

APPENDIX C

From: [Robson, Debra](#)
To: [Robson, Debra](#)
Subject: FW: Montys 69 Castle Road, Southsea
Date: 18 July 2023 13:52:35

- Official -

From: Astill, Lorraine [REDACTED]
Sent: Monday, July 17, 2023 12:41 AM
To: Stone, Derek [REDACTED]
Subject: Montys 69 Castle Road, Southsea

Hi

Following the notification of the review of the premise licence for Monty's 69 Castle Road, Regulatory Services would like to support this application.

A number of complaints have been received concerning this establishment in relation to loud music and rowdy behaviour of customers.

Following an investigation into the complaints received a noise abatement notice was served on Mr Reece Reza Sattari on 8th March 2023 for causing a statutory noise nuisance from music played within the venue.

The venue has single glazing at the front of the property, and it is not a suitable venue for live or recorded music. When live or record music are preformed at Monty's this has a significant impact upon the residents within the area.

The Legislative Reform (Entertainment Licensing) Order 2014 deregulates live music and recorded music. The Act removes the licensing requirements for live music and recorded music where:

- There is a premises licence or club premises certificate in place permitting 'on sales.
- The premises are open for the sale or supply of alcohol for consumption on the premises.
- Live or recorded music is taking place between 8am and 11pm
- If the music is amplified live music or recorded music (e.g., DJs or a disco for example), the audience consists of no more than 500 people.

Upon a Review of the premises licence the Licensing Authority can determine that existing conditions on the premises licence relating to live or recorded music will apply even between 8am and 11pm.

Where the Licensing Authority considers that action under its statutory powers is appropriate, it may take any of the following steps:

- Modify the conditions of the premises licence (which includes adding new conditions or any alteration or omission of an existing condition).
- Exclude a licensable activity from the scope of the licence.

- Removal of the Designated Premises Supervisor.
- Suspend the licence for a period not exceeding three months
- Revoke the licence

It is therefore recommended that the most appropriate step for the Licensing Sub-Committee to consider is to impose the following condition on the current premises licence:

- 1. (a) The provisions of Section 177A of the Licensing Act 2003 relating to live and recorded music no longer apply in respect of this licence, and**
(b) The provision of any regulated entertainment consisting of a performance of live music and/or playing of recorded music shall be excluded as a licensable activity under the scope of this licence.

Kind regards

Lorraine Astill
Principal Regulatory Service Officer

Regulatory Services
Portsmouth City Council
Civic Offices
Guildhall Square
Portsmouth
PO1 2AL

Telephone: [REDACTED]

Mobile: [REDACTED]

Email: [REDACTED]