

Licensing Sub-Committee

MINUTES of the OPEN section of the Licensing Sub-Committee held on Wednesday December 2 2009 at 10.00 am at Town Hall, Peckham Road, London SE5 8UB

PRESENT: Councillor David Hubber
Councillor Lorraine Lauder MBE
Councillor Abdul Mohamed

OTHERS PRESENT: Mr M. Mahfoon, applicant, MAM Cafe
Ms D. Silvester, licening agent for MAM Cafe
Mr C. Power, applicant, MAM Cafe
Mr B. Miller, South Bank University
Ms R. Holmes, local resident
Ms D. Arnold, South Bank University
Mr A. Marsh, local resident
Ms C. Jewell, local resident
Mr C. Owalla, local resident
Councillor Adele Morris, ward councillor
PC Ian Clements, Southwark Police licensing officer
Matt Cullen, planning department
Debbie Lawless, environmental protection team

OFFICER SUPPORT: Wesley McArthur, licensing officer
Felix Rechtman, legal officer
Sean Usher, constitutional team

1. APOLOGIES

There were none.

2. CONFIRMATION OF VOTING MEMBERS

Voting members confirmed.

3. NOTIFICATION OF ANY ITEMS OF BUSINESS WHICH THE CHAIR DEEMS URGENT

There was none.

4. DISCLOSURE OF INTERESTS AND DISPENSATIONS

There were none.

5. LICENSING ACT 2003 - MAM CAFE & RESTAURANT, 282 - 302 BOROUGH HIGH STREET, LONDON, SE1 1JJ.

The licensing officer presented the application. Members had questions for the officer.

The applicant then addressed the sub-committee and members had questions for the applicant and local residents had questions for the applicant

The planning and environmental protection officers addressed the sub-committee and members had questions for them.

The police addressed the sub-committee and had questions for the officer.

The local residents addressed the sub-committee, members had questions for the residents who spoke. Apologies were received by Ms Patricia Gelthoof, one of the local residents who had submitted an objection, her objections were considered by the sub-committee. The sub-committee then went into closed session to consider the application.

RESOLVED:

That the application submitted by Mr. Mohamed Mahfoon Mohamed Ajmal for a premises licence in respect of MAM Cafe & Restaurant, 282 – 302 Borough High Street, SE1 1JJ BE granted follows:

The following licensable activities will be permitted under the licence during the times shown.

Licensable Activity	Sunday to Thursday	Friday and Saturday
Opening Hours	06:00 – 00:00	06:00 – 01:30
Supply of alcohol (on premises only, no off-sales)	11:00 – 23:30	11:00 – 01:00
Late night refreshment	23:00 – 23:30	23:00 – 24:00
Regulated entertainment (items e,f,g,h, i, j, k,)	19:00 – 23:30	19:00 – 01:00

Conditions

In addition to the hours granted above, the following conditions will apply:

- I. No entry to the premises after 23:30 Sunday to Thursday and no entry after 00:00 Fridays and Saturdays.
- II. That all alcoholic drinks / beverages are to be sold / supplied ancillary to a substantial meal that is to be consumed at the premises.

And the following conditions from the police:

- III. That SIA registered door supervisors, one of whom shall be a female shall be

employed from 22:00 on Friday and Saturdays when the premises is being used for regulated entertainment and shall remain at the premises until the terminal hour that the premises are in use under this license. They shall be provided with hand-held metal detection units and mechanical counting devices and shall ensure that searches are carried out in respect of all admissions to the premises, whether members of the public or performers and their assistants, and to ensure that the maximum accommodation limit of the premises is not exceeded.

- IV. All SIA staff are required to record their details, including SIA Badge number in a booking on/off register.
- V. A security search of the premises is conducted prior to the opening to the public and a record kept of who conducted the search.
- VI. That all matters relating to drugs shall be in accordance with the Metropolitan Police Best Practice Guide on the handling of drugs in pubs and clubs.
- VII. That clearly legible notices shall be prominently displayed to the satisfaction of the licensing authority at each exit at the premises and announcements shall be made, requesting that people leave the premises in a quiet and orderly manner so as not to disturb the local residents.
- VIII. That a CCTV system be installed at the premises and be maintained in good working order and be continually recording at all times the premises are in use under the license. The CCTV system must be capable of capturing an image of every person who enters the premises.
- IX. That all CCTV footage shall be kept for a period of thirty one (31) days and shall, upon request be made immediately available to Officers of the Police and the Council.
- X. That the licensee shall require any external promoters hiring the premises to complete the 'Venue Hire Agreement' provided by Southwark Police Licensing Office and once completed shall ensure that a copy of the agreement is provided to the Police and Licensing Unit a minimum of fourteen days prior to the date of hire.
- XI. That a personal license holder is on the premises and on duty at all times that intoxicating liquor is supplied.
- XII. That the premises licence holder and/or Designated Premises Supervisor (DPS) join and support a local Pub Watch Scheme should there be one in existence for the area in which the premises is located.
- XIII. Customers shall use no outside area after 22:00 other than those who temporarily leave the premises to smoke a cigarette. Those leaving the premises should not be permitted to consume drinks whilst outside. Those who do temporarily leave for this reason shall be subjected to the requirement of a further search (when SIA door persons are on duty).
- XIV. Security staff will ensure that those queuing to enter the premises will do so in an orderly manner. Staff should monitor those entering and refuse entry to those who appear intoxicated or behaving in a disorderly manner.

And the following conditions from the Environmental Protection Team:

- XV. That adequate extract ventilation / air cooling system(s) are installed at the premises to prevent door/windows being opened in summer months and that the specification of such systems are to be submitted to and agreed with by the Environmental Protection Team.
- XVI. All sound amplification equipment permanently in use at the premises or imported into the premises should be played through a sound limiting device. The sound limiting device shall be calibrated in conjunction with the Council's Environmental Protection Team to levels / settings agreed with the Council's Environmental Protection Team.

Reasons

The reasons for this decision are as follows:

The sub-committee considered it necessary to limit the hours of the licensable activities and to add the additional conditions in order to promote the licensing objectives, in particular, the prevention of public nuisance and the prevention of crime and disorder.

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 petty sessions area in which the premises are situated. Any appeal must be commenced by notice of appeal given by the appellant to the justices' chief executive 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 12:15pm

CHAIR:

DATED: