

Licensing Sub-Committee

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

PRESENT: Councillor Catherine Bowman
Councillor Darren Merrill
Councillor Dan Garfield

OTHERS PRESENT: Mr Paul Sankah, applicant
Ms P Beazley, local resident
Mrs J Mabey, local resident
Mr Patel, local resident
Ms S Beazley, local resident

OFFICER SUPPORT: Dave Swaby, licensing officer
David Perry, legal officer
Sean Usher, constitutional officer

1. APOLOGIES

There were none.

2. CONFIRMATION OF VOTING MEMBERS

The three members listed 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 - THE TWINZ CAFE, 30-32 PECKHAM RYE, LONDON SE15

The licensing officer presented his report and informed the sub-committee that the police and trading standards had withdrawn their objections following conciliation and that Mr Sankah had offered reduced hours from those on his application.

The applicant, Mr Sankah, presented to the sub-committee. Members had questions for the applicant. Local residents had questions for the applicant.

The 4 local residents present each presented to the sub-committee then the members

asked them questions. The applicant had questions for the residents.

At 10.55am all parties were given 5 minutes to sum up. At 11am the sub-committee went into closed session to deliberate. At 11:55am the meeting resumed and the chair informed all present of the decision as follows.

RESOLVED:

That the application by Paul Sankah grant of a premises licence issued under the Licensing Act 2003 in respect of the premises known as The Twins Cafe 30-32 Peckham Rye, SE15 be granted as follows:

Licensable Activity	Sunday to Thursday	Friday and Saturday
Sale of Alcohol (On and Off the premises)	06:00 – 00:00	06:00 – 01:00
Late Night Refreshment	23:00 – 00:30	23:00-01:30
Opening Hours	06:00 – 00:30	06:00 – 01:30

Conditions

The following additional conditions were added to the licence:

1. The premises are to operate as a Restaurant and Cafe.
2. There will be no promoted events or DJ's in the premises.
3. A "Challenge 25" policy will be in operation on the premises.
4. Signage shall be displayed to inform customers of the "Challenge 25" policy.
5. All staff shall be trained in the sale of alcohol and training records shall kept and produced at the request of Council and other authorised officers.
6. No open containers of alcohol to be taken from the premises.
7. Doors and windows at the premises are to be kept closed whilst licensable activities take place after 20:00.
8. The place of refuse into receptacles outside the premises shall not take place between 00:00 and 08:00 on any night.
9. A contact telephone for the Designated Premises Supervisor shall be displayed at the premises at all times.

Reasons

The reasons for this decision are as follows:

The sub-committee heard representations from the applicant and 4 local residents. The sub-committee also considered the written representations of 1 local resident who could not attend the hearing. The sub-committee noted that the representations from Trading Standards and the Police had been conciliated and the application amended accordingly.

The sub-committee heard that the local residents had concerns over noise which might be

generated by customers using the premises and congregating outside. They also had concerns about people arriving and leaving late at night the associated noise from cars and people waiting for buses. Residents also had concerns over the premises attracting late night drinkers and the associated disorder this may bring. Having taken into consideration the licensing objectives and all representations the sub-committee was resolved to grant the application with the hours above. The sub-committee also resolved that was necessary and proportionate to impose the additional conditions (6, 7, 8 and 9) above in order to promote the licensing objectives of crime and disorder and the prevention of public nuisance.

Appeal Rights

The applicant may appeal against any decision –

- a) to impose conditions on the licence
- b) to exclude a licensable activity or refuse to specify a person as premises supervisor

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

- a) That the licence ought not to be granted; or
- b) That on granting the licence, the Licensing Authority ought to have imposed different or additional conditions 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 12.00pm

CHAIR:

DATED: