

Licensing Act 2003, Application for a Premises Licence
Supplementary Bundle for Licensing Sub-Committee Hearing Meeting on 19 August 2026 at 2:00pm
Existence Festival at Land East of Boldridge Farm, Crudwell Lane, Long Newton
Application Reference: C/26/00777/PRMA

<u>Number</u>	<u>Document</u>	<u>Page Number</u>
1.	Map showing proximity between the festival and the boundary of AMF	2
2.	Noise Abatement Notice dated 14 June 2025	3 – 7
3.	Letter from Charlton Park Estate dated 7 May 2026	8
4.	Veterinary Report	9 – 10
5.	Letter from Tina Fletcher Show Jumping	11 – 12



CERTIFY THAT THIS IS A TRUE COPY OF THE NOTICE

WHICH WAS SERVED AT THE ADDRESS SHOWN

ON ~~14/06/25~~ ^{02:00 AM} AT 02:00 AM BY HAND/POST

SIGNATURE

Wiltshire Council

ENVIRONMENTAL PROTECTION ACT 1990, Section 80

Abatement Notice in respect of Statutory Nuisance

To: Rosario Charalambous
Existence Festival
Charlton Park Estate
Charlton Park
Charlton

TAKE NOTICE pursuant to Section 80(1) of the Environmental Protection Act 1990

WILTSHIRE COUNCIL 'the council' being satisfied of the existence of a statutory nuisance under Section 79 (1)(g) of that Act at the premises known as Existence Festival, Charlton Park Estate Charlton Park, Charlton within the district of Wiltshire Council arising from amplified live and recorded music at *residential day dwellings at Milborne Village and at monitoring point B.*

HEREBY REQUIRE YOU as the person responsible for the said nuisance to immediately from the service of this Notice, to take such steps to control noise limits in accordance with the attached schedule, and also

HEREBY prohibit the recurrence of the nuisance

This is a notice to which paragraph (2) of regulation 3 of the Statutory Nuisance (Appeals) Regulations 1995 applies and, in the event of an appeal this Notice shall (NOT) be suspended until the appeal has been abandoned or decided by the court, as, in the opinion of the council, the nuisance to which this Notice relates is [injurious to health] [likely to be of a limited duration such that suspension would render the Notice of no practical effect] [such that the expenditure which would be incurred by any person in carrying out works in compliance with this Notice before any appeal has been decided would not be disproportionate to the public benefit to be expected in that period from such compliance]

IF without reasonable excuse you contravene or fail to comply with any requirement of this Notice you will be guilty of an offence under Section 80(4) of the Environmental Protection Act 1990 and on summary conviction will be liable to a fine not exceeding level 5 on the Standard Scale, together with a further fine of an amount equal to one-tenth of that level for each day on which the offence continues after conviction. A person who commits an offence on industrial, trade or business premises will be liable on summary conviction to a fine that is unlimited in amount.

The Council may also take proceedings in the High Court for securing the abatement, prohibition or restriction of the nuisance pursuant to Section 81(5). Further, if you fail to execute all or any of the works in accordance with this Notice, the Council has power under Section 81(3) and (4) to execute the works and recover from you the necessary expenditure incurred.

DATED

14/07/25

Signed

Public Protection Services, Environmental Control and Protection Team, Wiltshire Council, Bythesea Road, TROWBRIDGE, Wiltshire BA14 8JN Tel: 0300 456 0100; email: publicprotectionwest@wiltshire.gov.uk Web: <http://www.wiltshire.gov.uk/>

NB The person served with this Notice may appeal against the Notice to a Magistrates' Court within twenty-one days beginning with the date of service of the Notice. See notes on the reverse of this form.

Advice

If you do not understand the contents of this notice or would like to know more about it please contact the local authority. If you would like to receive independent advice about the contents of this notice, your rights and obligations then please contact The Citizens Advice Bureau, Housing Aid Centre, law centre or solicitor. Please be aware that you may qualify for Legal Aid or otherwise free independent advice from a solicitor or legal advisor for up to half an hour.

The Statutory Nuisance (Appeals) Regulations 1995 provide as follows:-

APPEALS UNDER SECTION 80(3) of the ENVIRONMENTAL PROTECTION ACT 1990 ("the 1990 Act")

2.—(1) The provisions of this regulation apply in relation to an appeal brought by any person under section 80(3) of the 1990 Act (appeals to magistrates) against an abatement notice served upon him by a local authority.

(2) The grounds on which a person served with such a notice may appeal under section 80(3) are any one or more of the following grounds that are appropriate in the circumstances of the particular case—

- (a) that the abatement notice is not justified by section 80 of the 1990 Act (summary proceedings for statutory nuisances);
- (b) that there has been some informality, defect or error in, or in connection with, the abatement notice, or in, or in connection with, any copy of the abatement notice served under section 80A(3) (certain notices in respect of vehicles, machinery or equipment);
- (c) that the authority have refused unreasonably to accept compliance with alternative requirements, or that the requirements of the abatement notice are otherwise unreasonable in character or extent, or are unnecessary;
- (d) that the time, or where more than one time is specified, any of the times, within which the requirements of the abatement notice are to be complied with is not reasonably sufficient for the purpose;
- (e) where the nuisance to which the notice relates—
 - (i) is a nuisance falling within section 79(1)(a), (d), (e), (f) or (g) of the 1990 Act and arises on industrial, trade, or business premises, or
 - (ii) is a nuisance falling within section 79(1)(b) of the 1990 Act and the smoke is emitted from a chimney, or
 - (iii) is a nuisance falling within section 79(1)(ga) of the 1990 Act and is noise emitted from or caused by a vehicle, machinery or equipment being used for industrial, trade or business purposes,
- (f) that the best practicable means were used to prevent, or to counteract the effects of, the nuisance;
- (g) that, in the case of a nuisance under section 79(1)(g) or (ga) of the 1990 Act (noise emitted from premises), the requirements imposed by the abatement notice by virtue of section 80(1)(a) of the Act are more onerous than the requirements for the time being in force, in relation to the noise to which the notice relates, of—
 - (i) any notice served under section 60 or 66 of the 1974 Act (control of noise on construction sites and from certain premises), or
 - (ii) any consent given under section 61 or 65 of the 1974 Act (consent for work on construction sites and consent for noise to exceed registered level in a noise abatement zone), or
 - (iii) any determination made under section 67 of the 1974 Act (noise control of new buildings);
- (h) that, in the case of a nuisance under section 79(1)(ga) of the 1990 Act (noise emitted from or caused by vehicles, machinery or equipment), the requirements imposed by the abatement notice by virtue of section 80(1)(a) of the Act are more onerous than the requirements for the time being in force, in relation to the noise to which the notice relates, of any condition of a consent given under paragraph 1 of Schedule 2 to the 1993 Act (loudspeakers in streets or roads);
- (i) that the abatement notice should have been served on some person instead of the appellant, being—
 - (i) the person responsible for the nuisance, or
 - (ii) the person responsible for the vehicle, machinery or equipment, or
 - (iii) in the case of a nuisance arising from any defect of a structural character, the owner of the premises, or
 - (iv) in the case where the person responsible for the nuisance cannot be found or the nuisance has not yet occurred, the owner or occupier of the premises;
- (j) that the abatement notice might lawfully have been served on some person instead of the appellant being—
 - (i) in the case where the appellant is the owner of the premises, the occupier of the premises, or
 - (ii) in the case where the appellant is the occupier of the premises, the owner of the premises,
- (k) and that it would have been equitable for it to have been so served;
- (l) that the abatement notice might lawfully have been served on some person in addition to the appellant, being—
 - (i) a person also responsible for the nuisance, or
 - (ii) a person who is also owner of the premises, or
 - (iii) a person who is also an occupier of the premises, or
 - (iv) a person who is also the person responsible for the vehicle, machinery or equipment,
- (m) and that it would have been equitable for it to have been so served.

(3) If and so far as an appeal is based on the ground of some informality, defect or error in, or in connection with, the abatement notice, or in, or in connection with, any copy of the notice served under section 80A(3), the court shall dismiss the appeal if it is satisfied that the informality, defect or error was not a material one.

(4) Where the grounds upon which an appeal is brought include a ground specified in paragraph (2)(i) or (j) above, the appellant shall serve a copy of his notice of appeal on any other person referred to, and in the case of any appeal to which these regulations apply he may serve a copy of his notice of appeal on any other person having an estate or interest in the premises, vehicle, machinery or equipment in question.

(5) On the hearing of the appeal the court may—

- (a) quash the abatement notice to which the appeal relates, or
- (b) vary the abatement notice in favour of the appellant in such manner as it thinks fit, or
- (c) dismiss the appeal;

and an abatement notice that is varied under sub-paragraph (b) above shall be final and shall otherwise have effect, as so varied, as if it had been so made by the local authority.

(6) Subject to paragraph (7) below, on the hearing of an appeal the court may make such order as it thinks fit—

- (a) with respect to the person by whom any work is to be executed and the contribution to be made by any person towards the cost of the work, or
- (b) as to the proportions in which any expenses which may become recoverable by the authority under Part III of the 1990 Act are to be borne by the appellant and by any other person.

(7) In exercising its powers under paragraph (6) above the court—

- (a) shall have regard, as between an owner and an occupier, to the terms and conditions, whether contractual or statutory, of any relevant tenancy and to the nature of the works required, and
- (b) shall be satisfied before it imposes any requirement thereunder on any person other than the appellant, that that person has received a copy of the notice of appeal in pursuance of paragraph (4) above.

Suspension of notice

(1) Where—

(a) an appeal is brought against an abatement notice served under section 80 or section 80A of the 1990 Act, and —

(b) either—

(i) compliance with the abatement notice would involve any person in expenditure on the carrying out of works before the hearing of the appeal, or

(ii) in the case of a nuisance under section 79(1)(g) or (ga) of the 1990 Act, the noise to which the abatement notice relates is noise necessarily caused in the course of the performance of some duty imposed by law on the appellant, and

(c) either paragraph (2) does not apply, or it does apply but the requirements of paragraph (3) have not been met,

the abatement notice shall be suspended until the appeal has been abandoned or decided by the court.

(2) This paragraph applies where—

(a) the nuisance to which the abatement notice relates —

(i) is injurious to health, or

(ii) is likely to be of a limited duration such that suspension of the notice would render it of no practical effect, or

(b) the expenditure which would be incurred by any person in the carrying out of works in compliance with the abatement notice before any appeal has been decided would not be disproportionate to the public benefit to be expected in that period from such compliance.

(3) Where paragraph (2) applies the abatement notice—

(a) shall include a statement that paragraph (2) applies, and that as a consequence it shall have effect notwithstanding any appeal to a magistrates' court which has not been decided by the court, and

(b) shall include a statement as to which of the grounds set out in paragraph (2) apply.

Local Magistrates' Courts

You may appeal this notice by contacting a magistrates' court. Contact details of two local courts can be found below:

Swindon Magistrates' Court

Swindon Magistrates' Court
The Law Courts
Islington Street
Swindon
SN1 2HG

Email:

wi-swindonmcadmin@justice.gov.uk

Tel:

[01793 699800](tel:01793 699800)

Salisbury Law Courts

Salisbury Law Courts
Wilton Road
Salisbury
SP2 7EP

Email:

wi-sewitlsmcadmin@justice.gov.uk

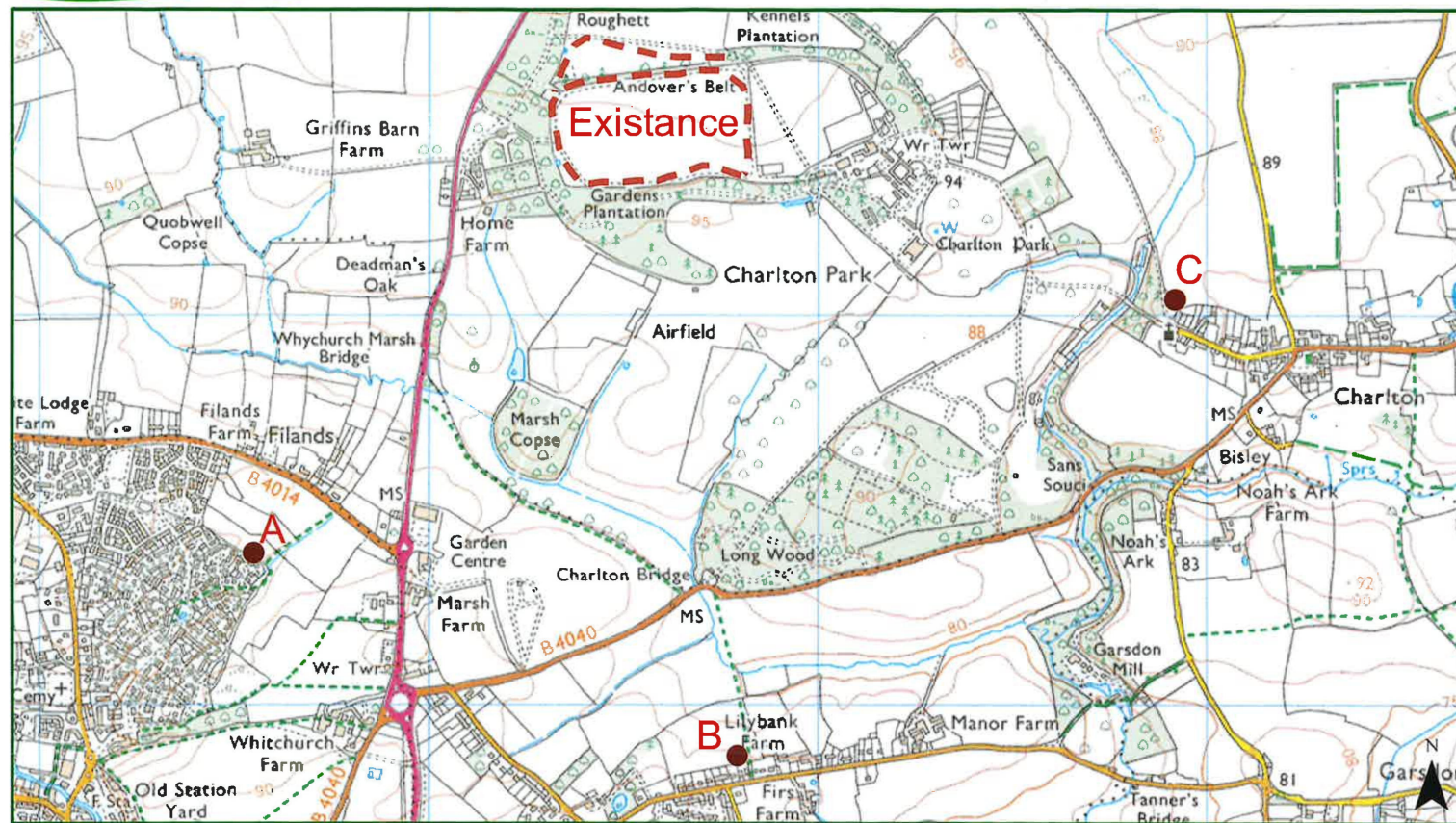
Tel:

[01722 345 200](tel:01722 345 200)

Version	Date	By	Reason
2.4	November 20	BW	Formatting and updated in line with appeal guidance

Schedule to accompany notice served on Existence Festival

- 1) Ensure that the music noise level at any nearby residential premises does not exceed 55dB LAeq 15 mins (+5dB for demonstrable influence of weather conditions) up to 23:00
- 2) Ensure that the music noise level at any nearby residential premises does not exceed 40dB LAeq 15 mins (+5dB for demonstrable influence of weather conditions) between the hours of 23:00 through to 07:00
- 3) Ensure that the difference between the L_{Ceq} and the L_{Aeq} does not exceed 20 dB over any 15 minute period.



05/03/2025

394796E 188739N m

1:13,228



7th May 2026

Dear [REDACTED]

RE: Existance

Charlton Park did not renew Existance's licence for this year due to noise issues during last year's event. The noise levels of the festival caused too much distress to the local community, whom we try very hard to keep a good working relationship with.

We work closely with the council and the local community to ensure that events hosted at Charlton Park do not cause excessive disruption to the surrounding area. We therefore took the decision not to renew the event licence going forward.

I hope this helps with your query

[REDACTED]



NEH COTSWOLDS
BOUNDARY FARM, EVENLODE
MORETON-IN MARSH
GLOUCESTERSHIRE GL56 0PA

EQUINE VETERINARY PRACTICE
T +44 (0)7824 562955
E office@nehcotswolds.com
Tom Campbell MRCVS

Veterinary Report

Re: Premises Licence Application C/26/00777/PRMA – Ashley Marsh Farm

To whom it may concern,

I am writing in my capacity as a veterinary surgeon to express my professional concerns regarding the proposed festival event scheduled to take place at or adjacent to premises where competition horses are stabled at Ashley Marsh Farm.

Competition horses are highly managed athletes whose health, welfare, and performance depend upon consistent routines, adequate rest, and a calm environment. Events involving prolonged periods of amplified music, significant vibration, high-intensity lighting, fireworks (if applicable), increased vehicle movements, and large crowds have the potential to cause considerable stress to horses, particularly during overnight hours.

From a veterinary perspective, exposure to these disturbances may increase the risk of:

- Acute stress responses, including elevated heart rate and anxiety.
- Startle reactions that may result in injury to horses or handlers.
- Fence or stable damage caused by attempts to escape perceived threats.
- Disruption of feeding, hydration, and normal rest patterns.
- Increased risk of musculoskeletal injury in valuable competition horses due to panic or excessive movement within stables.

Such welfare concerns are especially significant where horses are actively competing or undergoing intensive training, as unnecessary stress can adversely affect both their physical wellbeing and athletic performance.

I appreciate that the council must balance the interests of event organisers with those of local residents and businesses. However, I respectfully request that, should the event proceed, the council consider imposing robust licence conditions designed to safeguard equine welfare. These could include:

- Strict limits on amplified sound levels at the nearest equestrian facilities.
- Earlier finishing times for amplified music.
- Continuous monitoring of noise levels throughout the event.
- Restrictions on fireworks, pyrotechnics, lasers directed towards nearby fields, or other sudden visual effects.

Registered Office: Newmarket Equine Hospital, Cambridge Road, Newmarket, Suffolk CB8 0FG
Registered in England. Company No: 13922903



NEH COTSWOLDS
BOUNDARY FARM, EVENLODE
MORETON-IN MARSH
GLOUCESTERSHIRE GL56 0PA

EQUINE VETERINARY PRACTICE
T +44 (0)7824 562955
E office@nehcotswolds.com
Tom Campbell MRCVS

- Traffic management measures to ensure safe access for horse transport and emergency veterinary vehicles.
- A requirement for event organisers to maintain direct communication with neighbouring equestrian premises before and during the event so that any welfare concerns can be addressed promptly.

These measures would help reduce foreseeable welfare risks while allowing the council to discharge its responsibilities with appropriate regard for animal welfare.

These comments are offered solely from the perspective of equine health and welfare and should not be interpreted as opinions on wider licensing matters.

Yours faithfully,

A handwritten signature in black ink, which appears to read 'Thompson'.

Tom Campbell BVSc MRCVS

29th July 2026

Tina Fletcher Show Jumping

To:

Licensing Department

Cotswold District Council

Re: Premises Licence Application C/26/00777/PRMA – Ashley Marsh Farm

I am writing in my capacity as an international show jumping trainer and former international rider who has represented Great Britain in Nations Cup competition over many years. Throughout my career I have trained riders and produced horses competing from pony level through to the highest levels of international show jumping, including riders representing Great Britain.

I currently coach Eleonora Ljungman and am familiar with the standard of horses and ponies that are intended to be based at Ashley Marsh Farm, including animals competing at national level and, in some cases, representing Great Britain in international competition.. In my professional opinion, the prolonged noise, low-frequency bass, lighting, increased activity and security risks associated with a large music festival immediately adjacent to those facilities present a genuine risk to both equine welfare and competition preparation.

Preparing horses to compete at this level requires a highly controlled and consistent environment. Training programmes are carefully structured around exercise, recovery, sleep, feeding routines and minimising unnecessary stress.

Competition horses are naturally sensitive prey animals. Sudden or prolonged exposure to loud amplified music, low-frequency bass, crowd noise, generators, floodlighting and unusual activity immediately adjacent to their stables or paddocks can significantly affect their behaviour.

In my professional experience, such disturbance may result in:

- increased stress levels;
- reduced willingness to train;
- heightened excitability;
- loss of condition;
- reduced concentration when being ridden;
- increased risk of injury to horse and rider;
- disruption to carefully planned competition preparation.

These effects can continue beyond the duration of the actual disturbance, particularly where horses experience several consecutive days of unusual activity.

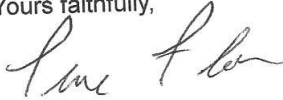
Tina Fletcher Show Jumping

The proposed festival is of a scale that is substantially different from ordinary rural activities. It includes prolonged periods of amplified music, large numbers of people, vehicle movements and significant lighting immediately adjacent to Ashley Marsh Farm.

From a professional equestrian perspective, I consider that these activities create a genuine risk of adversely affecting the welfare, preparation and performance of competition horses housed on neighbouring land.

My observations are made solely from the perspective of horse training, welfare and competition preparation.

Yours faithfully,



Tina Fletcher

British Showjumping Elite Coach
Former Great Britain International Rider (20 Nations Cup appearances)
Reserve Rider – London 2012 Olympic Games
Winner – Hickstead Derby (2011)
Over 30 years' experience producing and coaching elite show jumping horses and riders