

Bull, Andrea

From: Wootton, Mark
Sent: 06 July 2022 16:35
To: Bull, Andrea
Subject: RE: Thorness Bay

Andrea,

I refer to the above application for full variation.

I have reviewed the premises history for noise complaints related to regulated entertainment and can advise that none have been received by environmental health in the last ten years. The premises has an existing licence for various outdoor entertainments at present including live outdoor music (7pm finish) and films (11.30pm finish). The proposed changes appear to extend the hours for outdoor entertainments with earlier start times and later finish times although I note that outdoor amplified music would cease at 10pm. The absence of any noise-related complaints for a sustained period suggests that the licensing objective of the prevention of public nuisance is being achieved.

That said there are objections noted in relation to noise. Environmental Health is happy to investigate any allegations relating to noise from licensed premises but we have not been able to witness and assess any noise from the premises given the allegations/objections have only just come to light. Similarly, we do not know if the objections relate to indoor or outdoor entertainments. At the present time we have no first-hand evidence to support an objection to the variation.

In light of a possible increase in the number of outdoor events and the current objections, consideration could now be given to a bespoke noise management plan to control any open-air events. An agreed noise management plan for outdoor events could consider matters such as speaker/screen/stage orientation, audience size, frequency/number of events, volume levels, noise mitigation measures, locations of sensitive properties, wind speed/direction etc all with a view to afford a proportionate balance to the venue/neighbours and ensure the licensing objectives are maintained. I can suggest condition wording as necessary.

I note that one objector has mentioned the Noise Policy Statement for England (NPSE) and the objective to "avoid significant adverse impacts on health and quality of life". Whilst this principle is perfectly reasonable it must be borne in mind that the noise policy statement for England (NPSE) sets out the government's overall policy on noise. It aims to promote good health and a good quality of life by effective management of noise in the context of government policy on sustainable development. The key point with the NPSE is the context of sustainable development; that it refers to new development and the planning context and not to the licensing of existing, well-established premises. The licensing objectives remain the appropriate reference for address noise matters in this instance.

Please let me know if you require anything further.

Regards,

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