

## **Licensing (Urgency) Sub-Committee**

MINUTES of the OPEN section of the Licensing (Urgency) Sub-Committee held on Thursday 29 May 2014 at 10.00 am at Ground Floor Meeting Room G02B - 160 Tooley Street, London SE1 2QH

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**PRESENT:** Councillor Lorraine Lauder MBE (In the chair)  
Councillor David Hubber  
Councillor Eliza Mann

**OTHERS PRESENT:** Dale Percival, applicant  
Kate Lawrence, applicant  
Jeremy Phillips, applicants' legal representative  
Gary Blythe, applicant  
Anooja Finley, local resident

**OFFICER SUPPORT:** Cynthia Barrientos, legal officer  
Mark Orton, licensing officer  
Andrew Weir, constitutional officer

### **1. APOLOGIES**

There were none.

### **2. CONFIRMATION OF VOTING MEMBERS**

The members present were confirmed as the voting members. In the absence of the chair, Councillor Lorraine Lauder MBE was nominated by Councillor David Hubber to chair the meeting. This was seconded by Councillor Eliza Mann.

### **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: OLD SALT QUAY, 163 ROTHERHITHE STREET, LONDON SE16 5QU**

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

The applicant addressed the licensing (urgency) sub-committee. Members had questions for the applicant.

The local resident objecting to the application addressed the sub-committee. Members had questions for the local resident.

All parties were given five minutes for summing up.

The licensing (urgency) sub-committee went into closed session at 11.20am.

The licensing (urgency) sub-committee resumed at 12.30pm and the chair read out the decision of the sub-committee.

**RESOLVED:**

That the application by Greene King Retailing Ltd for a premises licence variation in respect of the premises known as Old Salt Quay, 163 Rotherhithe Street, London SE16 5QU be granted.

**Conditions**

The operation of the premises under the licence shall be subject to relevant mandatory conditions and conditions derived from the operation schedule in Section M of the application form and shall be subject to the following additional conditions as agreed between the applicant and the police:

- i. That customers shall use no outside area after 23.00 other than those who temporarily leave the premises to smoke a cigarette.
- ii. That no alcohol shall be consumed outside the premises after 23.00.

And the following condition as agreed by the sub-committee:

That a dedicated telephone number will be on display and advertised at the premises for residents or members of the public to phone with any concerns.

**Reasons**

This was an application submitted by Greene King Retailing Ltd for a premises licence variation in respect of the premises known as Old Salt Quay, 163 Rotherhithe Street, London SE16 5QU.

The licensing (urgency) sub-committee heard evidence from the applicant who informed the sub-committee that the premises was run as a community public house with a

restaurant area. The proposed variation to extend the first floor to include an outside balcony space was part of a major refurbishment project for the premises. The applicant advised that their aim was to enhance the customer experience including offering a more premium food and beverage option and by improving the interior design of the premises. They advised that they intended to place a greater emphasis on the food offering and that the new balcony area would be for seated dining only and that the bar area would remain inside the premises.

The applicant accepted that there had been a few incidents in the past, mainly under previous management. However, they advised that there had been no significant history of issues relating to the premises and that they had voluntarily employed door security staff to help control customers.

The applicant advised that they had agreed the two conditions listed above with the police and that there had been no other concerns from other responsible authorities, which they felt demonstrated that they ran a responsible operation.

The sub-committee noted that the Metropolitan Police Service had conciliated with the applicant.

The sub-committee heard from a local resident who expressed concerns relating to noise nuisance. They advised that there had been a couple of incidents namely an incident that had occurred approximately two weeks prior to this hearing. This incident involved a group of people engaged in anti-social behaviour which resulted in police involvement. However, they accepted that such an occurrence was unusual for the area. They added that they had concerns relating to noise emanating from the proposed balcony area in the evenings and wanted assurances from the applicant that the level of noise would be controlled and that a telephone number would be provided for local residents should there be any future issues.

Having had regard to the application the sub-committee felt that the applicant was a responsible operator and that the listed conditions above would address the concerns of the local residents.

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

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

### **Appeal rights**

The applicant may appeal against any decision

- a) to impose conditions on the licence
- b) to exclude a licensable activity or refuse to specify a person as premises supervisor.

Any person who made relevant representations in relation to the application who desire to contend that

- a) That the licence ought not to be been granted; or

- b) That on granting the licence, the licensing authority ought to have imposed different or additional conditions on the licence, or ought to have modified them in a different way

May appeal against the decision.

Any appeal must be made to the magistrates' court for the 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 12.35pm.

**CHAIR:**

**DATED:**