

APPENDIX 5



RESPONSIBLE AUTHORITY REPRESENTATION



North Tyneside Council

Section 1 – Application Details

I wish to make a representation against the following Application:

Applicant's name (if known) : Costella Events Ltd

Premises name and address: Percy Park Playing Fields, North Shields, NE30 2BE

Application for a:-

Premises Licence

Club Premises Certificate ...

Application to vary an existing:

Premises Licence

Club Premises Certificate

Application Number (if known)

Section 2 – Details of the Responsible Authority making a representation

Name of Responsible Authority: Environmental Health North Tyneside Council

Tel No: 6436645

Address where you would like us to correspond with you:

Public Protection
Environmental Health
Quadrant East – 1st Floor
The Silverlink North
Cobalt Business Park
North Tyneside
NE27 0BY

Please note that a full copy of your representation will be sent to the applicant and will be a public document at any hearing of this matter.

Please state under which of the licensing objective(s) your representation is being made (eg. Prevention of Crime & Disorder, Prevention of Public Nuisance, Public Safety, the Protection of Children from Harm).

Prevention of Public Nuisance

Section 3 – Objection Details

My representation is based on the following:

Percy Park Playing Fields are located within land at Percy Park Rugby Club. Access to the site will be via the same used for the Rugby Club.

The application is for a 3 day music to be held annually on the playing field at the premises.

The access to the playing fields is via the same access also used for the Fake Festival event held annually on the adjacent field. The Code of Practice on Environmental Noise Control at Concerts provides guidance on the noise limits to be applied at music events. The noise limit is based on the frequency of music events, where there are more than 3 events per calendar year at a site the level of disturbance is exacerbated. It is considered that as access to the site is the same as that used by the Fake Festivals event that the number of events at the site should be combined, equating to 4 days of music events held annually at the premises. The recommended noise limits for the music event is therefore reflective of both music events and set based on the Code of Practice. Complaints have previously been received about the volume of noise from the Fake Festival music event and therefore conditions are recommended to ensure the noise from the 3 day event is controlled.

I have representations to make regarding noise from the premises on such occasions. If the following conditions were imposed I would withdraw my representations, as they would address the public noise issues. The conditions with reasons are given below:

1. The Licensee shall appoint an appropriate person to be responsible for controlling noise arising from the site, to be known as the Noise Manager. The Noise Manager shall liaise between all parties including the Licensee, Sound Engineers and Environmental Health on all matters relating to noise control prior to and during the event.
2. A noise survey must be carried out in advance of the event to determine the background noise levels at the nearest residential properties representative of the residential area around the venue. The information from the noise survey shall be made available to Environmental Health a minimum of 14 working days prior to the event to establish the agreed noise control limits.
3. A noise test shall be undertaken prior to the start of the event to ensure compliance with the noise control limits.
4. The noise control limits set at the noise sensitive properties shall not exceed the background noise level by more than 15 dB(A) over a 15 minute period. Noise monitoring must be carried out within the venue at an agreed noise monitoring position and at the agreed monitoring locations outside the venue within the residential area throughout the event. Results of noise monitoring carried out during the event must be provided in writing to Environmental Health within 7 days of their request.
5. The Licensee or Noise Manager shall ensure all the sound engineers are informed of the noise control limits prior to the start of the festival and shall ensure the noise control limits are adhered to.
6. Rehearsals and sound checks shall not be permitted to be carried out before

08:00 hours on any day.

7. The alignment and orientation of the sound speaker systems must be considered and optimised to minimise disturbance to neighbouring residential properties with the prevailing weather conditions taken into account.

Reason: To protect nearby residential premises from noise emanating from the premises.

Signed..... Dated 19/5/2023

