

Dear Sirs

I wish to object to this application.

The noise measured at my property has consistently exceeded the limits previously set by the planning conditions. That noise is a nuisance and breaches my rights under the Human Rights Act.

Increasing the previously agreed noise limit does not remove or negate the nuisance.

I note that upon the grant of planning permission 14/01762/F the applicant chose not to appeal any of the terms of the grant of planning permission. That right of appeal was of course a Statutory right, and was a right highlighted to the applicant within the decision notice of 29th May 2015.

It should be noted that the applicants own firm of noise consultants advised the applicant (during the original application process) of some doubt as to the level of noise limit granted. However in view of the fact that the applicant accepted the grant of planning permission and chose not to appeal any of the conditions seems indicative that the applicant accepted the granted limit of 45 dB LA eq (15mins).

I do not feel that all of the information relevant to this latest application has been publically disclosed by Cherwell District Council and that the public are being asked to make consideration of this matter and comment without having access to all of the information that the Council has indicated it will consider with regards the noise of activities at the site.

As you are aware a complaint had been filed with the Local Government Ombudsman which (in part) questions the issue of noise from the site.

The final Ombudsman's report has not yet been published. However a draft of the final report has been supplied to Cherwell District Council and the complainants.

The Ombudsman states (within the draft) the following in respect to monitoring noise issues at the Swalcliffe Park Equestrian site

30. **In its response to my enquiries the Council says it always intended to choose only one event during 2016 and the August 2016 event was the one chosen because it was the first large event that it had resources available to undertake monitoring.**
31. **The Council says if the noise monitoring at the August event is acceptable it would not expect to respond, by way of monitoring, to every noise complaint unless things change substantially on site.**

There is only one event listed for August, which was the event of Fri 5th -Sun 7th Aug (The BRC Nat. Horse Trials Championships).

I presume that CDC did indeed monitor the event as per its claimed intention. I note that NO DETAILS of the results of that monitoring are publically available and feel that they should be so as to allow a fair consideration of this matter.

I am left wondering why those results have not been expediently published (in view of the 8 week time limits for consideration of this application)

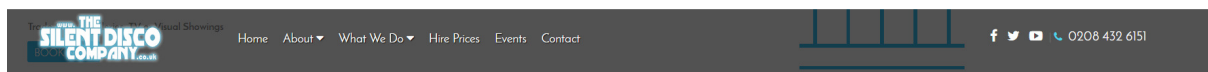
It should be noted that during the August event neither I, nor my neighbours witnessed anyone monitoring noise. According to the previously agreed noise management plan that should have been near to our properties and thus easily evident.

As you are aware, due to the failure of CDC to monitor noise at the site I had little option but to instruct (at a cost of several thousand pounds) an independent firm of noise consultants to monitor noise samples of the sites activities. The finding of which is that the noise levels on site during an event are considerably higher the normal ambient noise levels, it also finds that the measured noise during the event monitored exceeded the proposed new limits.

The latest application also seeks to remove from controlled noise the sounds of car horns, klaxons, whistles and buzzers used to indicate the start of an individual competitors round. That noise is no less a nuisance than the tannoy system used to transmit commentary across the site.

I draw the Councils attention to the fact that there are available systems that allow commentary (or music) at an event to be delivered to an audience with minimal effect to any neighbour. There is NO CONSIDERATION in this application of alternative methods of reducing noise by deploying methods such as the system advertised at <http://thesilentdiscocompany.co.uk/> (which is one of several companies offering hire of such systems)

On their website they show an outdoor cinema (image below) using the system they offer – they advertise a range of 500m for their headsets. 4 transmitters would easily cover an event at SPE and would result in no noise from commentary.



FREE QUOTE



I have submitted a Freedom of Information request for a copy of all noise reports held by CDC relating to activities at Swalcliffe Park Equestrian . I am fearful that information will not be disclosed before the closing date for a decision on this application.

I also feel that information should be included within the publically available information relating to this application and ask that you take steps to provide that.

I enclose (with this comment) two noise monitoring reports that I have commissioned and ask that they are published within the public information for consideration as part of this application.

The attached documents have previously been disclosed to CDC.