



Melton Borough Council, Parkside, Station Approach, Burton Street, Melton Mowbray, LE13 1GH

Application for the review of a premises licence or club premises certificate under the Licensing Act 2003

PLEASE READ THE FOLLOWING INSTRUCTIONS FIRST

Before completing this form please read the guidance notes at the end of the form. If you are completing this form by hand please write legibly in block capitals. In all cases ensure that your answers are inside the boxes and written in black ink. Use additional sheets if necessary. You may wish to keep a copy of the completed form for your records.

I Cherry Underwood

(Insert name of applicant)

apply for the review of a premises licence under section 51 / apply for the review of a club premises certificate under section 87 of the Licensing Act 2003 for the premises described in Part 1 below (delete as applicable)

Part 1 – Premises or club premises details

Postal address of premises or, if none, ordnance survey map reference or description Noisily Festival Ltd Terrace Hills Farm Eaton NG32 1SN *This is the address on the Licence Decision	
Post town Grantham	Post code (if known) NG32 1SN

Name of premises licence holder or club holding club premises certificate (if known) Noisily Festival Ltd William Hazelrigg
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Number of premises licence or club premises certificate (if known) MMA0324
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Part 2 - Applicant details

I am

Please tick ✓ yes

1) an individual, body or business which is not a responsible authority (please read guidance note 1, and complete (A) or (B) below)

2) a responsible authority (please complete (C) below)

3) a member of the club to which this application relates (please complete (A) below)

(A) DETAILS OF INDIVIDUAL APPLICANT (fill in as applicable)

Please tick ✓ yes

Mr Mrs Miss Ms Other title (for example, Rev)

Surname

Underwood

First names

Cherry Ann

I am 18 years old or over

Please tick ✓ yes

Current postal address if different from premises address

11 Swallows Dr
Stathern

Post town

Melton Mowbray

Post Code

LE14 4ED

Daytime contact telephone number

[REDACTED]

E-mail address (optional)

[REDACTED]

(B) DETAILS OF OTHER APPLICANT

Name and address

Telephone number (if any)

E-mail address (optional)

(C) DETAILS OF RESPONSIBLE AUTHORITY APPLICANT

Name and address
Telephone number (if any)
E-mail address (optional)

This application to review relates to the following licensing objective(s)

- 1) the prevention of crime and disorder
- 2) public safety
- 3) the prevention of public nuisance
- 4) the protection of children from harm

Please tick one or more boxes ✓

<input type="checkbox"/>
<input type="checkbox"/>
<input type="checkbox"/>
<input type="checkbox"/>

Please state the ground(s) for review (please read guidance note 2)

Public Safety:

Traffic Mgt - Mud on Road, incomplete/inappropriate signage and poor attention to dynamic traffic management - breach of conditions as outlined on Pg 8 of the MMA0324

Failing to Prevent Public Nuisance:

Noise - breach of conditions as outlined in Pg 10 of the MMA0324 .

Failing to Prevent Crime & Disorder:

Death of sub contractor - breach of conditions outlined under Prevention Of Crime & Disorder - Page 8 of the MMA0324

Failing to protect Children from Harm:

The boundary to the festival was not complete and secure as proposed in the original application. Page 9 of the MMA0324

Please provide as much information as possible to support the application (please read guidance note 3)

Public Safety - Traffic Mgt - Mud on Road - breach of conditions as outlined on Pg 8 of the MMA0324

Festival goers, local residents and visitors through the Vale were put at significant risk by the lack of appropriate traffic Management

The organisers purported to provide a road cleaner due to the mud on the road, but this was quoted as being a response to the unexpected mud on the road and was not therefore available throughout the problem period. The organisers were fully aware this was grassed farm land and had a weather forecast available to them. This should have been provided from the outset of the weekend.

Furthermore the signage advising motorists of the mud on the road was literally just as the mud started. Any vehicle would be already on the mud as it slowed down. Despite repeated emails to Highways, the road remained a risk to the public with grossly insufficient and inadequate signage and mud on the road. See attached images.

The organisers themselves commented that the speed vehicles travelled past the site ingress/egress was a concern. This is in a section of Long lane that has already been reduced by Leicestershire County Council and Leicestershire Police to a 50mph limit in recent years due to the high accident risk. Festival goers were walking along this section of Long Lane having been dropped off in local villages.

The signage provided was grossly inadequate. The majority of it was Correx which manufacturers describe as "Correx is a fluted plastic board which is made from corrugated polypropylene. It's rigid, colourfast, waterproof and weatherproof, which makes it perfect for outdoor advertising and signage. Correx is also incredibly lightweight and around 3mm thick". The attached images clearly show Correx signs attached with silver tape to thin posts. These were blown over by the large vehicles travelling along Long Lane repeatedly. Even those attached to the weighted bases were also blown over, again this can be clearly seen in the images attached.

The speed on this section of road, the totally inadequate signage and the mud on the road made this a serious risk to the public travelling along the road and to those accessing the site.

Failing to Prevent Public Nuisance:

Noise - breach of conditions as outlined in Pg 10 of the MMA0324

This was the primary concern of local residents due to the location and the type of music offered. Despite the very stormy weekend, which reduced the festival 'live' periods by almost 50% (lightening and torrential rainfall closed stages and music early), the organisers failed to keep within the promised noise parameters outlined in the Conditions. This is a clear and evidenced breach of conditions and caused the most distress and nuisance to local people.

This festival has a track record of attracting noise complaints.

Complaints were made to the previous Licensing Authority in 2012, 2014, 2016, 2017 (the festival then didn't run for 3 years due to Covid)

Noise monitoring was not consistent with the Conditions, 8 monitoring locations were provided to the Licensing Authority, yet only 6 sets of data provided by the organiser. (see attached detail)

Even with this limited data, the organisers are still evidencing that they cannot meet their existing conditions and are following a similar pattern to that in their previous locations.

This breach constitutes a public nuisance and the evidence is clear that this will only increase in severity with normal weather conditions when the festival operates the full 4 days and with the approved level of participants

Failing to prevent Crime & Disorder

Death of worker on site - breach of conditions outlined under Prevention Of Crime & Disorder - Page 8 of the MMA0324

Noisily presented a zero tolerance to drugs in their representations the Licensing Authority, local people and the SAG. The death of an individual engaged for services in site, as a result of illegal substances taken at the event, clearly evidences that not only have they failed to keep the public safe , and have not taken a zero tolerance approach as promised.

Failing to protect Children From Harm:

The failure to provide a full perimeter fence allowed anyone, including children unmonitored access of the site. It was impossible to provide adequate security as proposed in the Conditions MMA0324 Pg 9 as there were vast 'open access' entrances that were not secured.

The breach of noise conditions and the increased risk to public safety and public nuisance along with a failure to protect children from harm evidenced above, requires this Licence to be Reviewed.

Please tick ✓ yes

Have you made an application for review relating to the premises before

If yes please state the date of that application

Day	Month	Year
<input type="text"/>	<input type="text"/>	<input type="text"/>

If you have made representations before relating to the premises please state what they were and when you made them

Stathern Parish Council has made previous representations to Melton Borough Council (MBC) related to this event. A meeting with representatives of Stathern Parish Council and Redmile, Barkestone & Plungar Parish Councils was co-ordinated by MBC following representation. Representations were made on the 19/12/23 for the initial application to review.

Please tick ✓

yes

- I have sent copies of this form and enclosures to the responsible authorities and the premises licence holder or club holding the club premises certificate, as appropriate
- I understand that if I do not comply with the above requirements my application will be rejected

IT IS AN OFFENCE, UNDER SECTION 158 OF THE LICENSING ACT 2003, TO MAKE A FALSE STATEMENT IN OR IN CONNECTION WITH THIS APPLICATION. THOSE WHO MAKE A FALSE STATEMENT MAY BE LIABLE ON SUMMARY CONVICTION TO A FINE OF ANY AMOUNT.

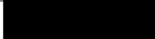

Part 3 – Signatures (please read guidance note 4)

Signature of applicant or applicant’s solicitor or other duly authorised agent (please read guidance note 5). **If signing on behalf of the applicant please state in what capacity.**

Signature 

Date **8.1.2024**

Capacity **Parish Councillor**

Contact name (where not previously given) and postal address for correspondence associated with this application (please read guidance note 6) Councillor Underwood 11 Swallows Dr Stathern	
Post town Melton Mowbray	Post Code le14 4ed
Telephone number (if any) 	
If you would prefer us to correspond with you using an e-mail address your e-mail address (optional) 	

Notes for Guidance

1. A responsible authority includes the local police, fire and rescue authority and other statutory bodies which exercise specific functions in the local area.
2. The ground(s) for review must be based on one of the licensing objectives.
3. Please list any additional information or details for example dates of problems which are included in the grounds for review if available.
4. The application form must be signed.
5. An applicant's agent (for example solicitor) may sign the form on their behalf provided that they have actual authority to do so.
6. This is the address which we shall use to correspond with you about this application.