



Licensing Sub-Committee Report

Item No:

2

Title of Report:

Unnamed, 170 Norwood Road
London
SE27 9AZ

Applicant:

Kayalnila Kandeepan

Application Type:

Premises Licence (new application)

Application Date:

21st August 2019

Ward:

Thurlow Park

Premises Type:

Takeaway

Policy Context:

Lambeth Statement of Licensing Policy

Report Author:

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Application Summary:

This is an application for a Premises Licence (new application) to allow authorisation for **Late Night Refreshment**

Consultation Information:			
Department(s) or Organisation(s)	Consulted (Y/N)	Date Response Received	Comments summarized in report (Y/N)
<u>Internal</u>			
Health & Safety Section	Y		
Noise Service	Y	10.10.19	Y
Social Services	Y		
Licensing Service	Y	10.10.19	Y
Planning	Y		
Trading Standards	Y		
<u>External</u>			
Fire Authority	Y		
Police Licensing Unit	Y		
Health Authority	Y		

Policy implications:
<p>The Licensing Objectives engaged by this application are;</p> <ul style="list-style-type: none"> • Prevention of Public Nuisance • Prevention of Crime & Disorder • Public Safety • Protection of Children from Harm <p><u>Special Policy Area (chapter 13 and appendix 10, pages 26 and 59 of the policy)</u></p> <p>Not applicable</p> <p><u>Hours policy (chapter 14 and appendix 51, pages 27 to 28 and 46 to 50 of the policy)</u></p> <p>The premises is classified within Lambeth's Licensing Policy (the Policy) as a Takeaway</p> <p>The premises are operated as a Takeaway. The Policy recommends a terminal hour of 00:00 hours on Sunday to Thursday and 01:00 hours on Friday and Saturday for premises of this kind in District Centres.</p> <p>Note: The hours 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 hours later than those indicated in the Policy should provide detailed evidence as to why their application will not have a negative impact on the licensing objectives.</p>

1. Application:

1.1 This is an application for a Premises Licence (new application) under section 17 of the Licensing Act 2003

1.2 The application is seeking authorisation for:

Late Night Refreshment

Monday - Sunday 23:00 - 01:00

It is proposed to open the premises to the public during the following times:

Monday - Sunday 10:00 - 01:00

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

A copy of the plans are attached to this report as Annex B

2. Representations:

2.1 Representations were received against the application from the Licensing Service and Public Protection, based on all the licensing objectives.

2.2 The responsible authorities are concerned that the premises have been observed on a few occasions providing licensable activity without any authorisation and they believe the application if granted may lead to an increase in public nuisance in the area. Copies of the representations were provided to the applicant's agent and are attached to this report at **Annex C**.

2.3 The responsible authorities have proposed conditions for the consideration of the applicant and which the Sub-Committee is asked to impose should it be minded to grant the application. The conditions are attached to this report at **Annex D**

2.4 The last date for making representation was 10th October 2019.

3. Current Licence:

3.1 The premises are currently not licensed.

4. Background History:

4.1 The premises are operated as a takeaway and it was observed and was found to have provided licensable activities without authorisations.

4.2 The premises is on a double red line route and has no dedicated car parking for its customers. The premises is within easy access to Tulse Hill rail station and 24 hours public buses towards south and central London destinations.

5. Observations:

5.1 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 Licences and Club Premises Certificates;

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

- 5. The Licensing Objectives:
- 6. General Principles
- 14. Hours of sale and location
- Appendix 1 – Measures to promote the prevention of crime and disorder
- Appendix 2 – Measures to promote public safety
- Appendix 3 - Measures to promote the prevention of public nuisance
- Appendix 4 - Measures to promote the protection of children from harm
- Appendix 5 – Types of premises and recommended hours by type of location
- Appendix 6 - Types of premises and potential impact
- Appendix 7 - Major, District and Local Town Centres and South Bank Strategic Cultural Area

6. Conclusion:

6.1 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.

6.2 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.

Appendices:

Annex A – Application
Annex B - Plan
Annex C – Representations
Annex D – Proposed conditions

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 Amended Guidance issued under Section 182 of the Licensing Act 2003 (April 2018) (“the Guidance”)
- 3 Lambeth Statement of Licensing Policy 2019 - 2024 (“the Policy”)