

**IN THE MATTER OF AN APPEAL UNDER THE LICENSING ACT
2003 and IN THE MATTER OF A CONSENT ORDER**

IN THE CAMBERWELL GREEN MAGISTRATES' COURT

Licensing Act 2003 – Schedule 5, paragraphs 1(b) & 4(2)

CONSENT ORDER

APPELLANT:

Mr. Brook Anthony Anderson

**t/a Dee Dees
77 Herne Hill
London SE24**

RESPONDENT:

**The London Borough of Southwark
(Licensing Sub- Committee) Hub 2, 3rd Floor
PO Box 64529
London SE1P 5LX**

Upon hearing counsel for the appellant, Mr. Brook Anthony Anderson, and counsel for the respondent, The London Borough of Southwark, it is ordered that the appeal be allowed upon the following terms:

1. That the licence granted by the respondent following a review in respect of Dee Dees, 77 Herne Hill, SE24 9NE on 23rd July 2015 be amended.
2. Condition 1a) (That the licence shall be suspended for four weeks) shall be removed.
3. Condition 1b) (excluding live music) shall be removed
4. Condition 6 (That Sound insulation etc) be removed.

5. Condition 1 (Sound limiting device) shall be amended to read:

as measured inside the bar

"That a sound limiting device shall be installed and set and maintained at the level of 77DBA. Once set, the device shall be locked and sealed in the presence of the respondent's EHO and no means provided whereby the device may be overridden". To be Complied with within 14 days of today's date.

6. The following conditions shall be added:

- i) Only two live performers shall be permitted to play at any given time.
- ii) The performance must be unamplified, without the use of percussion or brass instruments or woodwind instruments.
- iii) Any recorded music or amplified sound played in the premises shall be ~~background only and must be~~ routed through the sound limiting device.
- iv) There shall be no comedy nights held at the premises.
- v) There shall be no applications made for any Temporary Events notices under The Licensing Act 2003.

7. All other conditions imposed on 23rd July by The Licensing Sub-Committee on the licence shall remain. *save for Conditions 2 and 4 of the original decision which shall be Complied with within 28 days.*

Signed....  On behalf of the appellant

Signed.  On behalf of the respondent

This 25th Day of February 2016