

Licensing Committee

MINUTES of the OPEN section of the Licensing Committee held on Thursday October 8 2009 at 7.00 pm at Town Hall, Peckham Road, London SE5 8UB

PRESENT: Councillor David Hubber (Chair)
Councillor Dominic Thorncroft
Councillor Mackie Sheik
Councillor Althea Smith
Councillor Ian Wingfield

OTHER MEMBERS PRESENT: Councillor Linda Manchester
Councillor Adele Morris

OFFICER SUPPORT: Bill Legassick, pollution control
Richard Parkins, licensing unit
Kate Heap, legal officer
Sean Usher, constitutional officer

1. APOLOGIES

Apologies were received from Councillors Robin Crookshank Hilton, Lorraine Lauder, Anood Al-Samerai, Eliza Mann, Sandra Rhule and Dora Dixon Fyle.

2. CONFIRMATION OF VOTING MEMBERS

The members in attendance were confirmed as the voting members.

3. NOTIFICATION OF ANY ITEMS OF BUSINESS WHICH THE CHAIR DEEMS URGENT

The chair agreed to accept an addendum report relating to item 10 on the agenda. The addendum report provided further information on the minor variations process.

4. DISCLOSURE OF INTERESTS AND DISPENSATIONS

There were none.

5. MINUTES FROM THE LICENSING COMMITTEE

RESOLVED:

1. That the minutes of the meeting held on October 21 2008 and March 17 2009 be agreed as a correct record and signed by the chair.

6. MINUTES FROM THE LICENSING SUB-COMMITTEES

RESOLVED:

1. That the minutes of the meetings held on April 6 2009, April 15 2009, April 20 2009, April 27 2009, May 6 2009, May 11 2009, May 18 2009, June 3 2009, June 8 2009, June 17 2009, June 22 2009, June 29 2009, July 6 2009, July 15 2009, July 27, 2009, July 31 2009, August 19 2009, August 24 2009 and September 2 2009 be agreed as a correct record and signed by the chair.

7. THE LICENSING ACT 2003 - CONSIDERATION OF LOCAL SATURATION POLICIES DEALING WITH THE "CUMULATIVE IMPACT" OF LICENSED PREMISES - PECKHAM & CAMBERWELL AREAS

RESOLVED:

1. That the saturation policy remain in place in Camberwell and be monitored every 6 months and that the category of premises remains the same.
2. That a new proposed boundary for the Peckham saturation zone be recommended to council assembly on November 4 2009 as follows: Commencing Peckham Road at junction with Talfourd Road to Kelly Avenue / Gatonby Street / Sumner Road / Jocelyn Street / cross Peckham Hill Street / Goldsmith Road / Meeting House Lane / Consort Road / Heaton Road / Sternhall Lane / McDermott Road / Maxted Road / Bellenden Road / Chadwick Road / Lyndhurst Way / Peckham Road return to start.
3. That the committee agreed that the classes of premises covered by the saturation policy in Peckham that will be recommended to council assembly, be as follows:
 - a. night-clubs; public houses / bars; off-licences, grocers, supermarkets, convenience stores and other similar premises.

8. THE LICENSING ACT 2003 – CONSIDERATION OF LOCAL SATURATION POLICIES DEALING WITH THE “CUMULATIVE IMPACT” OF LICENSED PREMISES – BOROUGH AND BANKSIDE AREA

RESOLVED:

1. That the committee agreed to recommend to council assembly that a third saturation policy be introduced covering the Borough and Bankside area. The boundary of the area and the classes of premises affected to be as per the map in Appendix 2 of the report.
2. That the committee agreed that an expansion of the designated area would be considered in 12 months time and be recommended to council assembly if agreed.

9. THE LICENSING ACT 2003 – CONSIDERATION OF LOCAL SATURATION POLICIES DEALING WITH THE “CUMULATIVE IMPACT” OF LICENSED PREMISES – OLD KENT ROAD CORRIDOR AND ELEPHANT & CASTLE AREAS

RESOLVED:

1. That the committee considered, on the basis of the partnership analytical report, the situation within the Old Kent Road corridor and decided to continue to monitor the situation for a further 6 month period.
2. That the committee considered, on the basis of the partnership analytical report, the situation within the Elephant & Castle and decided to continue to monitor the situation for a further 6 month period.

10. THE LICENSING ACT 2003 (PREMISES LICENCES AND CLUB PREMISES CERTIFICATES)(MISCELLANEOUS AMENDMENTS) REGULATIONS 2009

RESOLVED:

1. That the committee noted the legislative amendments and section 182 guidance provision to allow all applications for minor variations made under section 41 of the Licensing Act 2003 (as amended) to be determined at officer level (the Community Safety & Enforcement Business Unit Manager).
2. That the committee noted the intention to seek an amendment of the matters reserved to the licensing sub-committee to bring the constitution in line with these requirements.
3. That the committee be further consulted on the protocols put in place for officers to deal with minor variations.
4. That the committee agreed that any minor variations will be dealt with by a licensing sub-committee until the constitutional changes have been approved.

The meeting ended at 9.00pm

CHAIR:

DATED: