

Appendix C

From: [Janet May](#)
To: [Stone, Derek](#)
Subject: Re: Premises Licence Application
Date: 16 December 2020 11:55:21
Attachments: [image001.jpg](#)

Derek

May I raise another valid point please.

The point of the recordings was not just to prove the extent and loudness of the noise they made recently but to also display how loud the business can be heard just talking normally with the door shut and outside under my bedroom where they congregate and talk and are in and out all day. This is a constant noise which is not just recent.

We will have put up with this constantly 7 days a week until all hours. Like I said at least we get some peace in the evenings at the moment.

Within those recordings are examples of conversations that can clearly be heard from below my bedroom with the door shut and outside the back door under my bedroom window.

Kind regards

Janet May

[Sent from Yahoo Mail for iPhone](#)

On Wednesday, December 16, 2020, 11:07 am, Janet May

 wrote:

Derek

One point that is relevant to granting this licence is the everyday noise. at least as it is now they are gone by 4pm and we get some peace in the evenings.

Although we work ordinarily in the day, I have been working from home since March and the noise during the summer was unbearable. I had to work with the windows closed in the sweltering heat.

If they get this licence, they will be banging around 7 days a week until all hours and we go to bed early. My husband is up at 4.30am.

Surely this is a valid point?

Kind regards

Janet May

[Sent from Yahoo Mail for iPhone](#)

On Wednesday, December 16, 2020, 10:00 am, Stone, Derek
<Derek.Stone@portsmouthcc.gov.uk> wrote:

Janet

Thank you for this and I am pleased that Debra has been able to assist you over the last few weeks in what has been clearly quite stressful for you. I will pass on to her your thanks.

I have now had the opportunity to go through all the e mails and links that are attached to this application to prepare for a Licensing Sub-committee hearing.

Looking at all the notes, there are clearly two issues, the first being the actual Premises Licence application and the second the noise that you have experienced whilst they convert the premises in preparation for the applicants new business venture.

Whilst I do not want to minimise the impact this has had on you, I do feel that I must separate the two issues.

I note that my colleagues from Environmental Health have been involved with regard to the building works and the noise, which hopefully they have now resolved.

Environmental Health are the experts in this field and it is not a matter that Licensing gets involved in UNLESS it relates to Licenced Premises and it becomes a breach of one of the four licencing objectives eg Public Nuisance.

As Delaneys is currently not licenced, and given the fact that EHO have engaged, I will not be adding any of the photo's or the sound recordings to the committee bundle.

I will make reference to the fact that a noise complaint was raised and the panel will be able to see all the issues as your representation is presented to them in full so they will be fully aware of what has occurred over the last few months. In addition Richard Maidment who has made a representation will also be at the hearing so if asked by the panel he can comment on this.

Your representation details your concerns regarding these premises becoming licenced so to talk about building works that have now

passed is unnecessary and I am sure you will understand that we need to deal with the Premises Licence application only at this hearing.

I have had contact this morning from our Democratic Services people and it looks like the most suitable date for a hearing will be Wednesday 13th January 21 and it will be via TEAMS so done from the comfort of your home/office wherever suits you.

This date is provisional as they are only just trying this morning to secure a legal advisor and panel but I will keep you posted.

We will probably start at 10:00 and finish by 13:00 but I will know more when the date is confirmed.

Hope all this makes sense

Kind regards

Derek