



Licensing Sub-Committee

MINUTES of the OPEN section of the Licensing Sub-Committee held on Wednesday 12 June 2013 at 10.00 am at Ground Floor Meeting Room G02A - 160 Tooley Street, London SE1 2QH

PRESENT: Councillor Renata Hamvas (Chair)
Councillor Althea Smith
Councillor Adele Morris

OTHERS PRESENT: Joanne Cripp, applicant
Genevieve Glover, applicant
Thomas O'Mauleoin, applicant
Beverly Sawak, local resident
John Hennessy, local resident
Emma Reiss, local resident
Nicholas Roskill, local resident
Bill Dalton, local resident
Anthea Dalton, local resident
Roger Holden, local resident
David Smith, local resident
Ian Bronger, local resident
F.C. Legee, local resident
Alexander Blacknell, local resident
Christopher Owen, local resident
Andrew Blacknell, local resident
Helen Owen, local resident

OFFICER SUPPORT: Joanne Devlin, legal officer
Cynthia Barrientos, legal officer (observing)
Jayne Tear, licensing officer
Andrew Weir, constitutional officer

1. APOLOGIES

There were none.

2. CONFIRMATION OF VOTING MEMBERS

The three members present 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 - ORTUS, MAUDSLEY LEARNING CENTRE, MAUDSLEY HOSPITAL, DENMARK HILL, LONDON, SE15 8AZ

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

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

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

The sub-committee went into closed session at 11.45am.

The sub-committee resumed at 12.45pm and the chair read out the decision of the sub-committee.

RESOLVED:

That the application submitted by The Maudsley Learning Centre Community Interest Company for a premises licence in respect of Ortus, Maudsley Learning Centre, Maudsley Hospital, Denmark Hill, London, SE15 8AZ is granted as follows:

Licensable Activity	Monday to Friday	Saturday	Sunday
Supply of alcohol (for consumption on the premises)	12.00 – 20.00	12.00 – 18.00	
Hours premises are open to the public	07.00 – 21.00	08.00 – 21.00	10.00 – 18.00

Conditions

- a) The operation of the premises under the licence shall be subject to relevant mandatory

conditions, conditions from the operating schedule highlighted in Section M of the application form and the following conditions developed through discussion from the original operating schedule:

1. That external areas of the premises shall not be used by patrons for licensable activities after 20:00 hours.
2. That prominent notices shall be displayed at all exits requesting patrons to respect the needs of local residents and to leave the area quietly.
3. That the designated smoking area shall be situated on the façade of the premises facing towards the Maudsley Hospital Campus.
4. That with the exception of parking facilities for those who are mobile impaired there will be no mention of car parking facilities on ORTUS's website. The website and event literature will also encourage patrons to use public transport and specify that the ORTUS is within a residential area with parking reserved for resident parking permit holders.
5. That a telephone number for the duty manager of ORTUS shall be made available to residents and businesses in the vicinity via The Camberwell Society.
6. That sales of alcohol will only be to those attending pre-booked private events.
7. That the premises licence holder shall enter into an agreement with a Hackney carriage and/or private carriage firm to provide transport for patrons. When the premises licence holder has control of the gate leading from Windsor Walk they will request that patrons alight or depart from Windsor Walk. This condition will not apply to those who are mobile impaired.

b) Subject to the following additional condition agreed by the sub-committee:

- That deliveries and collections via Grove Lane (including waste, equipment, food, drink and glass containers) may only occur between 07.00 and 08.00, 09.00 and 15.00 and 16.00 and 18.00 Monday to Friday and on Saturday between 09.00 and 18.00.

Reasons

The licensing sub-committee heard evidence from the applicant who advised that they had engaged with residents at a recent conciliation meeting and sought to address their concerns by amending the conditions attached to the licence application. The applicant confirmed that the premises would not be used for private events such as private parties, for example birthdays and weddings and that there would be no cash bar and that the licensable activity would be ancillary to its primary purpose as a training and educational centre. The applicant emphasised the fact that the premises would not be used as a social club.

The applicant went on to state that the safety of children was paramount and agreed to amend the condition relating to deliveries to avoid school opening and closing hours. The applicant further stated that out of a total of 89 bookings only five had made enquiries in

relation to alcohol. The applicant confirmed that the centre would be used for network purposes where drinks and canapés could be served following an educational conference.

The licensing sub-committee noted that following the conciliation meeting that the environmental protection team had withdrawn their objections and that furthermore there were no objections from the police or fire brigade.

The licensing sub-committee heard from local residents whereby they raised their concerns on behalf of members of the local community specifically in relation to concerns of noise nuisance upon patrons exiting the premises. The licensing sub-committee noted that the opening hours of the premises exceed that of the application of licensable activities. The residents stated that this was a quiet residential area. However, it was highlighted that the premises does not fall into a saturation zone. Whilst residents raised concerns on the impact on the neighbourhood, the licensing sub-committee considered that the evidence provided by the applicant and concessions already made reasonably addressed the issues raised.

Whilst the residents made a specific request that the gate to Grove Lane be closed at 19.30, encouraging exit through Windsor Walk, the licensing sub-committee did not consider this to impact on the licensing objectives, given that the premises opening hours extend to 21.00. Furthermore, the applicant stated that they do not have any control over the exit and therefore could not agree to a condition that they were unable to commit to.

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 local justice area in which the premises are situated. Any appeal must be commenced by notice of appeal given by the appellant to the justices' clerk 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 12.55pm.

CHAIR:

DATED: