

**SPECTATOR BANKS
PEMBREY RACETRACK
CARMARTHENSHIRE**

Waste Recovery Plan

Appendix 3
Noise Abatement Details
Report Number 1223r1v4d0715

Philip Davies

Pennaeth Diogelu'r Cyhoedd
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Eich cyl • Your ref:

Fynghyl • My ref: **VAK/003422**

Dyddiad • Date: **11th September 2007**

Gofynnwr am • Please ask for:

Victoria King

Llinell Uniongyrchol • Direct Line:

(01267) 228755

Carmarthenshire Direct: 0845 65 80 445

Fax: 01267 22 88 99

FAO: Company Secretary
BARC (Pembrey) Ltd,
Thruxton Motor Racing Circuit,
Andover,
Hampshire
SP11 8PN

Dear Sir,

ENVIRONMENTAL PROTECTION ACT 1990 SECTION 80 [Notice Ref: 000787]
RE: Noise nuisance emanating from Pembrey Motor Racing Circuit,
Carmarthenshire

Since our last communication, a full analysis of the data gathered during the noise monitoring exercises at the main complainants property has now been undertaken. A report to establish whether noise emanating from the circuit constituted a statutory noise nuisance was finally completed. The report was subsequently presented at a meeting of senior officers including myself, Mr Grant Taylor (Principal Environmental Health Practitioner,) Mr David Evans (Public Health Services Manager,) Mr Philip Davies (Head of Public Protection) and Mr Robert Edgecombe (Senior Solicitor) who collectively agreed, on the basis of the report, that a statutory nuisance had occurred and was likely to recur and consequently that the authority were now statutorily obliged to serve a Noise Abatement Notice on the circuit under the auspices of the Environmental Protection Act 1990.

Accordingly, please find enclosed an Abatement Notice which has been prepared in consultation with our Legal Section. You will note that the notice does not specify specific works to be undertaken nor does it impose limitations on the use of the circuit. It is considered that rather than impose potentially draconian condition upon the circuit that it would be preferable for the Authority to work with yourselves to reach an agreement as to a package of measures which if implemented would constitute the "Best Practicable Means" (BPM) of controlling noise from the circuit. I would suggest that the following areas of control might form the basis of such controls:

1. Comply with Section 9 of the Guidance on Noise Control at Motor Sports Events issued in 1996 jointly by AMRCO & RACMSA in respect of the provision of a management plan. Suggested timescale of 3 months.

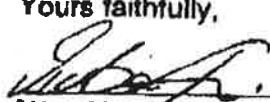
Bruce McLernon - Cyfarwyddwr Gofal Cymdeithasol a Thai • Bruce McLernon - Director of Social Care & Housing

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2. Implement any findings/recommendations arising out of such a plan within a reasonable time (timescale to be agreed)
3. Comply with Section E Common Regulations for Competitors of the MSA Competitors Yearbook in relation to silencing and noise monitoring of vehicles
4. Where the provisions of (3) above do not apply to particular vehicles, to carry out noise monitoring of any such vehicles using the track to a similar standard as required in (3)
5. Compliance with lease condition in relation to noise monitoring both at the track and in the surrounding area ✓
6. Preparation of a management plan in relation to motorbike use in accordance with Auto Cycle Union Handbook. This to deal with exhaust sound levels both at race meetings and during testing. 
7. All noise testing results to be kept for a period of 12 months and made available for inspection by council officers. 
8. Any vehicle or motorcycle which experiences a failure of its exhaust system and is therefore likely to cause a noise nuisance should be removed from the track and not allowed to return until adequate repairs are effected. ✓
9. Notification of track testing is to continue to be provided to the authority, plus details posted on website to allow notification to residents. ✓

Whilst I would draw your attention to your right to lodge an appeal against the abatement notice, I am hopeful that we would be able to reach a mutually acceptable control measures that would negate the need for any further legal action. To that end I would suggest that officers of this authority meet at the earliest opportunity with representatives of the circuit to discuss potential control measure such as those set out above, in particular the drafting of a noise management plan. I look forward to receiving any comments or observations you might have and to meeting you and/or your representatives in the near future.

Yours faithfully,


 Miss V A King
 Environmental Health Officer
 (Public Health Services)

Enc.

C.c. Mr. Philip Davies, Circuit Director, Pembrey Motor Racing Circuit, Pembrey



DYFED POWYS MAGISTRATES' COURTS

SUMMONS

To: C.C.C.
SOCIAL CARE & HOUSING
DEPT. 3 SPILMAN STREET
CARMARTHEN
SA31 1LE

Date of Information/Complaint: 19/09/07

Case Number: 3373307

Date of Summons: 09/10/07

Date of Birth:

Record No:

You are summoned to appear before the Magistrates' Court sitting at
THE COURT HOUSE, MARGARET STREET, AMMANFORD
ON THE 5TH DAY OF NOVEMBER 2007 AT 2.30 PM
TO ANSWER TO THE INFORMATION(S) OF WHICH PARTICULARS ARE GIVEN BELOW

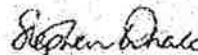
INFORMANT: BARC (PEMBREY) LTD
THRUXTON MOTOR RACING
CIRCUIT
ANDOVER HAMPSHIRE
SP11 8PN

ON 11/09/07,
HAVING BEEN MADE THE SUBJECT OF A NOISE NUISANCE ABATEMENT
NOTICE BY CARMARTHENSHIRE COUNTY COUNCIL ON 11TH SEPTEMBER
2007, IN RELATION TO THE NOISE, AMOUNTING TO A STATUTORY
NUSIANCE UNDER S. 79(1)(G) OF THE ENVIRONMENTAL PROTECTION
ACT 1980, AT PEMBREY MOTOR RACING CIRCUIT, PEMBREY, LLANELLI,
CARMARTHENSHIRE, SA16 0HX, NAMELY THE NOISE ARISING FROM THE
USE OF THE CIRCUIT BY MOTOR VEHICLES IN CONNECTION WITH MOTOR
RACING AND VEHICLE TESTING AND TO ABATE THIS NOISE WITHIN
THREE MONTHS OF THE ORDER.
(REF. APP/000787)
APPLICATION IS NOW MADE TO APPEAL THIS DECISION. THE GROUNDS OF
APPEAL ARE ATTACHED TO THE SUMMONS.

Dylech gyfeirio pob gobehiaeth unglyn â'r
wys hon at Rheolwry Llys, gan ddyfynnu rhif
hawliad.

Communications relating to this summons
should include the case number given above
and should be addressed to:

JUSTICES' CLERK'S OFFICE,
TOWN HALL SQUARE, LLANELLI,
CARMARTHENSHIRE, SA15 3AW TEL: (01554) 757201



Clerk to the Justices

Minutes of Meeting held at BARC, Pembrey on 27th March 2012

Present: Phil Davies, Circuit Manager
Ruth Southby, Scientific Officer (Noise)

1.	Discussed minutes of last meeting.	
2.	Events at Pembrey Circuit Testing mid-week is quieter as the number of competitors has dropped compared to last year. Two events taking place next month which comprise of the testing of historic Formula 1 cars. These dates are Tuesday 3 rd April and Wednesday 11 th April 2012. It is anticipated that these events will be particularly noisy.	
3.	Noise management Procedures at Circuit The gap between the Brooklands Hairpin and Speedway straight is to be closed by the development of a bund. The bund is to be raised by 4 meters and will allow for more spectators viewing. The existing bunds are also to be raised by a further meter in line with planning permission D5/13886 granted in March 1993. It is anticipated that the presence of the bund will serve as a sound barrier, attenuating noise levels that may be experienced in the country park. The circuit are currently seeking permission from the Environment Agency for a license to import suitable fill material.	
4.	Noise Monitoring Circuit managers continue to be diligent with noise testing of vehicles. Monitoring in the community continues to take place but on a less frequent basis as the track is much quieter.	
5.	Recent complaints No noise complaints have been received since the last meeting by either the local authority or the circuit.	
6.	AOB BARC are managing the car parking during the Beach Break Live event.	
7.	Next Meeting September 2012. Date and time to be confirmed.	