

Licensing Committee Agenda

HEARING TO CONSIDER A REVIEW OF A PREMISES LICENCE

This meeting will consider only licensing matters delegated under the Licensing Act 2003

25 October at 11am

Remote Meeting

MEMBERS OF COMMITTEE INVITED TO ATTEND HEARING

Councillor L.A. Mascot (Chair)

and Councillors D.J.R Clark, D.G. Jones and R.J. Lee

Local people are welcome to attend this meeting remotely, where your elected Councillors take decisions affecting YOU and your City. If you would like to find out more, please telephone Daniel Bird in the Democracy Team on Chelmsford (01245) 606523 or email daniel.bird@chelmsford.gov.uk.

Licensing Committee

25 October 2021

AGENDA

1. Apologies for Absence

2. Declaration of Interests

All Members are reminded that they must disclose any interests they know they have in items of business on the meeting's agenda and that they must do so at this point on the agenda or as soon as they become aware of the interest. If the interest is a Disclosable Pecuniary Interest they are also obliged to notify the Monitoring Officer within 28 days of the meeting.

3. Minutes

To consider the minutes of the meeting on 10 September 2021

4. Licensing Act 2003 – Application for a review of a premises licence – BJP Productions, Wheelers Farm, Wheelers Hill, Little Waltham, Chelmsford, CM3 3LZ

A report regarding this application is attached.

MINUTES

of the

LICENSING COMMITTEE HEARING

held on 10 September 2021 at 11am

Present:

Councillor L.A. Mascot (Chair of Hearing)

Councillors, A.E. Davidson, D.G. Jones and R.J. Lee

1. [Apologies for Absence](#)

No apologies for absence were received.

2. [Declaration of Interests](#)

All Members were reminded to declare any Disclosable Pecuniary interests or other registerable interests where appropriate in any items of business on the meeting's agenda. None were made.

3. [Licensing Act 2003 – Application for a New Premises Licence – Admirals Park, Chelmsford, CM1 2XS](#)

The Committee considered an application for a new premises licence relating to Admirals Park, Chelmsford, CM1 2XS pursuant to section 17 of the Licensing Act 2003. The application was for the following licensable activities:

The provision of live music:

Friday 17:00 till 23:00

Saturday 15:00 till 23:00

The provision of recorded music:

Friday 17:00 till 23:00

Saturday 15:00 till 23:00

The provision of performances of dance:

Friday 17:00 till 23:00

Saturday 15:00 till 23:00

Provision of anything of a similar description to live music, recorded music or performances of dance:

Friday 17:00 till 23:00

Saturday 15:00 till 23:00

The sale of alcohol:

Friday 17:00 till 23:00

Saturday 15:00 till 23:00

It was noted by the Committee that there were three options namely;

1. Grant the application, on the terms and conditions applied for
2. Grant the application, on the terms and conditions applied for, modified to such extent as considered appropriate to promote the Licensing Objectives.
3. Refuse the application in whole or in part.

The following parties attended the hearing and took part in it:

Applicant(s) – Mr Barker and Mr Kemp

Objectors – Four local residents

The Chair advised that the written representations had been read and considered by the members of the Committee in advance of the meeting.

At this point in the meeting the applicant(s) were invited to make their case. The applicant introduced their application and stated that it was for a run of events that had recently been taking place nationwide. The applicant stated that they had taken on board the representations made by the ten local residents who had objected to the application and that they had made changes in response to this. The Committee noted that in response, the applicant(s) had made various changes to both the layout of the event and how it would be run, these included;

- A reduction in the size of the site by around 40% after discussions with Environmental Health.
- A change in location of the stage, meaning it would now be 100m further Southwest away from residential properties.
- 3 metre high haybales behind the stage to minimise sound travel.
- Full time noise monitoring in four separate locations operated by a nationally recognised company. Two of these locations were intended to be in nearby residential gardens and this was being looked into.
- The relocation of 'Bar 1' to a different location nearer Bar 2, again further from residential properties.
- A letter being sent to all residential properties on Admirals Walk and Rainsford Avenue, detailing the events and contact information including a direct telephone number to report and discuss any issues during the licensable hours.
- A fixed position for security or stewards at the top of Admirals Walk and on Rainsford Avenue.
- Various technical changes to the sound production at the event, which would help to minimise sound travel and direct it away from residential properties. It was also noted that similar setups had been used at other events resulting in minimal disruption to nearby residential properties.

The four local residents who attended the meeting also addressed the Committee. The Chair did remind residents that the hearing taking place, could only discuss the licence that was before them and being applied for. It was noted that this applicant had not previously held or applied for a licence in Admirals Park and therefore, prior issues from separately run events could not be taken into consideration by the Committee. Those taking part in the hearing were also reminded that only those who had made formal representation within the statutory time period could speak at the

hearing. It was noted that a petition was mentioned by someone who had made representations but this was outside of the statutory time period and therefore would not be considered.

Local residents expressed their thanks to the applicant for making amendments in response to their representations, but noted that they had not been made aware of anything in advance. The Committee heard that residents had the following concerns about the specific application;

- A letter that should have been sent to residents 28 days before the event had not been received, although it was noted that one was being sent by the applicant shortly.
- The noise from the event would be disruptive to the nearby residential properties, preventing people from enjoying their gardens and properties.
- The potential traffic issues on nearby roads would be a public nuisance and would possibly prevent residents accessing their own roads or driveways. The Committee noted that this had been an issue at previous events in the park but that they could not consider previous issues.
- Soundchecks from previous events had been disruptive and it was hoped that these could take place at a reasonable hour to avoid disruption for example to those working from home.
- There had been crime based issues on nearby streets after or during previous events. The Committee noted that they were only considering the application being applied for, and that the issues were a separate matter.
- Admirals Park had recently been designated as a local nature reserve, and the licensable activities would impact negatively upon this.
- Due to the setting up and closing down times and the event itself, residents were being prevented from using their local amenities in the park and this would negatively impact upon them.

In response to the concerns raised by local residents the applicant(s) stated that;

- Changes as detailed earlier had been made to the layout of the event to minimise noise disturbances at nearby residential properties.
- SIA registered security guards would be searching customers and the event would have a zero tolerance policy on drug use. It was also noted that the event was aimed at an older profile of customer, where this was normally not a large issue.
- Tower Avenue would be included in the security patrols, along with being included in the post event litter picking area.
- The event was due to start at 6pm on Friday and it was intended the main soundcheck would be no earlier than one hour before. It was noted that some low level testing would be required earlier in the day to ensure equipment was in working order. The Committee also heard that the soundcheck for the Saturday would be slightly longer due to the type of event.

Members of the Committee stated that they were pleased the applicant(s) had taken onboard comments made by residents and had made changes to the event in response. The following suggestions were also made by members of the Committee and the applicant(s) stated that they would be happy with these being conditions on the licence if it was to be granted.

- A steward being placed on Admirals Walk. It was noted that this had been conditioned on other similar licences and had a positive impact for local residents.
- Condition 20 of Appendix B which was a condition agreed between the applicant and Essex Police to be enforced. Therefore, by the end of Monday 13th September, both Essex Police and the Licensing Authority should receive a written dispersal policy which would also detail litter collection and nearby traffic issues.

The Chair informed those present that the Committee would now retire to deliberate on the matter. It was noted that unlike previous meetings where everyone was present, this would be held remotely and a decision would be provided to the relevant parties via email within in a few days. The decision made is detailed below and was circulated to the relevant parties.

The Committee gave careful consideration to the relevant representations both written and made in the course of the remote hearing.

RESOLVED that that the Director of Public Places be authorised to grant the application on the terms applied for (including the imposition of the proposed conditions set out in Appendix B (Essex Police) and Appendix C (Environmental Health) but subject to the following modifications / additions:-

1) The wording of proposed condition no. 20 set out in Appendix B be modified to read:-

“A written dispersal policy shall be formulated and provided to Essex Police by close Monday 13 September 2021 for their approval in writing (with a copy also being sent at the same time to the licensing authority). The dispersal policy shall, among other things, detail the following:-

- Traffic management on dispersal, including pedestrian safety;
- How patrons leaving the premises shall be directed away from the premises;
- How patrons will be informed of the services of taxi and private hire operators;
- What staff will be responsible for supervising those leaving the premises and how they will supervise such persons;
- Any “wind” down periods;
- How bottles and glasses will be prevented from being removed from the premises at closing time;
- Measures to prevent (so far as practicable), discourage, and clear littering, in the roads in the immediate vicinity of Admirals Park, including, in particular, Admirals Walk and Rainsford Avenue;

And the licence holder shall ensure that the event is operated / managed in accordance with the terms of the dispersal policy as approved by Essex Police.

2) During the hours that the event is open to the public, to provide marshals on Admirals Walk and Rainsford Avenue, for the purpose of discouraging / minimising anti-social behaviours and inconsiderate parking.

3) Not later than by close Wednesday 15 September 2021 the licence holder shall ensure that a letter is hand delivered to the residential properties on Admirals Walk and Rainsford Avenue which advises residents of the holding of the event and which in particular includes details as to (i) the hours when the event will take place, (ii) the time windows when sound testing will take place, (iii) the marshal arrangements in place for Admirals Walk and Rainsford Avenue, and (iv) a point of contact for local residents which is available throughout the event should residents have concerns.

Reasons for Decision

The Committee's reasons for its decision are set out below:-

1. In reaching its decision the Committee took into account all representations made, including the concerns expressed at the hearing by the objectors who were local residents. The Committee noted, in particular, the proximity of the residential properties in Admirals Walk and Rainsford Avenue to Admirals Park and the location of the event.

2. The Committee was, however, also mindful that neither Essex Police nor Environmental Health (both being Responsible Authorities under the Licensing Act 2003) had raised objections to the application, provided that the conditions which they had proposed and agreed with the applicant (Appendix B and Appendix C) were attached to any licence granted. Furthermore, in the course of the hearing the applicant had also sought to assure the Committee and the local residents that they would implement various measures which would reduce the potential for any noise nuisance or anti-social behaviour.

3. The Committee was satisfied that subject to -

(i) the imposition of the conditions proposed by Essex Police (as modified by the Committee in respect of condition no. 20 relating to the dispersal policy);

(ii) the imposition of the conditions proposed by Environmental Health, and

(iii) the imposition of the additional conditions requiring the provision of marshals on Admirals Walk / Rainsford Avenue and the sending of an informative letter to residents of properties on Admirals Walk / Rainsford Avenue,

With the steps which the applicant proposes to take promote the licensing objectives.

INFORMATIVES

(1) The applicant is advised to ensure that, so far as is reasonably practicable any sound checks are carried out during the permitted licensing hours (rather

than outside such hours) and ideally not earlier than 5.00 pm on Friday 17 September 2021.

(2)The Committee noted that the applicant had not consulted / discussed with objectors their proposed revisions to the event (e.g. provision of marshals at Admirals Walk/Rainsford Avenue) prior to presenting these revisions to the hearing. The Committee would stress that its normal expectations are that applicants will consult / discuss proposals with objectors before the actual hearing. Doing so can save time, lead to the resolution of some concerns, and narrow down the matters still in issue.

The meeting closed at 11.46am.

Chair



Chelmsford City Council Licensing Committee

25th October 2021

Application to Review a Premises Licence
BJP Productions, Wheelers Farm, Wheelers Hill, Little Waltham,
Chelmsford, CM3 3LZ.

Report by:
Director of Public Places

Officer Contact:
Daniel Winter, Licensing Officer, Daniel.winter@chelmsford.gov.uk, 01245 606317

Purpose:

The Committee is requested to consider an application made by Essex Police for a review of the said premises licence under S.51 of the Licensing Act 2003 and to have regard to the representations made during the consultation period that followed made in line with the promotion of the licensing objectives. These were:

- a) The prevention of crime and disorder
- b) Public safety
- c) The prevention of public nuisance

Options:

Review Hearing

Members are advised that they have the following options when determining this application.

- To Modify the conditions of the licence either permanently or for a period not exceeding three months
- To exclude a licensable activity from the scope of the licence, either permanently or for a period not exceeding three months
- Remove the Designated Premises Supervisor
- To suspend the licence for up to three months
- To revoke the licence

An appeal in respect of any determination made in connection with this application may be made within 21 days of the notification given by the licensing committee, by the licence holder, Chief officer of police, or any other person making relevant representation.

1. Background and Introduction

- 1.1 The land at Wheelers Farm is in a rural location consisting of a large series of fields bounded by hedges and fencing. The premises holds a Premises Licence issued by Chelmsford City Council under the Licensing Act 2003 for a capacity of 4999. A copy of the Premises Licence, is attached at **Appendix A**.
- 1.2 The designated premises supervisor is Joshua Silver having obtained a personal licence from Epping Forest District Council.
- 1.3 On the 10th September 2021, Chelmsford City Council received an application from Essex Police for a review of the Premises Licence at Wheelers Farm on the grounds that there had been failure to promote three of the four of the licensing objectives as detailed above.

2. Application

- 2.1 This is an application made by Essex Police for a review of the Premise Licence under S.51 of the Licensing Act 2003. A copy of the application is attached as **Appendix B**.
- 2.2 The application has been properly made in accordance with The Licensing Act 2003 and all procedures have been correctly followed. The public notice was properly displayed, and copies of the application served on the Premises Licence holder and responsible authorities. The application was also advertised on the council's website.

3. Representations

- 3.1 During the consultation period the Authority received a representation from Environmental Protection Services on the grounds of preventing a public nuisance. I have attached a copy of this representation to this report as **Appendix C**.

- 3.4 We received a representation from the Licensing Authority on the grounds of public safety which is attached to this report as **Appendix D**.
- 3.5 On the 20th September 2021 we received a representation including photos from the local Parish Council on the grounds of three of the four licensing objectives not being promoted. Attached is a copy of this representation as **Appendix E**.
- 3.6 On the 30th September 2021 we received a representation from Poppleston Allen on behalf of a resident in Little Waltham. The representation included a witness statement, a site plan and an acoustic report. These are included in the report as **Appendix F**.
- 3.7 Having submitted their application for a review, Essex Police have submitted further evidence to support it. This is attached as **Appendix G**.
- 3.8 The premises licence authorises the following licensable activities.

Sale or supply of Alcohol	Monday	12:00 - 22:30
Sale or supply of Alcohol	Friday	17:00 - 22:30
Sale or supply of Alcohol	Saturday and Sunday	12:00 - 22:30
Boxing or Wrestling	Monday	12:00 - 23:00
Boxing or Wrestling	Friday	17:00 - 23:00
Boxing or Wrestling	Saturday and Sunday	12:00 - 23:00
Performance of Dance	Monday	12:00 - 23:00
Performance of Dance	Friday	17:00 - 23:00
Performance of Dance	Saturday and Sunday	12:00 - 23:00
Performance of Live Music	Monday	12:00 - 23:00
Performance of Live Music	Friday	17:00 - 23:00
Performance of Live Music	Saturday and Sunday	12:00 - 23:00
Performance of Live Music	Saturday and Sunday	12:00 - 23:00
Playing of Recorded Music	Monday	12:00 - 23:00
Playing of Recorded Music	Friday	17:00 - 23:00
Opening Hours	Monday, Friday, Saturday and Sunday	12:00 - 00:00

4. Conclusion

4.1 The relevant sections of the Statement of Licensing Policy are brought to the attention of members and are as follows:

- Section 14. Nothing in the section affects this application.

4.2 This application has been correctly submitted.

4.3 At the conclusion of this hearing members are advised to consider the options as previously recommended.

List of appendices:

- Appendix A – Copy of the premises licence
- Appendix B – Application for a review of a premises licence
- Appendix C – Environmental Services representation
- Appendix D – Licensing Authority representation
- Appendix E – Local Parish Council representation
- Appendix F – Poppleston Allen representation on behalf of a resident
- Appendix G – Essex Police Full report and exhibits

Background papers:

Application file held by Licensing Authority

Corporate Implications

Legal/Constitutional: None

Financial: None

Potential impact on climate change and the environment: None

Contribution toward achieving a net zero carbon position by 2030: None

Personnel: None

Risk Management:

Equality and Diversity: None

Health and Safety: None

Digital: None

Other: None

Consultees: As per that required by legislation

Relevant Policies and Strategies: Statement of Licensing Policy



Licensing Act 2003
Schedule 12 - Part A

Premises Licence

Premises Licence Number

21/00207/LAPRE

Part 1 – Premises Details

Wheelers Farm Wheelers Hill Little Waltham Chelmsford Essex CM3 3LZ		
Telephone number	N/A	
Where the licence is time limited the dates are		
Not applicable		
Licensable activities authorised by the licence and the times the licence authorises the carrying out of licensable activities are		
Sale or supply of Alcohol	Monday	12:00 - 22:30
Sale or supply of Alcohol	Friday	17:00 - 22:30
Sale or supply of Alcohol	Saturday and Sunday	12:00 - 22:30
Boxing or Wrestling	Monday	12:00 - 23:00
Boxing or Wrestling	Friday	17:00 - 23:00
Boxing or Wrestling	Saturday and Sunday	12:00 - 23:00
Performance of Dance	Monday	12:00 - 23:00
Performance of Dance	Friday	17:00 - 23:00
Performance of Dance	Saturday and Sunday	12:00 - 23:00
Performance of Live Music	Monday	12:00 - 23:00
Performance of Live Music	Friday	17:00 - 23:00
Performance of Live Music	Saturday and Sunday	12:00 - 23:00
Performance of Live Music	Saturday and Sunday	12:00 - 23:00
Playing of Recorded Music	Monday	12:00 - 23:00
Playing of Recorded Music	Friday	17:00 - 23:00

The opening hours of the premises are

Monday	12:00 – 00:00
Friday	17:00 – 00:00
Saturday and Sunday	12:00 – 00:00

Where the licence authorises supplies of alcohol whether these are on and / or off supplies

On the premises

Part 2

Name, (registered) address, telephone number and email (where relevant) of holder of premises licence

BJP Productions Limited
Unit 6
Buckingham Court
Rectory Lane
Loughton
IG10 2QZ

Registered number of holder, for example company number, charity number (where applicable)

Registered Business Number 10719720

Name, address and telephone number of designated premises supervisor where the premises licence authorises for the supply of alcohol

Personal licence number and issuing authority of personal licence held by designated premises supervisor where the premises licence authorises for the supply of alcohol

Signed:
On behalf of the Licensing Authority

Dated:2nd July 2021

Annex I – Mandatory conditions

- 1 Where premises authorise the supply of alcohol no supply of alcohol may be made under the premises licence-
 - a) at a time when there is no designated premises supervisor in respect of the premises licence, or
 - b) at a time when the designated premises supervisor does not hold a personal licence or his personal licence is suspended.
- 2 Every supply of alcohol under the premises licence must be made or authorised by a person who holds a personal licence.
- 3 Where the film classification body is specified in the licence, unless subsection (3)(b) applies, admission of children must be restricted in accordance with any recommendation made by that body.

Where

- a) the film classification body is not specified in the licence, or
- b) the relevant licensing authority has notified the holder of the licence that this subsection applies to the film in question,

admission of children must be restricted in accordance with any recommendation made by the licensing authority.

In this section—

“children” means persons aged under 18; and

“film classification body” means the person or persons designated as the authority under section 4 of the Video Recordings Act 1984 (c. 39)

- 4 (1) Where a premises licence includes a condition that at specified times one or more individuals must be at the premises to carry out a security activity, the licence must include a condition that each such individual must
 - (a) be authorised to carry out that activity by a licence granted under the Private Security Industry Act 2001; or
 - (b) be entitled to carry out that activity by virtue of section 4 of that Act.
- (2) But nothing in subsection (1) requires such a condition to be imposed—
 - (a) in respect of premises within paragraph 8(3)(a) of Schedule 2 to the Private Security Industry Act 2001 (c. 12) (premises with premises licences authorising plays or films), or
 - (b) in respect of premises in relation to—
 - (i) any occasion mentioned in paragraph 8(3)(b) or (c) of that Schedule (premises being used exclusively by club with club premises certificate, under a temporary event notice authorising plays or films or under a gaming licence), or
 - (ii) any occasion within paragraph 8(3)(d) of that Schedule (occasions prescribed by regulations under that Act).

(3) For the purposes of this section—

- (a) “security activity” means an activity to which paragraph 2(1)(a) of that Schedule applies, [F2and which is licensable conduct for the purposes of that Act (see section 3(2) of that Act)] and
- (b) paragraph 8(5) of that Schedule (interpretation of references to an occasion) applies as it applies in relation to paragraph 8 of that Schedule.

5 (1) The responsible person must ensure that staff on relevant premises do not carry out, arrange or participate in any irresponsible promotions in relation to the premises.
(2) In this paragraph, an irresponsible promotion means any one or more of the following activities, or substantially similar activities, carried on for the purpose of encouraging the sale or supply of alcohol for consumption on the premises—

- (a) games or other activities which require or encourage, or are designed to require or encourage, individuals to—
 - (i) drink a quantity of alcohol within a time limit (other than to drink alcohol sold or supplied on the premises before the cessation of the period in which the responsible person is authorised to sell or supply alcohol), or
 - (ii) drink as much alcohol as possible (whether within a time limit or otherwise);
- (b) provision of unlimited or unspecified quantities of alcohol free or for a fixed or discounted fee to the public or to a group defined by a particular characteristic in a manner which carries a significant risk of undermining a licensing objective;
- (c) provision of free or discounted alcohol or any other thing as a prize to encourage or reward the purchase and consumption of alcohol over a period of 24 hours or less in a manner which carries a significant risk of undermining a licensing objective;
- (d) selling or supplying alcohol in association with promotional posters or flyers on, or in the vicinity of, the premises which can reasonably be considered to condone, encourage or glamorise anti-social behaviour or to refer to the effects of drunkenness in any favourable manner;
- (e) dispensing alcohol directly by one person into the mouth of another (other than where that other person is unable to drink without assistance by reason of disability).

6 The responsible person must ensure that free potable water is provided on request to customers where it is reasonably available.

7 (1) The premises licence holder or club premises certificate holder must ensure that an age verification policy is adopted in respect of the premises in relation to the sale or supply of alcohol.

(2) The designated premises supervisor in relation to the premises licence must ensure that the supply of alcohol at the premises is carried on in accordance with the age verification policy.

(3) The policy must require individuals who appear to the responsible person to be under 18 years of age (or such older age as may be specified in the policy) to produce on request, before being served alcohol, identification bearing their photograph, date of birth and either—

- (a) a holographic mark, or
- (b) an ultraviolet feature..

8 The responsible person must ensure that—

(a) where any of the following alcoholic drinks is sold or supplied for consumption on the premises (other than alcoholic drinks sold or supplied having been made up in advance ready for sale or supply in a securely closed container) it is available to customers in the following measures—

- (i) beer or cider: ½ pint;
- (ii) gin, rum, vodka or whisky: 25 ml or 35 ml; and
- (iii) still wine in a glass: 125 ml;

(b) these measures are displayed in a menu, price list or other printed material which is available to customers on the premises; and

(c) where a customer does not in relation to a sale of alcohol specify the quantity of alcohol to be sold, the customer is made aware that these measures are available.

9 (1) A relevant person shall ensure that no alcohol is sold or supplied for consumption on or off the premises for a price which is less than the permitted price.

(2) For the purposes of the condition set out in paragraph 1—

(a) “duty” is to be construed in accordance with the Alcoholic Liquor Duties Act 1979;

(b) “permitted price” is the price found by applying the formula—

$$P = D + (D \times V)$$

where—

(i) P is the permitted price,

(ii) D is the amount of duty chargeable in relation to the alcohol as if the duty were charged on the date of the sale or supply of the alcohol, and

(iii) V is the rate of value added tax chargeable in relation to the alcohol as if the value added tax were charged on the date of the sale or supply of the alcohol;

(c) “relevant person” means, in relation to premises in respect of which there is in force a premises licence—

(i) the holder of the premises licence,

(ii) the designated premises supervisor (if any) in respect of such a licence, or

(iii) the personal licence holder who makes or authorises a supply of alcohol under such a licence;

(d) “relevant person” means, in relation to premises in respect of which there is in force a club premises certificate, any member or officer of the club present on the premises in a capacity which enables the member or officer to prevent the supply in question; and

(e) “value added tax” means value added tax charged in accordance with the Value Added Tax Act 1994.

(3) Where the permitted price given by Paragraph (b) of paragraph 2 would (apart from this paragraph) not be a whole number of pennies, the price given by that sub-paragraph shall be taken to be the price actually given by that sub-paragraph rounded up to the nearest penny.

(4)(1) Sub-paragraph (2) applies where the permitted price given by Paragraph (b) of paragraph 2 on a day (“the first day”) would be different from the permitted price on the next day (“the second day”) as a result of a change to the rate of duty or value added tax.
(2) The permitted price which would apply on the first day applies to sales or supplies of alcohol which take place before the expiry of the period of 14 days beginning on the second day.

Annex 2 – Conditions as agreed with Essex Police

1. The licensing authority must be notified of all events 60 days before the date of the event together with any proposed event management plan.
 2. An event management plan to be agreed with the Safety Advisory Group (SAG) 30 days before any event or with Essex Police if the SAG decide that they do not need to be consulted.
 3. An incident log shall be maintained and made immediately available to police or licensing authority staff upon reasonable request. The log must be completed as soon as is possible and shall record the following:
 - (a) All crimes reported to the venue
 - (b) All ejections of patrons
 - (c) Any complaints received concerning crime and disorder
 - (d) Any incidents of disorder
 - (e) All seizures of drugs or offensive weapons
 4. SIA licensed security staff shall be used in accordance with a site security plan which will form part of the event management plan and a record shall be maintained (on the premises) which is legible and details:
 - a) The day and date when door supervisors are deployed;
 - b) The name and SIA registration number of each door supervisor on duty at the premises; and
 - c) The duty start and end time for each door supervisor.
- This record shall be retained for 31 days and be immediately provided to police or licensing authority staff upon reasonable request.
5. All security staff (and stewards) will wear high visibility clothing ensuring that they are readily identifiable.
 6. There shall be a personal licence holder on duty on the premises at all times when alcohol is being sold or offered for sale.
 7. The premises shall have in place and operate a zero tolerance policy with regard to the use/possession of controlled drugs and psychoactive substances and advertise the same within the premises on posters and similar means. This policy may form part of the event management plan.

This policy shall specifically include but not be limited to:

- i. Searching practices upon entry;
 - ii. Dealing with patrons suspected of using drugs on the premises;
 - iii. Scrutiny of spaces including toilets or outside areas;
 - iv. Clear expectations of staff roles (including the DPS, managers/supervisors and door supervisors);
 - v. Staff training regarding identification of suspicious activity and what action to take;
 - vi. The handling of items suspected to be illegal drugs or psychoactive substances
 - vii. Steps taken to discourage and disrupt drug use on the premises
 - viii. Steps to be taken to inform patrons of the premises drug policy/practices
 - viii. Patrol of perimeter (Haras) fencing to deter drug supply
8. All persons entering or re-entering the premises will be searched by a SIA licensed door supervisor for drugs, alcohol and concealed weapons.
Prominent signs (minimum size 200 x 150 mm) to this effect shall be displayed at all entrances.
9. In addition to water, other non-alcoholic beverages shall be available at all times whilst alcohol sale or supply takes place.
10. Customers will not be permitted to remove any alcoholic drinks purchased on the premises.
11. A Challenge 25 scheme shall be operated, whereby any person who appears to be under the age of 25 years of age is required to produce on request an item which meets the mandatory age verification requirement **and** is either a:
- Proof of age card bearing the PASS Hologram;
 - Photocard driving licence;
 - Passport; or
 - Ministry of Defence Identity Card.
 - Proof of age card bearing the PASS Hologram;
 - Photocard driving licence;
 - Passport; or
 - Ministry of Defence Identity Card.
12. The premises shall clearly display signs at the each point of sale and in areas where alcohol is displayed advising customers that a 'Challenge 25' policy is in force.
At the point of sale, such signs shall be a minimum size of 200mm x 148mm.
13. All staff engaged in the sale or supply of alcohol on the premises shall have received training in relation to including under-age sales, how to recognise drunkenness and the duty not to serve drunk persons, following which they will be issued with and wear a wristband whilst on duty confirming their authority to sell alcohol.
14. Training records shall be maintained and kept for a minimum of 12 months and made available to police or licensing authority staff upon reasonable request.
15. A refusals record shall be maintained at the premises, which details all refusals to sell alcohol. Each entry shall, as a minimum, record the date and time of the refusal and the name of the staff member refusing the sale. All entries must be made as soon as possible and in any event

within 4 hours of the refusal and the record must be made immediately available to police or licensing authority staff upon reasonable request.

16. The Promoter shall ensure a full and detailed consultation process is undertaken with each of the Responsible Authorities and those persons/organisations referred to in Event Safety Guide issued by the Health and Safety Executive (or, any replacement guidance subsequently issued). In particular, each annual event will be preceded by a Safety Advisory Group (SAG) debrief meeting. The SAG will meet further throughout the planning process as is deemed necessary by the group.
17. Authorised officers of Essex Police, Chelmsford City Council, Essex Fire and Rescue, East of England Ambulance Service and Responsible Authorities who are in the course of their duties shall have free access to all parts of the licensed site at all reasonable time for the purpose of supervision and enforcing the observance of the Licensing Objectives and other relevant legislation.
18. The licence holder will appoint a competent security/stewarding contractor with expertise in the operation of security and stewarding of large scale outdoor events. The security/stewarding contractor will ensure there are the correct number of SIA registered security staff at the event. Full details will be contained within the EMP.
19. The licence holder will ensure there is an area within the licensed site that can facilitate a rendezvous point for the Police and other emergency services in the event of a major incident.
20. The licence holder will ensure adequate stewarding within the licensed area will be provided at all times during the event from a security contractor who has expertise in managing the operation of large scale outdoor events. The security contractor shall provide the relevant number of SIA registered staff.
21. The security contractor shall on behalf of the licence holder take appropriate measures to prevent dangerous or offensive weapons, glass, illegal drugs and any other item considered detrimental to the safety of persons attending the event from being brought into the licensed area.
22. The licence holder will ensure a full stewarding plan and evacuation plan will be produced as part of the EMP.
23. The licence holder will ensure a number of sealed skips or other appropriate containers will be placed at each entry point for the safe disposal of prohibited items.
24. The licence holder will ensure persons attending will be searched at random by security personnel on entry to the campsites and or arena.
25. CCTV cameras shall cover all entrances and exits to the event.
26. At least 1 door supervisor supervising the entrance and all areas where the sale of alcohol takes place to the premises will wear Body Worn Video Cameras (BWV). Recordings of BWV shall be retained for a minimum of 31 days and be made available to Essex Police or an authorised officer of the licensing authority upon reasonable request.

27. An Alcohol Management Plan will be drawn up by the Concessions Contractor which will set out procedures to minimise any contribution to crime and disorder from the consumption of alcohol.
28. All drinks will be dispensed in either plastic bottles or collapsible cups or containers, no glass vessels to be used. The sale of glass bottles for Champagne, sparkling or premium wines will be allowed only in a dedicated security controlled area which will be detailed in the Event Management Plan/Alcohol Management Plan and on the Site Plan each year.
29. The licence holder will ensure the perimeter of the licensed area will be securely fenced and cordoned off so as to enable the licence holder to safely control the event.
30. The licence holder will ensure the campsites will be fenced off with entry gates manned by security personnel.
31. The licence holder will ensure vehicle movement in the licensed area will be kept to a minimal for essential vehicles only.
32. The licence holder will ensure a vehicle curfew on egress of the arena will be implemented on the instruction of the Security Manager or his/her deputy to ensure safe egress of customers to the car parks and campsites. A system will be implemented at crossing points on the emergency vehicle route which will prevent large numbers of the public mixing with vehicles. Details of how this is achieved are contained within the Security Report in the EMP.
33. The licence holder will ensure the main arena will be fenced off with entry gates manned by security.
34. The licence holder will ensure each stage, tower or structure where required will have a barrier designed to adequately resist right angle and parallel loads commensurate with crowd pressure. Full calculations for each of these barriers will be contained within the EMP.
35. The licence holder will appoint a Traffic Management Contractor who is experts in the management of traffic for large scale outdoor events. To help minimise unreasonable disturbance to local areas the appointed company shall prepare in liaison with Essex Police and Essex County Council Highways section. This will include details of routes, road closures, signage and an access gate numbering system. Any contingency plans should not be put into affect during the ingress and egress on the surrounding roads without consultation between the Traffic Consultant, Essex Police and Essex County Council Highways.
36. The licence holder will ensure under current legislation all information given out in advance will say that no one under the age of 16 years should attend an event unless accompanied by and adult. The licence holder will state in all pre event literature and information that 'under 16's must be accompanied by an adult'.
37. The licence holder will advise customers in advance that the event operates the 'Challenge 25' policy, or any subsequent guidance, and advise them against buying alcohol for any person under 18.
38. The licence holder will ensure the appointed security contractor will provide staff at each entrance where searches for items including illegal drugs will take place.
39. The licence holder will ensure any person found to be carrying drugs that have ignored the amnesty warnings at the gates will be handed to Essex Police

40. The licence holder will ensure any person suspected of holding drugs will be removed from the event, searched and if illegal drugs are found on their possession they will be handed to Essex Police.
41. A written dispersal policy will be formulated and provided to the police and licensing authority which amongst other things details:
- How patrons leaving the premises shall be directed away from the premises;
 - How patrons will be informed of the services of taxi and private hire operators;
 - What staff will be responsible for supervising those leaving the premises and how they will supervise such persons;
 - Any 'wind' down periods;
 - Methods to prevent re-entry to the premises;
 - How bottles and glasses will be prevented from being removed from the premises at closing time.

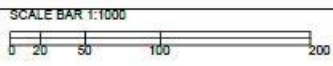
Annex 3 – Conditions attached after a hearing by the licensing authority

Not applicable

Annex 4 – Plans

See attached





BJP

Productions

Event: Williams Dam
 Venue: Williams Dam
 Version: 4
 Date: 22.05.2011
 Drawn By: Amanda Kip
 Client: BJP

Amendments: Updated by AS
 - Relocated Medical and Site Office / Control.
 - Re-positioned Medical Steel Street gate for emergency access.
 - Added Heres Fence line between Medical and Event SOCs.
 - Re-located gates re-positioned to access from Site Office / Control.
 - Consequent extended to utilize vacant space.

KEY	
	Main Stage
	Container
	Marquee
	Gate
	Toilet
	Carport
	Truck
	Truck / Hedges
	MOJO Barrier
	Heres Police Line
	Steel Street Line
	MOJO Area
	Field Lights
	ISS
	Disabled Toilet
	Urinal
	Hand Washing Station
	VIP Toilet



**AREA OF
WHEELER'S FARM
TO BE LICENSED.
PREMISES LICENSE
2021
BJP PRODUCTIONS
LTD**

2021 EVENTS

Perimeter ?

1,245.36 m

Area

90,717.97 m²





**FUTURE EVENTS
FROM 2022**

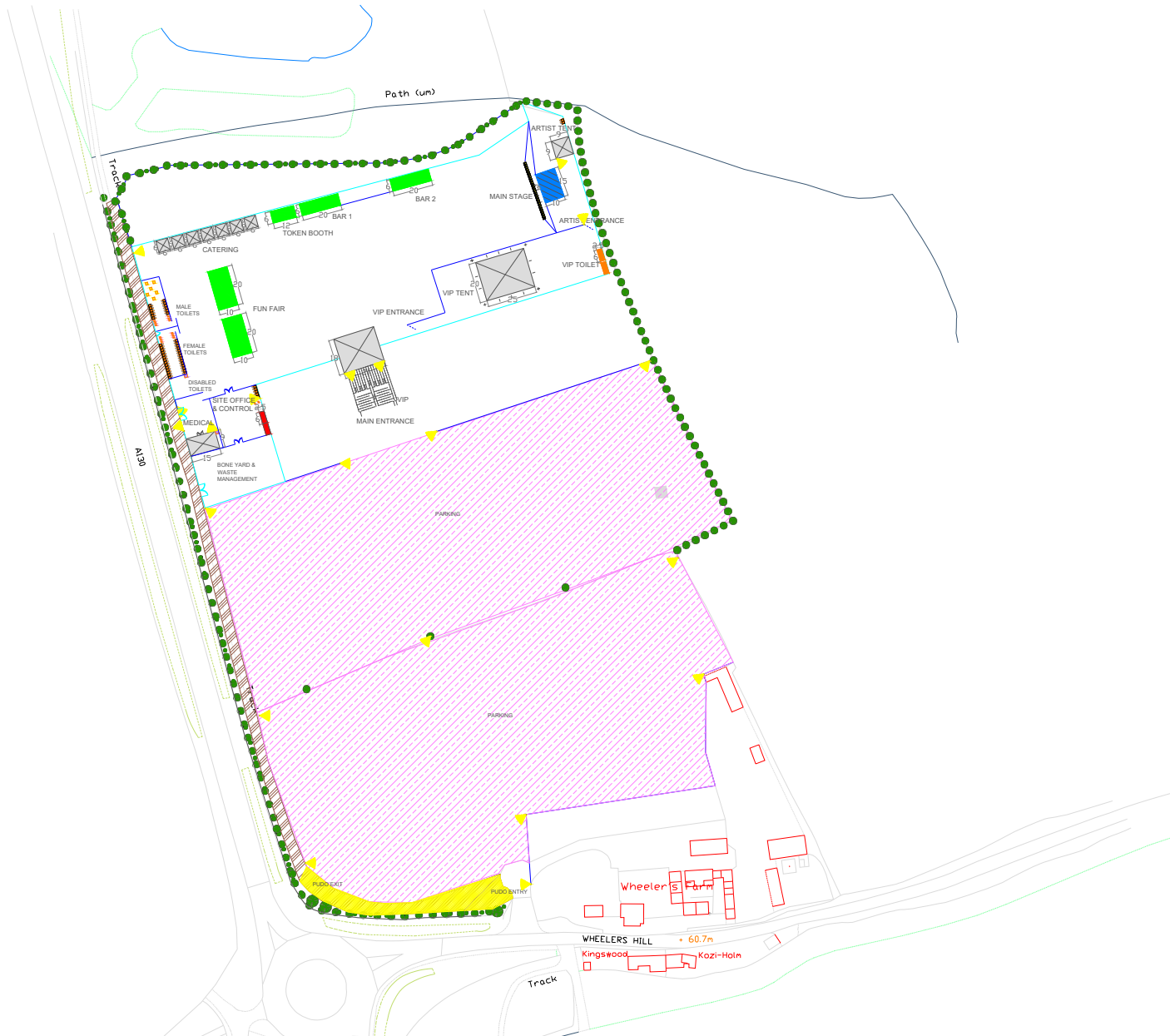
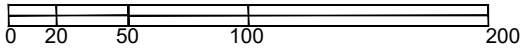
Perimeter ?

1,565.67 m ▼

Area

120,600.63 m² ▼

SCALE BAR 1:1000



BJP

Productions

Event: Wheeler's Farm

Venue: Wheeler's Farm

Version: 4

Date: 22.05.2021

Drawn By: Annette Blair

Client: BJP

- Amendments: Updated by AB
- Relocated Medical and Site Office / Control.
 - Repositioned Medical Steel Shield gate for emergency access.
 - Added Heras Fence line between Medical and Event BOH.
 - Boneyard gates repositioned to access from Site Office / Control.
 - Boneyard extended to utilise vacant space.

KEY

	Main Stage
	Container
	Marquees
	Cabin
	Toilets
	Carpark
	Grass
	Trees / Hedges
	Track
	MOJO Barrier
	Heras Fence Line
	Steel Shield Line
	PUDO Area
	Flood Lights
	CCB
	Disabled Toilet
	Urinal
	Hand Washing Station
	VIP Toilet

APPENDIX B

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 Rachel Savill 76871 Licensing Officer, Essex Police

(Insert name of applicant)

apply for the review of a premises licence under section 51 the Licensing Act 2003 for the premises described in Part 1 below

Part 1 – Premises or club premises details

Postal address of premises or, if none, ordnance survey map reference or description

BJP Productions
Wheelers Farm
Wheelers Hill
Little Waltham Chelmsford

Post town Chelmsford

Post code (if known) CM33LZ

Name of premises licence holder or club holding club premises certificate (if known)

BJP PRODUCTIONS LIMITED
10719720

Number of premises licence or club premises certificate (if known)

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

First names

I am 18 years old or over

Please tick ✓ yes

**Current postal
address if
different from
premises
address**

Post town

Post Code

Daytime contact telephone number

**E-mail address
(optional)**

(B) DETAILS OF OTHER APPLICANT

Name and address

Telephone number (if any)

E-mail address (optional)

(C) DETAILS OF RESPONSIBLE AUTHORITY APPLICANT

on behalf of the Chief Officer of Police
Essex Police
Licensing Department
Braintree Police Station
Blyths Meadow
Braintree
CM7 3DJ

Telephone number (if any)
01245 452035

E-mail address (optional)
Licensing.Applications@essex.pnn.police.uk

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

- Please tick one or more boxes ✓
- 1) the prevention of crime and disorder
 - 2) public safety
 - 3) the prevention of public nuisance
 - 4) the protection of children from harm

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

The grounds for review are that the objectives of the licensing act for the prevention of crime and disorder, public safety and prevention of public nuisance have been undermined.

On 24th July and 4th September this year a festival event known as the Original Festival has taken place at Wheelers Farm Wheelers Hill, Little Waltham, Chelmsford. Concerns were originally expressed by Essex police when an application for a new premises licence was received and an objection to the licence was submitted to Chelmsford council licensing team. Numerous meetings with the applicants took place and after taking into consideration the event management plan and agreeing additional conditions, the objection was withdrawn.

Safety advisory group meetings were also held with all responsible authorities in the lead up to the event as well as a debrief after. From a debrief of the first event, extra measures were put in place for the second event taking place on the 4th September. These changes mostly focused on the traffic management plan which Essex Highways assisted with. Despite these changes, issues still arose during the September event. It is clear the location is not appropriate for events and the issues that are caused cannot be prevented. The location cannot ensure the safety of all those attending or the public using the highway.

Essex police received numerous calls from members of the public reporting traffic concerns surrounding both events including; reports of vehicles travelling the wrong way around roundabouts and at many points the road was completely gridlocked. Vehicles were seen driving over the central reservation to get past this traffic. It was made worse by many attendees of the event parking dangerously along the road to avoid waiting in the queue.

Marshalls were ignored by attendees of the festival and were unable to control the traffic. Cones to prevent parking placed along the side of Essex Regiment Way were completely disregarded resulting in vehicles parking along the verge and on the Wheelers Hill roundabout. Pedestrians were seen to be walking down the unlit road with heavy traffic, unable to be seen by drivers until the last minute. Essex Regiment Way was closed for approximately 2-3 hours whilst the venue cleared out and cars and pedestrians cleared from the carriageway. Disturbances have been reported by staff at the McDonalds near to Wheelers farm with a lot of customers entering the premises at once and being argumentative and aggressive to staff. Noise complaints from residents have also been received.

Police had to attend to help manage the traffic on both occasions, causing a drain on resources and resulting in other incidents not being attended;

On the 4th September the event took a traffic officer and a vehicle away from policing the north of the county's roads for approximately 6 hours. An additional 2 units were required when the decision was made to put road closures in place. Whilst there was a temporary 30mph speed limit in place most of the traffic was not abiding to that

This application has been made at the earliest available time that Essex Police considered its representations could withstand the scrutiny to which they would be subject at a hearing (a requirement of the Statutory Guidance, paragraph 9.12), and its application would not undermine any parallel criminal investigation.

The Chief Officer of Police confirms that he or his representative will 'attend' any hearing held in regards this application.

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

Essex Police will produce further documentary or other information in support of this application ahead of the hearing and would ask the authority to take this into account as it may do under Regulation 18 of the Licensing Act 2003 (Hearings) Regulations 2005.

In accordance with paragraph 11.9 of the Statutory Guidance Essex Police may amplify its representation at the subsequent hearing.

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
0 9 0 6 20 2 1

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

On the 9th June 2021 an objection to an application for a new premises licence was submitted by Essex police regarding concerns that the crime and disorder, public nuisance and public safety objectives of the Licensing Act 2003 are likely to be undermined. Numerous meetings with the applicants took place and after taking into consideration the event management plan and agreeing additional conditions, the objection was withdrawn.

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 10/09/2021
.....

Capacity Licensing Officer
.....

Contact name (where not previously given) and postal address for correspondence associated with this application (please read guidance note 6)	
Post town	Post Code
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.

Representation from Environmental Protection

Environmental Protection make the following representations in respect of this application to review the Premises Licence for BJP Productions on the grounds of prevention of public nuisance.

This Service received a number of noise complaints from residents about both the events on 24th July and 4th September 2021. Officer visits during the event in September confirmed that high levels of noise, causing disturbance, were audible at nearby residential properties.

If members are minded to vary the premises licence I request that the following conditions are added to the licence to prevent public nuisance.

- Licensable activities will only take place over a maximum of 4 weekends (to include Friday, Saturday and Sunday) in any calendar year.
- The MNL (Music Noise Level) from any event shall not exceed, at any noise sensitive location, the background noise level by more than 15dB(A) over a 15 minute period throughout the event and during any rehearsal or sound check for the event. If fewer than 4 event days are proposed in a calendar year the MNL should not exceed, at any noise sensitive location, 65dB(A) LAeq over any 15-minute period throughout the event and during any rehearsal or sound check for the event.
- Low frequency noise from the event shall be controlled at the 63Hz and 125Hz frequencies so that the low frequency MNL (at these frequencies) shall not exceed 70dB(A) over a 15 minute period at any time during the event, rehearsal or sound check, at any noise sensitive location.
- The licence holder will continuously monitor noise from events at noise sensitive locations around the site and advise their sound engineers accordingly to ensure limits are not exceeded. Chelmsford City Council will be permitted access to this information on request. The noise sensitive locations will be agreed with Chelmsford City Council
- The licence holder shall provide Chelmsford City Council, in advance of the event, contact telephone numbers of their sound engineers and other members of their management team who can be contacted in the event noise complaints are received.
- During any event the licence holder will ensure there is a dedicated and continuously manned complaint telephone line that will be advertised to the public so that residents can contact organisers in the event they are disturbed by noise.

Wheelers Farm**Representation in Support of a Review by Essex Police**

My name is Paul Brookes I am employed by Chelmsford City Council as Public Health & Protection Services Manager. I have delegated authority to act as the Responsible Authority for Chelmsford City Council as the Licensing Authority.

As a Responsible Authority the Licensing Authority is concerned about music events carried out at Wheelers Farm, Wheelers Hill, Little Waltham, Chelmsford, CM3 3LZ. Essex Police are seeking a Review of the Premises Licence Chelmsford City Council acting as the Licensing Authority supports the Review.

This document briefly sets out the concerns of the Licensing Authority.

The Licensing Authority is concerned that the licensing objective of the prevention of public safety is not being met.

Traffic Management

Two events have been held at Wheelers Farm by BJP Productions. These events were held on Saturday 25th July 2021 and Saturday 4th September 2021.

Safety Advisory Group meetings were held prior to both events. Ahead of the first event a traffic management plan was agreed, this plan failed causing congestion and risk to public safety due to cars being left on the verges of Essex Regiment Way and people walking on and across Essex Regiment Way to access and egress the site. Following a Safety Advisory Group meeting held on 10th August 2021 weaknesses within the plan were identified and a revised traffic management plan was submitted and agreed.

Whilst the traffic management plan had improved from the 25th July event there were again significant issues on 4th September with event attendees ignoring traffic management, and again parking on the verges of Essex Regiment Way and people walking on and across Essex Regiment Way to access and egress the site. This appeared to be less of a failure of the traffic management plan and more a result of people ignoring traffic management and acting in an irresponsible manner. The risk to public safety remains due to cars being left on the verges of Essex Regiment Way and people walking on and across Essex Regiment Way to access and egress the site.



**Paul Brookes, Public Health and Protection Services Manager
Chelmsford City Council as Licensing Authority**

Representations from Little Waltham Parish Council in relation to the review of the Licence at Wheeler's Farm

I am contacting you to put forward the representations from Little Waltham Parish Council in relation to the review of the licence held by BJP Productions to hold events at Wheelers Farm, Wheelers Hill, Little Waltham, Chelmsford Essex CM3 3LZ

The Parish Council's position is that it considers that the licence should be revoked.

Two recent events on site have demonstrated, with reference to the licensing objectives, that the site is an unsuitable venue for the events being held under the terms of the existing licence. In particular, the Parish Council wishes to make the following contentions with reference to the specific licensing objectives

1. The prevention of public nuisance

After the first music event which took place on 24th July 2021, the Parish Council was contacted by residents who were concerned about the volume of noise from the event, particular the regular base beat. The Parish Council made residents aware via its Facebook page of how to complain to Chelmsford City Council in relation to excess noise and it is understood that a substantial number of people did indeed lodge such complaints to the extent that an out of hours noise duty officer attended the village and met with a Parish Councillor during the day of the event on 4th September 2021 to monitor the noise and clearly noted that it could be heard from inside the Councillor's home with doors and double glazed windows shut.

The Parish Council contends that it is unreasonable to hold the event in such close proximity to residential properties as it imposes an intolerable noise nuisance upon the community. It should be noted that there are some properties in the immediate vicinity of Wheeler's Farm and that the village centre of Little Waltham is a short distance on the opposite side of Essex Regiment Way and will be adversely impacted by noise from such events.

In addition, there was a noise nuisance at the end of the event as due to the sheer volume of cars leaving the event there was frustrations and many people were sounding their horns which could be heard in the village centre and was specifically heard by a Councillor.

It is clear that the number of people attending in vehicles outstripped the ability for the venue to accommodate them as vehicles were choosing to park in the laybys along Essex Regiment Way and on grass verges along that road as well. Some vehicles were even observed parked on Wheeler's Hill roundabout itself with no action being apparent from the marshals. In addition, a number of vehicles were parking in the village centre. Not only does this present a nuisance to residents in the vicinity but is a danger to public safety as well as more particularly set out below.

In addition, a Councillor spoke to some people who were parking on Wheeler's Hill west who advised that as it takes too long to access and in particular to leave the car park they were choosing to park elsewhere. Thus, nuisance parking is spread out around the Parish, not just Essex Regiment Way but within the village centre.

When rowdy revellers returned to cars parked in the village centre at the end of the event, is caused concern and in some cases fear for safety on the part of residents.

A substantial amount of litter was also generated by the event. On Sunday 5th September it was noted that bags of rubbish were on the grass verges and that random rubbish was in the laybys and photos were taken. Litter was also generated where people had parked in the village centre and had to be picked up by residents.

2. The prevention of Crime and Disorder

The Parish Council has been advised by residents that people connected to the event were urinating in hedges within the Parish particularly in Wheeler's Hill West

3. Public safety

Due to the fact that those attending were parking along the verges and laybys of Essex Regiment Way it meant that they were walking along the road to access the event. As Essex Regiment Way is a fast-moving A road with a 60mph speed limit at that point, there are no pavements to use. As the verges were full of parked cars people were observed walking along the road as supported by photographs taken by the Parish Council at around 6pm on the day showing the pedestrians on the road. This presented a direct danger both to the safety of those walking along the road and motorists as well. A Councillor also observed many people walking along Essex Regiment Way the road to access the venue at 7pm when it was dusk and thus visibility was reduced presenting an even greater danger especially as the carriageway is unlit.

As mentioned above the venue did not appear to have the capacity to house all vehicles of those attending the event as evidenced by the substantial number of vehicles parked on grass verges and in laybys along Essex Regiment Way as evidenced by photographs taken on the day by the Parish Council.

As demonstrated by photographs taken by the Parish Council, one person exited their vehicle, picked up a 30mph sign and moved it into the hedge to enable them to then park on the grass verge.

In addition, a substantial number of cars were observed being driven in a dangerous manner to try and either access the venue or to find places to park.

Wheeler's Hill roundabout was blocked to force vehicles to drive to Sheepcote's roundabout, turn round and come back to Wheeler's Hill roundabout in order to access the site without blocking the roundabout. However, clearly those who wished to attend the event did not want to drive that extra distance as despite the presence of marshals at Wheeler's Hill roundabout it was directly witnessed that vehicles were making a U turn in the road just beyond Wheeler's Hill roundabout and driving through the cones to turn back to the event. This caused direct conflict with oncoming traffic. This behaviour was photographed.

Also, a Councillor observed vehicles reversing in the carriageway in an attempt to park on the verges.

Councillors observed a Police car in attendance at around 7pm to try and direct traffic as the situation has apparently become uncontrolled. Also, at the end of the evening as cars left the event it was causing considerable conflict with other vehicles using Essex Regiment Way. As a result, the Police were called and attended to direct traffic in the vicinity.

Traffic leaving the venue was either being directed to the Sheepcotes roundabout in one direction, or Pratt's Farm Lane in the other. For those who wanted to head in the Chelmsford direction, drivers were using Back Lane as the quickest route which meant that at the end of the event a very substantial number of vehicles were travelling through the village centre towards the B1008. Councillors observed those vehicles travelling at high speeds through the 30mph village centre which is a residential area thus presenting a danger to public safety.

















Witness Statement

Statement of:

Age: **Over 18**

Occupation: Technology Entrepreneur

This statement (consisting of six pages) is true to the best of my knowledge and belief and I make it knowing that, if it is tendered in evidence, I shall be liable to prosecution if I have wilfully stated in it anything which I know to be false or do not believe to be true.

Dated: **29/09/2021**

Signature.....

Introduction

1. My name is _____ and I am making a representation in support of the Notice of review of premises licence made by Essex Police against the Premises Licence held by BJP productions at Wheelers Farm, Wheelers Hill, Little Waltham, Chelmsford, Essex, CM3 3LZ.

2. This representation is made as it is of my opinion there has been a failure by the premises licence holder of the following licensing objectives under the Licensing Act 2003:

- The prevention of Crime and Disorder
- Public Safety
- The Prevention of public nuisance
- The protection of children from harm

3. I live at _____, _____ with my _____

4. I have lived at _____, _____ The _____ can be seen at Appendix 1.

Wheelers Hill area

5. Having lived within the area of Wheelers Hill for over 3 years now, I have gained a good understanding of the local area.
6. In my experience, Wheelers Hill is a very quiet and tranquil part of the country. There are only a handful of houses located on Wheelers Hill which are all very spaced out, and therefore there is little noise pollution.
7. I would describe Wheelers Hill and the surrounding neighbourhood as a very safe and comfortable environment to live in. To my knowledge, there is little crime and anti-social behaviour within the area.

Festivals at Wheelers Farm

8. Since I have lived at _____, there have been two festival events held at Wheelers Farm. The location of Wheelers farm can be seen at Appendix 1.
9. These events were held on the 24th July 2021 and 4th September 2021.
10. To the best of my knowledge, both events were held under a premises licence held by BJP Productions Limited.

First Festival – 24th July 2021

11. I found out about the hosting of the festival on the morning of the 24th July 2021 when I saw considerable amounts of traffic and cars parking on the roadside of both Wheelers Hill and Essex Regiment Way. The sudden increase of traffic and cars parked illegally on the side of the roads caused complete chaos in the surrounding area.

12. I had not received any correspondence from the organisers of the event, nor was the event advertised locally, and it is my understanding that none of my neighbours were aware of the event.
13. The music at the festival began at midday on the 24th July 2021 and continued throughout the day until 22:00.
14. The volume of the music was incredibly loud throughout the whole day and something I have never heard in my time at [redacted]. The music was audible throughout my whole house, with the bass being the most predominant sound. I struggled to be able to hear the television within my house at the usual volume level.
15. Once the music had finished, all the patrons left the festival and proceeded to attempt to find their parked cars. This resulted in hundreds of people walking up and down both Wheelers Hill, a national speed limit country road without any streetlights, and Essex Regiment Way, a dual carriageway, using only the lights on their mobile phones to attempt to direct them. This was incredibly dangerous.
16. In my experience, cars travel very fast down Wheelers Hill, and do not expect to see people walking down the middle of the road late at night.
17. I witnessed some of the people urinating on the side of the road and directly outside of my house.
18. For the duration of the event, and the time afterwards, me and my family did not feel safe to leave our home.

Second Festival – 4th September 2021

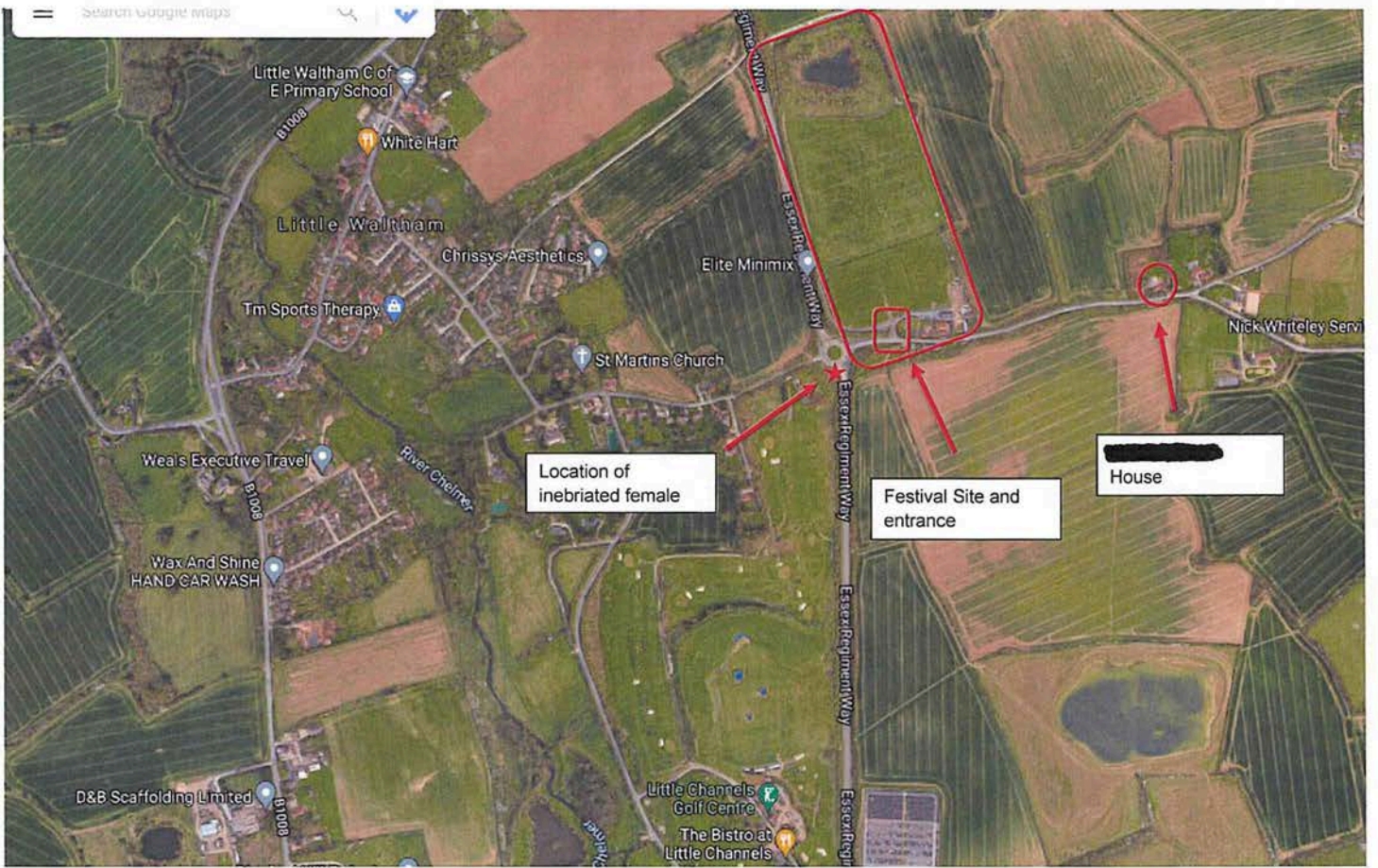
19. I found out about the second Festival event through online research personally undertaken. I was not contacted by the organisers of the event, nor I believe were any of my neighbours.
20. For the second festival event, the event organisers gave me the impression they had attempted to rectify their mistake. They lined up cones alongside the edge of Essex Regiment Way, to prevent cars from parking from the roundabout south to Chelmer Valley Park and Ride.
21. They further employed stewards to police this and direct patrons where to go. In practice neither of these safeguards worked.
22. When patrons arrived at the festival, I witnessed them physically move the cones from the side of Essex Regiment Way to park their cars there while they attended the festival. The specially employed stewards did not act as a deterrent, nor did they make a concerted attempt to prevent this from happening.
23. There are no public footpaths alongside Wheelers Hill or Essex Regiment Way, so patrons had to walk on the road to get to the festival entrance, with cars physically having to swerve out of the way of individuals.
24. The build-up of the parked cars continued throughout the day, and by 20:00 both sides of the road were full of cars. This had a knock-on effect of pushing people attending to park in the nearby village of Little Waltham and up Wheelers Hill. There were cars parked on the side of Wheelers Hill all the way from the festival extending beyond my house.
25. There is only one point of entry and exit to the festival site, which can be seen on Appendix 1. This resulted in many cars who were dropping patrons at the festival dropping them on Essex Regiment Way to avoid queues.

26. A further difference I noticed was that the direction of the stage at the festival had been changed. It initially faced west towards Little Waltham, however this time it was facing south-east, directly at my house.
27. This change made the noise of the music even more unbearable for me and my family within my house.
28. On the evening of the event, I lodged a noise complaint through the website of Chelmsford Council, alongside ringing the noise hotline.
29. Throughout and after the event, I witnessed the exact same problems as I witnessed the first time. I saw people relieving themselves in mine and neighbour's gardens and driveways, alongside hoards of people walking up both Wheelers Hill and Essex Regiment Way in the dark to find their parked cars. Many of these people were also wearing dark coloured clothing which made them even more difficult to spot.
30. I left my house in my car at around 22:30pm and drove towards Little Waltham where multiple times I had to swerve whilst driving to avoid hitting a pedestrian walking in the middle of the road.
31. I also witnessed a lady, who was clearly very intoxicated, lying in a bush just off Essex Regiment Way with her legs sticking out into the road. I had to physically swerve my car to avoid hitting her legs at the last minute. The location of this woman can be seen on Appendix 1.
32. Eventually, the police had to close the roundabout to prevent any serious injuries occurring. If the police did not intervene, I strongly believe someone would have been seriously hurt.
33. Me and my family felt very unsafe and vulnerable for the duration of the event.

Summary

34. In summary, it is wholly evident to me that Wheelers Farm is not the correct place to host a festival of this magnitude.
35. The festival is not a community event and is not aimed at residents, which is evident due to the lack of local advertising or communication from the event organisers. This results in people travelling in from afar in their cars, for which the festival site is not equipped to house all these cars, nor their access to nor exit from the event. The subsequent parking of cars along Wheelers Hill and Essex Regiment Way is a serious danger to both passing vehicles, and those parking their cars when they walk to the festival gates.
36. The policing of the event outside of the festival gates for both events, from what I witnessed, was wholly unsatisfactory and unsafe for both the festival attendees and residents.
37. The noise made by the festival is completely out of place in this rural part of the country and provides a severe nuisance to myself and my local neighbours. I do not feel safe in my own home when this event is on.
38. I strongly believe that if an event of this size occurs at this site again there will be a serious injury to an individual or a vehicle driver, or even death.
39. The Premises Licence held by BJP Productions for the address Wheelers Farm, Wheelers Hill, Little Waltham, Chelmsford, Essex, CM3 3LZ undermines the four licensing objectives. There are no conditions that can be imposed on the licence, nor reassurances by the holders, who have had two chances already to prove themselves, that can realistically address the dangers of hosting such events at this site. In those circumstances the only reasonable option is for the licence to be revoked.

Appendix 1





9th September 2021

Independent Licensing Impact Assessment

Wheelers Farm, Wheelers Hill, Little Waltham, Chelmsford, CM3 3LZ

Authors: Ian Smith & David Gair – Shield Associates

For: Poppleston Allen as instructed by Andy Grimsey

Ref: SA2021/0108

1. Introduction

1.1. I retired from the Metropolitan Police Service as a Chief Inspector in September 2013 after having completed 31 years' exemplary service. I was personally responsible for policing, liaison, partnership working and compliance in relation to licensed premises in the Boroughs of Westminster, Sutton and Kingston-upon-Thames as well as involved in licensing issues and strategies across the Metropolitan police area.

1.2. In September 2013 I formed a security consultancy company with Mr Ian Smith, former Detective Superintendent in the Metropolitan police, a similarly experienced and qualified licensing practitioner and member of the Institute of Licensing. Together, we have carried out numerous licensing impact assessments and compliance visits and have been involved in training and advice sessions at licensed venues across London and the Southeast of England at a number of licensed establishments including restaurants, pubs, cocktail bars, night clubs and large late-night entertainment venues.

1.3. In particular, most recently, I was Chief Inspector Operations at Kingston-upon-Thames responsible for all Licensing related issues and enforcement with a dedicated licensing team under my command. As part of my responsibilities, I managed and delivered a series of crime and disorder reduction and public safety strategies in relation to Oceana nightclub in Kingston – upon - Thames (now PRYZM) which had headed a list of London’s top 50 night-time economy venues ranked according to the amount of crime generated from these venues.

1.4. In relation to my responsibilities, I undertook problem solving, partnership working and compliance regimes to ensure the safety and security of patrons, staff and the local community in relation to NTE licensed premises, in particular large night-clubs and venues that remained open beyond 0200hrs. This included late-night refreshment houses, liaison with public transport providers and licensed mini-cab activities as part of the larger problem-solving initiatives.

1.5. The strategies I put in place resulted in an immediate 25% reduction in crime at ‘Oceana’ and falling crime throughout a six-month period resulting in the venue being removed from the top 50 NTE venues ranked according to reported crime in London.

1.6. I am Director of a company called Shield Associates that delivers nationally accredited training for owners, DPS, licensees, security companies, bar staff and workers involved with NTE venues around crime reduction, anti- social **behaviour** and awareness of their responsibilities under the Licensing Act, forensic awareness, drugs awareness and personal safety and vulnerable persons.

1.7. I am a member of the Institute of Licensing and as such am qualified to conduct compliance audits and security reviews on licensed premises.

1.8. I am aware of the potential impact of the operation of NTE venues on local communities and have provided reports to licensing committees and courts in relation to a variety of licensing issues on various occasions both as a police officer and a Director of Shield Associates.

1.9. As a company our aim is to provide independent regulatory support to the Licensing trade, offer problem solving and compliance guidance and support the key objectives of the Licensing act in reviewing working practices, policies and procedures to ensure:

- The security and safety of those visiting a venue
- The prevention of crime and disorder
- The prevention of public nuisance
- The protection of young & vulnerable people from harm

1.10. As such we have undertaken comprehensive reviews and audits of licensed premises to ensure compliance and responsible management in support of the licensing objectives. We have delivered training to staff at licensed venues, local Pub-Watch schemes, personal licence holders and SIA door security companies.

1.11. As a company, we undertake independent reviews of premises when instructed to do so and as such my duty is to the licensing committee, venue owners and local community when considering the impact of any new licence application or variation to permitted hours' application.

1.12. All issues identified in this report are true to the best of my knowledge and experience. They were either witnessed or experienced by me or told to me in good faith. The opinions I have expressed in this report are honest held and correct to the best of my judgement. The fee for this report is not conditional on the outcome of the case in anyway whatsoever.

2. Instructions to Shield Associates

2.1. On 27th August 2021 Poppleston Allen, a specialist licensed solicitors, instructed Shield Associates (SA) to conduct a licensing impact assessment for an event taking place on Saturday 4th September 2021 at Wheelers Hill Farm, Little Waltham, Chelmsford, Essex CM3 3LZ.

2.2. The instructions provided were to assess the traffic management and crowd dynamics on those attending and leaving the event venue. SA were provided with the following documentation to assist with the assessment:

- Premises licence for the venue part A ref: 21/00207/LAPRE dated 02.07.2021- BJP productions.
- Premises licence for the venue part A ref: 21/00210/LAPRE dated 01.07.2021- Nu Future LTD.
- Map of venue provided by BJP productions drawn by Annette Blair dated 22.05.2021
- Aerial view map of venue date 03.06.2021 'Annex 4 plans'

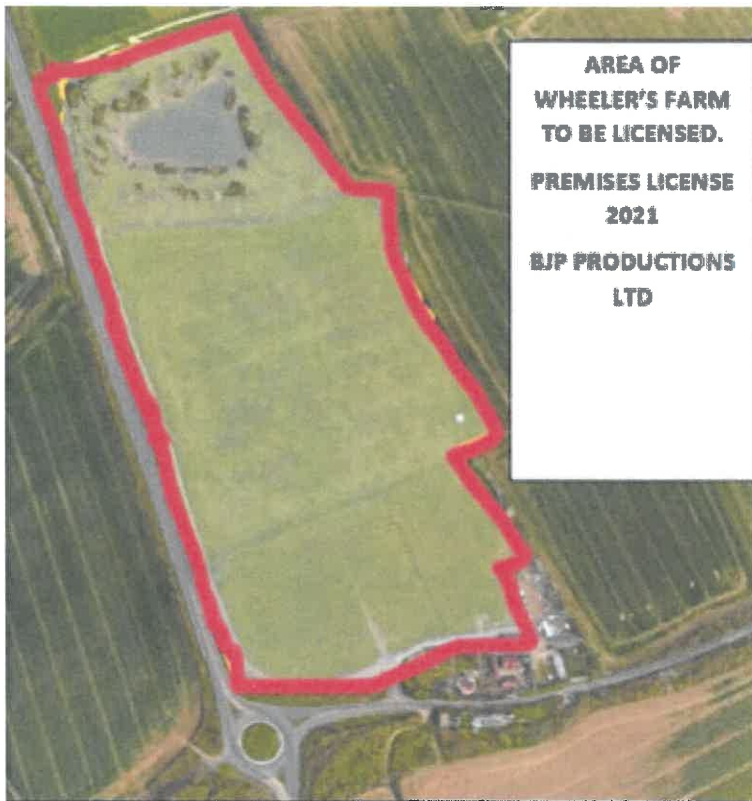
3. Venue history, location & background

3.1. As described locally; 'Wheeler's Farm is a farm in Essex. Wheeler's Farm is situated nearby to Little Waltham, close to St Martins, Little Waltham'. In relation to The Originals' music festival, the address given for the event was Wheelers Farm, Wheelers Hill West on their Instagram account. The part of the farm used for the event was at the junction of Essex Regiment Way (A130) and Wheelers Hill West, with the only access to the site from an entrance in Wheelers Hill west approximately 150m from the roundabout at Essex Regiment Way. It is unclear whether the land used for the event belongs to the farm or has been independently acquired on a short/long term lease.

3.2. There are no recent or relevant comments in the local press/media in relation to Wheeler's farm in relation to issues experienced by the community or wider Chelmsford residents.

3.3. The only reference we can find to the festival is from the Chelmsford.gov.uk website where plans for an area of Wheelers Farm to be licensed have been submitted (copy attached below) by BJP Promotions Ltd. The plans show the event area on a map and give the 2021 perimeter as 1,245.36m with an enclosed area of 90,717.97m². There is a proposed plan to extend the licensed venue footprint in 2022 to a perimeter of 1,565.67m with an enclosed area or 120,600.63m².

Plan BJP Promotions Ltd



4. Open-source information/intelligence

4.1. In relation to 'The Originals' music event on 4th September 2021 we undertook open-source checks on both companies that were named on the two licenses granted for the event, Nu Futures Ltd and BJP Productions Ltd.

4.2. According to Companies House records Nu Futures Ltd was listed in January 2021 and shows active directors of the company as Paul Loffler (named on the licensing application for the event) and William Paterson. In relation to BJP Productions, this company was listed in April 2017 with director shown as Joshua Silver (named on the licensing application) and the company secretary as Stephen Silver.

4.3. On 19th August 2021 an extraordinary meeting took place in Tuffnel Hall, Little Waltham in respect of concerns of traffic and parking that had impacted on local residents from a recent event at Wheelers farm. From the Parish meeting minutes it

was noted that the applicant would update the traffic management plan to address the issues that occurred following a previous event.

4.4. On 28th July 2021 Tonbridge and Malling borough Council held a licensing review hearing in respect of an BJP Productions run event named “Matts BBQ”. Local residents were opposed to this event taking place at the Wings of the Morning Field in Wrotham, Kent TN15 7NS. Objections were made by the local community, Police and Environmental Health on the grounds that an earlier event by BJP Productions saw incidents of crime and disorder, open drug use, hostile crowds and abandoned vehicles, which led to roads being blocked and traffic delays. The licensing committee did not remove the licence and the event took place on 14th August 2021. Following this event Kent News reported there had been a serious assault at the event where a girl had been stabbed and numerous complaints about the traffic management, which was totally inadequate for the size of the event.

4.5. A premises licence review hearing took place on 2nd November 2021 by **Welwyn Hatfield Council licensing committee** in respect of an event managed by BJP Productions that had taken place over a number of weekends between August and September 2020 at Colesdale farm, Northhaw West Road in respect of noise and disturbance to local residents. This application resulted in no action taken against the licence.

4.6. From the various social media sites there was very little information on this event being promoted. SA discovered that coaches were being supplied and patrons could be collected and taken to the event from places as far as Croydon, Stratford, Brixton, Epping and Ealing.

4.7. On BJP website and other social media platforms there was limited information on parking and other important information that could have benefited patrons arriving at the event. During the event day the social media platforms for BJP were taken down completely and offered no information.

4.8. There was no other information available in respect of BJP productions or Nu Future Ltd.

5. Community intelligence

5.1. Various people from the local community were spoken to by SA during the deployment and information was provided anonymously. This gave SA the opportunity to look at other areas of concern associated with this event. Issues of parking along the carriageways to and from the event, litter, unknown persons walking along residential roads with torches the night previously to the event taking place and on the event day itself, the apparent refusal of security and police to allow access to homes for local residents due to unplanned and sudden road closures, impact of dropping off and collection of patrons to the event and the length of time to clear the event site of traffic.

5.2. Residents in general were reluctant to openly complain to the authorities, however, did inform us of incidences of people attending and leaving the event being intoxicated, urinating and on one occasion defecating in the local streets, the noise associated with the event and general unruly nature of some of the visitors to the event. The main issue though was the disruption and nuisance caused by traffic issues directly related to the event.

5.3. SA spoke covertly to the security teams who acknowledged that patrons at a previous event had ignored instructions about parking, drop offs and collections. One member of security staff indicated at the last event it took more than 3 hours to clear traffic from the event car park. They did, however indicate this this would improve with the new drop off and collection taking place within the event area itself.

6. Crime Data for Wheelers Hill

6.1. Wheelers Hill falls within The Broomfield and The Walthams Ward (post code CM3 3LZ) and the crime data obtained covers a half mile radius of Wheelers Hill.

6.2. Crime data table for crimes committed and reported to Police over a six-month period, with the latest data only including July 2021.

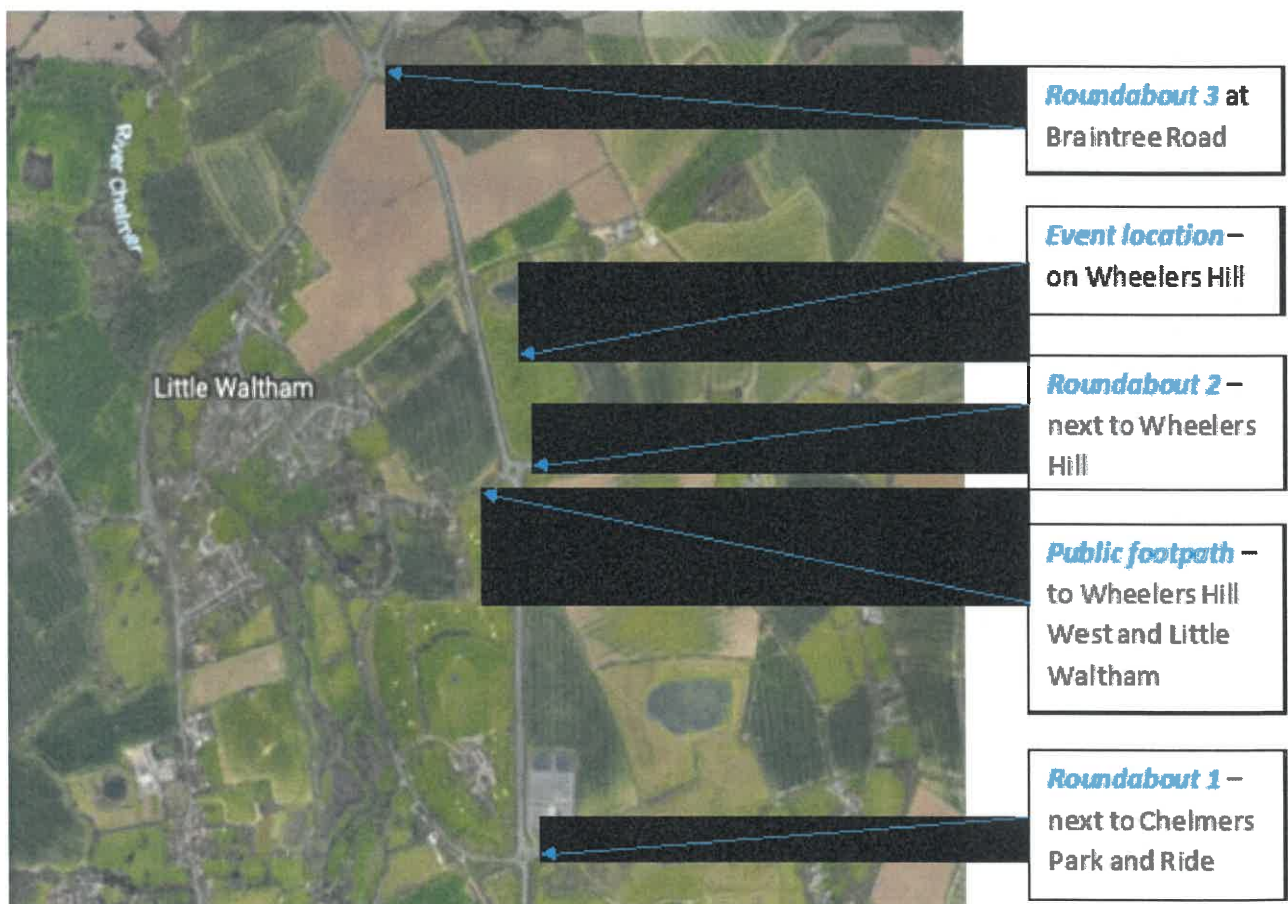
Month	Crime type and number of allegations
July 2021	Robbery x 1 Anti-Social Behaviour x 1
June 2021	Anti-Social Behaviour x 1 Violence / Sex Offence x 1
May 2021	Theft x 1 Vehicle x 1 Violence / Sex Offence x 2
April 2021	Anti-Social Behaviour x 4 Drugs x1 Public order x 1 Violence / Sex Offence x 2
March 2021	Criminal Damage /Arson x 1 Vehicle x 1 Violence / Sex Offence x 1
February 2021	Anti-Social Behaviour x 1 Burglary x1 Public order x 1 Vehicle x 1 Violence / Sex Offence x 1

7. Shield Associates deployment plan

7.1. SA identified an area that would form part of their deployment plan to understand how the event could possibly impact on the local community. SA deployment took account of residents that lived close to the event in Wheelers Hill and those residents in Little Waltham. SA considered the main impact of traffic and concentrated on the main arterial road A130 to and from the event along with the three main roundabouts that connect this road:

- Roundabout 1 Essex Regiment Way next to Chelmers Valley Park and Ride
- Roundabout 2 Essex Regiment Way next to Wheelers Hill and footpath to Little Waltham (event location)
- Roundabout 3 Essex Regiment Way next to Braintree Road
- Little Waltham Village
- Wheelers Hill leading to Leighs Road

7.2. A deployment plan map indicates SA deployment and patrol plan (Image 1)



7.3. Although SA deployment did not encompass the event itself SA thought it useful to observe the event arrangements from the inside, which incorporated the drop off and collection point areas and the physical barriers to understand the event management processes.

7.4. During SA deployment various observations were made taking where necessary relevant pictures and video recordings. The picture images are highlighted at annexe

'A' and the short video clip recordings are referenced at annexe 'B' and will be forwarded under separate cover due to the large format size. As the event moved into darkness this proved problematic with potential for conflict with patrons as they departed. In addition, there was significant danger of walking in the road where there was a lack of effective lighting and abandoned vehicles which were left at the side of the road and on verges, which forced pedestrians to walk into the main road.

8. Environmental Visual Audit

8.1. SA arrived at the event location at 10.30 hours and conducted a mobile assessment in accordance with the deployment plan. The weather conditions were dry and overcast. Travelling along the A130 from the roundabout 1 at The Chelmers Valley Park and Ride towards the event site there was already in place traffic management cones that had been placed along the stretch of the A130 in the middle of the carriageway to separate both lanes of traffic. Along the verges parking restriction cones had been strategically placed along with temporary 30MPH speed restriction signs. The traffic calming measures was also replicated at both Roundabout 2 and 3. Traffic at this time was light and no evidence of patrons making their way to the event site. In respect of parking there was no signage that illegally cars would be towed away as this may have assisted with preventing parking on the road / verges. **(Picture Image ref: 1767 / 1825)**

8.2. SA at this time travelled both on foot and mobile around Little Waltham village and noticed no evidence of illegal or inconsiderate parking or build-up of patrons, litter or ASB. SA walked along Wheelers Hill West into and through a public footpath to Roundabout 2 and the event site, which had been indicated as an area of ASB and inconsiderate parking at a previous event. **(Picture Image ref: 1847)**

8.3. SA noticed a small area which had been coned off to prevent illegal parking in a small access road leading to a farmer's field which was located adjacent to roundabout 2 leading to a public footpath to Wheelers Hill West. This area was staffed by security from the event using a vehicle and two manned guards in HV jackets. This was a good and effective tactic to prevent unlawful parking and access to the field for additional parking. **(Picture Image ref: 1877)**

8.4. SA walked past the entrance of the event and spoke with the manned guarding company 'Last Mile' who were very polite and highlighted that a new drop off collection point had been implemented within the event area and acknowledged this had been an issue in the past. They also indicated they were 'sold out' and were expecting 4,500 patrons. **(Picture Image ref: 1790)**

8.5. SA walked along Wheelers Hill and up to Leighs Road and counted about five residential premises. At 10.50 hours Leighs Road itself was clear of any parked vehicles. Again, traffic calming measures had been put in place with restricted parking cones placed alongside the verges up to Leighs Road along with temporary speed restrictions. There was evidence of some cones that had fallen over into the roadway but were placed upright by SA. Near to the junction of Leighs Road the traffic calming measures was an issue as the speed signage was sited too far into the road and subsequently became a 'pinch point' for cars competing for access, especially when confronted by HGV lorries that had difficulty passing **(Picture Image ref: 1782)**

8.6. At about 11.00 hours the music was audible from the event but not excessive. SA then observed the event venue from the outside. It was clear the physical enclosure was effective with 2m high locking metal fences erected and the perimeter was further enclosed by dense bushes and undergrowth and appeared to be well contained. The perimeter and any unlawful entry were managed by a mobile security patrol and an unmarked security vehicle which was parked at an external entrance to the rear of the venue near roundabout 3. **(Picture Image ref: 1792/ 1794) (Video clip ref: 1779)**

8.7. At this time SA entered the venue by vehicle. The security at the site were helpful and accommodating and instructed us where to navigate to drop people off. Once inside it was evident there was sufficient parking for many vehicles and a large designated drop off and collection point managed by a crescent of traffic cones. SA would estimate the area set aside for parking was the size of about 6 full size football pitches, which appeared adequate for the size of the event. **(Picture Image ref: 1776/ 1777)**

8.8. During our deployment we noticed a gradual build-up of traffic from about 15.00 hours and people attending the event. During our foot deployment we could hear the

event from the centre of the village of Little Waltham with a loud audible beat type music.

8.9. From about 16.30 hours we noticed a strong build-up of traffic. In the road of Little Waltham vehicles were parked nose to nose along the length of Wheelers Hill West. We walked along the public footpath located here and started to see patrons who were making their way to the event. The area in which we walked smelt heavily of cannabis and this was a continuing theme throughout the evening. There was fresh litter mainly consisting of discarded alcohol bottles and cans with balloons and nitrous oxide cannisters (commonly used as recreational legal highs). **(Picture Image ref:1839,1857,1921,1923)**

8.10. At this time SA stood in the vicinity of roundabout 2 near the event and witnessed what can only be described as chaos. Over the next 2 - 3 hours vehicles were arriving and either parking along the verges of Essex Regiment Way, queuing to get into the event or dropping off pedestrians in the roadside. This caused major disruption and delays in the immediate vicinity. Frustrated drivers were frequently shouting and sounding their horns to try and navigate through the traffic jam. This led to verbal confrontations between drivers, pedestrians in the road and the traffic management security team. **(Picture Image ref: 1882) (Video clip ref: 1823)**

8.11. In Essex Regiment Way drivers began to abandon their vehicles on the verges along the main carriageway between roundabouts 1 and 2 and on the verges at roundabout 2, removing cones that had been placed there. A number of vehicles simply stopped in the carriageway whereby drivers or passengers would remove the cones which then enabled them to undertake illegal U-turns on Essex Regiment Way to cut into the queue to get to the event destination. This caused more conflict, with vehicles having to stop which caused a backup of traffic. Vehicle horns were sounding, and people decided to leave their driver and walk across the roundabout and the main road in front of oncoming traffic. On some occasions pedestrians were narrowly missed by vehicles traveling in either direction along Essex Regiment Way. SA heard local residents who were caught up in this traffic shouting from their vehicles, highlighting they wanted to get home and voicing their exasperation with the traffic management personnel. **(Picture Image ref: 1894) (Video clip ref: 1827,1828,1829)**

8.12. The event traffic management team from 'Last Mile' and 'KELTIC' were clearly struggling to maintain any semblance of order or control over the traffic management plan. SA fully understand that the staff from both companies have no real power or authority to enforce traffic regulations, however, it is our professional opinion that the team lacked the basic training, skills, and experience to support the desired outcome of the plan. We witnessed group of three or four young men in their HVP tabards standing together and ignoring those vehicles that were parking on the verges and allowing drivers to move cones and undertake dangerous manoeuvres when they were only a few metres away. There seemed to be no real control or support for the young men involved, while one frantic man from a 'KELTIC' van was driving around the roundabout replacing cones and no entry signs as best he could after they had been moved. A lack of co-ordination and control, in our professional opinion, led to a clear safety issue for pedestrians in the carriageway and we were gratefully surprised that no-one was hurt or seriously injured. **(Video clip ref: 1830)**

8.13. The directions of the traffic management team to keep traffic moving as they tried to persuade drivers to get back inside their vehicles and reposition the traffic cones had no perceivable effect at all. The traffic chaos and build up continued even when the traffic management team tried to block traffic going around the roundabout to enter the event site at roundabout 2 and force traffic down to roundabout 3 to join the queue, but as mentioned, this led to people removing cones and ignoring instructions to undertake illegal U-turns and cut into the existing queue. The main issue for us was that the staff, though friendly and approachable, did not seem trained or equipped to deal with this situation which was getting out of hand and there was no effective command or control. At one stage SA were approached by a male who identified himself as the event manager, (dressed in casual clothing, grey hooded coat, no high visibility jacket, holding a handheld radio with no visible identification). He was static talking to the security personnel and explained he had no powers to stop people who were interfering with the traffic management cones and instructions. Most staff were young and seemed very inexperienced in dealing with the ensuing traffic congestion. At times they looked at risk from being struck by the haphazard driving of the vehicles attending the event. **(Video clip ref: 1831,1834,1837)**

8.14. Pedestrians were now getting dropped off outside the event venue and not making use of the drop off and collection point. SA witnessed numerous persons throwing litter from cars, urinating on the side of the road and openly smoking cannabis. **(Video clip ref: 1832)**

8.15. By now after 3 hours the verges were completely blocked with parked vehicles. Vehicles were being parked directly opposite the event entrance on the verges with no intervention from the event security even though parking restriction cones had been placed at this location. **(Picture Image ref: 1846,1840,1842,1843)**

8.16. SA continued their deployment and noticed that along Wheelers Hill East there was a fresh build-up of discarded litter i.e. nitrous oxide capsules and balloons. As we moved up the road cones had been knocked over and an entrance to a farmer field had been blocked by a parked unattended vehicle. As we turned into Leighs Road where there had been no vehicles earlier that day there were twenty vehicles that had been parked on the verge and in the road, which only allowed one lane of traffic to flow. In amongst the vehicles there was fresh litter of alcohol vessels and food wrappers and plastic bags. **(Picture Image ref: 1872,1917)**

8.17. SA continued with the assessment and from about 19.00 hours there was limited activity outside the venue and along the Essex Regiment Way between roundabout 1 and 3. This was in the main due to the event now being in the advanced stages. During the patrol we engaged with some residents who had acknowledged they had witnessed littering, persons urinating and defecating in the vicinity of Wheelers Hill, the public footpath leading into Little Witham and others using cannabis. We continued our observations.

8.18. At about 2200 hours we were again positioned at roundabout 2 when at around 2215 hours we noticed the event music appeared to stop. Patrons had already started to make their way out of the venue. SA noticed that Essex police had turned up in vehicles and appeared to be monitoring the dispersal. It soon became clear that the police had closed Essex Regiment Way at roundabouts 1 and 3 and diverted traffic away from roundabout 2 and the vicinity of the event. This was presumably done to ensure the safety and security of those pedestrians and vehicles now leaving the event. There is little doubt that the road closures would have had a detrimental impact on local traffic along the Essex Regiment Way, diverting vehicles

into local B roads, into Little Waltham and surroundings areas causing delays and congestion. *(Picture Image ref: 1936)*

8.19. Unfortunately, the dispersal was as similarly chaotic as the earlier arrival stage of the event. Pedestrians were pouring out of the exit in Wheelers Hill West and making their way towards roundabout 2, walking in and out of traffic, which in our opinion was even more dangerous, as vehicles were starting to accelerate away from the event vicinity as people were walking in the road to get to their vehicles. Other than the street lighting at roundabout 2, there was no lighting in either direction along Essex Regiment Way. Other than vehicle headlights, the pedestrians were in darkness adding to the risk and safety concerns. *(Video clip ref: 1860, 1866)*

8.20. We also witnessed an increase in private vehicles, taxis and minibuses arriving at roundabout 2 having apparently negotiated through the road closures at roundabouts 1 and 3. These vehicles were pulling up and stopping at roundabout 2 and along Essex Regiment way to collect their passengers. Once again the traffic management team for the event appeared unable to effectively control or manage this situation. At one-point cones were placed in the road to slow down traffic but these were ignored with vehicles knocking them over or moving them out of the way. *(Picture Image ref: 1948)*

8.21. At the same time vehicles from the event were driving out of the exit in Wheelers Hill West and making their way towards roundabout 2 to leave the area mostly towards roundabout 1, though occasionally sweeping round to leave towards roundabout 3. Throughout the dispersal we heard vehicle horns and shouts coming from the event area and cars parked along the various verges along Essex Regiment Way and roundabout 2. The dispersal and road closures remained in place until just after midnight meaning that the main A130 Essex Regiment Way had been closed to traffic between roundabout 1 and 3 for approximately 1 hour 50 minutes.

8.22. In relation to the pedestrians leaving the event, they were mostly good natured, occasionally loud and some people hung around for periods of time at roundabout 2 to either meet their designated drivers/lifts, meet with friends or just chat and hang out. In our experience there was evidence of intoxication of some of those leaving the event as well as the occasional strong smell of cannabis from groups passing us. Some of those leaving the event deliberately walked in front of cars to slow them

down and occasional conflict took place between various pedestrians and drivers. On more than one occasion I saw pedestrians narrowly missed being hit by a car. Some of the driving on display was reckless with vehicles speeding away from the event and into roundabout 2 in the darkness, only to have to brake hard to avoid hitting the car at the end of the queue ahead or pulling off from the verges. As mentioned above, there was no apparent control being exercised, though one young event security member was seen trying his best to keep traffic moving, though on his own he was being largely ignored.

8.23. In our opinion the behaviour of those leaving the venue presented a real and serious risk to each other, the event security, traffic management team and other road users. The safety of pedestrians and other road users could not be ensured during both the arrival and dispersal phases of the event due to the lack of control, coordination, and effective management.

8.24. In relation to other issues of nuisance and anti-social behaviour, as mentioned most people and groups leaving the venue were good natured, however, SA observed specific individuals urinating behind vehicles on the verges and in the open against lampposts at roundabout 2. On two occasions glass bottles were thrown into the carriageway by persons unknown that smashed and sent shards of glass across the roadway. Those leaving along the pedestrian route along Wheelers Hill East were using the lights on the mobile phones to navigate and were noisy as they left the event to collect their cars that had been parked in Little Waltham. There was evidence of an increase in litter along this route when we checked after midnight. There were some heated arguments between different groups and individuals leaving the event at roundabout 2, however, we did not witness any disorder or criminal activity during our deployment.

8.25. In relation to noise from the event, this appeared to become more noticeable from around 1800 hours onwards as either the volume was turned up or the atmospheric conditions changed. We could hear the 'thump-thump' of the base from the event continually during our deployment in all areas highlighted in our deployment plan map.

9. Conclusion

9.1. In relation to the event footprint at Wheeler's Farm. As far as possible we walked the perimeter and observed the measures put in place to support the licensing objectives. In our opinion the event itself was well run with ample parking, a designated drop off/pick up zone, secure fencing along the perimeter and visible security staff at the entrance and posted inside the event venue. In relation to signage, however, we think that a more proactive response is needed to post signs at strategic points outside the event footprint to inform people of the expectations about their behaviour, parking restrictions and possibly an event helpline for up-to-date information (as mentioned the Instagram page was pulled down on the day of the event) The event site was physically contained and there was good initial use of cones along Essex Regiment Way carriageway. The members of security and traffic management staff we spoke to were all polite and seemed keen.

9.2. Traffic safety management seems to us to be the major concern for this event. Even though the site seems well equipped to host a large-scale music event in relation to security and provision of space and facilities, it's position alongside the A130 Essex Regiment Way presents a safety concern for the organisers and Essex police. Between 1600 – 1900 hours the scenes at roundabout 2 can only be described as chaotic. In our opinion safety of those visiting the event and other road users could not be assured. Even with the imposition of a 30mph limit close the event, cones along the centre of the carriageway and closing roundabout 2 as a roundabout to introduce a queuing system between roundabouts 3 and 2 during the peak period of arrivals those attending the event simply ignored the provision and the requests of the 'Last Mile' team. There was a flagrant disregard by those driving to the event (the majority arrived in private cars) and the team employed by Last Mile not only appeared to be out of their depth and unsupported, they themselves were put at risk. There was no clear supervision, control, or coordination whatsoever. There were a number of near misses, and it was by sheer luck that no-one was hurt or seriously injured. Even the arrival of an Essex police patrol car had no effect of those abandoning their cars along the carriageway. We can only make an educated guess that those parking on the verges and in nearby Little Waltham wished to avoid the queue to get into the venue and the expected wait to get out at the conclusion of the event.

9.3. In relation to crime and disorder no serious disorder or criminal activity was witnessed or reported to us during our deployment at the venue other than the occasional strong smell of cannabis in the air.

9.4. In relation to noise and public nuisance there was clear evidence from around 1600 hours that there were incidences of nuisance and anti-social behaviour from those attending the venue. This included public urination, litter and smashed bottles, inconsiderate and occasionally dangerous parking, wandering into the public highway causing vehicles to brake and avoid individuals and groups, one report of public defecation and shouting and occasional swearing as visitors left the venue. The music from the event could be heard throughout the village of Little Waltham during the evening and night, and even at one stage from within the local parish church.




9.5. Along with a visible lack of signage outside the footprint of the event we also feel there was a lack of activity from the organisers on social media to promote the event and setting out the kind of behavioural standards that were to be expected.

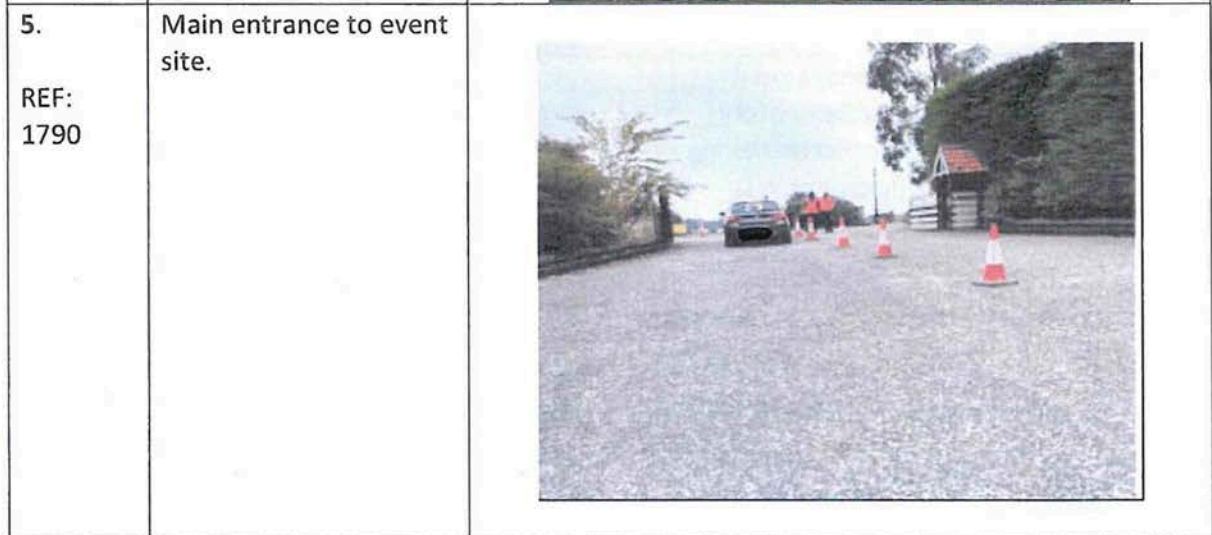
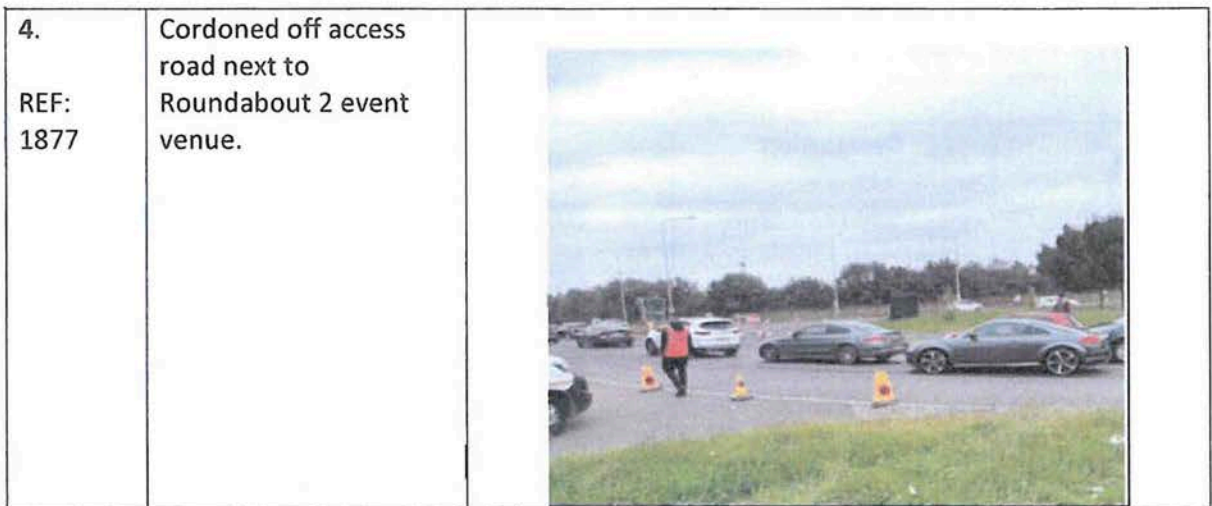
9.6. Specifically in relation to the road closures put in place by Essex police, these would certainly have disrupted people's journey and delayed access to residents to their properties. Vehicular traffic would have had to be diverted into smaller roads and villages. We witnessed this with a distinct and noticeable increase in vehicles passing through Little Waltham following the road closures during our deployment.




9.7. Ultimately in relation to the key priorities of the Licensing Act 2003, we feel that the event did contribute to public nuisance in the vicinity of the event that would not have happened without it. There were noticeable levels of anti-social and disruptive behaviour by people visiting and leaving the event as well as noise throughout the evening from the event. Of more concern is the public safety issue related to the traffic management plan and crowd control. At times the management of the scene at roundabout 2 was out of control and, in our opinion, dangerous to those attending the event, event staff and other road users.




Annexe 'A'




Picture Image reference




Number	Description	Image
<p>1.</p> <p>REF: 1767</p>	<p>Traffic Management cones and temporary speed restrictions along Essex Regiment Way A130 (Stanstead) towards roundabout 2 and event venue.</p>	 <p>The image shows a two-lane road with a white speed limit sign on the left side. Several orange traffic cones are placed along the right side of the road, indicating a temporary speed restriction. A white car is visible in the distance on the right lane.</p>
<p>2.</p> <p>REF: 1825</p>	<p>Traffic Management cones and temporary speed restrictions along Essex Regiment Way A130 (Chelmsford) away from roundabout 2 and event venue.</p>	 <p>The image shows a road with a white dashed line down the center. A line of orange traffic cones is placed along the right side of the road. A blue car is parked on the left side of the road. The road appears to be a two-lane road with a dashed center line.</p>
<p>3.</p> <p>REF: 1847</p>	<p>Public footpath Wheelers Hill West towards roundabout 2 and event venue.</p>	 <p>The image shows a public footpath, which is a narrow, unpaved path. It is surrounded by trees and vegetation. The path appears to be a dirt or gravel path.</p>








<p>6.</p> <p>REF: 1782</p>	<p>'Pinch point' near Leighs Road 30mph signs.</p>	
<p>7.</p> <p>REF: 1792</p>	<p>2M high locking fencing perimeter of event.</p>	
<p>8.</p> <p>REF: 1794</p>	<p>Mobile security patrol at event site.</p>	
<p>9.</p> <p>REF: 1776</p>	<p>Event entry and parking</p>	

		
<p>10. REF: 1777</p>	<p>Event Parking</p>	
<p>11. REF: 1839</p>	<p>Nitrous oxide capsule</p>	
<p>12. REF: 1857</p>	<p>Nitrous oxide capsule</p>	

		
<p>13. REF: 1921</p>	<p>Litter alcohol and other drinking vessels</p>	
<p>14. REF: 1923</p>	<p>Litter alcohol and other drinking vessels</p>	
<p>15. REF: 1882</p>	<p>Traffic disruption</p>	




		
16. REF: 1894	Pedestrians crossing in front of traffic at roundabout 2 and parking on verges.	
17. REF: 1832	Parking on verges and in the carriageway near Roundabout 2 – example of buildup of cars at 18.30 hours.	
18. REF: 1913	Parking on verges opposite main entrance to event - example of buildup of cars at 18.36 hours.	





		
<p>19. REF: 1872</p>	<p>Parking along Leighs Road on verge and into the carriageway – 20 vehicles.</p>	
<p>20. REF: 1917</p>	<p>Discarded litter amongst vehicles in Leigh Road.</p>	
<p>21. REF: 1936</p>	<p>Essex Police monitoring dispersal at roundabout 2.</p>	


		
<p>22. REF: 1948</p>	<p>Vehicles parked or waiting on roundabout 2 with traffic management staff trying to control dispersal.</p>	

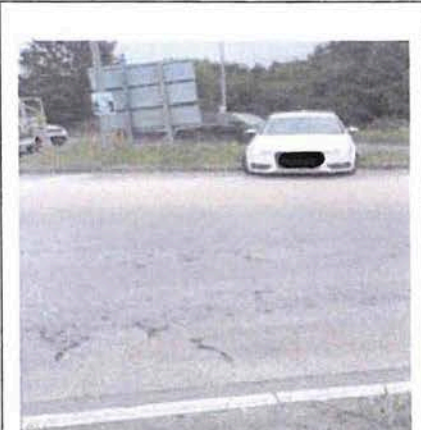
Annexe 'B'

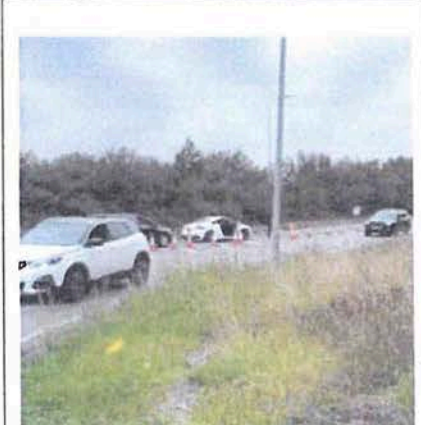
Video reference (Forwarded separately due to large file format)


Number	Description	Image
<p>1.</p> <p>REF: 1779</p>	<p>Sound from event at 11.00hrs</p> <p>11 second clip</p>	
<p>2.</p> <p>REF: 1823</p>	<p>16.40hrs - Traffic flow A130 Essex Regiment Way towards Stanstead at Roundabout 2 (event site location).</p> <p>Vehicles forced to stop due to a vehicle crossing traffic management cones.</p> <p>9 second clip</p>	
<p>3.</p> <p>REF: 1827</p>	<p>16.40hrs Vehicle performing 'U turn' in road A130 Essex Regiment Way towards Stanstead at Roundabout 2 (event site location).</p> <p>7 second clip</p>	


<p>4.</p> <p>REF: 1828</p>	<p>16.40hrs two Vehicles performing 'U turn' in road A130 Essex Regiment Way towards Stanstead at Roundabout 2 (event site location).</p> <p>6 second clip</p>	
<p>5.</p> <p>REF: 1829</p>	<p>16.40hrs three Vehicles performing 'U turn' in road A130 Essex Regiment Way towards Stanstead at Roundabout 2 (event site location).</p> <p>8 second clip</p>	
<p>6.</p> <p>REF: 1830</p>	<p>16.42hrs a Vehicle deliberately drives through a no entry sign, navigates past an event management traffic vehicle and through cones to gain access to event. Location - A130 Essex Regiment Way towards Stanstead at Roundabout 2 (event site location).</p> <p>6 second clip</p>	
<p>7.</p> <p>REF: 1831</p>	<p>16.42hrs six vehicles, including a taxi performing 'U turn' in two different parts of A130 Essex Regiment Way towards Stanstead at Roundabout 2 (event site location). Drivers and passengers observed laughing, shouting and using their vehicle horns as they manoeuvre.</p> <p>42 second clip</p>	

<p>8.</p> <p>REF: 1832</p>	<p>16.43hrs Vehicle stops in road to let passengers out, which causes traffic to stop on A130 Essex Regiment Way towards Chelmsford at Roundabout 2 (event site location).</p> <p>7 second clip</p>	
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<p>9.</p> <p>REF: 1834</p>	<p>16.46hrs A white Audi vehicle performs a 'U turn' and drives over the reservation on A130 Essex Regiment Way towards Stanstead at Roundabout 2 (event site location). No attempt is made to stop the vehicle by the traffic management team.</p> <p>10 second clip</p>	
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<p>10.</p> <p>REF: 1837</p>	<p>16.48hrs driver of a vehicle stops on the road and starts to remove cones in the carriageway on A130 Essex Regiment Way towards Stanstead near Roundabout 2 (event site location). A member of the traffic management team engages with the driver and puts the cones back in place.</p> <p>13 second clip</p>	
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<p>11.</p> <p>REF: 1860</p>	<p>22.22hrs - At event dispersal pedestrians walking in the road A130 Essex Regiment Way towards Chelmsford at Roundabout 2 (event site location).</p> <p>11 second clip</p>	
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<p>12.</p> <p>REF: 1866</p>	<p>23.01hrs - At event dispersal pedestrians walking in the road A130 Essex Regiment Way towards Chelmsford at Roundabout 2 and causing traffic to stop (event site location).</p> <p>10 second clip</p>	



Ian Smith MSyl



Dave Gair IPSA lol



Poppleston Allen

NOISE FROM WHEELERS FARM

Noise Monitoring Report

Report No. 21-0109-0 R01

Poppleston Allen

NOISE FROM WHEELERS FARM

Noise Monitoring Report

Report No.: 21-0109-0 R01

Date: 30 September 2021

Prepared by:

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1 INTRODUCTION

Sustainable Acoustics Ltd has undertaken monitoring of an event at Wheelers Farm, Wheelers Hill, Little Waltham, Chelmsford, CM3 3LZ; which is one of the nearest noise sensitive receptors to Shuttleworth Hall, Wheelers Hill, Little Waltham, Chelmsford, CM3 3LZ. The assessment was to objectively determine if the event complied with the guidance within the Code of Practice on Environmental Noise Control at Concerts, and also to consider whether this may be likely to cause a nuisance, in accordance with an independent expert opinion.

The event monitored was 'The Originals' on Saturday 4th September 2021.

1.1 Guidance: Code of Practice on Environmental Noise Control at Concerts (CPENCC)

The CPENCC guidance is by the Noise Council from 1995 and forms the current guidance that is available for music noise from events, which are often applied by Local Authorities. The guidance can be found in full on line, or by clicking [here](#) where there is an internet connection. In summary it sets Music Noise Levels (MNL), which are $L_{Aeq,15mins}$. Regarding bass beat it says as notes to 3.4 that:

"Although no precise guidance is available the following may be found helpful (Ref.8): A level up to 70 dB 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".

Table 1 of the CPENCC sets out noise limits for music events appropriate for different environs and frequency of events:

- 3.1 The Music Noise Levels (MNL) when assessed at the prediction stage or measured during sound checks or concerts should not exceed the guidelines shown in Table 1 at 1 metre from the façade of any noise sensitive premises for events held between the hours of 09.00 and 23.00.

TABLE 1

Concert days per calendar year, per venue	Venue Category	Guideline
1 to 3	Urban Stadia or Arenas	The MNL should not exceed 75 dB(A) over a 15 minute period
1 to 3	Other Urban and Rural Venues	The MNL should not exceed 65 dB(A) over a 15 minute period
4 to 12	All Venues	The MNL should not exceed the background noise level by more than 15 dB(A) over a 15 minute period

Notes to Table 1

- The value used should be the arithmetic average of the hourly L_{Aeq} measured over the last four hours of the proposed music event or over the entire period of the proposed music event if scheduled to last for less than four hours.
- There are many other issues which affect the acceptability of proposed concerts. This code is designed to address the environmental noise issue alone.
- In locations where individuals may be affected by more than one venue, the impact of all the events should be considered.
- For those venues where more than three events per calendar year are expected, the frequency and scheduling of the events will affect the level of disturbance. In particular, additional discharges can arise if events occur on more than three consecutive days without a reduction in the permitted MNL.
- For indoor venues used for up to about 30 events per calendar year an MNL not exceeding the background noise by more than 5 dB(A) over a fifteen minute period is recommended for events finishing no later than 23.00 hours.
- Account should be taken of the noise impact of other events at a venue. It may be appropriate to reduce the permitted noise from a concert if the other events are noisy.
- For venues where just one event has been held on one day in any one year, it has been found possible to adopt a higher limit value without causing an unacceptable level of disturbance.

2 EVENT MONITORING

Sustainable Acoustics conducted a survey at two locations at one of the nearest noise sensitive receptors between Friday 3rd September and Monday 6th September 2021.

The events site and the nearest noise sensitive receptor are located on Wheelers Hill, Little Waltham, Chelmsford, CM3 3LZ, which is around 6km from the centre of Chelmsford to the south and 20km from London Stanstead Airport to the northwest. The area is rural, surrounded by arable fields, with residential properties scattered throughout the area.

The background noise is generally low, dominated by occasional traffic on Wheelers Hill and distant traffic on the A130 to the west. Other noise sources include occasional light and commercial aircraft at high altitude, and wildlife. We understand that aircraft serving London Stanstead Airport occasionally pass over the site, but this is irregular.

Figure 1 presents the site, its surroundings, as well as monitoring locations MP1 and MP2. MP1 was located close to the façade of Shuttleworth hall and levels have been corrected by -3dB to take this into account. MP2 was located at the edge of the garden of Shuttleworth Hall.



Figure 1: Site location, with the events site highlighted in blue and Shuttleworth Hall outlined in green.

2.1 Results

Figures 2 and 3 present a comparison of measured noise levels between the event on Saturday 4th September and Sunday 5th September 2021 at MP1 and MP2.

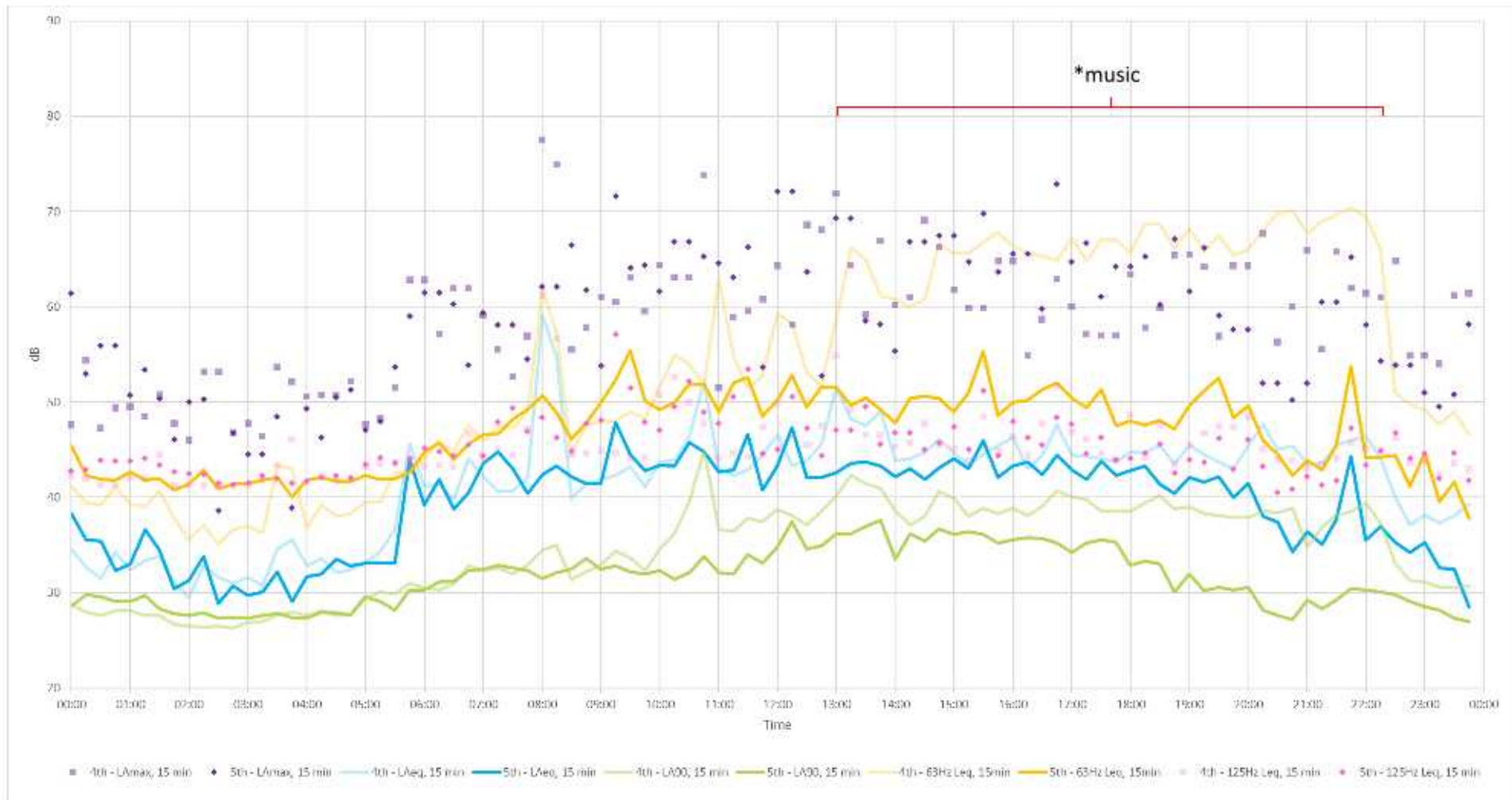


Figure 2: Comparison of noise levels at MP1 on Saturday 4th September 2021 (event day) and Sunday 5th September 2021 (no event). *indicates the period on Saturday 4th September 2021 when music was played.

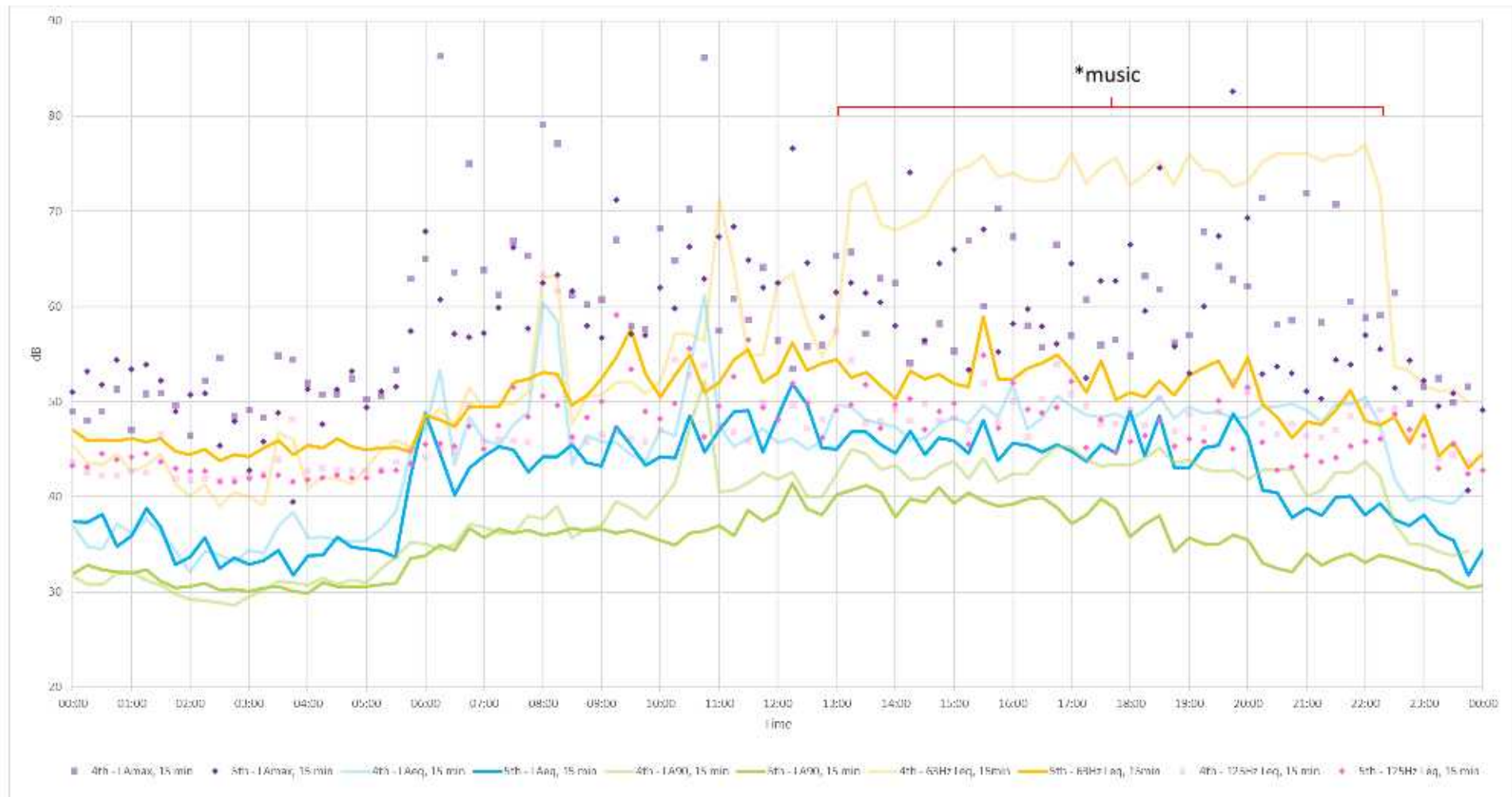


Figure 3: Comparison of noise levels at MP2 on Saturday 4th September 2021 (event day) and Sunday 5th September 2021 (no event). *indicates the period on Saturday 4th September 2021 when music was played.



Tables 1 and 2 present the overall measured noise levels at the site, excluding the period between 13:00 and 10:15 on Saturday 4th September 2021 when music was played.

		Ambient noise level, dB L _{Aeq}		Maximum noise level, dB L _{Amax, 15 min}		Background noise level, dB L _{A90, 15 min}	
		Range (15 min)	Period	Range	Typical ¹	Range	Typical ²
Daytime	07:00-23:00	34 - 59	47	50 - 78	65	27 - 47	36
	07:00-19:00	40 - 59	47	52 - 78	65	30 - 47	37
Evening	19:00-23:00	34 - 48	43	50 - 68	57	27 - 39	31
Night	23:00-07:00	28 - 46	37	39 - 63	56	26 - 39	27

¹ Typical maximum taken as the highest 10th percentile of maximum noise levels during the period.

² Typical background noise level shown is arithmetic average during day and 20th percentile at night and in the evening periods.

Table 1: Summary of ambient noise levels measured at MP1 (excluding music from event)

		Ambient noise level, dB L _{Aeq}		Maximum noise level, dB L _{Amax, 15 min}		Background noise level, dB L _{A90, 15 min}	
		Range (15 min)	Period	Range	Typical ¹	Range	Typical ²
Daytime	07:00-23:00	36 - 71	58	50 - 86	68	32 - 63	41
	07:00-19:00	43 - 71	58	53 - 86	67	34 - 63	42
Evening	19:00-23:00	36 - 51	45	50 - 83	55	32 - 44	34
Night	23:00-07:00	31 - 53	42	40 - 86	55	29 - 46	30

¹ Typical maximum taken as the highest 10th percentile of maximum noise levels during the period.

² Typical background noise level shown is arithmetic average during day and 20th percentile at night and in the evening periods.

Table 2: Summary of ambient noise levels measured at MP2 (excluding music from event)



3 DISCUSSION

Background Noise conditions

When there was no music, as was the case on the 5th September 2021, the results in Table 1 and 2 show the area to be quiet, varying over 15 min between 27 and 47dB(A), typically being 36dB(A), with it getting quieter by 6dB(A) into the evening period at MP1 nearest the house. After 23:00 levels were typically 27dB(A) at night, which is very quiet.

At MP2 it was 5dB(A) higher, but again with a similar pattern.

Average ambient levels were around 10dB higher than the underlying background which occurred for 90% of the time.

Target Criteria

The site has two licences with no restriction on the number of events per year. The criteria are based on the number of events (event days) per year from the CPENCC, which provides increasing levels of control the more events there are to control the cumulative impact of the noise produced. They are summarised in table 1 in 1.1 of this document.

In summary this is :

1 – 3 events MNL ≤ 65dB(A) between 07:00 and 23:00 hours

4 – 12 MNL = $L_{A90,15mins} + 15dB$ between 07:00 and 23:00 hours

13 to 30 MNL = $L_{A90,15mins} + 5dB$ between 07:00 and 23:00 hours

Not audible at other times.

Based on the noise generated it is possible to consider how regular events held at this level should be tolerable by the nearest residents.

Review of Data against criteria

With the background noise level ($L_{A90,15mins}$) being typically 31dB(A) it can be seen in Figures 1 and 2 that the MNL at Shuttleworth Hall was generally:

- around 50dB(A) or more over 15 minute averages during the daytime hours,
- between 48 and 50dB(A) between 19:00 and 22:00 hours, when the music ended

The results indicates that at MP1 the event was within guidance limits for up to 3 event days.

It was 2 to 4dB(A) above the MNL guidance for a limit for a total of 4 to 12 event days.

It was 12 to 14dB(A) above the MNL guidance for a limit for a total of between 13 and 30 event days.

However, it is also clear that there was also a significant increase in low frequency sound.



The 63 Hz octave frequency band at MP1 was just below the 70 dB threshold recommended in the guidance notes, which is considered to be 'satisfactory' by the CPENCC, but this is based heavily on this happening for a limited number of times a year. The more it occurs the more disruptive it becomes as a cumulative impact.

At the edge of the garden of Shuttleworth Hall the 63 Hz octave frequency band noise level was between the 70 dB threshold considered to be 'satisfactory' and the 80 dB threshold considered to cause a 'significant disturbance' by the CPENCC, indicating that it was likely to be causing an undesirable impact in the garden area irrespective of the number of events.

4 EXPERT SECTION

This section sets out an indication of the independent expert opinion of Mr Peter Rogers, following a review of the evidence presented within sections 1 to 3 of this report. My instructions include whether events operating at this music level may be likely to constitute a nuisance, given that there is an unspecified number of similar events likely to occur.

My experience is an independent Acoustics Expert with over 25 years of experience. I am a registered expert and a Fellow of the Institute of Acoustics, a Chartered Engineer and a Member of the Institute of Licensing. I also spent 5 years as a Local Authority authorised officer working within Noise Control, which included making judgements on statutory nuisance. I regularly give evidence to Courts in relation to noise, and provide training to the National Conference of the Institute of Licensing.

Whilst I have not, at the time of writing, attended site I offer my opinion based on my experience and interpretation of the evidence available to me, mindful of the civil evidential test for nuisance in the civil area of "beyond the balance of probability" and in the criminal area of statutory nuisance of "beyond reasonable doubt" as well as my duties as an expert. In preparing these comments I have been observant of the Civil Procedure Rules, Part 35 and have generally applied them, albeit that the format of this section is not a formal expert report, but a section setting out my opinion. I am aware that my duty is to the court in offering such opinions, and should I be instructed to I will set out my opinions in a full expert report, formatted in accordance with Practice Guidance.

4.1 Factors affecting whether the music noise is a nuisance

When considering whether noise is likely to be sufficiently disturbing as to cause a statutory nuisance this falls under two arms. Whether it is prejudicial to health and or a nuisance.

Whether it is prejudicial to health generally relies on medical opinion or that of an expert familiar with the indicators of impacts affecting health, such as impacts on ability to sleep. I am not aware of any evidence of this type at this stage, so have discounted whether it is prejudicial to health.

Nuisance caused by sound requires consideration of sound level, frequency content, duration, time of day, regularity, motive, public benefit and whether that noise causes a significant material inferences of your reasonable enjoyment of your premises (inside your premises or outside in your garden) when using it reasonably.

This needs to be a significant disruption rather than one which is simply annoying.



It may also be that a very high level of noise disturbance over a one off or short time is so substantial that it could constitute a nuisance.

A nuisance, if so determined, can be a common law matter and it is for the Court, to decide whether the evidential threshold has been reached.

In the case of statutory nuisance an authorised officer under S79(1)(g) of the Environmental Protection Act 1990 can reach a view as to whether a nuisance has been caused, beyond reasonable doubt. This may also be reserved as a decision for the court if the matter is taken before it under S82 of the same Act by a member of the public.

In any case for a nuisance to exist an objective balance of the factors must be undertaken in any judgment.

Whilst I am no longer an authorised officer I offer my opinion on how I would have gone about that balancing exercise to assist the Court in its decision.

4.2 Opinion

Noise Level

The measurement results show that it is beyond doubt that high levels of overall and low frequency sound were occurring on the day and evening of the 4th September 2021, which affected the grounds of Shuttleworth Hall.

How noticeable this was against the background sound in the area can be seen by comparing the data from the following day when there was no event occurring, and the averaged music noise raised the ambient levels of sound in the evening by 17 to 19dB(A) above the background and 7dB(A) above the ambient levels. This would have been very noticeable and highly dominant to it.

With the windows of the hall open slightly for ventilation the levels of music sound inside the house would be expected to be around 40dB(A), which in bedrooms is 10dB(A) higher than the WHO 8 hour average for anonymous noise indicates would be suitable conditions for restorative sleep to take place.

Considering also that music noise is not anonymous, but highly recognisable and so more annoying (see comment on character of music below) It is my opinion the music noise would have beyond reasonable doubt caused a significant adverse impact when it was occurring to these levels, both outside and inside the house, where windows were ajar. This indicates that windows would need to be closed to escape the music, which is evidence of material interference with the reasonable enjoyment of that premises.

Character of sound

Music has very specific characteristics which make it very audible and attention grabbing to humans, which is its aim. This means it is quite different for a broadband noise like an untuned radio or broad fan noise. Music also has a repetitive time signal and low frequency noise is used to create the bass



beat. This does not attenuate quickly over distance, and is often the subject of complaints relating to music, as it also penetrates glazing effectively.

The evidence is that there were high levels of bass sound from the music, which would in my opinion have been sufficient to penetrate the properties glazing even if the windows were closed.

Therefore, this would mean it would not have been enough to close the window, but it is likely that the occupants would have needed to move to the rear of the house and close doors to prevent the sound being audible and causing an unacceptable impact inside.

Duration

The music noise can be seen to continue between 13:00 and 22:00 hours, so continually over 9 hours. This therefore has the potential to disrupt a whole day and evening for the residents of the hall.

Time of day

The music occurred until the late evening, with measurements indicating it was turned down at 22:00 hrs, leaving one hour of unaffected evening for the occupants of the hall to enjoy. This means that it did not continue into the more sensitive night time hours on this occasion, but would have carried over the evening when children could have been settled to sleep, and when people might reasonably expect to enjoy their gardens in nice weather or relax in their living rooms. This would not have been possible.

Regularity

One of the critical factors, in my opinion, is whether the noise intrusion objectively measured would occur on a very few occasions (up to 3 would be reasonable) or whether they would continue more regularly. It is clear to me that this is not likely to be a one off, so it would be likely to recur. There is currently no limit on the numbers of events that could be held through the licence and because of the levels measured this sets the course for the number of events that would be reasonable because the impacts of each event are cumulative in the experience of the resident dealing with the noise impact.

How regular that intrusion would be is a material aspect in this matter, as a few events at a higher level of impact (as long as it does not cause a substantial impact) may be acceptable in the same way as very regular events that cause a lower level of impact would be.

For events occurring up to 3 times a year only it is my opinion that this level of noise impact would likely to be reasonable, as long as the MNL are kept at this level.

Where it occurred for between 4 and 12 times then in my opinion a 6dB(A) reduction would be required to satisfy the guidance, which in my experience would then offer a reasonable level of protection for that regularity of exposure. Therefore, at the noise levels measured and evidenced it would not be appropriate to allow this to recur this regularly.

Where they occurred for up to 30 times a year the measured levels would have been 12 to 14dB too high, against the CPENCC guidance. This is a positive indication, in my opinion, that a significant adverse impact being caused at this level of regularity at the levels measured.



Motive

The operation is a commercial one, and it is not clear from the evidence available to me that there is any motive beyond one for profit.

Public Benefit

I am not aware of any evidence suggesting that there would be a public benefit resulting from permitting this activity at these levels, beyond being able to attend the event.

Balanced reasoning

Considering the various different factors discussed in weighing up my opinion I set out my thinking.

The measured noise levels on the 4th September were from an active event and so has occurred and if it is to be repeated at these levels is likely to recur.

The overall average music level measured at Shuttleworth Hall façade and in the grounds are high and very significantly raise the noise levels in the area, when compared with what would be there without the event occurring. This happened to a degree where in my expert opinion it would be expected to cause a significant adverse impact outside and inside Shuttleworth Hall, unless the number of event days were limited to 3 or less. Where it recurred more regularly than that it is beyond reasonable doubt in my mind that a significant adverse impact would be caused.

During these occasion material interference with the reasonable use of the property would occur (specifically forcing the windows to be closed). Additionally, the high level of bass sound evidenced would, in my opinion, then penetrate those closed windows and still be able to be clearly heard inside Shuttleworth Hall. This intensifies the degree of material interference by forcing the occupants to only use the rear rooms if they want to escape it.

The duration of the noise extends over the whole afternoon and into the late evening, affecting times where children would be expecting to go to bed. There appears no respite once it begins, until the music is turned down and when other noise such as people noise and vehicles may still occur.

It is my opinion appropriate to set aside any influence on my view from motive or public benefit, which is not supported by evidence; but it is instead the regularity of the recurrences that is the key aspect of whether this is likely to cause a nuisance or not.

As a “one off” event, or indeed up to 3 times a year, I would not consider this to constitute a nuisance.

However, for 4 or more events a year the event monitoring shows that the music noise (MNL) was well above the CPENCC guidance limits and as such I consider the combination of bass and overall music level intrusion would cause a cumulative impact on the residents that would be significant enough to constitute a nuisance that would intensify in its seriousness the more events that were held.

The noise levels measured have set the course for this event, as the impacts of successive events are cumulative, and any guidance limits should be applied from the beginning to suit the total number of events planned. In this case it is entirely unclear how many are planned, but where they are more than 3 in any year it would constitute a nuisance in my opinion.



STATEMENT OF TRUTH I confirm that the contents of this letter I have made clear which facts and matters referred to are within my own knowledge and which are not. Those that are within my own knowledge I confirm to be true. The opinions I have expressed represent my true and complete professional opinions on the matters to which they refer.

Mr Peter Rogers BSc(Hons) MSc CEng FIOA FRSA MIOL
Acoustics Registered Expert Witness

5 CONCLUSION

Sustainable Acoustics has undertaken monitoring of the event on Saturday 4th September 2021 at Wheelers Farm, Wheelers Hill, Little Waltham, Chelmsford, CM3 3LZ.

The results of our monitoring shows that background noise levels in the area are low, and the music noise from the event was high in terms of overall level and low frequency noise. Considering the guidance within the Code of Practice on Environmental Noise at Concerts indicates that at the levels that music was being played that not more than 3 event days should be permitted across a year. It exceeded the next guidance threshold band for between 4 and 12 events per calendar year by approximately 6dB(A) and for up to 30 events by 12 to 14dB(A) which is very significant.

Where considering whether this degree of intrusion may constitute a nuisance the independent expert opinion as balanced the factors required that a Court would apply and has reached a view to assist the Court or panel to assist them to reach their own judgment. If the event was to continue beyond three time a year at this noise level output the level of intrusion caused to the occupants of Shuttleworth Hall, balanced with the regularity of recurrence assumed to be more than three would in the opinion of the expert, constitute a nuisance, who would be satisfied beyond reasonable doubt.

Reducing the impact caused to the residents of Shuttleworth Hall can be achieved by abating the nuisance but not allowing such events to recur. At the evidenced noise levels a very limited number of events would be able to occur per year before a nuisance was caused, in the opinion of the expert. With unlimited events possible under the licence it is likely that the noise will recur, in which case it would be appropriate on the strength of the evidence to serve an abatement notice to restrict the number of times this can happen, under Section 80 of the Environmental Protection Act 1990, or request that a magistrate court do so under Section 82 of the same Act. Alternatively, it would be appropriate to call a review of the licence and request a limit to events of not more than 3 per year at these levels.



APPENDIX 1 Acoustic Terminology



Environmental Noise

Environmental noise is normally described in terms of the single figure A-weighted sound pressure level, in decibels (dB). The A-weighting corresponds to the frequency sensitivity of the ear and, therefore, provides an approximation to the subjective response to sound at different frequencies. When a sound level is expressed in this way, the units can be denoted dB(A).

When sound is time varying, it is convenient to express the sound level using an indicator, or descriptor that takes account of this variation. Two types of indicator are in common use, the equivalent continuous sound level and the statistical indicators.

Equivalent continuous sound level

$L_{Aeq, T}$: This indicator provides the overall noise exposure to time varying sound and is the energy average of the sound over a specified time period. It is the notional steady level that would, over a given period of time, deliver the same sound energy as the actual fluctuating sound over the same period. It is denoted $L_{eq, T}$, or, if A-weighted, $L_{Aeq, T}$, where T is the time period of interest.

Statistical indicators

The statistical indicators are also single figure descriptors, but provide additional information on the temporal variation of the noise level with time. The indicators are expressed as the sound level exceeded for a specified percentage of the time period of interest and the most commonly used are described below:

$L_{A90, T}$: the A-weighted noise level exceeded for 90% of the time period T. This indicator is representative of the noise level occurring in the absence of short-term events and is used in the UK to represent the background noise level.

$L_{Amax, T}$: the maximum A-weighted noise level that occurred during the time period T. It usually includes an additional subscript, slow (s) or fast (f), i.e. $L_{Amax, slow, T}$ or $L_{Amax, fast, T}$ which denotes the response time used in the analysis algorithm. The fast response tracks the maximum level of a rapidly changing sound more accurately than the slow response and the value is generally higher for impulsive or transient sounds.



Premises Licence Review

BJP Productions
Wheelers Farm
Wheelers Hill
Little Waltham
Chelmsford

Supplementary documentary information in
support of review



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1.0 Background Details

The Original Festival is held on a licensed premise situated at Wheelers Farm, Wheelers Hill, Little Waltham Chelmsford, CM33LZ, issued by Chelmsford City Council. The Premises Licence Holder is BJP Productions LTD. The premises are licensed for the sale of alcohol for consumption on the premises and Regulated entertainment. The Designated Premises Supervisor (DPS) is

1.1 Outline of the Circumstances leading to the Review Application

- 1.2 On 24th July and 4th September this year a festival event known as the Original Festival has taken place at Wheelers Farm Wheelers Hill, Little Waltham, Chelmsford. Concerns were originally expressed by Essex police when an application for a new premises licence was received and an objection to the licence was submitted to Chelmsford council licensing team. Numerous meetings with the applicants took place and after taking into consideration the event management plan and agreeing additional conditions, the objection was withdrawn.
- 1.3 Safety advisory group meetings were also held with all responsible authorities in the lead up to the event as well as a debrief after. From the debrief of the first event, extra measures were put in place for the second event taking place on the 4th September. These changes mostly focused on the traffic management plan which Essex Highways assisted with.
- 1.4 Despite these changes, issues still arose during the September event. It is clear the location is not appropriate for events and the issues that are caused cannot be prevented. The location cannot ensure the safety of all those attending or the public using the highway.
- 1.5 Essex police received numerous calls from members of the public from both events, reporting traffic concerns surrounding both events including reports of vehicles travelling the wrong way around roundabouts and at many points the road was completely gridlocked. Vehicles were seen driving over the central reservation to get past this traffic, which was made worse by many attendees of the event parking dangerously along the road to avoid waiting in the queue.
- 1.6 Marshalls who were employed to help manage traffic were ignored by attendees of the festival and were therefore unable to control the traffic. Cones to prevent parking placed along the side of Essex Regiment Way were completely disregarded resulting in vehicles parking along the verge and on the Wheelers Hill roundabout.

- 1.7 Pedestrians were seen to be walking down the unlit road with heavy traffic, unable to be seen by drivers until the last minute. Essex Regiment Way was closed for approximately 2-3 hours whilst the venue cleared out and cars and pedestrians cleared from the carriageway. Disturbances have been reported by staff at the McDonalds near to Wheelers farm with a lot of customers entering the premises at once and being argumentative and aggressive to staff. Noise complaints from residents have also been received.
- 1.8 Police had to attend to help manage the traffic on both occasions, causing a drain on resources and resulting in other incidents not being attended.
- 1.9 On the 4th September the event took a traffic officer and a vehicle away from policing the north of the county's roads for approximately 6 hours. An additional 2 units were required when the decision was made to put road closures in place. Whilst there was a temporary 30mph speed limit in place most of the traffic was not abiding to that
- 1.10 Essex police have received over 20 calls to our force control room in response to both events. The calls mostly relate to concerned residents and drivers who are worried someone is going to be involved in a serious road traffic collision which could be fatal.
- 1.11 Attendance and subsequent events were captured on Body Worn Video (BWV) cameras worn by the police officers. Should it be possible in the timescales to do so, Essex Police will seek to show some of this evidence at the hearing.

2.0 Reason for review

- 2.1 If this event was to take place again in the future it could potentially lead to a very serious incident or fatality. The event site is situated adjacent to the A130, this is a main route from Chelmsford to Braintree. No public transport is available to or from the site. Anyone attending would need to drive or get a taxi. The location and infrastructure surrounding the event is just not appropriate to hold such large-scale events.
- 2.2 Similar incidents have happened with both events. Extra measures had been put in place for the second event to go ahead but even with these measures the same concerns have been witnessed.
- 2.3 No previous events have been held in this location and it was not foreseen how much disruption this would cause to members of the public using nearby roads. This has had a huge impact on the local community and residents living within the vicinity. On the 4th September due to the volume of traffic and congestion on Essex Regiment Way there was no choice but to put a diversion in place which diverted traffic in to Little Waltham village causing an impact to the community with concerns raised of it potentially becoming regular occurrence.
- 2.4 Events of the evening on 24th July have been caught on camera by PS and can be seen in document 2.

2.5 A statement from PC [redacted] can also be viewed giving first-hand experience of the evening on 4th September. (Document 1)

2.6 During both events our police control room received a total of 24 calls. Summarised below is a list of calls received by police during the events at Wheelers Farm on the 24th July and 4th September

24th July

15:06hrs – Reporting a Rave near by and that the noise has been going on since the morning.

17:15hrs - Report of multiple cars traveling the wrong way round the roundabout and over it completely. Advising the whole road is gridlocked. Vehicle seen going over the central reservation and a strong smell of cannabis coming from the vehicles.

17:15hrs - Report of people driving dangerously and driving over the roundabout, caller concerned that an accident may happen.

17:21hrs - Report that it is chaos, people driving the wrong way around the roundabout and over it completely.

17:45hrs - Report of a large amount of traffic and that people are driving the wrong way down the roads.

18:01hrs - Reporting traffic concerns and that an accident will happen.

18:06hrs - Report that vehicles are traveling down the wrong side of the road and reversing the wrong way down the road. Concerned that an accident will happen as people are walking in the road

18:06hrs – Reporting 4 lanes of traffic all going the same way. Vehicles seen driving up the verge, pedestrians walking in the road, Caller has been at stand still for an hour. An Ambulance would be unable to get through the traffic.

18:14hrs Report that a horse trailer cannot get past. Caller advised the smell of cannabis is coming from vehicles and complaining that she needs to get home to give her child medication.

18:36hrs - Caller complaining that she has been stuck in traffic for over an hour

19:23hrs – Reports of a rave nearby.

19:35hrs - Caller reporting he has had to leave his property as it is getting completely out of hand.

22:26hrs - People leaving event and walking in the road, people in dark clothes, a coach seen reversing on to the roundabout, Strong smell of alcohol and cannabis on people. Caller concerned a RTC will occur.

23:03hrs - Report of People walking all over the road

23:07hrs - Report that loads of people are walking in the road. Worried someone is going to get seriously hurt or killed.

23.25hrs - Loads of people from the event have entered McDonald's. Staff are being prevented from locking the doors.

4th September

17:09hrs – Reporting that people are not abiding by the traffic management in place and driving through the cones. 2 cars nearly drove into caller. Concerned expressed that an accident will happen.

19:16hrs – Report that vehicles are parked dangerously along the verge with people getting out and stepping into the road.

20:35hrs – Report that Vehicles are being parked on the road and on roundabouts, concerned that other vehicles cannot get past.

20:39hrs - Pedestrians walking along the road Concerned someone is going to get run over

20:43hrs – Report that a large number of people are walking along the road, persons are intoxicated and weaving in and out of the road. Marshalls are not controlling the situation.

Road Closed

22:21hrs - Report of a loud disturbance

22.32hrs - Reports of vehicles racing up and down the road.

2350hrs - Report that caller is lost after being to the festival.

00:12hrs – **Road reopened**

3.0 Outcome Sought

- 3.1 Essex Police asks that the premises licence is revoked. Essex polices original concerns have been evidenced in both events and it is of great concern that if this event was to go ahead again someone could end up seriously injured.
- 3.2 This submission and appended documents provide the licensing sub-committee with background arguments and information pertinent to that contention. These provide the sub-committee with a sound and defensible rationale as to why it should revoke the licence.
- 3.3 If the premise is allowed to continue to operate with a licence it is Essex polices belief that further incidents will occur. To prevent further risks to the public, Essex police are requesting revocation of the licence.
- 3.4 It is in such circumstances as this review application that a respondent may suggest that conditions are imposed. Essex police licensing have agreed 41 Conditions with the premises licence holder for this event to take place and it is clear from both events that no amount of conditions will change the outcome.
- 3.5 Great effort has been put in by all responsible authorities and the licence holder to make this a safe event but unfortunately the location is simply inappropriate and a danger to attendees of the festival and the general public using the highway.

4.0 **Statutory Guidance (s182 LA 2003) and the Authority's Licensing Policy**

- 4.1 In order to avoid punitive action, respondents to review hearings sometimes refer to both the statutory guidance issued under section 182 Licensing Act 2003 and those parts of the Authority's own policy which replicate paragraph 11.10 of that Guidance, viz:

Where authorised persons and responsible authorities have concerns about problems identified at premises, it is good practice for them to give licence holder's early warning of their concerns and the need for improvement, and where possible they should advise the licence or certificate holder of the steps they need to take to address those concerns.

- 4.2 Essex Police and responsible authorities have advised licence holders of concerns and steps have been made to improve the event previously, but the issues caused can not be prevented as witnessed on both occasions.
- 4.4 In particular; Essex Police submits that paragraph 11.10 of the Guidance must be read in conjunction with the more specific paragraphs relating to reviews arising in connection with crime (paras. 11.24 – 11.29).

5.0 **Case Law**

Essex Police anticipate that the responded will argue that revocation is inappropriate because of the financial impact this will have and that the licence holder. However, given the circumstances leading to this review Essex Police would contend that though a relevant consideration it should be discounted.

This view is supported by the Statutory Guidance issued under the Act, viz:

Paragraph 11.26

It is important to recognise that certain criminal activity or associated problems may be taking place or have taken place despite the best efforts of the licence holder and the staff working at the premises and despite full compliance with the conditions attached to the licence. In such circumstances, the licensing authority is still empowered to take any appropriate steps to remedy the problems. The licensing authority's duty is to take steps with a view to the promotion of the licensing objectives and the prevention of illegal working in the interests of the wider community and not those of the individual licence holder.

Paragraph 11.23

(...) However, it will always be important that any detrimental financial impact that may result from a licensing authority's decision is appropriate and proportionate to the promotion of the licensing objectives and for the prevention of illegal working in licensed premises. But where premises are found to be trading irresponsibly, the licensing authority should not hesitate, where appropriate to do so, to take tough action

to tackle the problems at the premises and, where other measures are deemed insufficient, to revoke the licence (our emphasis).

Furthermore, as regards revocation, case law provides additional support, viz:

In the case of *R (on application of Hope and Glory Public House Ltd) v City of Westminster Magistrates' Court and Others* (2011) EWCA Civ 312, Lord Justice Toulson said:

"Licensing decisions often involve weighing a variety of competing considerations: the demand for licensed establishments, the economic benefit to the proprietor and to the locality by drawing in visitors and stimulating the demand, the effect on law and order, the impact on the lives of those who live and work in the vicinity, and so on. Sometimes a licensing decision may involve narrower questions, such as whether noise, noxious smells or litter coming from premises amount to a public nuisance. Although such questions are in a sense questions of fact, they are not questions of the 'heads or tails' variety. They involve an evaluation of what is to be regarded as reasonably acceptable in the particular location. In any case, deciding what (if any) conditions should be attached to a licence as necessary and proportionate to the promotion of the statutory licensing objectives is essentially a matter of judgment rather than a matter of pure fact."

The decision is important because it illustrates that licensed premises, and the activities that take place in those premises, exist in a dynamic environment and should not be looked at entirely in isolation. The effect on a range of factors such as crime and the quality of life for residents and visitors must be considered and not just the narrow consideration of the premises itself.

In the case of *East Lindsey District Council v Abu Hanif (t/a Zara's Restaurant)*(2016) Mr Justice Jay said:

The prevention of crime and disorder requires a prospective consideration of what is warranted in the public interest, having regard to the twin considerations of prevention and deterrence.

In the case of *R (Bassetlaw District Council) v Worksop Magistrates' Court*; [2008] WLR (D) 350, Mr Justice Slade

"On the determination under s 52 Licensing Act 2003 of an application for review of a premises licence in circumstances involving criminal conduct connected with the licensed premises, consideration must be given to what was necessary to promote the objective of crime prevention, and to the needs of the wider community, and not be limited to guidance and remedial action and to the needs of the licence-holders" (para 32.1).

"(...)wider considerations come into play and the furtherance of the licensing objective engaged includes the prevention of crime. In those circumstances, deterrence, in my judgment, is an appropriate objective and one contemplated by the guidance issued by the Secretary of State" (para 32.1)

"However, in my judgment deterrence is an appropriate consideration when the paragraphs specifically directed to dealing with reviews where there has been activity in connection with crime are applicable" (para 33.1).

- 5.1 Quite simply, having regard to the existing levels of alcohol-related crime and anti-social behaviour and risk to public safety, Essex Police believes that this will be worsened if this premises licence is not revoked.

WITNESS STATEMENT

Criminal Procedure Rules, r. 16.2; Criminal Justice Act 1967, s. 9; Magistrates' Courts Act 1980, s.5B

URN [] [] [] []

Statement of:

Age if under 18: Over 18 (if over 18 insert 'over 18') Occupation: Police Sergeant

This statement (consisting of 4 page(s) each signed by me) is true to the best of my knowledge and belief and I make it knowing that, if it is tendered in evidence, I shall be liable to prosecution if I have wilfully stated in it anything which I know to be false, or do not believe to be true.

Signature (witness) Date: 13/09/21

I am a Police Sergeant currently serving with Essex Police. My current role within Essex Police is that of Roads Policing Sergeant based at Stanway Roads Policing Unit. Although based at Stanway I am responsible for Roads Policing for the north of the County of Essex.

During the course of this statement I shall refer to the following locations;

WHEELERS FARM – A premises located on Wheelers Hill, Little Waltham, Chelmsford Essex. Wheelers Hill is a single carriageway road normally subject of a national speed limit (60mph). Although there is 1 lane in either direction it is a fairly narrow road.

Essex Regiment Way (A130) – Essex Regiment Way is the main trunk route between the City of Chelmsford and the town of Braintree. It is an unlit single carriageway road with 1 lane in either direction, normally subject of a national speed limit (60mph). The road runs from the northern edge of Chelmsford, in a northerly direction to the junction of Braintree Road with numerous roundabout junctions in between, one of which being the roundabout junction with Wheelers Hill. The particular stretch I will refer to is between the roundabout junctions of Pratts Farm Lane to the south and Braintree Road to the north. The Wheelers Hill roundabout being between these two roundabouts. The carriageway on this stretch is quite wide and could probably accommodate 3 lanes of traffic, although there is only 2 with verges either side of the road.

On Saturday 4th September 2021 at 1400 hours I commenced my duty at Stanway RPU working a late shift until 2300 hours. At the beginning of my shift I was made aware of a music festival taking place at WHEELERS FARM just outside of Chelmsford. About 1830 hours the same day

Signature: Signature witnessed by:

I was made aware of a highway disruption incident by the force control room. It was being reported by a member of the public that traffic management being put in place at the music festival at Wheelers Farm was being ignored by motorists with people driving around cones. The information to Police told the call taker two vehicles had nearly driven into her and she felt it 'was an accident waiting to happen'. I made my way to the location along with another RPU unit, callsign QT19, containing PC 77571 and PC 74563

On arrival at Essex Regiment way I was able to see traffic management had been put in place from the roundabout with Pratts Farm Lane going north bound in the form of traffic cones down the centre line of the carriageway. About half way between Pratts Farm lane and Wheelers Hill a temporary 30mph speed limit was in place and 'No Parking' cones had been placed along the side of the carriageway. This continued onto the other side of Wheelers Farm roundabout up to the junction with Braintree Road. A large number of vehicles were ignoring the 'no parking' signage and were parked part on the verge, partly in the carriageway on both sides of Essex Regiment Way. Whilst these vehicles were in contravention of parking restrictions I did not consider that they were in a dangerous position nor causing any obstruction so I had no power to remove the vehicles or impose fines on the drivers. At the roundabout junction with Wheelers Hill I saw that cones had been placed on the northern part of the roundabout meaning traffic going north was unable to turn right onto Wheelers Hill and likewise cones place on the southern part meaning traffic coming from Wheelers Hill could not turn right to go north on Essex Regiment Way. The approved route for traffic travelling north wishing to enter Wheelers Hill was to continue to the next roundabout junction with Braintree Road, turn around going south and then turn left into Wheelers Hill. On the verges to the side of the roundabout there were also a number of vehicles parked. The manager of the traffic management company told me there was ample parking on site within Wheelers Farm but people attending the event were choosing not to park on site possibly due to egress problems during the last event. They also mentioned that Chelmsford City Council were supposed to provide civil enforcement officers to fine those illegally parking but that they hadn't turned up.

I drove up Wheelers Hill to the junction with Leighs Road where the road bends to the right. There is thick heavy shrubbery on both sides of the road and there is no view around the bend so you cannot see what is approaching on the other side of the bend. As I approached this bend I saw signage had been placed in the carriageway on either side of the road indicating the temporary speed limit almost on top of the bend itself. This had the effect of narrowing the carriageway to effectively 1 lane and would have forced traffic into the middle of the road on a

Signature: ..

Signature witnessed by:

blind bend potentially into the path of oncoming traffic. I believed this was dangerous and posed a risk to road users so I returned to the roundabout where I asked the manger in charge of the traffic management to have the signage moved.

I continued to patrol the area to ensure the traffic remained flowing and that motorists were abiding by road traffic laws and where my powers extended the traffic management also. During my patrol I noticed that the traffic management company had removed the cones from the southern part of Wheelers Hill roundabout but left the cones on the northern part. I witnessed two vehicles travel the wrong way round the roundabout creating a high risk of a collision occurring. The driver of one of the offending vehicles claimed that one of the marshals / stewards from the event / traffic management company had told them to drive the wrong way. I had to instruct the traffic management company to reinstate the cones on the southern part of the roundabout to prevent any further offending taking place and reduce the risk of a collision. In addition to this vehicles were moving the cones down the centre of Essex Regiment Way in order for them to conduct u-turns. As the traffic management plan did not have signage to prohibit u-turns I and the other officers on scene were unable to do anything about this as what the vehicles were doing was not unlawful.

About 2130 hours when the event at Wheelers Farm was coming to an end the attendees started to leave the venue on foot walking out onto the roundabout and along Essex Regiment Way. Owing to the vehicles parked on the verge along Essex Regiment Way these pedestrians were forced to walk along the carriageway. The majority of the pedestrians were intoxicated, wearing dark clothing and showing little regard for the road and their own safety. It was now dark and with Essex Regiment Way being unlit motorists travelling along Essex Regiment Way were unable to see the pedestrians until late. This also combined with the fact most vehicles were not complying with the temporary 30mph speed limit meant there was a high risk of a collision between a vehicle and pedestrian. The force control room were receiving multiple calls from members of the public concerned about the pedestrians and a potential collision occurring. In conjunction with the Force Duty Officer I took the decision to close Essex Regiment Way to all traffic except for taxis coming to the venue to collect people. Due to the volume of people leaving the venue and walking in the carriageway Essex Regiment way was closed for approximately 2 to 3 hours whilst the venue emptied, and pedestrian were cleared from the carriageway. This resulted in traffic being diverted through residential areas of Chelmsford during the night. In total this incident to me and multiple other Police units away from our core

Signature

Signature witnessed by:

2010/11

OFFICIAL

role and had an impact on our ability to respond to incidents both on the roads in the north of Essex and within Chelmsford district as whole.

In my opinion the venue at Wheelers Farm is not suitable to host an event of this nature owing to its location and the infrastructure surrounding it. Were the venue to host another event of this nature I believe it would require more strict traffic management and dedicated police resources to ensure compliance with that traffic management.

Whilst on scene at the location I took a series of 10 photos of the vehicles parked on Essex Regiment Way and the roundabout at Wheelers Hill. I can produce these as my exhibits SCP/01 – SCP/10.

These are my original notes made in the Sergeants office of Stanway Roads Policing Unit on Monday 13th September 2021.

Signature: 

Signature witnessed by:









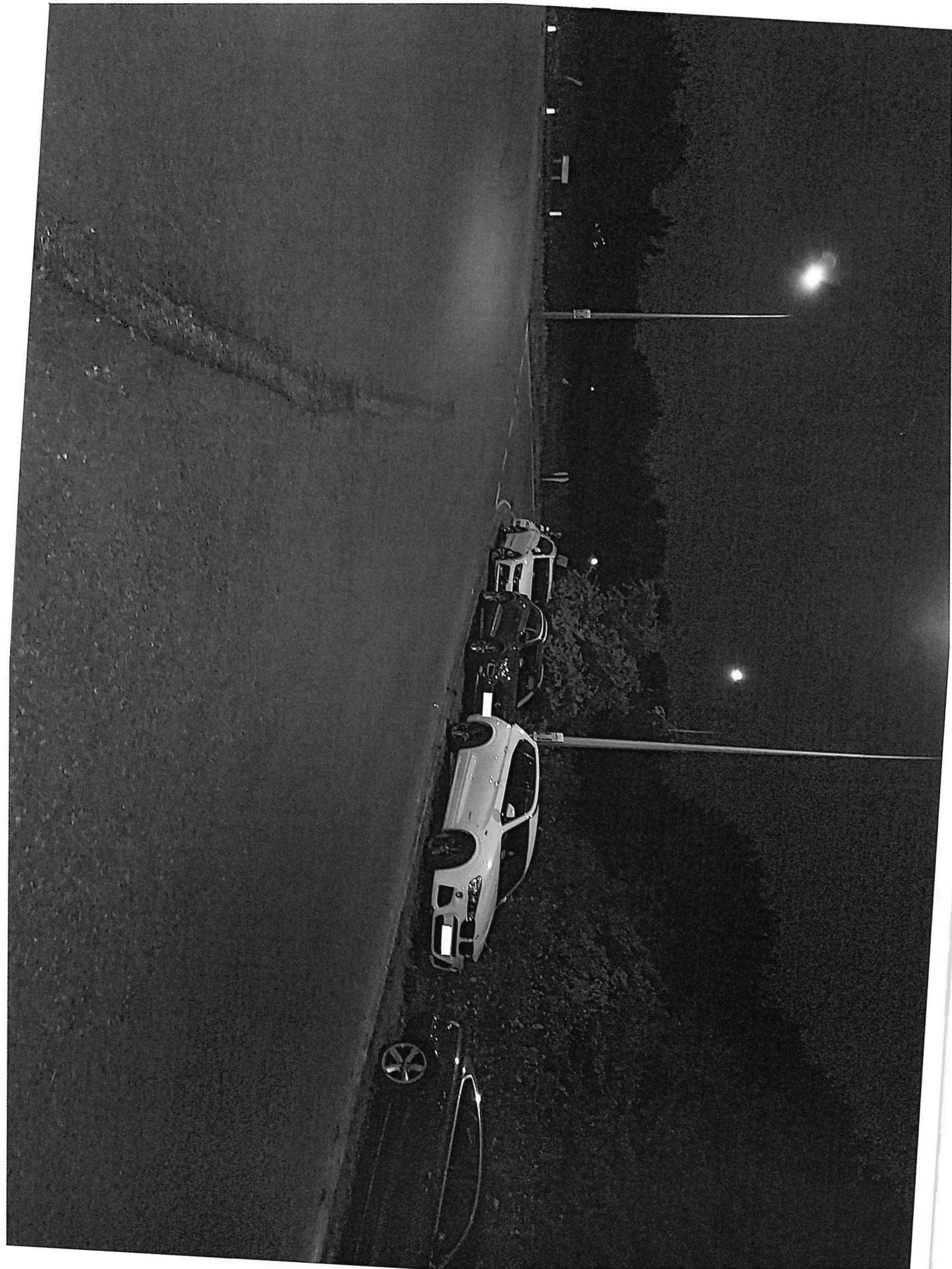


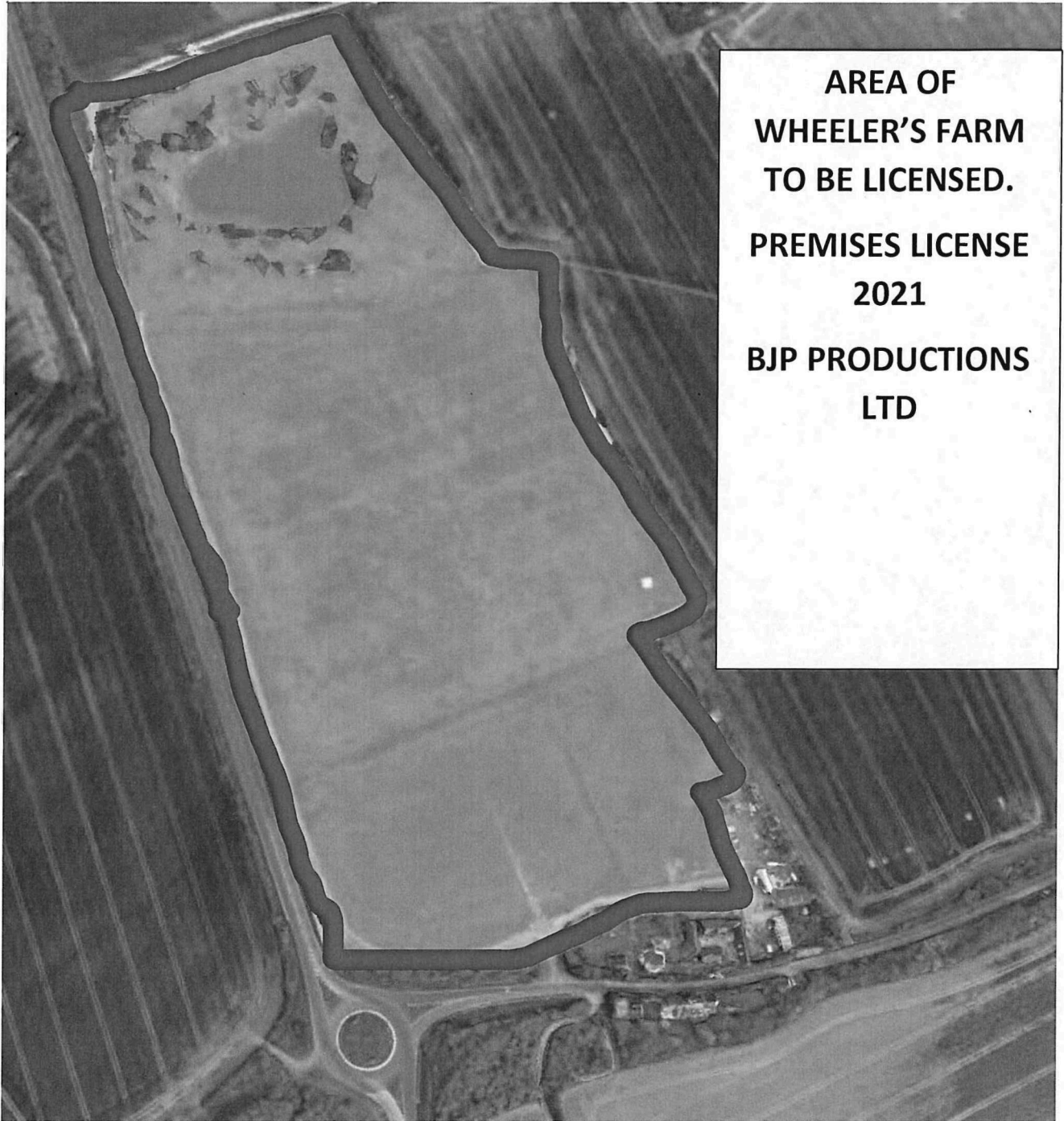












**AREA OF
WHEELER'S FARM
TO BE LICENSED.
PREMISES LICENSE
2021
BJP PRODUCTIONS
LTD**





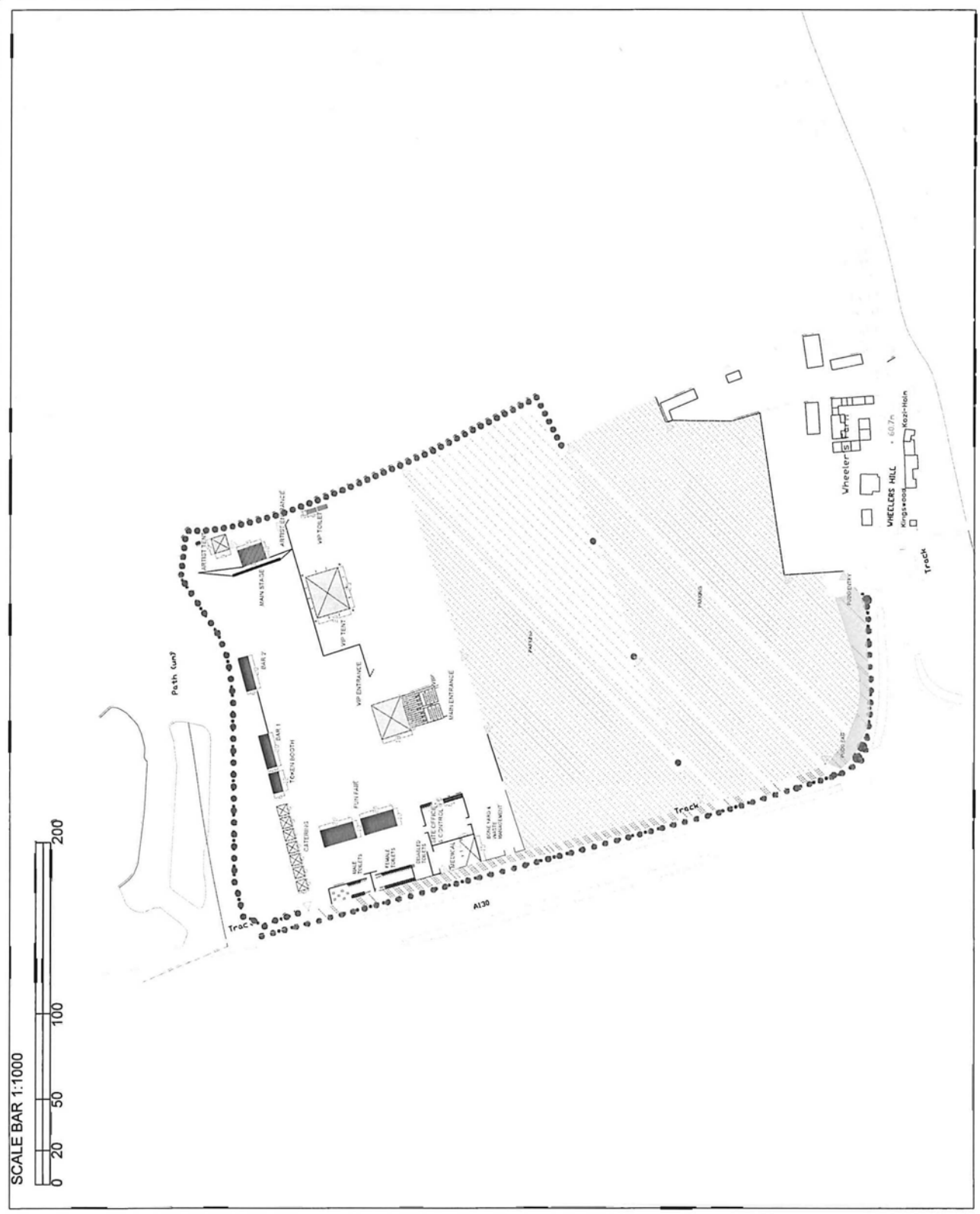


Productions

Event: Wheelers Farm
 Venue: Wheelers Farm
 Version: 4
 Date: 22.05.2021
 Drawn By:
 Client: BJP

- Amendments: Updated by AB
- Relocated Medical and Site Office / Control
 - Repositioned Medical / Steel Shield gate for emergency access
 - Added Heras Fence line between Medical and Event BOH.
 - Boneyard gates repositioned to access from Site Office / Control.
 - Boneyard extended to utilise vacant space.

KEY	
	Main Stage
	Container
	Marquee
	Cabin
	Toilet
	Carpark
	Grass
	Trees / Hedges
	Track
	MOJO Barrier
	Heras Fence Line
	Steel Shield Line
	PUDDO Area
	Flood Lights
	CCB
	Disabled Toilet
	Urinal
	Hand Washing Station
	VIP Toilet



Proposed Conditions – Wheelers Farm BJP Productions

1. The licensing authority must be notified of all events 60 days before the date of the event together with any proposed event management plan.
2. An event management plan to be agreed with the Safety Advisory Group (SAG) 30 days before any event or with Essex Police if the SAG decide that they do not need to be consulted.
3. An incident log shall be maintained and made immediately available to police or licensing authority staff upon reasonable request. The log must be completed as soon as is possible and shall record the following:
 - (a) All crimes reported to the venue
 - (b) All ejections of patrons
 - (c) Any complaints received concerning crime and disorder
 - (d) Any incidents of disorder
 - (e) All seizures of drugs or offensive weapons
4. SIA licensed security staff shall be used in accordance with a site security plan which will form part of the event management plan and a record shall be maintained (on the premises) which is legible and details:
 - a) The day and date when door supervisors are deployed;
 - b) The name and SIA registration number of each door supervisor on duty at the premises; and
 - c) The duty start and end time for each door supervisor.

This record shall be retained for 31 days and be immediately provided to police or licensing authority staff upon reasonable request.

5. All security staff (and stewards) will wear high visibility clothing ensuring that they are readily identifiable.
6. There shall be a personal licence holder on duty on the premises at all times when alcohol is being sold or offered for sale.
7. The premises shall have in place and operate a zero tolerance policy with regard to the use/possession of controlled drugs and psychoactive substances and advertise the same within the premises on posters and similar means. This policy may form part of the event management plan.

This policy shall specifically include but not be limited to:

- i. Searching practices upon entry;
 - ii. Dealing with patrons suspected of using drugs on the premises;
 - iii. Scrutiny of spaces including toilets or outside areas;
 - iv. Clear expectations of staff roles (including the DPS, managers/supervisors and door supervisors);
 - v. Staff training regarding identification of suspicious activity and what action to take;
 - vi. The handling of items suspected to be illegal drugs or psychoactive substances
 - vii. Steps taken to discourage and disrupt drug use on the premises
 - viii. Steps to be taken to inform patrons of the premises drug policy/practices
 - viiii. Patrol of perimeter (Haras) fencing to deter drug supply
8. All persons entering or re-entering the premises will be searched by a SIA licensed door supervisor for drugs, alcohol and concealed weapons.

Proposed Conditions – Wheelers Farm BJP Productions

Prominent signs (minimum size 200 x 150 mm) to this effect shall be displayed at all entrances.

9. In addition to water, other non-alcoholic beverages shall be available at all times whilst alcohol sale or supply takes place.
10. Customers will not be permitted to remove any alcoholic drinks purchased on the premises.
11. A Challenge 25 scheme shall be operated, whereby any person who appears to be under the age of 25 years of age is required to produce on request an item which meets the mandatory age verification requirement and is either a:
 - Proof of age card bearing the PASS Hologram;
 - Photocard driving licence;
 - Passport; or
 - Ministry of Defence Identity Card.
- Proof of age card bearing the PASS Hologram;
- Photocard driving licence;
- Passport; or
- Ministry of Defence Identity Card.

12. The premises shall clearly display signs at the each point of sale and in areas where alcohol is displayed advising customers that a 'Challenge 25' policy is in force.

At the point of sale, such signs shall be a minimum size of 200mm x 148mm.

13. All staff engaged in the sale or supply of alcohol on the premises shall have received training in relation to including under-age sales, how to recognise drunkenness and the duty not to serve drunk persons, following which they will be issued with and wear a wristband whilst on duty confirming their authority to sell alcohol.
14. Training records shall be maintained and kept for a minimum of 12 months and made available to police or licensing authority staff upon reasonable request.
15. A refusals record shall be maintained at the premises, which details all refusals to sell alcohol. Each entry shall, as a minimum, record the date and time of the refusal and the name of the staff member refusing the sale. All entries must be made as soon as possible and in any event within 4 hours of the refusal and the record must be made immediately available to police or licensing authority staff upon reasonable request.
16. The Promoter shall ensure a full and detailed consultation process is undertaken with each of the Responsible Authorities and those persons/organisations referred to in Event Safety Guide issued by the Health and Safety Executive (or, any replacement guidance subsequently issued). In particular, each annual event will be preceded by a Safety Advisory Group (SAG) debrief meeting. The SAG will meet further throughout the planning process as is deemed necessary by the group.
17. Authorised officers of Essex Police, Chelmsford City Council, Essex Fire and Rescue, East of England Ambulance Service and Responsible Authorities who are in the course of their duties shall have free access to all parts of the licensed site at all reasonable time for the purpose of supervision and enforcing the observance of the Licensing Objectives and other relevant legislation.

18. The licence holder will appoint a competent security/stewarding contractor with expertise in the operation of security and stewarding of large scale outdoor events. The security/stewarding contractor will ensure there are the correct number of SIA registered security staff at the event. Full details will be contained within the EMP.
19. The licence holder will ensure there is an area within the licensed site that can facilitate a rendezvous point for the Police and other emergency services in the event of a major incident.
20. The licence holder will ensure adequate stewarding within the licensed area will be provided at all times during the event from a security contractor who has expertise in managing the operation of large scale outdoor events. The security contractor shall provide the relevant number of SIA registered staff.
21. The security contractor shall on behalf of the licence holder take appropriate measures to prevent dangerous or offensive weapons, glass, illegal drugs and any other item considered detrimental to the safety of persons attending the event from being brought into the licensed area.
22. The licence holder will ensure a full stewarding plan and evacuation plan will be produced as part of the EMP.
23. The licence holder will ensure a number of sealed skips or other appropriate containers will be placed at each entry point for the safe disposal of prohibited items.
24. The licence holder will ensure persons attending will be searched at random by security personnel on entry to the campsites and or arena.
25. CCTV cameras shall cover all entrances and exits to the event.
26. At least 1 door supervisor supervising the entrance and all areas where the sale of alcohol takes place to the premises will wear Body Worn Video Cameras (BWV). Recordings of BWV shall be retained for a minimum of 31 days and be made available to Essex Police or an authorised officer of the licensing authority upon reasonable request.
27. An Alcohol Management Plan will be drawn up by the Concessions Contractor which will set out procedures to minimise any contribution to crime and disorder from the consumption of alcohol.
28. All drinks will be dispensed in either plastic bottles or collapsible cups or containers, no glass vessels to be used. The sale of glass bottles for Champagne, sparkling or premium wines will be allowed only in a dedicated security controlled area which will be detailed in the Event Management Plan/Alcohol Management Plan and on the Site Plan each year.
29. The licence holder will ensure the perimeter of the licensed area will be securely fenced and cordoned off so as to enable the licence holder to safely control the event.
30. The licence holder will ensure the campsites will be fenced off with entry gates manned by security personnel.

31. The licence holder will ensure vehicle movement in the licensed area will be kept to a minimal for essential vehicles only.
32. The licence holder will ensure a vehicle curfew on egress of the arena will be implemented on the instruction of the Security Manager or his/her deputy to ensure safe egress of customers to the car parks and campsites. A system will be implemented at crossing points on the emergency vehicle route which will prevent large numbers of the public mixing with vehicles. Details of how this is achieved are contained within the Security Report in the EMP.
33. The licence holder will ensure the main arena will be fenced off with entry gates manned by security.
34. The licence holder will ensure each stage, tower or structure where required will have a barrier designed to adequately resist right angle and parallel loads commensurate with crowd pressure. Full calculations for each of these barriers will be contained within the EMP.
35. The licence holder will appoint a Traffic Management Contractor who is experts in the management of traffic for large scale outdoor events. To help minimise unreasonable disturbance to local areas the appointed company shall prepare in liaison with Essex Police and Essex County Council Highways section. This will include details of routes, road closures, signage and an access gate numbering system. Any contingency plans should not be put into affect during the ingress and egress on the surrounding roads without consultation between the Traffic Consultant, Essex Police and Essex County Council Highways.
36. The licence holder will ensure under current legislation all information given out in advance will say that no one under the age of 16 years should attend an event unless accompanied by an adult. The licence holder will state in all pre event literature and information that 'under 16's must be accompanied by an adult'.
37. The licence holder will advise customers in advance that the event operates the 'Challenge 25' policy, or any subsequent guidance, and advise them against buying alcohol for any person under 18.
38. The licence holder will ensure the appointed security contractor will provide staff at each entrance where searches for items including illegal drugs will take place.
39. The licence holder will ensure any person found to be carrying drugs that have ignored the amnesty warnings at the gates will be handed to Essex Police
40. The licence holder will ensure any person suspected of holding drugs will be removed from the event, searched and if illegal drugs are found on their possession they will be handed to Essex Police.
41. A written dispersal policy will be formulated and provided to the police and licensing authority which amongst other things details:
 - How patrons leaving the premises shall be directed away from the premises;
 - How patrons will be informed of the services of taxi and private hire operators;
 - What staff will be responsible for supervising those leaving the premises and how they will supervise such persons;

Proposed Conditions – Wheelers Farm BJP Productions

- Any 'wind' down periods;
- Methods to prevent re-entry to the premises;
- How bottles and glasses will be prevented from being removed from the premises at closing time.



Licensing Authority

Chelmsford Licensing
Community Safety Hub
Civic Centre
Duke Street
Chelmsford
CM1 1JE

Essex police
Licensing Unit
Braintree police station
Essex
CM7 3DJ

Date: 09/06/2021

**OBJECTION TO APPLICATION FOR A PREMISES LICENCE
(LICENSING ACT 2003)**

Essex Police has received a copy of an application for a New Premises Licence at Wheelers Farm, Wheelers Hill, Little Waltham, Chelmsford CM33LZ. This application is for a festival event to take place between the dates of 1st April -1st November each year. The Sale of Alcohol Both on and off the premises and regulated entertainment has been applied for.

On behalf of the Chief Officer of Essex Police, I wish to object to this application on the grounds that if granted the crime and disorder, public nuisance and public safety objectives of the Licensing Act 2003 are likely to be undermined.

Essex Police have a duty to ensure that an application of this nature do not adversely impact on the community in respect of crime and disorder, public safety and nuisance and have no alternative other than raise our concerns and an objection.

The site is located adjacent to the A130, the site is not secure and there is a real possibility of people under the influence of alcohol making their way through the back of the site onto the busy road. Having reviewed the Event management documents no traffic management plans have been submitted and given the number of people expected this is a great concern.

If this licence was to be granted as it is the area would be fully licensed with events able to take place throughout the year causing public nuisance to residential properties in the vicinity as well as the potential for large scale disorder. Essex police have received no correspondence before receiving this application and therefore unable to discuss vital conditions which would need to be put in place if this event was to go ahead.

An urgent Safety Advisory Group meeting has been requested so that all responsible authorities can discuss potential concerns and advise the applicant on what they would need in place for this event to go ahead.

Essex police request that the application is refused until reasonable and appropriate steps to promote the licensing objectives are put in place. Essex police would request a strong suite of conditions which I have attached.

In accordance with paragraph 11.9 of the Statutory Guidance Essex Police may amplify its representation at the subsequent hearing. Essex Police may also produce further documentary or other information in support of this application ahead of the hearing and would ask the authority to take this into account as it may do under Regulation 18 of the Licensing Act 2003 (Hearings) Regulations 2005.

Yours Sincerely

Rachel Savill
Police Licensing Officer
Chelmsford and Maldon



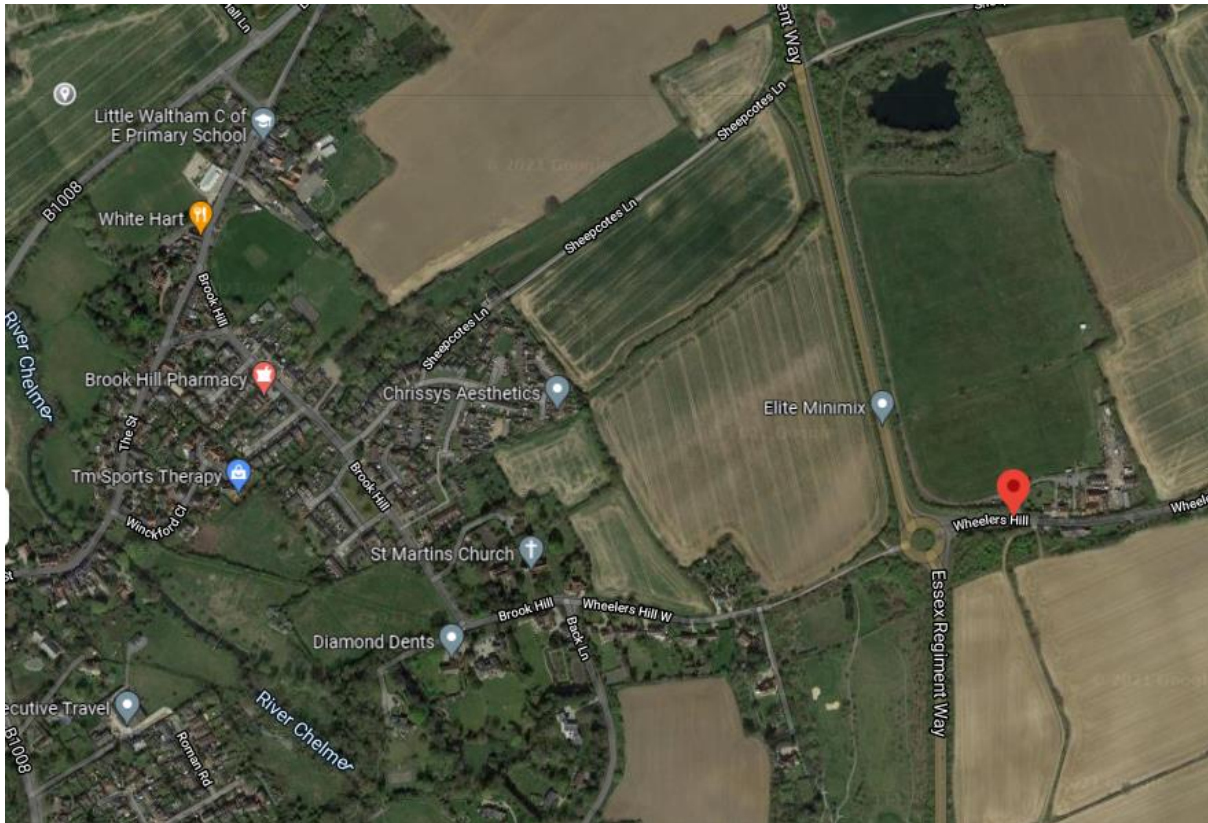
Essex Regiment way
(A130)

60mph – Main route from
Chelmsford to Braintree

On the 4th September a
road closure was put in
place along Essex
Regiment Way for safety
measures as pedestrians
from the event where
walking along side and in
the unlit road.

Entrance to the site

Suitable for only one
vehicle at a time and
only a small amount
of vehicle turning
availability which
would be
immediately
compromised should
one emergency
vehicle remain
stationary on it.



Proximity of event to Little Waltham.



Entrance/exit – The only entrance and exit to the site, with this becoming blocked any emergency vehicle would not be able to gain entry.



Proximity of the roundabout to the entrance of the site. This roundabout on both events has become completely gridlocked, with vehicles seen going the wrong way around and over it.



Wheeler's Farm (event site)

Vehicles Parked along the verge.
Attendees witnessed throwing the no parking cones into the bushes and parking vehicles dangerously along the verge.
Attendees at the end of the event having to walk along this part of the road to get back to their vehicles.

Email from [REDACTED] Essex
Highways [REDACTED]

From: [REDACTED] >

Sent: 29 September 2021 10:51

[REDACTED]
Subject: EXTERNAL - RE: Wheelers Farm review

CAUTION: This email originated from outside of the organization. Do not click links or open attachments unless you recognize the sender and know the content is safe.

[REDACTED]

Thanks for contacting me, no I haven't formally made any representation, I presume making comment to yourself is sufficient, in that case my observations and possible recommendations are as follows. I hope they are similar observations that the Police made when on site as I didn't attend the venue myself and have made my comments from feedback from various sources and my knowledge of how vehicles and the public arriving at events behave.

At the first event held at Wheelers Hill the traffic management was based upon other events of this size held elsewhere in Essex and the information we were given was that they expected around 50% of the audience to drive themselves to the event. The event management plan, as far as I am aware, stated that vehicles would be moved efficiently off the highway into the car park to minimise the impact on the highway. However it transpired that around 90% of the audience drove themselves by car to the event and although the plan stated vehicles would be moved efficiently off the highway this did not occur as some form of security check was made on each vehicle before it entered the car park, this caused long queues of vehicles back onto Essex Regiment Way. Not only did this impact vehicles entering the event but also vehicles that were just travelling along Essex Regiment Way and were not entering the event. The other impact was that people going to the event either left their cars on the verge of Essex Regiment Way and walked into the venue or found elsewhere to leave their vehicles, I was told some left their vehicles in Little Waltham and walked to the venue. After the event had finished this then caused large amounts of the audience having to walk back to their vehicles, some of whom were under the influence of alcohol and other substances, making them very vulnerable when walking along and crossing Essex Regiment Way to get back to their vehicles. It is believed that if only 50% of the audience arrived in their own vehicles and the vehicles were moved into the car park efficiently the majority of the issues observed may not have occurred.

Following a debrief of this first event and the issues arising, a new traffic management plan was designed which was thought to have taken the issues into account to stop them reoccurring. This plan included a separate left turn lane for the event turning into Wheelers Hill at the roundabout to separate this traffic from through traffic, and the right turn from the roundabout into Wheelers Hill being blocked off so all traffic had to go to the next roundabout and return to make the left turn in Wheelers Hill and the event.

However when vehicles arrived at the event many were seen to just park on the verge of Essex Regiment Way rather than try and enter the event car park. Also the cones blocking the right turn at the roundabout were moved by the public rather than go the next roundabout and return, this caused more congestion and problems along Essex Regiment Way. The organisers again confirmed that around 90% of the audience arrived in their own vehicles and that many of these were the same that attended the first event, hence similar behaviours observed.

As the event site is very close to Essex Regiment Way, I can understand frustrated drivers just parking outside the venue and walking in. I would recommend if future events are to be held at this site that a more robust traffic management plan is in place together with equipment that is very difficult for the public to move and that this should be supervised at all times. Also I would recommend no parking or clearway signage along Essex Regiment Way backed up with a Legal Traffic Regulation Order together with a vehicle removal system in place to deter parking along Essex Regiment Way, this would be a similar system to that implemented for the V Festival when it

was in operation. If the figure of 90% of the audience arriving by car is to continue then a reduced maximum capacity of the venue should also be considered, along with an improved method of moving vehicles into the car park with any hold up.

Cheers

[Redacted]

[Redacted]

Highways



SAFER / GREENER / HEALTHIER

[Redacted]

www.essex.gov.uk/highways



From [Redacted]
Sent: 29 September 2021 10:11
To: [Redacted]
Subject: Wheelers Farm review

Good morning [Redacted]

It was really good to speak at the SAG yesterday .

As you are aware that Essex Police have called a review on Wheelers Farm arising out of the 2 x music events .

Can I ask have you or your team made representations ? If not I would invite you to make comment as this is your area of expertise.

Thank you



[Redacted]

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