

## LICENSING SUB-COMMITTEE

### ADDITIONAL PAPERS 2 – PASSYUNK AVENUE

**Date:** Friday 20 August 2021

**Time:** 2.00 pm

**Venue:** Microsoft Teams – please click [here](#)

Copies of agendas, reports, minutes and other attachments for the Council's meetings are available on the Lambeth website. [www.lambeth.gov.uk/moderngov](http://www.lambeth.gov.uk/moderngov)

#### Members of the Committee

Councillor Fred Cowell, Councillor Martin Tiedemann, Councillor Linda Bray, Councillor Emma Nye, Councillor Irfan Mohammed, Councillor Rezina Chowdhury, Councillor Ibrahim Dogus, Deputy Mayor, Councillor Pauline George, Councillor Becca Thackray and Councillor Philip Normal

#### Substitute Members

Councillor Joshua Lindsey, Councillor John Kazantzis, Councillor Jennie Mosley, Councillor Matthew Bennett, Councillor Andy Wilson, Councillor Danial Adilypour, Councillor Donatus Anyanwu, Councillor Claire Holland, Councillor Jon Davies, Councillor Liz Atkins, Councillor Marcia Cameron, Councillor Timothy Windle, Councillor Stephen Donnelly and Councillor Clair Wilcox

Members Required for this meeting will be: **Councillor Fred Cowell, Councillor Linda Bray and Councillor Jennifer Brathwaite**

#### Further Information

If you require any further information or have any queries please contact:  
Nazyer Choudhury, Telephone: 020 7926 0028; Email: [nchoudhury@lambeth.gov.uk](mailto:nchoudhury@lambeth.gov.uk)

#### Queries on reports

Please contact report authors prior to the meeting if you have questions on the reports or wish to inspect the background documents used. The contact details of the report author are shown on the front page of each report.

How to access the meeting:

### **For Members of the Public**

This is a Microsoft Teams Live Event meeting. If you are new to Microsoft Teams, clicking the above link will take you to the meeting page where you will be prompted to download the app or watch on the web instead. Please follow the instructions to watch on the web. On doing so, you can join our live event anonymously.

### **For Members of the Committee**

Please refer to the joining instructions you have already received – do not use the link above.

### **Digital engagement**

We encourage people to use Social Media and we normally tweet from most Council meetings. To get involved you can tweet us @LBLDemocracy.

### **Audio/Visual Recording of meetings**

Everyone is welcome to record meetings of the Council and its Committees using whatever, non-disruptive, methods you think are suitable. If you have any questions about this please contact Democratic Services (members of the press please contact the Press Office). Please note that the Chair of the meeting has the discretion to halt any recording for a number of reasons including disruption caused by the filming or the nature of the business being conducted.

Persons making recordings are requested not to put undue restrictions on the material produced so that it can be reused and edited by all local people and organisations on a non-commercial basis.

### **Representation**

Ward Councillors may be contacted directly to represent your views to the Council: (details via the website [www.lambeth.gov.uk](http://www.lambeth.gov.uk))

## **AGENDA**

**PLEASE NOTE THAT THE ORDER OF THE AGENDA MAY BE CHANGED AT THE MEETING.**

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<b>4a</b>	<b>Passyunk Avenue Unit 5, 22 Leake Street, London SE1 7NN (Bishop's ward)</b>	<b>1 - 4</b>

## HEARING PROCEDURE FOR LICENSING SUB-COMMITTEE

Full information on the procedure is sent to all parties to the hearing. The information below is a précis of that information.

Parties to the hearing must notify Licensing Services within prescribed timescales (these vary according to the type of hearing) that they intend to attend and/or be represented at the hearing, and whether any witnesses will be attending on their behalf.

The hearing will operate as follows (subject to the discretion of the Chair):

- In the form of a discussion led by the Committee; cross examination will not normally be permitted;
- A total of three minutes speaking time is normally allowed for each party. Any preliminary points will be treated separately;
- Where there is more than one representation raising the same or similar grounds, those parties should consider nominating a single representative to address the Sub-Committee on their behalf at the hearing;
- Parties to the hearing may be permitted to ask questions of any other party or witness;
- Parties to the hearing may be required to answer specific questions from members of the Sub-Committee seeking clarification of information; and,
- The typical order of the hearing will be as follows:
  1. The Chair will ask all parties and witnesses to introduce themselves and this should include a brief explanation of the purpose of their attendance.
  2. Officers present the report.
  3. Committee members ask questions of officers.
  4. The Applicant speaks.
  5. The Applicant's witnesses speak (with permission of Chair).
  6. Committee members ask questions of applicants and their witnesses (only applies to witnesses who have been given permission to speak).
  7. Other parties speak.
  8. Other parties' witnesses speak (with permission of Chair).
  9. Committee members ask questions of the other parties to the hearing and their witnesses (only applies to witnesses who have been given permission to speak).
  10. The Applicant (with exception and with permission of Chair) asks questions of the other parties to the hearing and their witnesses.
  11. Other parties to the hearing (with exception and with permission of Chair) ask questions of the applicant/other parties to the hearing and their witnesses.
  12. The Chair's closing remarks.
  13. The Committee retires to make their decision.
  14. Legal adviser informs the hearing of any advice that they have given to the Committee during the decision-making process.
  15. The Committee announces the decision and gives reasons.
  16. After the hearing officers will write to all parties to confirm the Committee's decision.

## Collated conditions

1. All staff members engaged, or to be engaged, in selling alcohol on the premises shall receive full training pertinent to the Licensing Act, specifically in regard to age-restricted sales, the refusal of sales to persons believed to be under the influence of alcohol or drugs and the Ask Angela campaign. This shall take place every 6 months.
2. To maintain a Refusals, register and record any instances of refused service because of age/no ID, or drunkenness, to be and produced on request.
3. All such training is to be fully documented and signed by not only the employee but the person delivering the training. Training records shall be kept at the premises and made available upon request to either Police Officers or an authorised officer of Lambeth Council.
4. An incident log shall be kept at the premises and made available on request to an authorised officer of the Lambeth Council or the Police. It must be completed within 24 hours of the incident and will record the following:
  - a. all crimes reported to the venue
  - b. all ejections of patrons
  - c. any complaints received concerning crime and disorder
  - d. any incidents of disorder
  - e. all seizures of drugs or offensive weapons
  - f. any faults in the CCTV system, searching equipment or scanning equipment
  - g. any refusal of the sale of alcohol including date, time and
5. All staff members should be checked to ensure they have the right to work in the UK. These checks should be made available upon requests to all responsible authorities. All associated 'entitlement to work' documents:
  - a. must be logged and kept on the premises for the duration of the employment; and
  - b. must be retained for a minimum of 12 months after employment has ceased.
6. The premises shall install and maintain a comprehensive CCTV system. All entry and exit points must be covered enabling frontal identification of every person entering in a light condition. The CCTV system shall continually record whilst the premises are open. All recordings shall be stored for a minimum period of 31 days with date and time stamping. Viewing of recordings shall be made available immediately upon the request of Police or authorised officer of Lambeth Council.
7. A staff member from the premises who is conversant with the operation of the CCTV system shall be in the premises at all times when the premises is open. This staff member must be able to provide a Police or authorised council officer copies of recent CCTV

images or data with the absolute minimum of delay when requested and within a maximum of 24 hours of the initial request.

8. Subject to Data Protection guidance and legislation, the management of the premises will ensure that key staff are fully trained in the operation of the CCTV and will be able to download selected footage onto a disk/USB Stick for the Police or authorised officers of the Local Authority or UK Border Agency without difficulty, delay or charge.
9. CCTV system is to comply with the Data Protection Act 1998 and must be working and recording correctly when the venue is open to the public.
10. Any CCTV breakdown or system failure will be notified to the Police and Local Authority immediately & remedied as soon as practicable. Repair records / invoices shall be kept on site for at least 12 months and be readily available to be viewed by all authorised persons upon request.
11. Notices shall be prominently displayed within the premises stating that CCTV is in operation
12. There shall be no vertical drinking at the premises.
13. The supply of alcohol on the premises shall only be to persons seated taking a table meal there and for consumption by such persons as ancillary to their meal.
14. Patrons temporarily permitted to leave and re-enter the premises e.g. to smoke, shall not be permitted to take drinks or with them.
15. Any third party promoted events involving licensable activities must be notified a minimum of 21 days prior to the Licensing Authority, Public Protection and Police Licensing Team for approval.
16. A Challenge 25 proof of age scheme shall be operated at the premises where the only acceptable forms of identification are recognised photographic identification cards, such as a driving licence, passport or proof of age card with the PASS Hologram.
17. There shall be a personal licence holder on duty on the premises at all times when the premises are authorised to sell alcohol.
18. The licensee shall take all reasonable steps and endeavours to ensure that no noise nuisance / statutory noise nuisance is caused which is likely to affect local resident(s).
19. Substantial food and non-intoxicating beverages, including drinking water, shall be available in all parts of the premises where alcohol is sold or supplied for consumption on the premises.

20. All reasonable efforts are to be employed by the management or security personnel to keep customers quiet and orderly prior to entry and upon leaving the Premises.
21. No customers shall be allowed to leave the premises with open alcoholic beverages or to consume alcohol on the public highway, save for the external area(s) where tables & chairs shall be provided as per the designated plan. The use of this area(s) shall cease at 23:00hrs Monday to Sunday.
22. From 23:00hrs, customers shall be prohibited from taking their drinks into the external designated smoking area(s).
23. No service/sale of alcohol to any persons who appear drunk or inebriated.
24. Management/staff shall proactively monitor the conduct and behaviour of patrons inside the premises and external area to ensure no noisy, rowdy or anti-social behaviour. Those patrons deemed to be engaging in such behaviour shall be asked to disperse from the premises and area quietly.
25. The premises shall undertake routine litter picks to the external area and public highway frontage at intermittent intervals during the business trading hours and at the terminal hour when all patrons have vacated the premises to remove all discarded litter, food waste/packaging, drinking vessels and cigarette butts.
26. Regular glass and bottle collections shall be undertaken in the external areas to prevent the build-up of glassware.
27. Devise and implement a robust dispersal policy to ensure that patrons leave the premises and vicinity as quietly and speedily as possible. Ensure that patrons are verbally advised by management/SIA upon leaving to be mindful of the neighbouring residents so as not to disturb the peace.
28. Public transport should be actively promoted at all times as a primary form of transport to and from the premises. Accordingly, use of private vehicles shall be discouraged. Details of the tube, rail, bus network and reputable licensed taxi-cab operators to be provided within the premises.
29. There shall be no emptying of bottle banks between the hours of 23:00 - 08:00hrs Monday to Sunday.
30. All deliveries and collections shall take place between the hours 08:00 - 23:00hrs Monday to Sunday.
31. Erect prominent and legible signage to the premises and external area advising patrons to be mindful of the neighbouring residents and to disperse from the premises in a timely manner without making unmaking undue noise or engaging in anti-social behaviour.
32. To be aware of proxy sales where an adult will buy alcohol for a child.

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