

APPENDIX C

From: [Astill, Lorraine](#)
To: [Andrew Aquilina](#)
Cc: [REDACTED]
Subject: RE: Premise License variation application - The Hive Cocktail Bar 50 Osborne Road
Date: 08 January 2024 00:17:08

- Official -

Dear Andrew

Thank you for providing a copy of your noise management plan. From its content it would appear that the mitigation of the noise relies heavily on the sound insulation between the commercial and residential properties. Unfortunately, until you have provided the local authority with details of the materials that you will be using and provide a report to show that the performance standard of the airborne sound insulation $D_{nT,w} + C_{tr}$ is greater than 55dB, then unfortunately Regulatory Services are unable to support you variation application for the change of operational hours.

The report should also demonstrate that the premise can contain the volume both inside(87dB) and outside (34dB) the venue. It is recommended that you appoint an acoustic consultant to assist you with this matter.

Kind regards

From: Andrew Aquilina [REDACTED]
Sent: Friday, January 5, 2024 1:04 PM
To: Astill, Lorraine <[REDACTED]>
Subject: Re: Premise License variation application - The Hive Cocktail Bar 50 Osborne Road

You don't often get email from [REDACTED] [Learn why this is important](#)

[Noise Management Plan.docx](#)

[Polite notice.docx](#)

Hi Lorraine,

I hope you are well and had a good Christmas and New Years.

I do apologise about the wait but it has been a busy month or so with constant emergencies popping up.

I have attached for you the Noise management plan along with the notice we use to inform customers to keep the noise down when leaving the premises.

If you have any questions, let me know.

Kind Regards

Andrew

From: Astill, Lorraine [REDACTED]
Sent: 05 December 2023 19:47
To: [andrew](#) [REDACTED]
Subject: RE: Premise License variation application - The Hive Cocktail Bar 50 Osborne Road

- Official -

Hi Andrew

Thank you for your email.

I would be grateful if you could ensure that I am in receipt of this information with sufficient time to review it prior to the premise licence application deadline date.

Kind regards

Lorraine Astill
Principal Regulatory Service Officer

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

[REDACTED]
[REDACTED]
[REDACTED]

From: [andrew](#) [REDACTED]
Sent: Monday, December 4, 2023 1:22 PM
To: Astill, Lorraine [REDACTED]
Subject: RE: Premise License variation application - The Hive Cocktail Bar 50 Osborne Road

Hi Lorraine,

I hope that you are well and had some nice time off.

The reps by date has been extended until 29th December due to an issue with the ad we had in the paper.

I will have reports and evidence of sound insulation, noise level testing etc within the next 2 weeks.

I hope this is OK.

Kindest regards
Andrew

On 22 Nov 2023 09:39, "Astill, Lorraine" <[REDACTED]> wrote:

- Official -

Dear Andrew

Thank you for your email.

I am on leave from close today until Wednesday 29th November, however I am happy to speak to you upon my return.

Kind regards

Lorraine Astill

Principal Regulatory Service Officer

Regulatory Services

Portsmouth City Council

Civic Offices

Guildhall Square

Portsmouth

PO1 2AL

[REDACTED]

[REDACTED]

[REDACTED]

From: [andrew](#) [REDACTED]
Sent: Tuesday, November 21, 2023 6:45 PM
To: Astill, Lorraine [REDACTED]
Subject: Re: Premise License variation application - The Hive Cocktail Bar 50 Osborne Road

Hi Lorraine,

Thank you very much for your email.

I have left you a voicemail although I'd rather just email you.

I am not currently in Portsmouth but on my return I shall provide you with pictures of the sound insulation along with any other information you need.

Would it be possible to have a 5 minute call on Friday so we can make sure you are happy with everything we are doing and planning to do?

Have a nice evening.

Kindest Regards

Andrew

On 21 Nov 2023 16:50, "Astill, Lorraine" [REDACTED] >
wrote:

- Official -

Dear Mr Aquilina

Regulatory Services have been consulted on your application to vary your premise license for 50 Osborne Road.

Under Section 16 (d) Prevention of Public Nuisance of your application you have not made any reference to any mitigation measures that you will be applying or implementing in order to prevent a significant disturbance being caused by noise. Premises within close proximity to residential premises should consider what effect the provision of entertainment, noise from their smoking areas, will have and include mitigation measures in their noise management and dispersal policies to ensure the promotion of the public nuisance objective.

Annex 3 Condition 6 of your current licence states *"Within 28 days of the licence being granted or any future transfer of the premises licence, the premises licence holder shall submit a noise management plan to the local authority detailing measures to monitor and control noise levels associated with the operation of the venue. Upon approval these measures shall be implemented in full"*, I believe that this condition is still outstanding, and no approval has been agreed.

In an email to you on 10th October 2023 I previously informed you that there was a planning decision notice which specifies open/closing hours in condition 5. This condition was applied to the decision notice to protect the attached occupants on the first floor from noise emanating from the commercial business. Condition 3 of this decision notices also refers to sound insulation being installed; please can you confirm as to whether this has been carried out and provide evidence of this?

Without the above information being provided prior to the application deadline on 6th December, it is likely that Regulatory Services will be making representations against your application and recommending to the councillors at the licensing hearing that the opening hours of the premise remain the same.

Should you wish to discuss this matter further please do not hesitate to contact me.

Kind regards

Lorraine Astill

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