LICENSING SUB-COMMITTEE

Date: Friday 1 November 2019

Time: 2.00 pm

Venue: Lambeth Town Hall, Brixton, London, SW2 1RW

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

Members of the Committee

Councillor Linda Bray, Councillor Fred Cowell, Councillor Martin Tiedemann, Councillor Rezina Chowdhury, Councillor John Kazantzis, Councillor Joshua Lindsey, Councillor Philip Normal, Councillor Emma Nye, Councillor Irfan Mohammed and Councillor Nicole Griffiths

Substitute Members

Councillor Matthew Bennett, Councillor Jennie Mosley, Councillor Andy Wilson, Councillor Marcia Cameron, Councillor Jon Davies, Councillor Dr. Mahamed Hashi and Councillor Claire Holland

Members Required for this meeting will be: Councillor Fred Cowell, Councillor Linda Bray, Councillor Irfan Mohammed

Further Information

If you require any further information or have any queries please contact:
Nazeyr Choudhury, Telephone: 020 7926 0028; Email: nchoudhury@lambeth.gov.uk

Members of the public are welcome to attend this meeting. If you have any specific needs please contact Facilities Management (020 7926 1010) in advance.

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.

Security

Please be aware that you may be subject to bag searches and asked to sign in at meetings that are held in public. Failure to comply with these requirements could mean you are denied access to the meeting. There is also limited seating which is allocated on a first come first serve basis, you should aim to arrive at least 15 minutes before the meeting commences. For more details please visit: our website.

Please contact Democratic Services for further information – 020 7926 2170 – or the number on the front page.

@LBLdemocracy on Twitter http://twitter.com/LBLdemocracy or use #Lambeth
Lambeth Council – Democracy Live on Facebook http://www.facebook.com/
AGENDA

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

Page
Nos.

1. Election of Chair

2. Declaration of Pecuniary Interests

Under Standing Order 4.4, where any councillor has a Disclosable Pecuniary Interest (as defined in the Members’ Code of Conduct (para. 4)) in any matter to be considered at a meeting of the Council, a committee, sub-committee or joint committee, they must withdraw from the meeting room during the whole of the consideration of that matter and must not participate in any vote on that matter unless a dispensation has been obtained from the Monitoring Officer.

3. Licensing Applications for the Grant / Review of a Premises Licence

Strategic Director for Sustainable Growth and Opportunity
Contact: Bina Patel, Licensing Manager, 020 7926 4103
Email: bpatel@lambeth.gov.uk

Special circumstances justifying urgent consideration

An application for a Summary/Expedited review under Section 53A (of the Licensing Act 2003) was submitted to Lambeth Council on 30 October 2019 in respect of the Premises Licence held. On receipt of a valid Summary Review application the Licensing Authority must, within 48 hours, consider whether it is necessary to take any interim steps pending determination of the review of the premises licence. Following the sub-Committees decision to suspend the licence, representations were made by the premises which now need to be considered within 48 hours (of receipt of the representations) The Authority must then undertake the full review within 28 days of receipt of the application.

The Chair is of the opinion that although the meeting has not been convened with at least five clear days’ notice, it should proceed now as a matter of urgency to consider the expedited review because of the special circumstances of the need to comply with the statutory requirements of the Licensing Act 2003.

The Sub Committee must:

a – consider whether the interim steps are appropriate for the promotion of the licensing objectives; and

b – determine whether to withdraw or modify the steps taken.

4. Hurlingham (Passenger Vessel), Lambeth Pier, Albert Embankment, London, SE1 7SG (Bishop’s)
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)
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 3 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 committee seeking clarification of information.

- The typical order of the hearing will be as follows:

  1. 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. Applicant speaks.
  5. 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. 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. Chair's closing remarks.
  13. 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. Committee announces decision and gives reasons.
  16. After the hearing officers will write to all parties to confirm the committee's decision.
LICENSING SUB-COMMITTEE

Licensing Application for a Summary Review:

1. **Hurlington Passenger Vessel, Hurlingham (Passenger Vessel), Lambeth Pier, Albert Embankment, London, SE1 7SG (Bishop’s).**

**Wards:** Bishop’s

**Portfolio:** Cabinet Member for Housing Councillor Paul Gadsby

**Report Authorised by:** Emma Peters: Strategic Director for Sustainable Growth and Opportunity

**Contact for enquiries:** Bina Patel, Licensing Manager, Public Protection and Regulatory Services, 020 7926 4103, bpatel@lambeth.gov.uk

**Executive summary**

This report sets out details of applications for the grant of premises licences and variation of a premises licence on which representations have been submitted by interested parties.

**Recommendation**

That the applications set out in the Appendix to this report be considered having regard to the Council's Licensing Policy, the Licensing Objectives and the representations received.

**Consultation**

<table>
<thead>
<tr>
<th>Name of consultee</th>
<th>Directorate or Organisation</th>
<th>Date sent to consultee</th>
<th>Date response received from consultee</th>
<th>Comments appear in report (paragraph(s))</th>
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<tbody>
<tr>
<td>Jonathan Melnick and Jean-Marc Moocarme</td>
<td>Legal and Governance</td>
<td>30.10.19</td>
<td>30.10.19</td>
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**Report history**

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<th>Date report drafted</th>
<th>Report deadline</th>
<th>Date report sent</th>
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**Appendices**

1. **Hurlington Passenger Vessel**
1. CONTEXT

1.1 A licence from the Council is required for the supply of alcohol, and regulated entertainment.

1.2 A person (including a business) may make an application for a new Premises Licence or a variation to an existing Premises Licence. Where representations are received a Licensing Sub-Committee must consider the application. The Sub-Committee, when considering such applications, shall carry out its function under the Licensing Act 2003 with a view to the Council’s Licensing Policy, Statutory Guidance and promoting the licensing objectives.

2. PROPOSAL AND REASONS

2.1 The Licensing Sub-Committee has responsibility for exercising the Council’s powers in respect of the Licensing Act 2003. Determination by the Committee of the applications appended to this report is required because representation(s) to the application(s) have been received.

2.2 Details of the application(s) are set out in the Appendix to this report. All statutory consultation requirements have been complied with by the applicant(s) as set out in paragraph 3 below. The results of consultation are reported in the appendices relating to each application. Public notice has been given in accordance with the requirements of the Licensing Act 2003.

2.3 The applicants and persons making representations have been invited to attend the meeting.

2.4 The fees for premises and personal licences are prescribed within the Licensing Act 2003; in the case of Premises Licences, the fees are based on the business rate of the premises.

3. CONSULTATION REQUIREMENTS

3.1 The Licensing Act 2003 requires applicants for licences to consult and submit relevant documentation to the Responsible Authorities as follows:

- Fire Authority;
- Health & Safety Section;
- Noise Service;
- Police;
- Public Health;
- Social Services;
- Town Planning; and,
- Trading Standards
- Home Office

3.2 Applicants are also required to advertise the application by displaying public notices on or near the premises and by advertising the application in a local newspaper available in the vicinity of premises. An applicant’s failure to comply with all of the above consultation requirements would invalidate the application. All applications set out in the appendix of this report have complied with the consultation requirements.

4. FINANCE

4.1 There are no direct financial implications arising from this report.
5. LEGAL AND DEMOCRACY

5.1 The licensing of premises for the supply of alcohol, regulated entertainment and late night refreshment fall within the provisions of the Licensing Act 2003.

5.2 When considering licence applications the Sub-Committee shall carry out its function with a view to the Council’s Licensing Policy, Statutory Guidance and promoting the licensing objectives. The Licensing Objectives are:

- the prevention of crime and disorder;
- Public safety;
- the prevention of public nuisance; and,
- the protection of children from harm.

5.3 The Sub-Committee must ensure that all licensing decisions have:

- a direct relationship to the promotion of one or more of the 4 licensing objectives;
- regard to the statement of licensing policy;
- regard to the Secretary of State’s Guidance; and,
- there must not be a ‘blanket policy’ to the extent that it is applied so rigidly that an exercise of discretion in each individual case is precluded.

Applications must be considered with regard to the principles of fair process and the Human Rights Act.

5.4 The purpose of Lambeth’s Statement of Licensing Policy is to make clear to applicants and relevant representatives the considerations that will be taken into account when determining applications. It is also intended to guide the Licensing Committee when considering licensing applications; however the Licensing Committee must consider each application on its own merit and only allow exceptions to its own policy where the circumstances of the application justify it.

5.5 Subject to both the Council's Statement of Licensing Policy and Statutory Guidance having been properly considered a Sub Committee may depart from them if there are good reasons for doing so. Full reasons must be given and Sub Committees should be aware that such departures could give rise to an appeal or judicial review.

5.6 The Statutory Guidance, Chapter 10, states that only necessary, proportionate conditions, which promote one or more of the licensing objectives, should be attached to the licence if it is granted (paragraph 10.11). The Licensing Authority may therefore only impose such conditions as are necessary to promote the licensing objectives arising out of the consideration of the representations (paragraph 10.11), and should avoid straying into undisputed areas (paragraph 9.24). Statutory Guidance also states that the pool of conditions that are supplied by the Secretary of State should not be applied universally irrespective of particular circumstances, but may be used as examples that can be tailored to suit individual premises and particular situations.

5.7 When considering an application for the variation of an existing licence only the variation is subject to determination. No changes can be made to a licence or the conditions attached unless they are subject to the variation application.

5.8 Members are advised that when considering applications to vary an existing licence the following options are available to them by virtue of the Licensing Act 2003, Part 3, Section 35, paragraphs 3 and 4.
5.9 Where relevant representations are made, the authority must – having regard to the representations – take such steps (if any), as it considers necessary for the promotion of the licensing objectives. The steps are:

a. modify the conditions of the licence (conditions are deemed to be modified if any are altered, omitted or any new condition added); or,
b. reject the whole or part of the application

If neither of these steps are taken, the application must be granted.

5.10 Members are advised that when considering applications for a new Premises Licence the following options are available to them by virtue of the Licensing Act 2003, Chapter 17, Part 3, Section 18 paragraph 4.

5.11 Where relevant representations are made, the authority must – having regard to the representations, take such steps (if any), as it considers necessary for the promotion of the licensing objectives. The steps are:

a. to grant the licence subject to:
   i. the conditions mentioned in subsection (2)(a) modified to such extent as the authority considers necessary for the promotion of the licensing objectives, and
   ii. any condition which must under section 19, 20 or 21 be included in the licence;

b. to exclude from the scope of the license any of the licensable activities to which the application relates;
c. to refuse to specify a person in the licence as the premises supervisor; or,
d. to reject the application.

5.12 When determining an application for a review of a premises licence members may take any of the following steps they consider necessary to promote the licensing objectives:

a. to modify the conditions of the licence;
b. to exclude a licensable activity from the scope of the licence;
c. to remove the designated premises supervisor;
d. to suspend the licence for a period not exceeding three months;
e. to revoke the licence; or,
f. to take no action.

5.13 It is considered inappropriate for officers involved in the administration of applications to make recommendations. However officers from the Responsible Authorities may request conditions be imposed on a licence and make recommendations with regard to the licensing objectives.

5.14 In accordance with the provisions of Part 1 of Schedule 5 of the Act, where a Licensing Authority rejects an application for a new premises licence or refuses (in whole or in part) an application to vary a premises licence the applicant may appeal the decision.

5.15 Where the Licensing Authority grants an application for a new premises licence the premises licence holder can appeal any decision to impose conditions on the premises licence, to exclude a licensable activity from the scope of the premises licence or to refuse to specify a named individual as the Designated Premises Supervisor.

5.16 Where a person who made relevant representations in relation to an application contends: that the licence should not have been granted; or that different or additional conditions should have been imposed on the licence; or that a licensable activity should have been excluded from the scope of the premises licence; or that the licensing authority should have refused to specify a named individual as the Designated Premises Supervisor, they may appeal the decision.
5.17 Appeals are to be made to a Magistrates' Court within 21 days beginning with the date of notification of the decision. Further details are set out in the Act.
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**Licensing Sub Committee Report**

<table>
<thead>
<tr>
<th>Item No:</th>
<th>1</th>
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| Title of Report: | Hurlingham (Passenger Vessel)  
Lambeth Pier, Albert Embankment  
London, SE1 7SG |
| Applicant: | Metropolitan Police Superintendent Ian Howells |
| Application Type: | Summary Review Application |
| Application Date: | 30th October 2019 |
| Ward: | Bishops |
| Premises Type: | Bar/Nightclub |
| Policy Context: | Lambeth Statement of Licensing Policy 2019 - 2024 |
| Report Author: | Tom Dunn |
| Contact Details: | tdunn@lambeth.gov.uk |
| Application Summary: | This is an application for the Summary Review of a Premises Licence made under Section 53A of the Licensing Act 2003. The application has been made following a serious incident which occurred at Tower Pier at approximately 23:10 on Friday 25th October 2019. Full details of the incident and background information are as contained within the application. |
### Consultation Information:

<table>
<thead>
<tr>
<th>Department(s) or Organisation(s)</th>
<th>Consulted (Y/N)</th>
<th>Date Received</th>
<th>Comments summarized in report (Y/N)</th>
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<tr>
<td><strong>External</strong></td>
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<tr>
<td>Police Licensing Unit</td>
<td>Applicant</td>
<td>30/10/2019</td>
<td>Y</td>
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### Policy implications:

This is an Expedited Review of the premises licence and as such, there are no policy considerations.

### 1. Application

1.1 A meeting of the Licensing Sub-Committee has been called to consider an application submitted by Police Superintendent Ian Howells of the Metropolitan Police for a summary review of a premises licence under Section 53A (1) of The Licensing Act 2003.

1.2 When an application for a summary review is received, the Local Authority has a duty to hold a hearing to determine whether it is necessary to take one or more interim steps pending the determination of the Review (which must take place within 28 days of receipt of the application). The steps in question are detailed at paragraph 6.2 of this report.

1.3 The application has been made following an incident which occurred on 25th October 2019 at approximately 23:10 on Tower Pier. During this incident a large fight ensued which resulted in Police Officer being required to deal with the incident. Due to the level of violence Police Officers utilised PAVA incapacity spray, batons and an “urgent assistance” radio call for further Police resources.

1.4 The Metropolitan Police contend that the premises is associated with serious crime and serious disorder. A certificate signed by Detective Superintendent (Ian Howells) has been provided to this effect.

1.5 A copy of the application is attached as **Annex A**

1.6 A copy of the signed certificate is attached as **Annex B**

1.7 The Metropolitan Police have CCTV footage to accompany this Summary Review. This footage has been shown to the licensee and will be made available to the Licensing Sub-Committee.
2. **Representations:**

2.1 Given the short timescale within which the Licensing Authority has to consider an expedited review there is no consultation. This will take place for the full review hearing.

3. **Current Licence:**

3.1 The current Premises Licence was granted on 23rd December 2010.

3.2 Mr Trevor Bailey-Fogah has been the Premises Licence Holder since 23rd January 2015 and the Designated Premises Supervisor since 15th August 2014.

The licence authorises the following licensable activities;

**Live & Recorded Music, Performances of Dance, Entertainment Similar to Music/Dance and the Sale of Alcohol**

Monday to Sunday  07:00 – 01:00

**Late Night Refreshment**

Monday to Sunday  23:00 – 01:00

**Non-Standard Timings**

On no more than 12 occasions annually, the finishing time may be extended to 03:00 hours. Notice of each such occasion shall be given to the police and the licensing authority 10 days prior to the occasion (or such lesser time as may be agreed with the police).

A copy of the current premises licence is attached as **Annex C.**

A copy of the current plans are attached as **Annex D.**

4. **Background History:**

4.1 The premises is a floating vessel which is moored off Lambeth Pier. Customers can only gain access to and from the premises when it docks for boarding. As such the venue is not stationary and can travel to different areas of water, including but not limited to the length of the River Thames.

4.2 The Licensing Authority are aware of noise issues associated with this vessel. Records indicate complaints dating back to March 2016 and the most recent being received in July 2019. A meeting was conducted on 28th November 2018 to address these issues, during which a spokesperson for the affected residents and the licence holder were in attendance.

5. **Observations:**

5.1 Chapters 2 and 12 of the Section 182 Statutory Guidance (April 2018) are relevant to this application.
5.2 Section 53A Licensing Act 2003 Summary Review Guidance is relevant to this application.

6. Conclusion:

6.1 Members are required to consider the application in light of all the relevant information, and to decide whether (pending determination of the review of the premises licence) to take such steps mentioned at paragraph 6.2, if any, as it considers appropriate for the promotion of the licensing objectives in the interim.

6.2 The interim steps that the licensing authority may consider taking are:

1 – modification of the conditions of the premises licence;
2 – the exclusion of the sale of alcohol by retail from the scope of the licence.
3 – removal of the designated premises supervisor from the licence; and
4 – suspension of the premises licence.

Appendices:

Annex A - Application form
Annex B – Certificate signed by Police Superintendent Ian Howells
Annex C – Current premises licence

Reference Documents:

Local Government Act 1972 – Access to information documents used in the preparation of this report

1 The Licensing Act 2003 (“the Act”)
2 Section 53A Licensing Act 2003: Summary Review Guidance (July 2012) (“the Guidance”)
3. Revised Section 182 Statutory Guidance (April 2018)
**Form for Applying for a Summary Licence Review**

Application for the review of a premises licence under section 53A of the Licensing Act 2003

(premises associated with serious crime, serious disorder or both)

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**PLEASE READ THE FOLLOWING INSTRUCTIONS FIRST**

Before completing this form please read the guidance notes at the end of the form. If you are completing the form by hand please write legibly in block capitals. In all cases ensure that your answers are inside the boxes and written in black ink.

Use additional sheets if necessary.

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**Insert name and address of relevant licensing authority and its reference number:**

<table>
<thead>
<tr>
<th>Name:</th>
<th>Lambeth</th>
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<tbody>
<tr>
<td>Address:</td>
<td>LBrixton Police Station, Brixton Road</td>
</tr>
<tr>
<td>Post town:</td>
<td>Brixton</td>
</tr>
<tr>
<td>Post code:</td>
<td>SW9 7DD</td>
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**I, David Watson**

on behalf of the chief officer of police for the Metropolitan Police area apply for the review of a premises licence under section 53A of the Licensing Act 2003.

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**1. Premises details**

Postal address of premises or club premises, or if none, ordnance survey map reference or description:

Hurlingham (Passenger Vessel)
Passenger Vessel Hurlingham
Lambeth Pier
Albert Embankment
London

<table>
<thead>
<tr>
<th>Post town:</th>
<th>Post code:</th>
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<td></td>
<td>(if known)</td>
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<tr>
<td></td>
<td>SE1</td>
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**2. Premises licence details**

Name of premises licence holder or club holding club premises certificate (if known):

Mr Trevor Bailey-Forgah

Number of premises licence or club premises certificate (if known):

PREM 1405

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**3. Certificate under section 53A(1)(b) of the Licensing Act 2003 (Please read guidance note 1)**

I confirm that a certificate has been given by a senior member of the police force for the police area above that in his opinion the above premises are associated with serious crime or serious disorder or both, and the certificate accompanies this application.

Please tick the box to confirm: ☒
On 25/10/2019 at approximately 23:10 hours The Hurlingham Passenger Vessel attended Tower Pier where its customers disembarked. As they loitered on the pier a large fight ensued which resulted in numerous Police officers required to deal with the incident.

Due to the levels of violence being used Police utilised both PAVA incapacitant spray, batons and an "urgent assistance" radio message was called to request additional Police resources. As order was restored on the pier further disorder took place on Lower Thames Street where again batons were drawn and an officer was assaulted.

Police have CCTV footage of the above incident that can be shown at the interim steps hearing.

The above is not in isolation and there has been a history of previous incidents leading to this incident of serious disorder. Police will provide details of these previous incidents at the full review hearing.

Police are concerned that this incident has occurred following a meeting with the PLH (16/10/2019) were concerns were raised regarding incidents taking place on board the vessel.

In light of this further incident of serious disorder Police believe that the licensing objectives of the prevention of crime and disorder and public safety have been undermined.

In light of the above and at the forthcoming interim steps hearing Police would ask that the sub committee impose an immediate suspension of the Premises Licence in order to promote the licensing objectives.

Signature of applicant

Signature: David Watson PC1959AS Date: 30/10/2019
Capacity: Police Licensing Officer

Contact details for matters concerning this application

Surname: First Names: 
Address: 
Post town: Post code: 
Tel. No.: Email: 

Notes for guidance

1. A certificate of the kind mentioned in the form must accompany the application in order for it to be valid under the terms of the Licensing Act 2003. The certificate must explicitly state the senior officer’s opinion that the premises in question are associated with serious crime, serious disorder or both. Serious crime is defined by reference to section 81 of the Regulation of Investigatory Powers Act 2000. In summary, it means:
   - conduct that amounts to one or more criminal offences for which a person who has attained the age of eighteen and has no previous convictions could reasonably be expected to be sentenced to imprisonment for a term of three years or more; or
   - conduct that amounts to one or more criminal offences and involves the use of violence, results in substantial financial gain or is conduct by a large number of persons in pursuit of a common purpose.
   
   Serious disorder is not defined in legislation, and so bears its ordinary English meaning.

2. Briefly describe the circumstances giving rise to the opinion that the above premises are associated with serious crime, serious disorder, or both.
Retention Period: 7 years
MP 146/12
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Certificate under Section 53A(1)(b) of the Licensing Act 2003

I hereby certify that in my opinion the premises described below are associated with: serious disorder

Premises (Include business name and address and any other relevant identifying details):

Postal address of premises or club premises, or if none, ordnance survey map reference or description:
Hurlingham (Passenger Vessel)
Passenger Vessel Hurlingham
Lambeth Pier
Albert Embankment

Post town: LONDON          Post code: SE1
(if known)

Premises licence number (if known):
PREM 1405

Name of premises supervisor (if known):
Mr Trevor Bailey-Forgoh

I am a Supt Ian Howells* in the Metropolitan Police Service.

*Insert rank of officer giving the certificate, which must be superintendent or above.

I am giving this certificate because I am of the opinion that other procedures under the Licensing Act are inappropriate in this case because:

(Give a brief description of why other procedures such as a standard review process are thought to be inappropriate, e.g. the degree of seriousness of the crime and/or disorder, the past history of compliance in relation to the premises concerned)
I make this certificate on the grounds that an incident of serious disorder has occurred.

On 25/10/2019 at approximately 23:10 hours The Hurlingham Passenger Vessel attended Tower Pier where it's customers disembarked. As they loitered on the pier a large fight ensues which results in numerous Police officers required to deal with the incident. Due to the level of violence Police utilised both PAVA incapacitant spray, batons and an "urgent assistance" radio message was called to request additional Police resources. As order was restored on the pier further disorder took place on Lower Thames Street where again batons were drawn and an officer was assaulted.

CCTV footage of the above incident that can be shown at the interim steps hearing.

I am aware that he above incident is not in isolation and there have been a history of previous incidents associated to this premises prior to the above incident.

I have concerns that this incident has occurred even following a meeting with the Premises Licence Holder on 16/10/2019 were concerns were raised.

In light of this incident of serious disorder I believe that that the licensing objectives of the prevention of crime and disorder and public safety have been undermined and at the interim steps hearing I would ask that the sub committee impose an immediate suspension of the Premises Licence in order to promote the licensing objectives.

Signature

Signature:  
Date: 30/10/2019

Retention Period: 7 years
MP-147/12
### Licensing Act 2003
#### Premises Licence

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<td>15/0050/PRMTRN</td>
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#### Part 1 – Premises Details

**Postal address of premises including Post Town & Post Code, or if none, ordnance survey map reference or description**

Hurlingham (Passenger Vessel)
Passenger Vessel Hurlingham
Lambeth Pier
Albert Embankment
London

**Telephone number**

**Where the licence is time limited the dates**

- 

**Licensable activities authorised by the licence**

- Live Music *(indoors and outdoors)*
- Recorded Music *(indoors only)*
- Performances of Dance *(indoors and outdoors)*
- Entertainment Similar to Music/Dance *(indoors and outdoors)*
- Provision of Facilities for Making Music *(indoors and outdoors)*
- Provision of Facilities for Dancing *(indoors and outdoors)*
- Provision of Facilities for Similar Ente *(indoors and outdoors)*
- Late Night Refreshment *(indoors and outdoors)*
- Supply of Alcohol

**The times the licence authorises the carrying out of licensable activities**

**Live Music**

| Monday - Sunday | 07:00 - 01:00 |

On no more than 12 occasions annually, the finishing time may be extended to 03:00 hours. Notice of each such occasion shall be given to the police and the licensing authority 10 days prior to the occasion (or such lesser time as may be agreed with the police).

**Recorded Music**

| Monday - Sunday | 07:00 - 01:00 |
On no more than 12 occasions annually, the finishing time may be extended to 03:00 hours. Notice of each such occasion shall be given to the police and the licensing authority 10 days prior to the occasion (or such lesser time as may be agreed with the police).

**Performances of Dance**

Monday - Sunday 07:00 - 01:00

On no more than 12 occasions annually, the finishing time may be extended to 03:00 hours. Notice of each such occasion shall be given to the police and the licensing authority 10 days prior to the occasion (or such lesser time as may be agreed with the police).

**Entertainment Similar to Music/Dance**

Monday - Sunday 07:00 - 01:00

On no more than 12 occasions annually, the finishing time may be extended to 03:00 hours. Notice of each such occasion shall be given to the police and the licensing authority 10 days prior to the occasion (or such lesser time as may be agreed with the police).

**Provision of Facilities for Making Music**

Monday - Sunday 07:00 - 01:00

On no more than 12 occasions annually, the finishing time may be extended to 03:00 hours. Notice of each such occasion shall be given to the police and the licensing authority 10 days prior to the occasion (or such lesser time as may be agreed with the police).

**Provision of Facilities for Dancing**

Monday - Sunday 07:00 - 01:00

On no more than 12 occasions annually, the finishing time may be extended to 03:00 hours. Notice of each such occasion shall be given to the police and the licensing authority 10 days prior to the occasion (or such lesser time as may be agreed with the police).

**Provision of Facilities for Similar Ente**

Monday - Sunday 07:00 - 01:00

On no more than 12 occasions annually, the finishing time may be extended to 03:00 hours. Notice of each such occasion shall be given to the police and the licensing authority 10 days prior to the occasion (or such lesser time as may be agreed with the police).

**Late Night Refreshment**

Monday - Sunday 23:00 - 01:00

On no more than 12 occasions annually, the finishing time may be extended to 03:00 hours. Notice of each such occasion shall be given to the police and the licensing authority 10 days prior to the occasion (or such lesser time as may be agreed with the police).

**Supply of Alcohol**

Monday - Sunday 07:00 - 01:00

On no more than 12 occasions annually, the finishing time may be extended to 03:00 hours. Notice of each such occasion shall be given to the police and the licensing authority 10 days prior to the occasion (or such lesser time as may be agreed with the police).
occasion (or such lesser time as may be agreed with the police).

**Opening Hours (Non-standard & Seasonal)**

Non Standard Timings - Opening hours only -

On no more than 12 occasions annually, the finishing time may be extended to 03:00 hours. Notice of each such occasion shall be given to the police and the licensing authority 10 days prior to the occasion (or such lesser time as may be agreed with the police).

**The opening hours of the premises**

<table>
<thead>
<tr>
<th>Day</th>
<th>Hours</th>
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<tbody>
<tr>
<td>Monday</td>
<td>07:00 - 01:00</td>
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<tr>
<td>Tuesday</td>
<td>07:00 - 01:00</td>
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<tr>
<td>Wednesday</td>
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<td>Thursday</td>
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<tr>
<td>Friday</td>
<td>07:00 - 01:00</td>
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<tr>
<td>Saturday</td>
<td>07:00 - 01:00</td>
</tr>
<tr>
<td>Sunday</td>
<td>07:00 - 01:00</td>
</tr>
</tbody>
</table>

**Where the licence authorises supplies of alcohol whether these are on and/or off supplies**

Alcohol may be supplied for consumption on the premises.
Part 2

Name, (registered) address, telephone number and email (where relevant) of holder of premises licence

Trevor Bailey-Fogah

Registered number of holder, for example company number, charity number (where applicable)

Name, address and telephone number of designated premises supervisor where the premises licence authorises the supply of alcohol

Travor Bailey Fogah

Personal licence number and issuing authority of personal licence held by designated premises supervisor where the premises licence authorises the supply of alcohol

Personal Licence No: [redacted] Licensing Authority: [redacted]

Signed:……………………
On behalf of the Head of Consumer Protection and Sustainability

Dated:……………………..
Annex 1 – Mandatory conditions

1 MANDATORY CONDITIONS (Alcohol - on)

Condition A1.

No supply of Alcohol may be made under the Premises Licence:

(a) At a time when there is no Designated Premises Supervisor in respect of the Premises Licence; or
(b) At a time when the Designated Premises Supervisor does not hold a Personal Licence is suspended.

Condition A2

Every supply of alcohol under the Premises Licence must be made, or authorised by a person who holds a Personal Licence.

Condition A3

(1) The responsible person must ensure that staff on relevant premises do not carry out, arrange or participate in any irresponsible promotions in relation to the premises.

(2) In this paragraph, an irresponsible promotion means any one or more of the following activities, or substantially similar activities, carried on for the purpose of encouraging the sale or supply of alcohol for consumption on the premises—

(a) games or other activities which require or encourage, or are designed to require or encourage, individuals to—
   (i) drink a quantity of alcohol within a time limit (other than to drink alcohol sold or supplied on the premises before the cessation of the period in which the responsible person is authorised to sell or supply alcohol), or
   (ii) drink as much alcohol as possible (whether within a time limit or otherwise)

(b) provision of unlimited or unspecified quantities of alcohol free or for a fixed or discounted fee to the public or to a group defined by a particular characteristic in a manner which carries a significant risk of undermining a licensing objective;

(c) provision of free or discounted alcohol or any other thing as a prize to encourage or reward the purchase and consumption of alcohol over a period of 24 hours or less in a manner which carries a significant risk of undermining a licensing objective;

(d) selling or supplying alcohol in association with promotional posters or flyers on, or in the vicinity of, the premises which can reasonably be considered to condone, encourage or glamorise anti-social behaviour or to refer to the effects of drunkenness in any favourable manner;

(e) dispensing alcohol directly by one person into the mouth of another (other than where that other person is unable to drink without assistance by reason of disability).

Condition A4

The responsible person must ensure that free potable water is provided on request to customers where it is reasonably available.

Condition A5
(1) The premises licence holder or club premises certificate holder must ensure that an age verification policy is adopted in respect of the premises in relation to the sale or supply of alcohol.

(2) The designated premises supervisor in relation to the premises licence must ensure that the supply of alcohol at the premises is carried on in accordance with the age verification policy.

(3) The policy must require individuals who appear to the responsible person to be under 18 years of age (or such older age as may be specified in the policy) to produce on request, before being served alcohol, identification bearing their photograph, date of birth and either—
(a) a holographic mark, or
(b) an ultraviolet feature.

Condition A6

The responsible person must ensure that—

(a) where any of the following alcoholic drinks is sold or supplied for consumption on the premises (other than alcoholic drinks sold or supplied having been made up in advance ready for sale or supply in a securely closed container) it is available to customers in the following measures—
(i) beer or cider: ½ pint;
(ii) gin, rum, vodka or whisky: 25 ml or 35 ml; and
(iii) still wine in a glass: 125 ml;

(b) these measures are displayed in a menu, price list or other printed material which is available to customers on the premises; and

(c) where a customer does not in relation to a sale of alcohol specify the quantity of alcohol to be sold, the customer is made aware that these measures are available.

Additional Mandatory Licensing Conditions, Minimum Drinks Pricing:

1. A relevant person shall ensure that no alcohol is sold or supplied for consumption on or off the premises for a price which is less than the permitted price.

2. For the purposes of the condition set out in paragraph 1

(a) "duty" is to be construed in accordance with the Alcoholic Liquor Duties Act 1979
(b) "permitted" price is the price found by applying the formula - P=D+(DxV) where:
(i) P is the permitted price,
(ii) D is the amount of duty chargeable in relation to the alcohol as if the duty were charged on the date of the sale or supply of the alcohol, and
(iii) V is the rate of value added tax chargeable in relation to the alcohol as if the value added tax were charged on the date of the sale or supply of the alcohol;
(c) "relevant person" means, in relation to premises in respect of which there is in force a premises licence
(i) the holder of the premises licence,
(ii) the designated premises supervisor (if any) in respect of such a licence, or
(iii) the personal licence holder who makes or authorises a supply of alcohol under such a licence;

(d)"relevant person" means, in relation to premises in respect of which there is in force a club premises certificate, any member or officer of the club present on the premises in a capacity which enables the member or officer to prevent the supply in question; and
(e)"value added tax" means value added tax charged in accordance with the Value Added Tax Act 1994.
3. Where the permitted price given by Paragraph (b) of paragraph 2 would (apart from this paragraph) not be a whole number of pennies, the price given by that sub-paragraph shall be taken to be the price actually given by that sub-paragraph rounded up to the nearest penny.

4. (1) Sub-paragraph (2) applies where the permitted price given by Paragraph (b) of paragraph 2 on a day ("the first day") would be different from the permitted price on the next day ("the second day") as a result of a change to the rate of duty or value added tax.

(2) The permitted price which would apply on the first day applies to sales or supplies of alcohol which take place before the expiry of the period of 14 days beginning on the second day.
Annex 2 – Conditions consistent with the Operating Schedule

1 GENERAL

On no more than 12 occasions annually, the authorised licensable activities may be provided until 03:00 hours. Notice of each such occasion shall be given to the police and the licensing authority 10 days prior to the occasion (or such lesser time as may be agreed with the police). The police shall retain the power to veto any such occasion.

The supply of alcohol shall cease fifteen minutes prior to the termination of the charter period or final daily scheduled trip. An announcement shall be made by the master of the vessel at that time requesting passengers to finish any drinks.

Non-intoxicating drinks including drinking water shall be available at all times during the permitted hours for licensable activities.

Between the hours of 07:00 to 10:00 the supply of alcohol to persons attending pre-booked functions shall be ancillary to the provision of substantial food.

The service and availability of alcohol under this licence shall remain at the discretion of the master of the vessel at all times.

2 PREVENTION OF CRIME AND DISORDER

Any passenger under the influence of alcohol who becomes abusive or aggressive to the crew or another passenger shall be asked to leave the vessel, and put ashore at the earliest opportunity.

No alcohol shall be permitted to be brought onto the vessel by passengers, unless this has been arranged with the licence-holder at the time of booking.

3 PUBLIC SAFETY

Crew shall be stationed at the entrance/exit gate when passengers are embarking or disembarking.

Passenger numbers for each trip shall be recorded ashore and on board.

4 PREVENTION OF PUBLIC NUISANCE

Live or recorded music shall not be allowed to commence until after the vessel has left the embarkation pier, and shall cease before the vessel arrives at any disembarkation pier.

All performances of Live Music outside the vessel shall be unamplified and cease by 23.00 hours.

All music shall be controlled by noise limiting equipment.

Passengers shall be advised by the crew to leave the vessel in a quiet and orderly fashion and not to do anything which is liable to disturb nearby residents.

5 PROTECTION OF CHILDREN FROM HARM

Alcohol shall not be served to passengers under the age of 18.

Unaccompanied children shall not be allowed to remain on board after 21:00 hours.

When groups of children are on board the vessel, a minimum of one adult supervisor shall be present per 25 children of 16 years and under.
No entertainment, performance, service, nor exhibition involving nudity or sexual stimulation, which would fall within the defined activities of a sex establishment in Schedule 3 to the Local Government (Miscellaneous Provisions) Act 1982 as amended, shall be provided.
Annex 3 – Conditions attached after a hearing by the licensing authority
Annex 4 – Plans
Diagrammatic Sectional Elevation

Length 101 ft 30.72 m
Width 18 ft 5.48 m

Diagrammatic Plan of Upper Decks

Diagrammatic Plan of Saloon Deck

P/V Hurlingham Drawing
Scale 1:100

Thomas Cruises Ltd
Lambeth Pier Albert Embankment
London SE1 7SG Tel: 020-7-328-9009