



## **Licensing Sub-Committee**

MINUTES of the OPEN section of the Licensing Sub-Committee held on Thursday 16 July 2015 at 10.00 am at Ground Floor Meeting Room G02B - 160 Tooley Street, London SE1 2QH

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**PRESENT:** Councillor Adele Morris (Chair)  
Councillor Eliza Mann  
Councillor Charlie Smith

**OTHERS PRESENT:** Adekunle Adejumo, applicant  
P.C. Ian Clements, Metropolitan Police Service

**OFFICER SUPPORT:** Debra Allday, legal officer  
Kristie Ashenden, licensing officer  
David Franklin, licensing officer representing the council as a responsible authority  
Andrew Weir, constitutional officer

### **1. APPOINTMENT OF CHAIR**

In the absence of the chair, Councillor Adele Morris chaired the meeting in her capacity as vice-chair of the licensing committee.

### **2. APOLOGIES**

There were none.

### **3. CONFIRMATION OF VOTING MEMBERS**

There were none.

### **4. NOTIFICATION OF ANY ITEMS OF BUSINESS WHICH THE CHAIR DEEMS URGENT**

There were none.

## 5. DISCLOSURE OF INTERESTS AND DISPENSATIONS

There were none.

## 6. LICENSING ACT 2003: PLANET NOLLYWOOD, 319 CAMBERWELL ROAD, LONDON SE5 0HQ

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 Metropolitan Police Service representative addressed the sub-committee. Members had questions for the police.

The licensing officer representing the council as a responsible authority addressed the sub-committee. Members had questions for the licensing officer.

All parties were given five minutes for summing up.

The meeting went into closed session at 11.08am.

The meeting resumed at 12.05pm and the chair read out the decision of the sub-committee.

### **RESOLVED:**

That the application made by Adekunle Adejumo to vary the premises licence granted under the Licensing Act 2003 in respect of the premises known as Planet Nollywood, 319 Camberwell Road, London SE5 0HQ is granted as follows:

### **Conditions**

The operation of the premises under the licence shall be subject to relevant mandatory conditions, conditions derived from the operation schedule highlighted in Section M of the application form and conditions agreed by the applicant with the responsible authorities during the conciliation process and the following conditions below:

1. That condition 790 (duplication with condition 290) be removed, and replaced with a condition as follows:

“That at least two SIA registered door supervisors, at least one of whom shall be female, shall be employed at all times after 22.00 on Friday, Saturday and Sunday nights until the terminal hour as detailed on the premises licence. They must be provided with hand held metal detection units in order to ensure searches are carried out in respect of all admissions to the premises, whether members of the public or performers and their assistants. One door supervisor will be supplied with a mechanical counting device to ensure the maximum accommodation limit is not exceeded and to monitor the number of persons on the premises at any one time.”

2. That condition 342 be amended to read: "That the premises will serve all beverages in polycarbonate or plastic containers with the exception of bottles of still or sparkling wine which shall be allowed in the restaurant area only."

### **Reasons**

This was an application made by Adekunle Adejumo to vary the premises licence granted under the Licensing Act 2003 in respect of the premises known as Planet Nollywood, 319 Camberwell Road, London SE5 0HQ.

The licensing sub-committee heard evidence from the applicant who informed the sub-committee that he had met the responsible authorities for a conciliation meeting and a number of conditions were conciliated. As a result he had withdrawn his request for an increase in operating hours and for licensable activities. There were only two matters now outstanding relating to SIA staff and the use of glass/polycarbonate containers.

The licensing sub-committee heard from the Metropolitan Police representative who advised that he was content with the amendment to condition 790 relating to SIA staff. He advised that he had concerns about the use of glass containers, particularly in the club area. He went on to inform the sub-committee that in March 2015 there was an alleged incident involving a patron of the premises who said that they had been hit over the head with a glass bottle. As such there would be a risk that glass bottles could be used as weapons.

The licensing sub-committee heard from the licensing officer representing the council as a responsible authority who also advised that they were also satisfied with the amendment to condition 790. They also had concerns about the use of glass containers being used as weapons in addition to the fact that serving spirits by the bottle would increase the risk of excessive intoxication.

The licensing sub-committee noted that the health and safety team had conciliated with the applicant.

Having heard from the responsible authorities and the applicant, the licensing sub-committee were satisfied with the amendment to condition 790. However, having heard the evidence and noting that the premises is in a saturation zone, in addition to the alleged incident that happened in March 2015 involving the use of a bottle as a weapon, the sub-committee felt that it would only be appropriate to allow the sale of still or sparkling wine by the bottle in the restaurant area only. For the avoidance of doubt, all alcoholic beverages shall be served in polycarbonate or plastic containers in the club area

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**

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 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.

Meeting ended at 12.10 pm

**CHAIR:**

**DATED:**