This is an application to vary a current premises licence to allow the premises to sell bottled beer which is 6% ABV or over, such as Dragon Stout and Guinness Foreign Extra.

The current licence has the following condition attached to its Operating Schedule:

- There will be no sales/supplies of beers, ales, lagers or ciders or anything similar of 6% ABV or above.
Consultation Information:

<table>
<thead>
<tr>
<th>Department(s) or Organisation(s)</th>
<th>Consulted (Y/N)</th>
<th>Date Response Received</th>
<th>Comments summarized in report (Y/N)</th>
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<tr>
<td><strong>Internal</strong></td>
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Policy implications:

*Licensing Objectives (chapters 5 to 9, pages 12 to 20 of the policy)*

The Licensing Objectives engaged by this application are:
- Prevention of Public Nuisance
- Public Safety
- Prevention of Crime and Disorder
- Protection of Children from Harm

*Special Policy Area (chapter 15 and appendix 2, pages 24 and 31 of the policy)*

The premises is not located in the Cumulative Impact Zone.

*Crime and Disorder (chapter 6 and appendix 7, pages 14 to 15 and 38 to 40 of the policy)*

The Policy details that for a premises selling alcohol for consumption off the premises, the following should be considered:
- Will there be a restriction on the sales/supplies of beers, ales, lagers or ciders or anything similar of 6% ABV or above, excluding the sale of specialist branded alcoholic beverages.

Note: The above are not absolute and are intended as a guide for applicants to consider when completing their operating schedules. Each application will be considered on its own merits. Applicants seeking authorisation outside the Policy should provide detailed evidence as to why their application will not have a negative impact on the licensing objectives.
1. **Application:**

1.1 This is an application to vary a Premises Licence under section 34 of the Licensing Act 2003.

1.2 The current licence authorises the Sale of Alcohol for:

   Monday to Sunday 07:00 – 00:00

1.3 The current opening times stated on the licence are:

   Monday to Sunday 00:00 – 00:00 (24hrs)

1.4 The application is seeking to vary the current Operating Schedule to remove condition 9 to allow the sale/supply of beers, ales, lagers, ciders or anything similar over 6%. The applicant has indicated that this is to allow the premises to provide Dragon Stout and Guinness Foreign Extra. The current condition reads:

   - There will be no sales/supplies of beers, ales, lagers or ciders or anything similar of 6% ABV or above.

A copy of the application form is attached to this report as **Annex A**

A copy of the current premises licence is attached to this report as **Annex B**

2. **Representations:**

2.1 A total of three (3) representations were received against the application from the responsible authorities; Metropolitan Police Service, Trading Standards and Licensing. The representations are based on the licensing objectives of the prevention of public nuisance, public safety, prevention of crime and disorder and protection of children from harm.

2.2 Redacted copies of the representations were provided to the applicant and are attached to the report as **Annex C**. Trading Standards have supplied supporting documentation with their representation, this is attached to the report as **Annex Ci**.

2.3 During the application process the 28 day consultation period was restarted, therefore the last date for making representations was the 11th December 2018.

3. **Background History:**

3.1 The current licence has been valid since 9th August 2012.
3.2 The premises are located on Stockwell Road which is in close proximity to residential properties. This off-licence neighbours a William Hill gambling premises and an alcohol on-licensed premises named Café Bar Madeira.

3.3 Stockwell, Brixton Underground and Brixton Train Station are located approximately a 10 minute walk from the premises. These stations service the Victoria, Northern Line and Southeastern trains. Other transport links are available including bus routes on Stockwell Road.

3.4 The premises have no dedicated car parking.

4. Observations:

4.1 The parts of the Statutory Guidance (April 2018) which are particularly relevant to this application and the representations received are Chapters:

- 2 – The Licensing Objectives;
- 3 – Licensable Activities;
- 8 – Applications for Premises Licences;
- 9 – Determining Applications;
- 10 – Conditions Attached to Premises Licenses and Club Premises Certificates;

4.2 The parts of the Statement of Licensing Policy that are particularly relevant to this application and the representations are Sections:

- 4. Location of Premises and Hours of Operation
- 5. The Licensing Objectives
- 6. Prevention of Crime and Disorder
- 7. Public Safety
- 8. Prevention of Public Nuisance
- 9. Protection of Children from Harm
- 16. Applications
  Appendix1 – Preferred Hours
  Appendix 4 – Premises Types
  Appendix 6 – Applications
  Appendix 7 – Crime & Disorder
  Appendix 8 – Public Safety
  Appendix 9 – Public Nuisance
  Appendix 10 – Protection of Children

5. Conclusion:

5.1 Members are required to consider the application in light of all the relevant information, and if approval is given, may attach such conditions appropriate to promote the licensing objectives.

5.2 The options available to Members of the Licensing Sub Committee are;
1 – Grant the application as it currently stands.

2 – Grant the application subject to such conditions as the authority considers appropriate for the promotion of the licensing objectives.

3 – Exclude from the scope of the licence any of the licensable activities to which the application relates.

4 – Reject the application.

Annexes:

<table>
<thead>
<tr>
<th>Annex</th>
<th>Description</th>
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<tbody>
<tr>
<td>A</td>
<td>Application form</td>
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<tr>
<td>B</td>
<td>Current Premises Licence</td>
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<tr>
<td>C</td>
<td>Representations</td>
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<tr>
<td>Ci</td>
<td>Trading Standards Supporting Documentation</td>
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Reference Documents:

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<td>Local Government Act 1972</td>
<td>Access to information documents used in the preparation of this report</td>
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<tr>
<td>1</td>
<td>The Licensing Act 2003 (“the Act”)</td>
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<td>2</td>
<td>Amended Guidance issued under Section 182 of the Licensing Act 2003 (April 2018) (“the Guidance”)</td>
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<td>3</td>
<td>Lambeth Statement of Licensing Policy 2014 (“the Policy”)</td>
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