<b>Item No.</b> 5.	Classification: Open	Date: 5 September 2023	Meeting Name: Licensing Sub-Committee			
Report title:		Licensing Act 2003: Two Bridges, 186 Tooley Street, London SE1 2TZ				
Ward(s) or gr	oups affected:	London Bridge and West Bermondsey				
From:		Strategic Director of Environment, Neighborhoods and Growth				

# RECOMMENDATION

- 1. That the licensing sub-committee considers an application submitted by an 'other person' under Section 51 of the Licensing Act 2003 (the Act) for the review of the premises licence held by Star Pubs & Bars Limited in respect of the premises known as Two Bridges, 186 Tooley Street, London SE1 2TZ.
- 2. Notes:
  - a) The grounds for the review are stated in paragraphs 12 to 14 of this report. A copy of the premises licence review application is attached as Appendix A.
  - b) The review application is supported by representations submitted by licensing as a responsible authority. A is copy attached as Appendix B. Details of the representations are provided in paragraphs 15 to 23.
  - c) A copy of the current premises licence issued in respect of the premises is attached to this report as Appendix C. A map showing the location of the premises is attached as Appendix D.
  - d) A copy of the council's approved procedure for hearings of the sub-committee in relation to an application made under the Licensing Act 2003, along with a copy of the hearing regulations, has been circulated to all parties to the meeting.

#### **BACKGROUND INFORMATION**

#### The Licensing Act 2003

- 3. The Licensing Act 2003 provides a licensing regime for:
  - The sale of and supply of alcohol
  - The provision of regulated entertainment
  - The provision of late night refreshment.
- 4. Within Southwark, the licensing responsibility is wholly administered by this council.

- 5. The Act requires the licensing authority to carry out its functions under the Act with a view to promoting the four stated licensing objectives. These are:
  - The prevention of crime and disorder
  - The promotion of public safety
  - The prevention of nuisance
  - The protection of children from harm.
- 6. In carrying out its licensing functions, a licensing authority must also have regard to:
  - The Act itself
  - The guidance to the act issued under Section 182 of the Act
  - Secondary regulations issued under the Act
  - The licensing authority's own statement of licensing policy
  - The application, including the operating schedule submitted as part of the application
  - Relevant representations.
- 7. The applications process involves the provision of all relevant information required under the Act to the licensing authority with copies provided by the applicant to the relevant responsible bodies. The application must also be advertised at the premises and in the local press. The responsible authorities and other persons within the local community may make representations on any part of the application where relevant to the four licensing objectives.
- 8. The premises licence once issued remains valid for the life of the business unless surrendered or revoked. However, under section 51 of the Act it remains open to any Responsible Authority or other person to apply to the local Licensing Authority for a review of the premises licence where there are ongoing concerns regarding one or more of the four stated licensing objectives.

# **KEY ISSUES FOR CONSIDERATION**

# The premises licence

- 9. The premises licence allows the provision of licensable activities as follows:
  - Live music and recorded music (indoors):
    - Monday to Saturday: 10:00 to 00:00
    - Sunday: 12:00 to 00:00
  - Late night refreshment (indoors):
    - Monday to Saturday: 10:00 to 01:00
    - Sunday: 12:00 to 00:30
  - The sale of alcohol to be consumed on and off the premises:
    - Monday to Saturday: 10:00 to 01:00
    - Sunday: 12:00 to 00:30

- Opening hours:
  - Monday to Saturday: 08:00 to 01:30
  - Sunday: 08:00 to 01:00.
- 10. The licence is subject to the mandatory conditions set down under the Act and further conditions consistent with the operating schedule submitted with the application for the licence. A copy of the full premises licence is attached as Appendix C.

## **Designated premises supervisor (DPS)**

11. The current designated premises supervisor (DPS) named on the licence is Joseph Andrew Marcuccio.

#### The review application

- 12. On 3 July 2023, an application was submitted by an 'other person', under Section 51 of the Licensing Act 2003, for the review of the premises known as Two Bridges, 186 Tooley Street, London SE1 2TZ.
- 13. The review application was submitted in respect of the prevention of public nuisance licensing objective and in summary states that the following has been witnessed and / or taken place at the premises:
  - The applicant has had to ring the noise nuisance team three times in two weeks because of the amount of noise coming from the pub.
  - The pub has live music and occasional DJs playing on the first floor of the pub with all the windows open.
  - Sometimes the music is going on until after midnight.
  - The premises have huge crowds of the patrons who go to the pub until after midnight and sometimes people are still outside until 2am in the morning.
  - The benches outside the pub are not stacked or put away after the pub closes.
  - The applicant went to the premises and spoke to the manager about the noise. However, on returning home the noise level went up.
- 14. Copies of the review application, and further correspondence from the review applicant, are attached to this report as Appendix A.

#### **Representations from responsible authorities**

- 15. The licensing responsible authority has submitted a representation regarding the review application under the licensing objective for prevention of public nuisance.
- 16. The representation describes the location of the premises as follows:

- The premises are located towards the east of Tooley Street, which is a busy thoroughfare very close to London Bridge Train Station and the More London office / commercial district. There are a variety of other licensed premises on Tooley Street. The pub is located to the north of a residential housing estate (St. Olave's Estate) and in between two residential blocks (Devon Mansions and the northerly blocks of St Olave's Estate).
- 17. The representation also provides photographs showing the premises and its immediate surroundings including residential dwellings adjacent to, and in close proximity to, the premises.
- 18. Additionally a map of the local area is attached is provided showing the proximity of high-density residential blocks / housing estates in the locale.
- 19. The representation advises that the Southwark statement of licensing policy recommends closing times in respect of public houses, wine bars, or other drinking establishments and bars in the London Bridge district town centre as:
  - Closing times:
    - Sunday to Thursday: 23:00
    - Friday and Saturday: 00:00.
- 20. The representation also states that licensing has received two complaints of noise nuisance from the review applicant regarding the premises on 27 and 29 June 2023. It is also noted that officers have seen the premises' customers congregating outside of the premises and blocking the entire pavement immediately outside of the premises on Tooley Street and on Druid Street.
- 21. The licensing responsible authority position is that, the existing licence conditions do not sufficiently address the prevention of public nuisance licensing objective and states that a further 11 conditions are required to address this objective.
- 22. A copy of the representation submitted by the licensing responsible authority is attached as Appendix B.

#### **Representations from other persons**

23. There have been no additional representations from other persons.

#### Conciliation

- 24. A conciliation meeting has been held and 9 of the proposed conditions have been agreed to by all parties.
- 25. The first outstanding conditions that has not been agreed is:
  - That any external areas of the premises will be closed to customers between 22:30 hours and 08:00 hours the following day except for up to a maximum of 10 people at any one time using the external areas after 22:00 hours to smoke only. All outdoor furniture must be rendered unusable by 22:45 hours each day.

- 26. There is a general agreement in principal to the condition however the premises licence holder wishes to use the outside area later than suggested and the licensing responsible authority position is that the statement of licensing policy suggests 22:00 hours as a closing time for outside areas in close proximity to residents.
- 27. The second condition that is not conciliated is:
  - That a sound limiting device (or similar equipment) shall be installed at the premises, be maintained in full working order and be in use at all times that the premises are in operation under this licence. All amplification equipment, entertainment devices and amplified instruments shall be routed through the sound limiting device (or similar equipment) which shall be calibrated so that the level of amplified sound at the premises does not cause a statutory or public nuisance. Particular regard must be given to the attenuation of bass frequencies. Only management staff shall have access to the sound limiting device (or similar equipment) and shall be able to demonstrate that it is in use at the immediate request of responsible authority officers.

# **Operating history**

- 28. The premises has operated as a drinking establishment since 1897 and operated under prior licensing legislation until 2005 when the Justices Licence held under the Licensing Act 1964 was converted into a premises licence held under the Licensing Act 2003.
- 29. On 31 May 2019 the licence was transferred to the current premises licence holders Star Pubs & Bars Limited.
- 30. On 26 July 2019 the licence was modified by minor variation to change the premises plans and to open from 08:00 daily.
- 31. On 5 September 2019 the designated premises supervisor was varied.
- 32. On 9 December 2019 the designated premises supervisor was varied to the current DPS.
- 33. The premises has submitted 12 temporary event notices as follows:

Start date	End date	Times	Max no people	Sale of alcohol	For consumption	Reg Ent	LNR
21/09/2019	22/09/2019	0800-1200 (both days)	499	Yes	Both on and off sales	No	No
28/09/2019	29/09/2019	0800-1200 (both days)	499	Yes	Both on and off sales	No	No
05/10/2019	05/10/2019	0800-1200	499	Yes	Both on and off sales	No	No
09/10/2019	09/10/2019	0800-1200	499	Yes	Both on and off sales	No	No
12/10/2019	13/10/2019	0800-1200 on both days	499	Yes	Both on and off sales	No	No
19/10/2019	20/10/2019	0800-1200 on both days	499	Yes	Both on and off sales	No	No

Start date	End date	Times	Max no people	Sale of alcohol	For consumption	Reg Ent	LNR
26/10/2019	27/10/2019	0800-1200 on both days	499	Yes	Both on and off sales	No	No
01/11/2019	02/11/2019	0800-1200 on both days	499	Yes	Both on and off sales	No	No
02/02/2020	03/02/2020	23:30-04:00	499	Yes	Both on and off sales	No	No
31/12/2021	01/01/2022	20.00 to 03.30	499	Yes	Both on and off sales	Yes	Yes
30/10/2021	31/10/2021	20:00 to 02:30	499	Yes	Both on and off sales	Yes	Yes
31/12/2022	01/01/2023	23:00 - 03:00	150	Yes	Both on and off sales	Yes	Yes
Abbreviations used: Reg Ent (regulated entertainment) and LNR (late night refreshment)							

34. The following is a table of complaints submitted directly, or referred by another party, to the licensing unit regarding the premises.

Date	Time	Unit	Detail	
11/06/2023	1.09	Noise Rapid Response	Noise - people screaming and shouting	Tenant called to report loud noise.
22/06/2023	22.4	Noise Rapid Response	Music	Resident reported loud music coming from Two Bridges pub.
27/06/2023	7.12	Southwark Licensing	Public nuisance	20 to 30 people congregating outside of the pub between 12pm and 1 to 2am. People are still sitting on the benches till 3 or 4 in the morning. Music is nearly every day
29/06/2023	0.08	Noise Team	People noise - adjacent to licensed premises. Noise includes amplified music.	drunken behaviour, glasses being broken. There is no crowd control or the landlord stepping in to control the behaviour of his patrons.
29/06/2023	0.08	Southwark Licensing	Public nuisance. Noise includes amplified music.	The noise from the pub has been affecting me now for well over 3 years. It is not worth me going to bed till after midnight as I can't sleep. Every night I probably get only 4 hours sleep Then after the pub closes there is still a problem. The benches outside people still sit on

		them sometimes till 3am in the morning.

35. Two recent licensing visits have been made to the premises.

Date of visit	Details
03/07/2023	Spoke to the manager on shift, she seemed shocked we had received a complaint. States they have asked the residents across the road if they have any issues with the premises and they said it was ok, states they heard music but this was in their kitchen and not at the back of the house where they sleep. Asked them to keep the windows closed upstairs when anything other than background music was playing, particularly the windows facing the residential properties. Also recommended they do noise checks as go to nearby residential properties to check the noise coming from the business is not causing a disturbance to nearby residents. Asked them to ask customers to keep the noise down when leaving and using the outside seating area. Recommended they put signs up asking customer to respect the neighbours and keep noise down and also signs near tables highlighting they are for customers only and only to be used whilst premises is open. States tables are too heavy to move each night. Claims a lot of the noise comes from people in the park area across the road who are not customers.
04/07/2023	Spoke to DPS, advised of review application, agreed to put 2 posters for the review in windows, one on Druid Street other on Tooley street, both near front door. Gave general advice on noise control from events and customers, advised keeping windows closed and consider cooling/ventilation, keep volume down and make checks outside flats. Advised not allowing customers outside after 10pm, make outside tables & chairs unusable after this time. Notices for customers advising residential area to keep the noise down. Advised consider not using Druid Street pavement for customers.

# The local area

36. A map showing the location of the premises is attached as Appendix D. similar licensed premises are listed below:

# Shipswrights Arms, 88 Tooley Street, London SE1 2TF

- Opening hours:
  - Monday to Thursday: 10:00 to 00:00
  - Friday and Saturday: 10:00 to 01:00
  - Sunday: 12:00 to 23:00

- Sale of alcohol
  - Monday to Thursday: 10:00 to 00:00
  - Friday and Saturday: 10:00 to 01:00
  - Sunday 12:00 to 23:00
- Late night refreshment
  - Monday to Thursday: 23:00 to 00:00
  - Friday and Saturday: 23:00 to 01:00
- Live/recorded music:
  - Monday to Thursday: 10:00 to 00:00
  - Friday and Saturday: 10:00 to 01:00
  - Sunday 12:00 to 23:00

#### Pommelers Rest, 192-196 Tower Bridge Road, London SE1 2UN

- Opening hours:
  - Sunday to Thursday: 07:00 to 01:30
  - Friday and Saturday: 07:00 to 02:00
- Sale of alcohol:
  - Sunday to Thursday: 09:00 to 00:30
  - Friday and Saturday: 07:00 to 01:00
- Late night refreshment:
  - Sunday to Thursday: 23:00 to 00:30
  - Friday and Saturday: 23:00 to 01:00

# Draft House, 206-208 Tower Bridge Road, London SE1 2UP

- Opening hours:
  - Monday to Thursday: 08:00 to 01:00
  - Friday and Saturday: 08:00 to 02:00
  - Sunday: 10:00 to 23:30
- Sale of alcohol
  - Monday to Thursday: 08:00 to 00:30
  - Friday and Saturday: 08:00 to 01:30
  - Sunday 10:00 to 23:00
- Late night refreshment
  - Monday to Thursday: 23:00 to 00:30
  - Friday and Saturday: 23:00 to 01:30

- Live/recorded music:
  - Monday to Thursday: 12:00 to 00:30
  - Friday and Saturday: 12:00 to 01:30
  - Sunday 12:00 to 23:00

## Southwark Council statement of licensing policy

- 37. Council assembly approved Southwark's statement of licensing policy 2021-2026 on 25 November 2020 and it came into effect on 1 January 2021.
- 38. Sections of the statement that are considered to be of particular relevance to the sub-committee's consideration are:
  - Section 3 Purpose and scope of the policy. This reinforces the four licensing objectives and the fundamental principles upon which this authority relies in determining licence applications.
  - Section 5 Determining applications for premises licenses and club premises certificates. This explains how the policy works and considers issues such as location; high standards of management; and the principles behind condition setting.
  - Section 6 Local cumulative impact policies. This sets out this authority's approach to cumulative impact and defines the boundaries of the current special policy areas and the classifications of premises to which they apply. To be read in conjunction with Appendix B to the policy.
  - Section 7 Hours of operation. This provides a guide to the hours of licensed operation that this authority might consider appropriate by type of premises and (planning) area classification.
  - Section 8 The prevention of crime and disorder. This provides general guidance on the promotion of the first licensing objective.
  - Section 9 Public safety. This provides general guidance on the promotion of the second licensing objective.
  - Section 10 The prevention of nuisance. This provides general guidance on the promotion of the third licensing objective.
  - Section 11 The protection of children from harm. This provides general guidance on the promotion of the fourth licensing objective.
- 39. The purpose of Southwark's statement of licensing policy is to make clear to applicants what considerations will be taken into account when determining applications and should act as a guide to the sub-committee when considering the applications. However, the sub-committee must always consider each application on its own merits and allow exceptions to the normal policy where these are justified by the circumstances of the application.

40. Members should take into consideration both the Southwark statement of licensing policy and the Section 182 Guidance when making decisions. The links for these are below.

Southwark policy:

https://www.southwark.gov.uk/business/licences/business-premiseslicensing/licensing-and-gambling-act-policy

Section 182 Guidance:

https://www.gov.uk/government/publications/explanatory-memorandum-revisedguidance-issued-under-s-182-of-licensing-act-2003

#### Cumulative impact area (CIA)

- 41. The premises are not situated in a cumulative impact area.
- 42. According to this council's statement of licensing policy 2021 2026 the premises are situated in London Bridge district town centre area.
- 43. Under this council's statement of licensing policy 2021 2026 the following closing times are recommended as appropriate within residential areas for the categories of premises stated:
  - Public houses, wine bars, or other drinking establishments and bars in other types of premises:
    - Sunday to Thursday: 23:00
    - Friday and Saturday: 00:00
  - Restaurants and cafes:
    - Sunday to Thursday: 00:00
    - Friday and Saturday: 01:00.

#### Climate change implications

- 44. Following council assembly on 14 July 2021, the council is committed to considering the climate change implications of any decisions.
- 45. Climate change is not a legal factor in the consideration of a grant of a premises license under the current licensing objectives, however members can make enquiries and request an agreement from applicants to promote the reduction of the impact of climate change that may be caused by the operation of the premises.
- 46. Examples of such an agreement may be:
  - Not to use single use plastics, such as disposable plastic glasses, when selling alcohol at the premises.
  - Encourage patrons not to drive to venues by providing details of public transport on their webpages/tickets.

47. The council's climate change strategy is available at:

https://www.southwark.gov.uk/assets/attach/48607/Climate-Change-Strategy-July-2021-.pdf

#### Community, equalities (including socio-economic) and health impacts

#### Community impact statement

48. Each application is required by law to be considered upon its own individual merits with all relevant matters taken into account.

#### Equalities (including socio-economic) impact statement

- 49. This report does not result in a policy decision and each application is required to be considered upon its own individual merits with all relevant matters taken into account. In considering the recommendations of this report, due regard must be given to the public sector equality duty set out in section 149 of the Equality Act 2010. This requires the council to consider all individuals when carrying out its functions.
- 50. Importantly, the council must have due regard to the need to eliminate discrimination, harassment, victimisation, or other prohibited conduct; advance equality of opportunity and foster good relations between people who have protected characteristics and those who do not. The relevant protected characteristics are age, disability, gender reassignment, pregnancy and maternity, race, religion or belief, sex, sexual orientation. The public sector equality duty also applies to marriage and civil partnership, but only in relation to the need to eliminate discrimination, harassment, victimisation, or other prohibited conduct.
- 51. The equalities impact statement for licensing decisions is contained within the Southwark statement of licensing Policy 2021 2026 at:

https://www.southwark.gov.uk/business/licences/business-premiseslicensing/licensing-and-gambling-act-policy

52. The equalities impact assessment is available at:

https://moderngov.southwark.gov.uk/documents/s92016/Appendix%20F%20-%20Equalities%20Impact%20Assessment.pdf

#### Health impact statement

53. Health impacts cannot be considered by law when making decisions under the Licensing Act 2003.

#### **Resource implications**

54. There is no fee associated with this type of application.

# Consultation

55. Consultation has been carried out on this application in accordance with the provisions of the Licensing Act 2003. A public notice was published in a local newspaper and similar notices were exhibited outside of the premises for a period of 28 consecutive days.

# SUPPLEMENTARY ADVICE FROM OTHER OFFICERS

#### Assistant Chief Executive - Governance and Assurance

- 56. The sub-committee is asked to determine, under Section 51 of the Licensing Act 2003, following an application, made under Section 51 of the same act, for a review of premises licence. At any stage, following the grant of a premises licence, a responsible authority or any other person may ask the licensing authority to review the licence because of a matter arising at the premises in connection with any of the four licensing objectives.
- 57. The principles, which sub-committee members must apply, are set out below.

## Principles for making the determination

- 58. Under Section 52 the licensing authority must hold a hearing to determine the review and any relevant representations.
- 59. The four licensing objectives are:
  - The prevention of crime and disorder
  - The protection of public safety
  - The prevention of nuisance
  - The protection of children from harm.
- 60. Each objective must be considered to be of equal importance. The authority must, having regard to the application and any relevant representations, take such of the following steps as it considers appropriate for the promotion of the licensing objectives. The steps are to:
  - Modify the conditions of the licence by altering, omitting or adding any condition
  - Exclude a licensable activity from the scope of the licence
  - Remove the designated premises supervisor
  - Suspend the licence for a period not exceeding three months
  - Revoke the licence.
- 61. For the purpose of determining a relevant representation under section 52 of the Act a "relevant representation" means representations which:
  - Are relevant to one or more of the licensing objectives
  - Are made by the holder of the premises licence, a responsible authority or another person within the prescribed period
  - Have not been withdrawn

- If made by another person (who is not also a responsible authority), that they are not, in the opinion of the relevant licensing authority frivolous or vexatious.
- 62. Modifications of conditions and exclusions of licensable activities may be imposed either permanently or for a temporary period of up to three months.
- 63. The authority may decide that no action is necessary if it finds that the review does not require it to take any steps appropriate to promote the licensing objectives.
- 64. In deciding what remedial action if any it should take, the authority must direct its mind to the causes or concerns that the representations identify. The remedial action should generally be directed at these causes and should always be no more than an appropriate and proportionate response.
- 65. It is of particular importance that any detrimental financial impact that may result from a licensing authority's decision is appropriate and proportionate to the promotion of the licensing objectives in the circumstances that gave rise to the application for review.

#### Reasons

- 66. Where the authority determines an application for review it must notify the determination and reasons why for making it to:
  - The holder of the licence
  - The applicant
  - Any person who made relevant representations
  - The chief officer of police for the area (or each police area) in which the premises are situated.

#### Hearing procedures

- 67. Subject to the licensing hearing regulations, the licensing committee may determine its own procedures. Key elements of the regulations are that:
  - The hearing shall take the form of a discussion led by the authority. Cross examination shall not be permitted unless the authority considered that it is required for it to consider the representations.
  - Members of the authority are free to ask any question of any party or other person appearing at the hearing.
  - The committee must allow the parties an equal maximum period of time in which to exercise their rights to:
    - Address the authority
    - If given permission by the committee, question any other party.
    - In response to a point which the authority has given notice it will require clarification, give further information in support of their application.

- The committee shall disregard any information given by a party which is not relevant:
  - To the particular application before the committee, and
  - The licensing objectives.
- The hearing shall be in public, although the committee may exclude the public from all or part of a hearing where it considers that the public interest in doing so outweighs the public interest in the hearing, or that part of the hearing, taking place in private.
- In considering any representations or notice made by a party the authority may take into account documentary or other information produced by a party in support of their application, representations or notice (as applicable) either before the hearing or, with the consent of all the other parties, at the hearing.
- 68. This matter relates to the review of the premises licence under section 51 of the Licensing Act 2003. Regulation 26(1) (a) requires the sub-committee to make its determination at the conclusion of the hearing.

# Council's multiple roles and the role of the licensing sub-committee

- 69. Sub-committee members will note that, in relation to this application, the council has multiple roles. Council officers from various departments have been asked to consider the application from the perspective of the council as authority responsible respectively for environmental health, trading standards, health and safety and as the planning authority.
- 70. Members should note that the licensing sub-committee is meeting on this occasion solely to perform the role of licensing authority. The sub-committee sits in quasi-judicial capacity, and must act impartially. It must offer a fair and unbiased hearing of the application. In this case, members should disregard the council's broader policy objectives and role as statutory authority in other contexts. Members must direct themselves to making a determination solely based upon the licensing law, guidance and the council's statement of licensing policy.
- 71. As a quasi-judicial body the licensing sub-committee is required to consider the application on its merits. The sub-committee must take into account only relevant factors, and ignore irrelevant factors. The decision must be based on evidence, that is to say material, which tends logically to show the existence or non-existence of relevant facts, or the likelihood or unlikelihood of the occurrence of some future event, the occurrence of which would be relevant. The licensing sub-committee must give fair consideration to the contentions of all persons entitled to make representations to them.
- 72. The licensing sub-committee is entitled to consider events outside of the premises if they are relevant, i.e. are properly attributable to the premises being open. The proprietors do not have to be personally responsible for the incidents for the same to be relevant. However, if such events are not properly attributable to the premises being open, then the evidence is not relevant and should be excluded. Guidance is that the licensing authority will primarily focus on the direct impact of the activities taking place at the licensed premises on members of the public, living, working or engaged in normal activity in the area concerned.

- 73. Members will be aware of the council's code of conduct which requires them to declare personal and prejudicial interests. The code applies to members when considering licensing applications. In addition, as a quasi-judicial body, members are required to avoid both actual bias, and the appearance of bias.
- 74. The sub-committee can only consider matters within the application that have been raised through representations from other persons and responsible authorities.
- 75. Under the Human Rights Act 1998, the sub-committee needs to consider the balance between the rights of the applicant and those making representations to the application when making their decision. The sub-committee has a duty under section 17 Crime and Disorder Act 1998 when making its decision to do all it can to prevent crime and disorder in the borough.
- 76. Other persons, responsible authorities and the applicant have the right to appeal the decision of the sub-committee to the magistrates' court within a period of 21 days beginning with the day on which the applicant was notified by the licensing authority of the decision to be appealed against.

## Guidance

77. Members are required to have regard to the Home Office guidance in carrying out the functions of licensing authority. However, guidance does not cover every possible situation, so long as the guidance has been properly and carefully understood, members may depart from it if they have reason to do so. Full reasons must be given if this is the case.

#### Strategic Director, Finance

78. The head of community safety and enforcement has confirmed that the costs of this process are borne by the service.

Background papers	Held At	Contact
Licensing Act 2003	Southwark Licensing, C/o Community Safety &	Kirty Read Phone number:
Home Office Revised	Enforcement, 160 Tooley	020 7525 5748
Guidance to the Act	Street, London, SE1 2QH	
Secondary Regulations		
Southwark Statement of		
Licensing Policy		
Case file		

#### **BACKGROUND DOCUMENTS**

# APPENDICES

Name	Title
Appendix A	Copy of the review application
Appendix B	Copy of the representation responsible authorities
Appendix C	Copy of the current premises licence
Appendix D	Map showing the location of the premises

# **AUDIT TRAIL**

Lead Officer	Caroline Br	uce,	Strategic	Direct	or	of	Environment,	
	Neighborhoods and Growth							
Report Author	David Franklir	David Franklin, Principal Licensing Officer						
Version	Final							
Dated	17 August 202	23						
Key Decision?	No	No						
CONSULTATION WITH OTHER OFFICERS / DIRECTORATES / CABINET								
	MEMBER							
Officer Title Comments sought Comments included								
Assistant Chief	Executive -		Yes				Yes	
Governance and Assurance								
Strategic Director, Finance Yes Yes					Yes			
Cabinet Member No No					No			
Date final report sent to Constitutional Team22 August 2023								