

## Licensing Sub-Committee

MINUTES of the OPEN section of the Licensing Sub-Committee held on Wednesday 24 April 2013 at 10.00 am at Ground Floor Meeting Room G02A - 160 Tooley Street, London SE1 2QH

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**PRESENT:** Councillor Jeff Hook (reserve) (in the chair)  
Councillor Renata Hamvas  
Councillor David Hubber

**OTHERS PRESENT:** Peter Prescott, applicant  
Niall McCann, applicant  
Peter Farrell, applicant  
Kieran Canavan, applicant  
Sarah Newman, environmental protection team

**OFFICER SUPPORT:** Debra Allday, legal officer  
Joanne Devlin, legal officer  
Wesley McArthur, licensing officer  
Roy Fielding, licensing officer  
Virginia Wynn-Jones, constitutional officer

### 1. APOLOGIES

There were apologies received from Councillor Sunil Chopra. Councillor Jeff Hook, the vice-chair of the committee, took the chair for this sub-committee meeting.

### 2. CONFIRMATION OF VOTING MEMBERS

The members present were confirmed as the voting members.

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

The chair agreed to accept item 9, the temporary event notice for Canavan's pool hall, as a late and urgent item.

The chair agreed to vary the order of business to take item 6, the application for a personal licence, first.

### 4. DISCLOSURE OF INTERESTS AND DISPENSATIONS

There were none.

**5. LICENSING ACT 2003: THE PAVILION, B BANKSIDE 4, LONDON, SE1 9JS**

The licensing officer presented the report. Members had no questions for the licensing officer.

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

The objectors addressed the committee. Members had questions for the objectors.

The sub-committee went into closed session at 10.50am.

The sub-committee resumed at 11.25am and the chair read out the decision of the sub-committee.

**RESOLVED:**

That the application submitted by Conran Albion (Neo Bankside) Ltd for a premises licence in respect of The Pavilion B, Bankside 4, London, SE1 9JS is granted as follows:

<b>Licensable Activity</b>	<b>Monday – Saturday</b>	<b>Sunday</b>
(l) late night refreshment	23:00 – 00:00	
(m) supply of alcohol	08:00 – 23:30	09:00 – 22:30
(o) hours premises are open to the public	08:00 – 00:00	09:00 – 23:00

**Conditions:**

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

1. That customers shall use no outside area after 22:15 other than those who temporarily leave the premises to smoke a cigarette.
2. That suitable notices shall be prominently displayed to the satisfaction of the licensing authority requesting people to leave the premises in a quiet and orderly manner so as not to disturb local residents.

**REASONS:**

The reasons for the decision are, as follows:

- (i) The licensing sub-committee heard evidence from the applicant. The applicant stated that the premises act primarily as an all-day café in addition to offering alcohol for table service. The applicant highlighted that for the past four years they have operated a sister premises in Shoreditch without any issues, and have the support of

the local community. The applicant went on to highlight that there were no representations from statutory authorities due to the applicant agreeing to additional conditions imposed by the police. Furthermore, there were no representations from environmental protection services relating to noise nuisances.

- (ii) The applicant went on to state that the recent conciliation meeting had two residents in attendance, one of whom withdrew their representation and the other agreed to withdraw their representation if outside activities were restricted to no later than 2200hrs.
- (iii) The applicant went on to confirm that they are subject to a restrictive lease in relation to the premises which not only require the premises to act as a high class café/restaurant, but also to notify the landlord of any complaints received.
- (iv) The applicant made representations stating that the premises would not have a negative impact on the cumulative impact zone for the reasons outlined above.
- (v) The committee considered all of the representations and are satisfied that the premises will not have a negative impact on the cumulative impact zone.
- (vi) In reaching this decision the sub-committee had regard to all the relevant considerations and the four licensing objectives.
- (vii) The licensing sub-committee considered that it was necessary and proportionate for the prevention of public nuisance, prevention of crime and disorder and for reasons of public safety to impose the above conditions.

### **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 local justice area in which the premises are situated. Any appeal must be commenced by notice of appeal given by the appellant to the justices' clerk 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.

## **6. LICENSING ACT 2003: APPLICATION FOR A PERSONAL LICENCE**

The sub-committee considered the information set out in the closed report.

### **RESOLVED:**

That the application for a personal licence issued under the Licensing Act 2003 be refused.

The reasons for the decision are set out in the closed minutes.

**9. LICENSING ACT 2003 - CANAVANS, PECKHAM POOL CLUB,188 RYE LANE,  
PECKHAM, LONDON SE 15 4NF - TEMPORARY EVENT NOTICE**

The applicant and the environmental protection team came to a conciliation agreement.  
This item was therefore not heard.

The meeting closed at 12.00pm.

**CHAIR:**

**DATED:**