

Licensing Sub-Committee

MINUTES of the OPEN section of the Licensing Sub-Committee held on Monday 28 March 2011 at 10.00 am at Town Hall, Peckham Road, London SE5 8UB

PRESENT: Councillor Lorraine Lauder MBE (Chair)
Councillor Dan Garfield
Councillor Norma Gibbes

OTHERS PRESENT: PC Ian Clements, Southwark Police Licensing Service
PC Paul Compton, Southwark Police Licensing Service
Bill Masini, Trading Standards
Nick McCormack, Dulwich Hamlet Football Club
Sally O'Reilly, Dulwich Hamlet Football Club

OFFICER SUPPORT: Dorcas Mills, Licensing Officer
David Perry, Legal Officer
Sean Usher, Constitutional Team

1. APOLOGIES

There were none.

2. CONFIRMATION OF VOTING MEMBERS

The 3 members listed above were confirmed as the voting members.

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

There were none.

4. DISCLOSURE OF INTERESTS AND DISPENSATIONS

There were none.

5. LICENSING ACT 2003 - DULWICH HAMLET FOOTBALL CLUB, EDGAR KAIL WAY, LONDON SE22 8BD

The licensing officer presented her report. There were no questions.

The police officers presented their review of the licence and additional conditions they wanted added to the licence by the sub-committee. Members had questions for the police officers.

The trading standards officer presented to the sub-committee in support of the review by the Police. Trading standards had proposed 4 conditions to be added to the licence. Members had questions for the officer. The licensees had questions for the officer.

The licensees then addressed the sub-committee and explained what they would do to address the Police and Trading Standard's concerns. Members had questions for the licensees.

All parties were given 5 minutes to sum up in reverse order then the sub-committee went into closed session to discuss the review application.

At 11.49am the meeting resumed and the chair read out the following decision.

RESOLVED:

The council's licensing sub-committee, having had regard to the application by Metropolitan Police for a review of the premises granted under the Licensing Act 2003 to Dulwich Hamlet Football Club Ltd in respect of the premises known as Dulwich Hamlet Football Club, situated at Edgar Kail Way, London SE22 8BD and having had regard also to all other relevant representations have made the following decision:

- The permitted hours for live and recorded music, performance of dance and late night refreshment and sale of alcohol are to be reduced to 23:30 on Fridays and Saturdays.
- The opening hours are reduced to 00:00 on Fridays and Saturdays.

Conditions

In addition to the modified hours, the following conditions are to be applied to the licence:

- The 4 conditions proposed by Trading Standards and listed on page 23 of the agenda are to be added to the licence in full.

Police conditions listed below are to be added to the licence:

- The personal licence holder must be on the premises at all times that intoxicating liquor is being provided.
- That a CCTV system is installed at the premises and be maintained in good working order and be continually recording at all times the premises are in used under the licence. The CCTV system must be capable of capturing an image of every person who enters the premises.
- That all CCTV footage shall be kept for a period of 31 days and shall, upon request, be made available immediately to officers of the Police and the council.
- Condition 303 is replaced with the following conditions:
 - When the premises is used for an event promoted either internally by the premises or by an external promoter, where it is advertised in the press and on

websites and where people pre-purchase a ticket or pay at the door, the organiser must complete a Promotion/Event Assessment Form (MP696) supplied by the Police and ensure that a copy of that and the agreement is provided to the Police and Licensing Unit a minimum of 14 days prior to the date of hire. This requirement does not apply to events directly associated with a registered charity.

- When events as described above take place at least 2 SIA registered door staff should be employed at all times from 21:00 to the terminal hour the premises is being used. They shall be provided with hand-held metal detectors and ensure that searches are carried out in respect of all admissions including members of the public, performers and their assistants and the door-staff will also be provided with a mechanical counting device to ensure the accommodation limit is not exceeded.
- You shall notify the Police and the Licensing Unit on all other occasions when the premises is hired out to any third party at least 7 days prior to the date of the event.
- If requested by the Police and Licensing Unit a Promotion/Event Assessment Form will be submitted and security staff be employed as above.
- The DPS and premises management will hold meetings with the Police and Licensing Unit to discuss operational issues as and when requested.

Reasons

The reasons for the decision are, as follows:

The licensing sub-committee hear from the Police, Trading Standards and from the bar manager and Designated Premises Supervisor of the premises about the incident which took place on 28 January 2011.

The sub-committee considered the licensing objective, in particular the prevention of crime and disorder, public nuisance and protecting children from harm and decided that the conditions and changes in licensing hours above were necessary and proportionate.

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.

This decision is open to appeal by either

- d) The applicant for the review;
- e) The premises licence holder; or
- f) 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.

The meeting closed at 11.55am.

CHAIR:

DATED: