



The Adventure Bar, 38 Clapham High Street, SW4 7UR (Prem398)

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)

In accordance with the council's statement of Licensing Policy, Page 55 Appendix 10 the premises falls within the area designated as an area of special interest in Clapham which means that applicants for premises falling within that zone must prove conclusively in their operational schedule why their application for a premises licence should be granted and it is therefore important that applicants show that they have properly considered the impact on the locality of their application.

The policy creates a rebuttable presumption that any new applications for premises licences or club premises certificates, along with any major variations that could impact negatively on the licensing objectives will be refused, unless the applicant can demonstrate that there will be no negative impact on any of the licensing objectives.

Classification of Premises and Area within the policy

According to the current Licensing Policy, Appendix 7 pages 47, the premises is located in a District Centre.

According to the current Licensing Policy, pages 41-42, the premises is located in a district town centre. The hours recommended in the policy for this kind of business in this location are 00:00 hours on Sunday to Thursday and 01:00 hours on Friday and Saturday.

Variation

The application is seeking to extend the hours for licensable activities consisting of Recorded Music, Sale of Alcohol (on & Off) and Late Night Refreshment **by 3 hours** Monday to Wednesday from 23:00 to 03:00 and **by 2 hours** on Thursday from 01:00 to 03:00.

The applicant is also seeking to **extend the opening hours to 03:30 Monday to Thursday** in line with the extension of hours sought for licensable activities.

This variation is not seeking any amendments to the authorised hours for Friday, Saturday or Sunday

The applicant indicates within their application that the hours sought will not affect the licensing objectives, however the Licensing Authority has not received any evidence to support this claim.

The premises already benefits from hours stipulated within our policy and the additional hours sought are significantly in excess of the Policy hours and the applicant has not offered any information as to they will address the licensing objectives during the additional hours sought.

The Authority has concerns that increasing the hours for Monday – Thursday within our CIZ will lead to more public nuisance, by patrons dispersing from the premises during the night when residents are likely to be sleeping. Should this application be granted, it is probable that with alcohol being made available for longer at more premises within the Clapham area, there will be an increase to intoxicated persons and crime and disorder.

For the reasons above the Licensing Authority suggests this application would affect the licensing objectives in an adverse manner and it is therefore recommended that the application be refused.

Bina Patel
Licensing Manager
24th September 2019



**METROPOLITAN
POLICE**

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TERRITORIAL POLICING

LX - Lambeth Licensing & Night
Time Economy Team
Civic Centre, 3rd Floor,
6 Brixton Hill,
SW2 1EG

10th September 2019

Contact: PC Mike Constable

Miss Bina Patel
Licensing Manager
Lambeth Borough Council

RE: Variation , Adventure Bar, 38 Clapham High Street, SW4 7UR

Dear Miss Bina Patel

I write on behalf of the Commissioner of police for the Metropolis to make a representation, on the grounds of the following Licensing Objectives;

- The prevention of public nuisance.
- The prevention of crime and disorder.
- Public safety.

The applicant has requested the following:

Recorded Music

Friday & Saturday 17:00 - 02:00
Monday - Thursday 17:00 - 03:00
Sunday 17:00 - 00:00

Late Night Refreshment

Friday & Saturday 23:00 - 00:00
Monday - Thursday 23:00 - 03:00
Sunday 23:00 - 00:00

Sale by Retail of Alcohol

Friday & Saturday 11:00 - 02:00
Monday - Thursday 11:00 - 03:00
Sunday 11:00 - 00:00

Location

This application is located within Clapham High Street which has a Cumulative Impact Zone, and is referenced in London Borough of Lambeth's Statement of Licensing Policy 2019 – 2024.

‘13.1 At the time this policy was drafted there was one designated cumulative impact area, centred on Clapham High Street. Details are at Appendix 10. This creates a rebuttable presumption that applications for new licences and variations for longer hours will be refused providing a relevant representation has been received. ‘

‘Appendix 10: Clapham Cumulative Impact Policy

On the 9th November 2011 the Authority resolved that a Cumulative Impact Policy be adopted for Clapham High Street be put in place and incorporated into the Authority's current Statement of Licensing Policy. This policy came into effect from the 10th November 2011.

The policy creates a rebuttable presumption that any new applications for premises licences or club premises certificates, along with any major variations that could impact negatively on the licensing objectives will be refused, unless the applicant can demonstrate that there will be no negative impact on any of the licensing objectives.’

Policing the Night Time Economy

Further to this Clapham High Street suffers from high intoxication levels. This has led to alcohol related crime taking place. Ranging from sexual assaults, violence against the person, thefts, robberies, etc. It is acknowledged that the applicant does not in any means contribute to this.

This is of concern for Police, intoxication levels have been mentioned at weekly briefings delivered by Police to Licensed Premises fortnightly on Friday at 8pm. I have done this for several years.

The Metropolitan Police have Operation Equinox running, which is a Police led operation in which officers conduct high visibility patrols across London. Police officers are engaging with night-time economy users and premises management in a drive to reduce the number of people being put at risk harm. This is to reduce the violence with injuries directly related to alcohol. An increase in hours for this premises will strain Police resources, and most likely Ambulance Services as well.

Clapham's Night Time Economy normally starts to take place at approximately midnight on Friday and Saturday.

From their application it states:

‘The applicant considers that being able to keep customers in its premises and operate later on these “school nights” when it is less busy will not have an adverse impact on the Licensing Objectives nor on the Clapham High Street saturation zone where the premises sit.’

There has been nothing submitted to support this what so ever, nor any additional conditions offered.

Conclusion

- There is the potential for more alcohol in the High Street.

Area is already saturated in the High Street. The area suffers from high intoxication levels, this has led to those being victims of crime and being taken advantage of. We seek to stop this as a matter of urgency.

- Not provided any material that this will not have a negative impact on the area.

It is acknowledged that this venue has a current premises license, however the policy is very clear. A cumulative impact zone has been put in for a good reason.

It is recommended that this is not granted as it will encourage more people to get intoxicated, and to stay in Night Time Economy already busy enough as it is.

Yours sincerely,

Mike Constable | PC 1596AS - Licensing & Night Time Economy Team |

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

Thomas Dunn

From: Cllr Linda Bray
Sent: 25 September 2019 18:04
To: Licensing
Cc: Ola Owojori; Mercy Okorosobo
Subject: Adventure Bar, 19/00275/PRMVAR

Dear Colleagues,

I wish to make a representation against this variation application under the licensing objectives concerning Prevention of Public Nuisance, Public Safety and Prevention of Crime and Disorder.

According to the present licensing policy this area is designated as a District Centre and the recommended terminal hour for public houses and bars and clubs in this policy is Monday-Thursday 12 midnight. Also, the premises is within the Clapham High Street cumulative impact zone as identified within the current Council's statement of licensing policy.

The applicant has not demonstrated that there will be no negative impact on the licensing objectives as a result of increased hours for supplying alcohol up to 3am.

The premises is situated in an area of Clapham High street where there are many residential dwellings above, opposite and behind the premises. There is a likelihood that patrons leaving the premises, and cars coming to pick them up, will create noise which will result in residents having their sleep disturbed during weekday nights. Moreover, residents in the vicinity may be subjected to antisocial behaviour by patrons leaving the premises such as shouting, rowdiness, littering, street urination and vomiting (as they are already on Friday and Saturday nights).

Clapham High Street suffers from high intoxication levels. This has led to alcohol-related crime taking place ranging from sexual assaults, violence against the person, thefts, robberies, etc.

I am aware from attending Neighbourhood Police forums that this is of great concern to the Police. According to police statistics, the proportions of violent incidents that are alcohol-related increase as the afternoon and evening progresses, with 83% of violent incidents occurring between 10pm and midnight. A similarly large proportion (84%) of incidents occurring between midnight and 6am are alcohol-related.

On Friday and Saturday nights, the police are assisted by wardens employed by the Clapham BID, but this assistance will not be available during the week.

An increase in hours for this premises will strain Police resources, and most likely Ambulance Services as well.

For the reasons above, this application should be refused.

Yours faithfully,

Linda Bray
Counsellor for Clapham Town ward