

Licensing Sub-Committee

MINUTES of the OPEN section of the Licensing Sub-Committee held on Monday 15 November 2010 at 10.00 am at Town Hall, Peckham Road, London SE5 8UB

PRESENT: Councillor Lorraine Lauder MBE (Chair)
Councillor Eliza Mann
Councillor Althea Smith

OTHERS PRESENT: Mr Omo Ayoade, applicant
Mr Stewart, local resident
Mr Bowling, local resident
Ms Peel, local resident
Mr Roskill, local resident
Councillor Ian Wingfield (Ward Councillor)

OFFICER SUPPORT: Dave Franklin, licensing officer
Dorcas Mills, licensing officer
Felix Rechtman, legal officer
Bola Roberts, constitutional officer
Sean Usher, constitutional officer

1. APOLOGIES

There were none.

2. CONFIRMATION OF VOTING MEMBERS

The three members listed above were confirmed as the voting members.

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

There were none.

4. DISCLOSURE OF INTERESTS AND DISPENSATIONS

There were none.

5. LICENSING ACT 2003 - CLUB COUTURE, (FORMERLY CUBE BAR) 58A CAMBERWELL CHURCH STREET, LONDON SE5 8QZ

The licensing officer presented her report and informed the sub-committee that there were a few minor amendments to be made to the report.

There were a number of local residents in attendance and some of them nominated spokesperson to address the sub-committee.

The applicant addressed the sub-committee and members had questions. Local residents had questions for the applicant.

Councillor Wingfield addressed the sub-committee. There were no questions.

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

Each party was given 5 minutes to sum up in reverse order.

At 11.17 the sub-committee went into closed session. The meeting resumed at 12.15pm.

The legal officer read the decision to the meeting as follows:

RESOLVED:

That the application by Esp 360 Ltd for a variation of a Premises Licence issued under the Licensing Act 2003 in respect of Club Couture, 58A Camberwell Church Street, London SE5 is granted in part, as follows:

Licensable Activity	Sunday to Thursday	Friday	Saturday
Extended Activities			
m) Supply of alcohol On Sales only	Not granted	23.00 01.30	23.00 01.30

Conditions

The following additional conditions were added to the licence by the sub-committee:

1. The premises install a clubscan/computer based identification entry system and that details of all persons, including staff are passed through the system prior to being permitted entry to the premises.
2. The number of people allowed outside the premises after 11pm to smoke is limited to a maximum of 7 persons.

Reasons

The reasons for this decision are as follows:

Upon hearing submissions from the applicant, the local ward councillor and the local residents and upon reading the submissions from the police and environmental protection team, the sub-committee decided to grant the application only in part as above, with the

additional conditions stated above.

The sub-committee considered this application in light of the fact that the premises are located in a saturation zone and decided that the limited extension that they had granted will have no adverse impact on the licensing objectives as the premises are already licensed for live music until 3am on Fridays and Saturdays and therefore the limited extension will not add to the existing cumulative impact on the area.

The sub-committee considered it necessary to add the **clubscan** condition as proposed by the police in their letter included in the agenda pack and they further considered it necessary to add a further condition relating to the number of people allowed outside to smoke at any time after 11pm on Friday and Saturdays (see above).

The sub-committee also reminded the applicant of existing condition **7101** which prohibits admission and re-admission after 1am on Fridays and Saturdays. As always it is open to residents to ask for a review of the license if they consider it necessary.

Appeal Rights

The applicant may appeal against any decision to modify the conditions of the licence; and

Any person who made relevant representations in relation to the application who desire to contend that

- a) That variation ought not to have been made; or
- b) That, when varying the licence, the Licensing Authority ought not to have modified the conditions of the licence, or ought to have modified them in a different way,

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 closed at 12.20pm.

CHAIR:

DATED: