



Licensing Sub-Committee

MINUTES of the OPEN section of the Licensing Sub-Committee held on Monday 4 February 2013 at 10.00 am at Ground Floor Meeting Room G02B - 160 Tooley Street, London SE1 2QH

PRESENT: Councillor Jeff Hook (Chair)
Councillor Renata Hamvas
Councillor Adele Morris

OTHERS PRESENT: Mr Alvaro Alvarez Cardona, applicant
Mr Richard Nash, applicant's representative

OFFICER SUPPORT: Debra Allday, legal officer
Wesley McArthur, licensing officer
Alan Blissett, environmental protection officer
Kristie Ashenden, licensing officer, representing the council as a responsible authority
Samantha Coe, health and safety officer
Andrew Weir, constitutional officer

1. APOLOGIES

There were none.

2. CONFIRMATION OF VOTING MEMBERS

There three members present were confirmed as the voting members. At the previously adjourned meeting on 11 January, Councillor Jeff Hook had been elected to chair the sub-committee and therefore chaired this reconvened sub-committee.

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 - MR PIGGY, 113C & 122 ELEPHANT ROAD, LONDON SE17 1LB

This was a reconvened hearing from 11 January 2013.

The licensing officer addressed the sub-committee. Members had no questions for the licensing officer.

The applicant addressed the sub-committee. Members had no questions for the applicant.

The licensing officer, representing the council as a responsible authority addressed the sub-committee. Members had no questions.

The health and safety officer addressed the sub-committee. Members had questions for the health and safety officer.

The environmental protection officer addressed the sub-committee. Members had no questions.

The sub-committee went into closed session at 11.15am.

The sub-committee resumed at 12.00pm and the chair read out the decision of the sub-committee.

RESOLVED:

That the application submitted by Mr Piggy Ltd for a premises licence in respect of Mr. Piggy, Railway Arches 113c and 122, Elephant Road, London, SE17 1LB be granted as follows:

Licensable Activity	Monday to Thursday	Friday to Sunday
(b) Films	11.00 to 00.30	11.00 to 03.30
(e) Live Music	11.00 to 00.30	11.00 to 03.30
(f) recorded music	11.00 to 00.30	11.00 to 03.30
(g) performances of dance	11.00 to 00.30	11.00 to 03.30
(h) Anything of a similar description to (e), (f) or (g)	11.00 to 00.30	11.00 to 03.30
(l) late night refreshment	23.00 to 00.30	23.00 to 03.30

Licensable Activity	Monday to Thursday	Friday to Sunday
(m) supply of alcohol	11.00 to 00.30	11.00 to 03.00
(o) hours premises are open to the public	05.00 to 01.00	05.00 to 04.00

Conditions

The following additional conditions shall apply:

1. That suitable notices shall be displayed and announcements made requesting people to leave the premises in a quiet and orderly manner so as not to disturb local residents.
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. The premises shall not be hired out to any external promoters.
5. Between 22.00 and close each day customers shall use no outside area to the front of the premises after 22.00. Customers wishing to smoke will be permitted to do so in the rear external area only. Those customers that leave the premises via the front for any reason shall not be permitted to consume any beverage and will be subject to a further search if wishing to re-enter.
6. On days when the terminal hour for the premises licence is greater than 01.00, SIA registered door supervisors, at least one of whom shall be a female, shall be employed at all times between 22.00 and the terminal hour that the premises are in use under this licence and provided with hand held metal detection units in order to ensure that searches are carried out in respect of all admissions to the premises, whether members of the public or performers and their assistants and mechanical counting devices are in use to ensure that the maximum accommodation limit of the premises is not exceeded.
7. On days when the terminal hour for the premises licence is greater than 01.00, SIA registered door supervisors, at least one of whom shall be a female, shall be employed at all times between 22.00 and the terminal hour that the premises are in use under this licence and provided with hand held metal detection units in order to ensure that searches are carried out in respect of all admissions to the premises, whether members of the public or performers and their assistants and mechanical

counting devices are in use to ensure that the maximum accommodation limit of the premises is not exceeded.

8. When the terminal hour as detailed on the premises licence is greater than 01.00 no bottles or half bottles of spirit with an ABV of above 15% will be sold to individuals after 02.00 or larger groups after 02.30.
9. The fire exits situated inside the premises and in the rear yard shall be alarmed to alert staff of their use and will be linked to a visual and audible warning system.
10. When the terminal hour as detailed on the premises licence is greater than 01.00 then there will be no new entry or re-entry to the premises after 02.30.
11. The metal shutter located in the front lobby area of the premises adjoining the neighbouring premises will remain locked and secure between 22.00 and close each day.
12. That the double lobby entrance doors and side panels be upgraded with more substantial sound proofing materials, soft seals and threshold installed to make them tight fitting.
13. That the rear exit door be upgraded with more substantial sound proofing materials, soft seals and threshold installed to make them tight fitting and effectively self closing.
14. That the side fire exit doors to the pool club hall be upgraded with more substantial sound proofing materials, soft seals and threshold installed to make them tight fitting, be equipped with an alarm and marked 'emergency exit only' and remain closed during performance of regulated entertainment.
15. That the rear door be closed during performance of regulated entertainment, except for use by smokers.
16. That the rear door be closed during performance of regulated entertainment, except for use by smokers.
17. The customers wishing to smoke shall only be permitted to do so in the rear external area. After 22.00 smokers shall not be permitted to take drinks with them onto the smoking area
18. That no music be played on or broadcast to the rear open yard.
19. That the house amplification system be installed with a sound limiter device, which shall be set at an upper level agreed with officers of the environmental protection team and thereafter maintained without interference.
20. That any additional instruments or amplification brought on the premises for purpose of regulated entertainment be connected through the sound limit installation except for those of an acoustic nature.
21. That patrons not be permitted to take drinks outside the front of the premises.

22. There shall be no new admissions or readmissions to the premises after 02.30 on the days when the terminal hours are post 01.00; and that notices in bold print prominently displayed and maintained outside of the premises for the duration that such license hours are in operation.
23. That clearly legible signs shall be prominently displayed within the premises, and that announcements shall be made during the latter hours of entertainment, requesting to the effect that patrons to leave the premises in a quiet and orderly manner.
24. The premises shall operate a "Challenge 25" policy whereby customers purchasing alcohol who appear to be under 25 years of age will be asked for an approved form of proof of age to verify their age. Approved forms shall include a driving license, passport or a proof of age standards scheme (PASS) approved proof of age card such as the Southwark proof of age (SPA) card.
25. All staff involved in the sale of alcohol shall be trained in the "Challenge 25" policy. A record of their training, including the dates that each member of staff trained shall be available for inspection at the premises on request by the council authorised officers or the police.
26. "Challenged 25" signage shall be displayed at entrances to the premises, areas where alcohol is displayed for sale and at points of sale to inform customers that an age check "Challenge 25" policy applies and proof of age may be required.
27. That clearly legible signs shall be prominently displayed to the satisfaction of the council stating "Drug Free Zone" and "Management reserve the right to refuse entry".
28. That clearly legible signs shall be prominently displayed to the satisfaction of the council and announcements be made requesting that people leave the premises in a quiet and orderly manner so as not to disturb local residents.
29. Persons under 18 years of age will only be admitted to premises before 22.00 hours if accompanied by a responsible adult. After 22.00 hours no person less than 18 years of age will be allowed to remain on the premises or to enter the premises.
30. A maximum occupancy figure of 60 persons, excluding staff, to be allowed in the premises at any one time. The capacity shall be revised as set out in any fire safety audit carried out by the LFEPA by 6 April 2013. The revised capacity must also take into account toilet facilities, spatial capacity and ventilation in compliance with the technical standards for places of entertainment.

Reasons

This was an application by Mr Piggy Ltd for a premises licence in respect of Mr. Piggy, Railway Arches 113c and 122, Elephant Road, London, SE17 1LB.

The licensing sub-committee heard evidence from the applicant.

The licensing sub-committee noted that the representations from the police, environmental protection team and trading standards had been conciliated and conditions agreed as

detailed in 1-29 above.

The licensing sub-committee heard from the licensing team who advised that they had conciliated their concerns.

The licensing sub-committee also heard evidence from Southwark Council's health and safety team who advised that they had conciliated their concerns on the issue of capacity and the parties had agreed a condition in relation to this as detailed in condition 30 above.

The licensing sub-committee considered the representations from other parties, who were not in attendance. It was felt that the conditions conciliated by both the police and environmental protection team relating to concerns of crime and disorder and noise nuisance would address the concerns of the local residents and ward councillor.

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 12.05pm.

CHAIR:

DATED: