

Dunn,Thomas

From: Tiedemann,Martin Cllr
Sent: 09 November 2018 18:02
To: Patel,Bina; Licensing; Dunn,Thomas
Subject: Re: NEW CONSULT DATE: Prem2177 - House of Hygge, 41-45 Acre Lane, SW2 5TN (Brixton Hill) Representations by: 29/11/2018 (Grant)

Apologies, I sent the representation below without addressing the sale of alcohol.

I would add that I would be opposed to any licence that allows this venue to become a new vertical drinking establishment without full consideration of the consequences, or that operates until midnight. I would prefer alcohol not to be served at all, because of the potential for public nuisance at and near the venue, and 'licence creep', but at the very least would want to see conditions allowing alcohol only with food and a predominantly seated environment, with an earlier terminal hour.

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Cllr Martin Tiedemann
 Labour & Co-operative councillor for Brixton Hill
www.brixtonhill.net
[@mtiedemann](https://twitter.com/mtiedemann) [@BrixtonHillLab](https://twitter.com/BrixtonHillLab)

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Surgeries: 10-11am first Saturday of each month except August at Roupell Park Community Centre, Hyperion House, Upper Tulse Hill. 6.30-7.30pm third Thursday of each month except August at Blenheim Gardens Community Hub, 23 Prague Place, Blenheim Gardens Estate.

From: Tiedemann,Martin Cllr
Sent: 09 November 2018 17:30:31
To: Patel,Bina; Licensing; Dunn,Thomas
Subject: Re: NEW CONSULT DATE: Prem2177 - House of Hygge, 41-45 Acre Lane, SW2 5TN (Brixton Hill) Representations by: 29/11/2018 (Grant)

Thank you for this.

I would like to make a representation on this application. I believe House of Hygge provides an interesting mix of services for local residents and it may be that the activities described here will help balance other late night activities in the area.

However, I am concerned for the potential for public nuisance, especially in combination with other local establishments, towards the end of the day. This stretch of Acre Lane is residential and already suffers from nuisance arising from local bars and clubs, such as noise and public urination, and criminal behaviour as well. We are keen to maintain dispersal away from the area and to avoid congregation by groups of people. I am therefore opposing the late hours unless I can be satisfied there will be sufficient arrangements to avoid make the issue worse.

I am also led to believe that the current HoH use is not permitted under planning permission and has, I understand, been subject to planning enforcement. There is planning permission dating from just one year

ago for this building to be replaced by flats. <https://modern.gov.lambeth.gov.uk/documents/s93667/41%20Acre%20Lane%2017-03846-FUL.pdf>

While planning permissions are not themselves licensing considerations, I am concerned that the haphazard and uncertain approach with different pop-up uses and unclear future plans does not bode well for licensable activities, where the granting of a licence can create unwelcome precedents for nearby residents who have already seen night-time activity and consequent nuisance spread along Acre Lane without proper planning. Nevertheless I am prepared to see that the licensable activities are in themselves unlikely to cause considerable nuisance if they were to end earlier in the evening.

I may make further representations on this application once I have heard from residents.

Best wishes,

Martin

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Cllr Martin Tiedemann

Labour & Co-operative councillor for Brixton Hill

www.brixtonhill.net

[@mtiedemann](#) [@BrixtonHillLab](#)

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From: Patel,Bina

Sent: 09 November 2018 16:33:59

To: [REDACTED]

Subject: NEW CONSULT DATE: Prem2177 - House of Hygge, 41-45 Acre Lane, SW2 5TN (Brixton Hill) Representations by: 29/11/2018 (Grant)

Dear All,

Please find an amended application form for: Prem2177 – House of Hygge, 41-45 Acre Lane, SW2 5TN (Brixton Hill).

The application has been re-consulted and the new date for **Representations is: 07/12/2018**

The case officer is Tom Dunn - tdunn@lambeth.gov.uk

Regards

Miss Bina Patel

Licensing Manager

London Borough of Lambeth

Public Protection and Regulatory Services

House of Hygge, 41-45 Acre Lane, London, SW2 5TN

As a responsible authority under section 13(4) of the Licensing Act 2003 as amended under the Police and Social Responsibility Act 2011, the Licensing Authority have considered your application in full. The Licensing Authority has concerns in relation to this application and how the premises would promote the following Licensing Objectives:

- Public Nuisance
- Prevention of Crime & Disorder
- Public Safety
- Protection of Children from Harm

Cumulative Impact Area (Saturation Zone)

The premises is not located within the Clapham High Street Cumulative Impact Area as identified within the Council's Statement of Licensing Policy ('The Policy') on pages 30-31

Classification of Area within the policy

Appendix 1 page 30 of the Policy describes the premises as a café. The premises is located on Acre Lane which is classified as a Local Centre which traditionally provides local services for local customers, including an area where there is a parade of shops with economic activity. Therefore the terminal hour recommended in the Policy for premises falling within a Local Centre or Shopping Parade is, Sunday to Thursday 23:00 and Friday to Saturday 00:00.

The application seeks to permit the following licensable activity and operating hours:

Films (Indoors)

Monday to Sunday 09:00 – 23:00

Late Night Refreshment (Indoors)

Monday to Sunday 23:00 – 00:00

Sale of Alcohol (consumption on the premises)

Monday to Sunday 08:00 – 00:00

Hours premises are open to the public

Monday to Friday 08:00 – 00:00

Saturday to Sunday 09:00 – 00:00

Operational Schedule

The applicant has offered a limited operating schedule and therefore the Licensing Authority has made this representation to seek a more robust Operating Schedule to uphold the Licensing Objectives.

If the Committee is minded to grant the application, it is the view of the Council's Licensing Authority that the sale of alcohol should commence at 09:00 Saturday to Sunday in line with the applicants opening times as shown on the application form.

The following conditions are proposed by the Licensing Authority as those appropriate to uphold the Licensing Objectives. These conditions are in addition to those offered by the applicant within the operating schedule of their application.

1. 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.
2. 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.
3. 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 without difficulty, delay or charge.
4. 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.
5. Notices shall be prominently displayed at all exits requesting patrons to respect the needs of local residents and businesses and leave the area quietly.
6. All staff member 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.
7. Customers shall only consume alcohol which has been purchased from the premises.
8. An incident log shall be kept at the premises and retained for a period of 12 months and made available on request to an authorised officer of 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
 - (d) any incidents of disorder
 - (f) any faults in the CCTV system
 - (g) any refusal of the sale of alcohol and the name of the member of staff who refused the sale

- (h) any visit by a relevant authority or emergency service.
9. A direct telephone number for the manager of the premises shall be publicly available at all times that the premises is open. The number is to be made available to residents and businesses in the vicinity. Any complaints shall be remedied within 48 hours and details to be recorded in the incident book including the action taken by the manager.
 10. There shall be no Off Sales of Alcohol
 11. Staff must ensure that all empty glasses and bottles are promptly cleared away from the public areas.
 12. Posters shall be displayed with contact numbers of local licensed cab/taxi firms. This shall also include Cabwise number/app as well.
 13. All deliveries and collections shall take place between the hours 08:00 – 18:00
Monday – Sunday
 14. Outside of the hours authorised for the sale of alcohol and whilst the premises are open to the public, the licence holder shall ensure that all alcohol within the premises (including alcohol behind the counter) is secured in a locked store room or behind locked grilles, locked screens or locked cabinet doors so as to prevent access to the alcohol by customers.
 15. The premises shall operate a proof of age scheme (minimum Challenge 25). Under such scheme the only forms of acceptable identification will be photographic identification cards such as driving licences, passports or proof of age cards bearing the "PASS" mark hologram.
 16. Signage advertising the aforementioned proof of age scheme shall be prominently displayed throughout the premises with a particular emphasis on the alcohol display area and service area.
 17. The number of persons accommodated at the premises shall be not exceed 25 persons (excluding staff).
 18. 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, and the refusal of sales to persons believed to be under the influence of alcohol or drugs. This shall take place every 6 months.
 19. 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.
 20. A minimum of one (1) SIA registered door supervisor shall be employed by the premises from 21:00 until the end of licensable activities.
 21. Between the hours of 21:00 to 00:00 (midnight), licensable activities shall only be provided at pre-booked ticked events.

The following condition has been proposed by the applicant

- Children not allowed in after 7pm

to be replaced with the following condition:

22. Children under the age of 18 shall not be permitted to enter the premises after 19:00.

If the applicant is minded to agree to the above conditions and amend the commencement hour sought for the sale of alcohol Saturday to Sunday to 09:00, the Licensing Authority may consider withdrawing its representation.

Miss Bina Patel
Licensing Manager
21/11/2018



TOTAL POLICING

LX - Lambeth Borough

Lambeth Licensing Authority
3rd Floor,
Civic Centre
6 Brixton Hill,
London
SW2 1EG

3rd Floor,
Civic Centre
6 Brixton Hill,
London,
SW2 1EG

Telephone: 020 7926 1668

Email: Licensing-LX@met police.uk

Application: House of Hygge, 41 Acre Lane

7th December 2018

Dear Ola OJOWORI

I write on behalf of the Commissioner of Police for the Metropolis to raise a representation against the grant of the above application on the ground(s) of the following Licensing Objectives; Prevention of Crime & Disorder, Public Safety and Preventing Public Nuisance.

This application is for a new grant at 41 Acre Lane, initially the application was unclear as to what hours were being requested. I contacted the applicant and this issue was cleared up, there was good communication while sorting this issue. However, when I sent my list of proposed additional conditions, I received no reply. I followed up this e-mail the day before the final representations date and still received no reply. The conditions I sent are essential for promoting the licensing objectives as they include the requirement for CCTV, incident logs and what constitutes a suitable form of ID for age verification. Without an agreement to these conditions from the applicant, I must respectfully request that the application not be granted.

Yours Sincerely,

Police Constable Joe Farrelly 850LX.