

Licensing Sub-Committee

MINUTES of the OPEN section of the Licensing Sub-Committee held on Wednesday 27 April 2011 at 10.00 am at Town Hall, Peckham Road, London SE5 8UB

PRESENT: Councillor Michael Mitchell
Councillor the Right Revd Emmanuel Oyewole
Councillor David Hubber (Chair)

OTHERS PRESENT: Julia Metzner, head of events Dulwich College
Saba Naqshbandi, Counsel
Torben Adorsen, Acoustic Consultant

OFFICER SUPPORT: Dave Swaby, Licensing Officer
Felix Rechtman, Legal Officer
Alan Blissett Principal Environmental Protection Officer
Bola Roberts, Constitutional Officer

1. APOLOGIES

There were none.

2. CONFIRMATION OF VOTING MEMBERS

The 3 members listed above were confirmed as the voting members. In the absence of the chair, Councillor David Hubber was nominated to chair the meeting, this was seconded by Councillor Michael Mitchell.

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

The licensing officer Dave Swaby informed members that Councillor Lewis Robinson had requested that a letter be circulated for information. Members agreed that the letter be circulated. The applicant also agreed for the letter to be circulated.

4. DISCLOSURE OF INTERESTS AND DISPENSATIONS

There were none.

5. LICENSING ACT 2003 - PLANET NOLLYWOOD, 319 CAMBERWELL ROAD, LONDON SE5 0HQ

This item was removed from the agenda prior to the meeting.

6. LICENSING ACT 2003 - DULWICH COLLEGE, DULWICH COMMON LONDON SE21

The licensing officer presented his report and circulated a map of the vicinity of Pond Cottages. Members had questions for the licensing officer.

The applicant's representative addressed the sub-committee. Members had questions for the applicant.

The resident detailed her and other residents objections to the application. Members had questions for the applicant.

All parties were given 5 minutes to sum up then the meeting was adjourned at 11.10am for members to consider the application.

The meeting resumed at 11.45am and the chair read out the following decision:

RESOLVED:

That the application made by the Dulwich College Enterprise Limited for the grant of a premises licence issued under the Licensing Act 2003 in respect of the premises known as Dulwich College, Dulwich Common, London SE21 is granted as follows:

Licensable Activity	Monday - Thursday	Friday	Saturday	Sunday
Provision of regulated entertainment	9.00 – 23.00	09.00-23.30	09.00-23.30	09.00-23.00
Provision of late night refreshment		23.00-23.30	23.00-23.30	
Sale of alcohol on the premises	9.00 – 23.00	09.00-23.30	09.00-23.30	09.00-23.00
Opening hours	9.00 – 23.30	9.00–00.00 (midnight)	9:00–00.00 (midnight)	09:00-23.30

Conditions

The following additional conditions are to be applied to the licence:

1. The areas to be licensed are as follows:

- Pavilion Salle (drawing "A")
- The Edward Alleyn Theatre (drawing "B")
- The Great Hall (drawing "C")
- The Lower Hall (drawing "D")
- The North Cloister (drawing "D")
- The South Cloister (drawing "D")
- The Old Library (drawing "E")

- Christison Hall (drawing "F")
2. The premises will not be open to the general public and admittance to any part of the premises will to be restricted to members of Dulwich College, their bona fide guests and those attending pre-booked private functions.
 3. CCTV shall be installed to cover all areas where regulated activities will take place. All cameras shall continue to record whilst the premises are open to the public and the video recordings shall be kept for a minimum of five weeks with time and date stamping;
 - recordings shall be made available to an authorised officer or police officer upon request;
 - recordings for the preceding two days shall be made available immediately upon request. Recordings outside this period shall be made available on 24 hours notice.
 4. The premises have a high level of internal security with SIA registered security staff to be in attendance when the premises are used for regulated entertainment.
 5. A Designated Premises Supervisor, Personal Licence Holder or nominate person will be on the premises at all times.
 6. The number of patrons attending the premises will be carefully monitored to prevent overcrowding.
 7. The premises shall operate an agecheck 'Challenge 25' policy whereby customers purchasing alcohol who look or appear to be under 25 years of age will be asked for an approved form of proof of age to verify their age. Approved forms shall include a driving licence, passport or a PASS approved proof of age card such as the Southwark Proof of Age (SPA) card.
 8. All staff involved in the sale of alcohol shall be trained in the agecheck 'Challenge 25' policy. A record of their training, including the dates that each member of staff is trained, shall be available for inspection at the premises on request by the Council's authorised officers or the Police.
 9. Agecheck or 'Challenge 25' signage shall be displayed at areas where alcohol is displayed for sale and at points of sale to inform customers that an agecheck 'Challenge 25' policy applies and proof of age may be required.
 10. A register of refused sales of alcohol shall be maintained in order to demonstrate effective operation of the policy. The register shall be available for inspection at the premises on request by the Council's authorised officers or the Police.
 11. An evacuation policy is in place. All staff members have been trained in fire and emergency evacuation procedures. Arrangements are in place for the safe evacuation of the disabled.
 12. All escape routes and exits shall be clearly identified and maintained unobstructed.
 13. Staffs routinely check the premises during opening hours to ensure that the premises

are clear of any potential hazards.

14. Adequate and appropriate First Aid equipment is available. At least one trained first aider will be on duty when the public are present.
15. A comprehensive risk assessment policy is in place.
16. All fire fighting equipment shall be checked on a regular basis and any fire warning system tested on a weekly basis.
17. All fire doors are maintained effectively self closing.
18. Access for emergency vehicles shall be kept clear and free from obstruction.
19. If required, legible notices shall be displayed at all exits requesting those attending the premises to leave the premises and surrounding areas quietly.
20. Persons under the age of 18 shall not be permitted in the areas where regulated activities are taking place unless attending a pre booked private event and must be supervised by a responsible adult.
21. All doors and windows will be kept closed when regulated entertainment takes place.
22. No electronically amplified live and/or recorded music shall be played outside.
23. Music and dancing in any outside area shall cease at 21.00 hours.
24. The main door to the Lower Hall and South Cloisters shall be kept locked shut at all times when regulated entertainment is taking place.
25. A dedicated contact telephone number shall be made available to local residents.
26. Sound limiters to be installed in two locations (South Cloister) and (Lower Hall) and all electronic music brought on to the location shall be played through the said sound limiters. Sound limiter levels to be set by the colleges' acoustic expert following consultation with residents.

Reasons

The reasons for the decision are as follows:

The Licensing Sub Committee heard evidence from the applicant's representative. The sub-committee also heard from local residents who objected to the application on the basis that the granting of the application will increase noise nuisance in the area.

The sub-committee consider that the granting of this application together with additional conditions referred to above and by limiting the hours during the week will have no adverse impact on the four objectives in the Licensing Act 2003.

Appeal rights

The applicant may appeal against any decision –

- a) to impose conditions on the licence
- b) to exclude a licensable activity or refuse to specify a person as premises supervisor

Any person who made relevant representations in relation to the application who desire to contend that

- a) That the licence ought not to be granted; or
- b) That on granting the licence, the Licensing Authority ought to have imposed different or additional conditions the conditions of the licence, or ought to have modified them in a different way,

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 noon.

CHAIR:

DATED: