



Licensing Sub-Committee

MINUTES of the OPEN section of the Licensing Sub-Committee held on Monday 18 October 2010 at 1.30 pm at Room G02c - 160 Tooley Street, Ground Floor

PRESENT: Councillor Lorraine Lauder MBE (Chair)
Councillor David Hubber
Councillor Michael Mitchell

OTHERS PRESENT: Jilly Frisch, secretary Shad Thames RA
Julian Greene, local resident
Allyson Greene, local resident
Alan Blissett, environmental health officer

OFFICER SUPPORT: David Perry, legal officer
Wesley McArthur, licensing officer
Kenny Uzodike, constitutional officer

1. APOLOGIES

There were none.

2. CONFIRMATION OF VOTING MEMBERS

The members listed as present were confirmed as the voting members of the committee.

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

The chair informed the sub-committee of the photographs of the local area which had been circulated before the meeting.

4. DISCLOSURE OF INTERESTS AND DISPENSATIONS

There were none.

5. LICENSING ACT 2003 - THE DEAN SWIFT - 32 LAFONE STREET, LONDON SE1 2LX

The licensing officer presented his report during which the following were noted:

- Amendment to paragraph 16 of the report that 3 June 2010 be inserted as the date of the application was successfully made to transfer the licence into the names of Pubs of Distinction not 1 May 2010 as stated in the report and 19 August 2010 as the date the application under consideration was made.
- An omission of a paragraph in the report detailing the operating history of the premises and the induction interview on 29 June 2010 at which the remit of the operating licence of the premises were discussed and explained to the applicant

Members had questions for the licensing officer.

The applicant, then addressed the sub-committee. Members had questions. The local residents had questions.

The environmental health officer addressed the sub-committee. Members had questions.

The three local residents present then addressed the sub-committee. A written representation by one of the local residents was circulated to the sub-committee.

Members had questions for the local residents.

All parties were then given five minutes to sum up in reverse order.

The meeting went into closed session at 14.24pm.

The meeting resumed at 15.06pm and the chair then read out the decision as set out below.

RESOLVED:

That the application by Pubs of Distinction Limited for the grant of a premises license under the Licensing Act 2003 in respect of the ground floor and first floor of the premises known as: The Dean Swift, 32 Lafone Street, London SE1 2LX is granted as follows:

For the Ground Floor as follows:

ACTIVITY	MON	TUE	WED	THUR	FRI	SAT	SUN
Supply of Alcohol	10.00 to 00.00	10.00 to 00.00	10.00 to 00.00	10.00 to 00.00	10.00 to 01.00	10.00 to 01.00	10.00 to 00.00
Late Night Refreshment	23.00 to 00.00	23.00 to 00.00	23.00 to 00.00	23.00 to 00.00	23.00 to 01.00	23.00 to 01.00	23.00 to 00.00
Films	10.00 to 00.00	10.00 to 00.00	10.00 to 00.00	10.00 to 00.00	10.00 to 01.00	10.00 to 01.00	10.00 to 00.00

Live Music	10.00 to 00.00	10.00 to 00.00	10.00 to 00.00	10.00 to 00.00	10.00 to 01.00	10.00 to 01.00	10.00 to 00.00
Recorded Music	10.00 to 00.00	10.00 to 00.00	10.00 to 00.00	10.00 to 00.00	10.00 to 01.00	10.00 to 01.00	10.00 to 00.00
Opening Hours	10.00 to 00.30	10.00 to 00.30	10.00 to 00.30	10.00 to 00.30	10.00 to 01.30	10.00 to 01.30	10.00 to 00.30

And for the first floor as follows:

ACTIVITY	MON	TUE	WED	THUR	FRI	SAT	SUN
Supply of Alcohol	10.00 to 23.00	10.00 to 23.00	10.00 to 23.00	10.00 to 23.00	10.00 to 23.00	10.00 to 23.00	10.00 to 23.00
Films	10.00 to 23.00	10.00 to 23.00	10.00 to 23.00	10.00 to 23.00	10.00 to 23.00	10.00 to 23.00	10.00 to 23.00
Live Music (Acoustic only)	10.00 to 23.00	10.00 to 23.00	10.00 to 23.00	10.00 to 23.00	10.00 to 23.00	10.00 to 23.00	10.00 to 23.00

Reasons

The reasons for this decision are as follows:

The licensing sub-committee considered all the written representations and heard oral representations from the applicant and the environmental health officer and three local residents. The sub committee noted that the environmental health representation had been conciliated to incorporate the conditions on page 53 of the report submitted in respect of the hearing.

The sub-committee heard from the local residents that there had been problems with noise from the premises from customers drinking outside the premises, leaving the premises after 11.00pm and from windows at the premises being left open. Two of the local residents also described anti- social behaviour related to customers drinking outside the premises.

Having heard from the applicant and in reaching its decision, the sub-committee had regard to all the relevant considerations and the four licensing objectives. The committee was satisfied that the applicant had taken steps to address the concerns relating to noise nuisance and disorder. However, the sub-committee considered it necessary and proportionate to include the conditions attached in order to promote the licensing

objectives in particular the prevention of public nuisance and crime and disorder.

The committee therefore resolved to grant the application subject to the additional conditions outlined below.

With the following conditions attached (In addition to all mandatory conditions:

- 1) That all doors and windows excepting any that may be required to be locked open for the purposes of means of escape, shall be kept closed whilst licensable activities take place at the premises.
- 2) No open containers of alcohol shall be taken outside the premises at any time.
- 3) The first floor rear terrace is not to be used by patrons or staff except in case of emergency.

Appeal Rights

That the licensee and any person who made relevant representations in relation to the application may appeal against the decision. Any appeal must be made to the magistrate court for the petty sessions area in which the premises are situated. Any appeal must be commenced by notice of appeal given by the appellant to the justices' chief executive for the magistrates court within the period of 21 days beginning with the day on which the appellant was notified by the licensing authority of the decision appealed against.

The meeting ended at 15.06pm.

CHAIR:

DATED: