

Licensing Sub-Committee

MINUTES of the OPEN section of the Licensing Sub-Committee held on Friday 25 January 2013 at 10.00 am at Ground Floor Meeting Room G02C - 160 Tooley Street, London SE1 2QH

PRESENT:	Councillor Sunil Chopra (Chair) Councillor Michael Mitchell Councillor Wilma Nelson
OTHERS PRESENT:	Mohammed Zahir Ali, applicant Arshad Ali, applicant's witness Barry Craig, applicant's representative Zuqar Ahmed, applicant's witness Royston Lewis
OFFICER SUPPORT:	Debra Allday, legal officer Dorcas Mills, licensing officer Virginia Wynn-Jones, constitutional officer

1. APOLOGIES

There were none.

2. CONFIRMATION OF VOTING MEMBERS

The members present were confirmed as the voting members.

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

The chair agreed to accept supporting documents for item 5 as late and urgent.

4. DISCLOSURE OF INTERESTS AND DISPENSATIONS

There were none.

5. LICENSING ACT 2003 - PAYLESS, 94-96 PECKHAM ROAD, LONDON SE15 5PY

The licensing officer presented his report. Members had no questions for the licensing officer.

The applicant and his witness then addressed the sub-committee. Members had questions for the applicant and witness.

All parties were given five minutes to sum up.

The sub-committee went into closed session at 10.35am.

The sub-committee resumed at 11.00am and the chair read out the decision of the sub-committee.

RESOLVED:

That the application by Mohammad Zaheer Ali for a grant of a Premises Licence issued under the Licensing Act 2003 in respect of Payless, 94-96 Pelican House, Peckham Road, SE15 5PY be granted as follows:

Licensable Activity	Monday to Sunday
Sale and supply of alcohol	06.30 to 23.00
Hours premises are open to the public	06.30 to 23.00

Conditions

The following additional conditions shall apply:

1. All conditions listed on page 20-21 of the licensing agenda.
2. That a CCTV system be installed at the premises and be maintained in good working order and be continually recording at all times the premises are in use under the licence. The CCTV system must be capable of capturing an image of every person who enters the premises.
3. That all CCTV footage shall be kept for a period of thirty one (31) days and shall, upon request, be made immediately available to officers of the police and the council.
4. No beers/ciders in single cans, bottles or multi-packs with an alcohol by volume (ABV) of above 5.5% will be displayed/sold or offered for sale from the premises.
5. No entry to the premises will be permitted after 23.00. All sales will take place via a secure night serving hatch.
6. A personal licence holder will be on the premises at all times after 20.00 and when intoxicating liquor is being offered for sale.

Reasons

This was a hearing to consider the application by Mohammad Zaheer Ali for a grant of a premises licence issued under the Licensing Act 2003 in respect of Payless, 94-96 Pelican House, Peckham Road, SE15 5PY.

The licensing sub-committee heard evidence from the applicant. It was accepted that a temporary events notice took place over 27 to 31 December 2012 which was neither objected to, nor were there any complaints relating to its operation.

The licensing sub-committee noted that the police had withdrawn their representation subject to the applicant agreeing to conditions 2 to 6 listed above.

The licensing sub-committee noted that the council's environmental protection team, trading standards, planning department and the London Fire and Emergency Planning Authority have confirmed that they have no representations to make in relation to this application.

The licensing sub-committee noted the representations from the local residents relating to anti-social behaviour and noise nuisance.

In reaching this decision the sub-committee had regard to all the relevant considerations and the four licensing objectives.

The licensing sub-committee considered that it was appropriate and proportionate to attach these conditions in order to address the licensing objectives.

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 closed at 11.05am.

CHAIR:

DATED: