



## Licensing Sub-Committee

MINUTES of the OPEN section of the Licensing Sub-Committee held on Friday 24 January 2014 at 2.00 pm at Ground Floor Meeting Room G02B - 160 Tooley Street, London SE1 2QH

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**PRESENT:** Councillor Renata Hamvas  
Councillor Adele Morris  
Councillor Althea Smith

**OTHERS PRESENT:** Candido Rodrigues, representative from Banana's Bar  
Philip Somarkis, legal representative for Banana's Bar  
Sarah Le Fevre, legal representative for the Metropolitan Police Service  
P.C. Ian Clements Metropolitan Police Service

**OFFICER SUPPORT:** Joanne Devlin, legal officer  
David Franklin, 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

The chair agreed to accept item 5: Licensing Act 2003: Summary review - Banana's Bar, 374 Walworth Road, London SE17 2NF as late and urgent.

### 4. DISCLOSURE OF INTERESTS AND DISPENSATIONS

There were none.

**5. LICENSING ACT 2003: SUMMARY REVIEW - BANANA'S BAR, 374 WALWORTH ROAD, LONDON SE17 2NF**

This was an application for a summary review of the premises.

The licensing officer presented the report.

The solicitor representing the police and the police licensing officer addressed the committee. The committee had questions of the police licensing officer. The licensee's solicitor had questions of the police licensing officer and the solicitor representing the police.

The licensee's solicitor and the licensee addressed the committee. The committee had questions for the licensee and their solicitor. The solicitor representing the police had questions for the licensee and their solicitor.

The licensing sub-committee went into closed session at 4.55pm.

The licensing sub-committee resumed at 5.47pm and the chair read out the decision of the sub-committee

**RESOLVED**

This was an application for a summary review of the premises.

The sub-committee rejected the application and dismissed the meeting without imposing interim steps, as the sub-committee did not consider that the police had provided substantial evidence to satisfy the requisite tests in respect of serious crime or disorder and in consideration of Section 81 (2) and (3) (a) and or (b) of the Regulation of Investigatory Powers Act 2000. It was considered that the evidence submitted did not meet the threshold that fell within the guidance for an expedited summary review.

**Appeal rights**

There is no right of appeal to a magistrates' court against the licensing authority's decision at this stage.

The meeting closed at 5.49pm.

**CHAIR:**

**DATED:**