

**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](#)

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Dear Licensing Team,

**TEMPORARY EVENT NOTICE FOR EVENT TO BE HELD AT CHIDDINGLYE FARM, SELSFIELD ROAD, WEST HOATHLY, RH19 4QS. 27<sup>TH</sup>- 29<sup>TH</sup> 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 27<sup>th</sup>- 29<sup>th</sup> 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  
Tel: +44 (0)1444 477437  
Email: [xxxx@midsussex.gov.uk](mailto:xxxx@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](#)

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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 23<sup>rd</sup> and 25<sup>th</sup> 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 4<sup>th</sup> 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](mailto: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 23-26<sup>th</sup> 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 23<sup>rd</sup> and Sunday 25<sup>th</sup> 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 13<sup>th</sup> 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 25<sup>th</sup> 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 30<sup>th</sup> 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