

FAO xxxxx
Cholmondeley Castle
Cholmondeley
Cheshire
SY14 8AH

Regulatory Services and Health
Floor 2, Municipal Building
Earle Street
Crewe
CW1 2BJ

DATE: 4th July 2022

OUR REF: N70/056140

Please Contact: Mark Vyse
Direct Dial: xxxx
Email: xxx@cheshireeast.gov.uk

Dear Mr xxx,

**Environmental Protection Act 1990 / Premises Licence 413
Complaints of Nuisance: Amplified Music at Cholmondeley Castle, Cholmondeley
– Outlook Festival 30th June – 3rd July 2022.**

I wish to inform you that multiple complaints have been lodged with this Service concerning alleged noise nuisance regarding the above event.

The complainant(s) have alleged that noise from music, particularly bass tone was audible within their properties up to 6 miles from the premises disturbing the occupants sleep during the night / early morning as late / early as 04.00 a.m.

There have also been complaints made that the volume of music was so loud it prevented complainants from enjoying and spending time in their gardens. The music was also noted to be so loud it was audible within properties over the sound of a TV set.

For your information, the Environmental Protection Act 1990 places a duty on the Local Authority to respond to complaints of noise and to take action in a Magistrates' Court where a statutory nuisance is confirmed or likely to recur.

In the event that a statutory noise nuisance is confirmed following the investigation, then the legislation states that a Noise Abatement Notice shall be served on the person responsible for the noise. A Notice is a legal document and failure to comply with the conditions of the Notice could result in prosecution proceedings being taken by this Authority through the Magistrates Court. Upon a conviction, a fine an unlimited financial amount can be imposed on a trade or business premises by the Magistrates Court.

The Premises Licence for Cholmondeley Castle Ref – 413 has a condition listed that states -

No nuisance shall be caused by noise coming from the premises.

I am currently considering all enforcement options available to this department including serving an abatement notice preventing a recurrence of the noise nuisance and / or requesting a license review which may include reducing operating hours to prevent further nuisance of this nature from disturbing people.

I trust this is a satisfactory explanation of the present position and if you wish to discuss the matter further, please do not hesitate to contact me.

Yours sincerely

Mark Vyse | Environmental Health Officer | Environmental Protection