



Licensing Sub-Committee

MINUTES of the OPEN section of the Licensing Sub-Committee held on Monday 5 March 2012 at 10.00 am at Ground Floor Meeting Room G02C - 160 Tooley Street, London SE1 2QH

PRESENT:	Councillor Sunil Chopra (Chair) Councillor David Hubber Councillor Althea Smith
OTHER S PRESENT:	Councillor James Barber, ward councillor Thomas Kidd, applicant Keiran Botting, applicant Fred Ricketts, local resident Joseph Borg, local resident
OFFICER SUPPORT:	Caroline Hayward, legal officer David Franklin, licensing officer Kenny Uzodike, constitutional officer

1. APOLOGIES

There were none.

2. CONFIRMATION OF VOTING MEMBERS

The three members present were confirmed as voting members.

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

There were none.

The chair informed the committee of additional papers circulated prior to the meeting.

4. DISCLOSURE OF INTERESTS AND DISPENSATIONS

There were none.

5. LICENSING ACT 2003 - ADVENTURE +, 72 LORDSHIP LANE, LONDON SE22 8HF

The licensing officer presented his report. He informed members that an extension to the licence for recorded music from 1.00am to 2.00am had been omitted from details of the variation application in paragraph 12 of the committee report. Members had no questions for the officer.

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

Councillor James Barber and two local residents then addressed the sub-committee.

Members had questions for the local residents and Councillor James Barber.

All parties were given five minutes to sum up.

The meeting went into closed session at 11.06am to consider the application.

The meeting resumed at 11.56am and the chair read out the decision as follows:

RESOLVED:

That the application by + Venture Battersea Limited for a variation of a premises licence under the Licensing Act 2003 in respect of the premises known as Adventure +, 72 Lordship Lane, London SE22 8HF approved as follows:

	Bank Holiday Sundays
Extended opening hours	00.00 - 02:30
Extended activities:	
Late night refreshment	23:00 - 02:00
Supply of Alcohol	00:00 - 02:00
Recorded Music	00:00 -02:00

Conditions

The operation of the premises under the licence shall be subject to compliance with the operation schedule highlighted in Section P of the application form and the following conditions agreed by the sub-committee:

- All external doors are to be kept closed at all times except for the immediate access and egress of persons.
- Patrons permitted to temporarily leave and then re-enter shall be limited to 8 persons at any one time.

- A direct telephone number for the manager at the premises shall be publicly available at all times the premises is open. This telephone number is to be made available to residents in the vicinity.

Reasons

This was an application by + Venture Battersea Limited for a variation of a licence under the Licensing Act 2003 to extend the terminal hour for the provision of late night refreshment, the sale of alcohol on and off the premises and recorded music on Thursday and Bank Holiday Sundays from 01.00 to 02.00 on the following day and to extend the opening hours on Thursdays from 01.30 to 02.30 and Bank Holiday Sundays from 00.30 to 02.30 on the following day.

The sub-committee heard evidence from the applicant that they have been operating for seven years and following the rejection of an application in August 2010 they have taken into account issues raised by the residents. The applicant stated that they are receptive to dialogue and have implemented a dispersal document to address the issues raised and ensure they do not have an adverse impact on the four objectives in the Licensing Act. The applicant submitted that none of the responsible authorities objected to the granting of this application. The applicant referred to the two other licensed premises in the area and there is no evidence that the anti-social behaviour is linked directly to their premises. During the hearing the applicant confirmed that Thursday is low level trade and if it is to cause more issues they would rather concentrate on the variation to Bank Holiday Sundays. The applicant stated they do not want to create more issues with their neighbours.

The sub-committee heard evidence from ward councillor James Barber and two local residents. The residents were concerned about patrons once they left the premises and provided evidence of public nuisance in the form of people urinating and vomiting in the street. The residents said they experienced transient noise such as shouting and banging of cars doors. Of greatest concern was the variation to Thursday night when residents have to go to work the following day and children have to go to school. Neither the ward councillor nor the residents had complained to the noise team or police. The ward councillor stated the application had created a huge amount of angst amongst local residents and to grant the application would have a significantly more harmful effect.

The sub-committee considers that the granting of extended hours on Thursday into the night will have an adverse impact on the prevention of nuisance objective in the Licensing Act as it is likely to increase noise and disturbance to residents in the area. Therefore the application to extend the hours on Thursday is refused.

As far as the application in relation to Bank Holiday Sundays, such application is approved on the basis that there won't be adverse impact on the licensing objectives by addition of the following conditions to the license. Such conditions are accepted by the applicant and in practice are already implemented at the premises:

- All external doors are to be kept closed at all times except for the immediate access and egress of persons.
- Patrons permitted to temporarily leave and then re-enter shall be limited to 8 persons at any one time.

- A direct telephone number for the manager at the premises shall be publicly available at all times the premises is open. This telephone number is to be made available to residents in the vicinity.

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 designated officer 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 12.00 noon.

CHAIR:

DATED: