the organiser regarding noise mitigation, there were issues with noise experienced by local residents during events staged by this organisation on the Chiddinglye Farm site in 2019 and 2018. I understand that conditions to control noise were attached to a Premises Licence issued for the event in 2019, and that two of these conditions were breached.

Without further, more detailed information, it is not possible to predict with any certainty the impact that this event could have on residents in the vicinity. Although the organiser has offered to move the marquee further away from residents to the north of the site, the new proposed location is closer to residential properties located to the south of the site.

Given the information I have been supplied with to date, and concerns that the event in 2019 was inadequately managed, I have no confidence that this event will not create a public nuisance and I therefore object to this application.

This objection has also been emailed to the event organiser.

Kind regards,

Jane Cooper
Environmental Health Officer
Mid Sussex District Council
Environmental Health

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From: [Jane Cooper](#)
To: [licensing](#); [Jon Bryant](#); [Huw](#)
Cc: [NB](#)
Subject: Temporary Event Notice LI/21/0782
Date: 02 August 2021 16:09:51
Attachments: [image001.png](#)

Dear Licensing Team,

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This objection has also been emailed to the event organiser.

Kind regards,

Jane Cooper
Environmental Health Officer
Mid Sussex District Council
Environmental Health
Tel: +44 (0)1444 477437
Email: xxx@midsussex.gov.uk

From: [Oliver Benson](#)
To: [Paul Thornton](#)
Subject: Into The Wilds SR/19/3212
Date: 21 November 2019 11:23:31
Attachments: [image001.jpg](#)

Dear Paul,

I write following our interview with Huw William regarding the Into the Wilds Event.

As discussed, from the noise recordings and measurement we undertook, as well as those measurements provided by “into the Wilds Ltd” it is apparent the event breached two of the conditions on their licence. Specifically:

4. Any deviation from the EMP which takes place during the event must only be undertaken with the specific authority of the licence holder/event organiser in an emergency situation and will be notified to the L/authority and the relevant responsible authority as soon as possible.
5. Any drumming activities will cease at 22.00 and all music should cease at 23.30.

With regards to condition 4, it is the following section of the EMP that was not complied with:

“Into the Wild intends to reach the noise criteria generally accepted at UK venues agreed with their respective licensing authorities, and the Noise Council’s Code of Practice on Environmental Noise Control at Concerts (1995).”

“The code also states that events continuing after 23:00 should be inaudible within noise-sensitive premises with windows open for ventilation. The code’s notes say that an acceptable form of control is to allow music to be “just audible” outside noise-sensitive premises.”

We installed noise recording equipment in the Garden house for the duration of the event, and the monitoring levels showed that levels did not significantly drop on the 23rd and 25th until after 23:00 hours.

The recording taken on our equipment, by the occupants of the garden house, clearly showed drumming continuing until at least 23:28 on the 23/08/2019 and 23:07 on the 25/08/2019. The recordings also showed that music continued at an audible level in their home until at least 23:28 on the 23/08/2019 and 23:17 on the 25/08/2019.

On the 23/08/2019 we measured a 49dB 30 min, LAeq up until 23:36 hours. This then dropped to a 26dB 30 min, LAeq for the following 30 mins, showing a drop of 23dB.

On the 24/08/2019 noise levels dropped off at 22:22, with intermittent high levels noise continuing until 23:01 hours.

On the 25/08/2019 we measured a 43dB 30 min, LAeq up until 23:23 hours. This then dropped to a 23dB 30 min, LAeq for the following 30 mins, showing a drop of 20dB.

The fact that noise levels were not significantly lower until after 23:00 is also backed up by the noise measurements sent to us by Into the Wilds on the 4th November 2019.

The into the Wild Measurements are provided in 15 minute LAeq's, and show that the noise level between 23:15 hours and 23:30 hours on the 23/08/2019 was 44 dB LAeq. The noise level between 23:30 hours and 23:45 hours was 36 dB LAeq, showing a 8dB drop off.

On the 23/08/2019 we showed a drop off in levels at 23:23, which is also seen within the 15 minute LAeq sent in, which shows a 6dB drop between the 23:00 reading and 23:30 reading. Given our readings, it is likely noise levels dropped off partway through the 23:15 reading, which lowered the overall LAeq for this time period.

23:00 to 23:15 = 42dB

23:15 to 23:30 = 39dB

23:30 to 23:45 = 36dB

There is a question as to why our levels measured are higher than those recorded by the Into the Wilds metre which was outside the Garden House. It is a possibility the window was wide open at the complainants but this still doesn't explain why the measured level was significantly higher on our metre than the Into the Wilds metre. It is possible there were added reflections at our location but I'm still unsure as to whether that would account for how significantly higher our levels were.

We did a field calibration before and after the event. We are confident that date and time are correct on our equipment, and we have recordings on the equipment to back up the measurements. Our equipment was less than a year old at the time and had a UKAS calibration before purchase.

I note the equipment used by into the wilds was apparently UKAS calibrated within the last two years, but there is no information as to whether it was field calibrated on site. It also does not appear they have any recordings to back up the measurements made.

In any event, it seems that both readings show that Into the Wilds did not significantly lower the levels until after 23:00 hours.

From the interview with Mr Williams, it appeared that Mr Williams did not fully understand the conditions on his licence, and admitted to allowing drums on stage after the 10pm cut-off. It also appeared that there had been little to no communication from Mr Williams to his team regarding the lowering of noise levels at 23:00 hours.

It does not appear the event was adequately managed therefore in terms of timings for noise levels and drumming.

Happy to discuss.

Kind regards,

Oliver

Contact: Paul Thornton
Tel: 01444 477428
Email: licensing@midsussex.gov.uk

Your Ref
Our Ref LI/19/0830

Date: 11 December 2019

Mr Huw Williams

Dear Mr Williams

I am writing to you in your capacity as the sole director of Into the Wild Events. I refer in particular to the event held under the authority of a premises licence during the weekend of 23-26th August 2019 at Chiddinglye Farm, West Hoathly.

You will recall our investigation into breaches of the Premises Licence conditions as follows ;

- a) Drumming took place on Friday 23rd and Sunday 25th beyond 2200 hours.
- b) Noise levels did not drop at 2300 hours as outlined in the Noise Management Plan

You attended Mid Sussex District Council Offices on 13th November 2019 and were interviewed in accordance with provisions from the Police and Criminal Evidence Act 1984. The interview was recorded.

During the interview recordings were played of noise outbreak. These were made by a resident of The Stonelands, a collection of dwellings adjacent to the festival site.

The recordings contained evidence of drumming beyond 2200 hours. You stated that this drumming was not by festival attendees or as part of a demonstration by performing artists. You indicated it was part of the percussion set of a performing band that also had other musical instruments in it. You stated that you didn't appreciate this type of drumming was subject to the restriction.

You were advised to clarify understanding of conditions with the Licensing Authority if the meaning of a condition was unclear to you.

The recordings also contained musical entertainment from the festival site.

They indicate music is clearly audible in a dwelling house on 23 and 25th August at 23;28 hrs and 23;17 hrs respectively.

The Noise Management Plan (NMP), which forms a condition on the licence, at paragraph 7 states-

1. The festival shall minimise the likelihood of noise disturbance before 2300 by adjusting music sound levels so that 1m from the edge of noise sensitive properties, the L eq sound level will not exceed pre festival ambient L 90 measurements by more than 15dB over a 15 minute period. After 2300, the festival's sources of music shall abide by guidelines stating activities should be inaudible inside normally ventilated premises. Drumming by festival attendees must stop at this time. No amplified music is permitted after midnight.

In our view this shows that the NMP has not been complied with.

During the interview you were asked about your control and direction regarding the sound monitoring and what instructions you'd given the persons in charge of the sound outbreak. You said that this was fully discussed at the 'meeting' - (we clarified this to be the Licensing Hearing on 30th July 2019) - with John Warburton your sound engineer. You told us you did not discuss this matter or give separate instructions to Mr Warburton or anyone else connected with controlling and monitoring the music outside of the Licensing Hearing.

The event took place twenty four days after the Licensing Hearing. It is disappointing to learn that as the festival organiser, responsible for ensuring that licence conditions are complied with, there is no record of follow up discussions or discussions about noise break out. Although not explored during the interview, we do now wonder what levels of command and control you exercise with your organisational team. It must be remembered that you have a responsibility for the safety and welfare of the attendees to the event.

The situation is that a breach of conditions of the premises licence has occurred.

We have considered the facts and have decided that it would not be appropriate to prosecute.

We have decided to deal with this by way of a formal warning. The matter has been recorded as a complaint and will be retained on file. Please note that the circumstances may be cited in future applications or matters arising at any future events organised by you in this district.

Yours Sincerely

Tom Clark
Head of Regulatory Services

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