

**NOTICE OF DECISION**

**LICENSING SUB-COMMITTEE – 20 DECEMBER 2010**

**LICENSING ACT 2003: WABI SHEBELE RESTAURANT, 189 - 191 NEW KENT ROAD, LONDON, SE1 4AG**

1. Having had regard to the application by Rosalynde Stone for a review of the premises granted under the Licensing Act 2003 to Mustafa Arif in respect of the premises known as Wabi Shebele Restaurant, situated at 189 - 191 New Kent Road, London, SE1 and having had regard also to representations from the applicant, the environmental protection team, local residents and the licensee, the licensing sub-committee found that the premises as currently operated adversely affect the prevention of public nuisance objective in the Licensing Act and as a result decided to modify the license as follows:

- a) That the hours of regulated entertainment be reduced to midnight on Monday-Saturday
- b) That the hours for late night refreshment be reduced to 0100 on Monday-Saturday
- c) That the hours for the sale and supply of alcohol be reduced to 0100 on Monday-Saturday
- d) That the premises opening hours be as follows: Monday-Saturday 0900-0130, Sunday 0900-0000

That the following conditions be added to the licence:

- i) all electronically amplified sound shall be played through a compressor sound limiting device, the level of which shall be set by the operator's sound engineer in consultation with the council's environmental protection team and local residents and maintained to the agreed level thereafter
- ii) no more than six people shall use the outside area at any one time
- iii) no drinks in open containers shall be consumed outside the premises by customers
- iv) customers shall be allowed out of the premises in groups of no more than six. Sufficient time shall be allowed to elapse between groups that the previous group have vacated the vicinity.
- v) That an appropriately licensed door supervisor be employed from 2200hrs till closing.

**2 Reasons for the Decision.**

The reasons for this decision are as follows:

The licensing sub-committee found that the premises as currently operated adversely affect the prevention of public nuisance objective in the Licensing Act 2003.

**3 Appeal Rights.**

This decision is open to appeal by either

- a) The applicant for the review;
- b) The premises licence holder; or
- c) Any other person who made relevant representations in relation to the application

Such appeal must be commenced by notice of appeal given by the appellant to the justices' chief executive for the magistrates court for the area within the period of 21 days beginning with the day on which the appellant was notified by this licensing authority of the decision.

This decision does not have effect until either

- a) The end of the period for appealing against this decision; or
- b) In the event of any notice of appeal being given, until the appeal is disposed of.

Issued by the Constitutional Team on behalf of the Strategic Director of Communities, Law & Governance.

Date: 20 December 2010

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