



Licensing Sub Committee Report

Item No:

5

Title of Report:

Hurlingham (Passenger Vessel)
Lambeth Pier, Albert Embankment
London, SE1 7SG

Applicant:

The Commissioner of the Metropolitan Police

Application Type:

Review following 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:

Mr Tom Dunn

Contact Details:

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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:			
Department(s) or Organisation(s)	Consulted (Y/N)	Date Response Received	Comments summarized in report (Y/N)
<u>Internal</u>			
Health & Safety Section	Y	-	N
Noise Service	Y	-	N
Social Services	Y	-	N
Licensing Authority	Y	08/11/2019	Y
Planning	Y	12/11/2019	N
Trading Standards	Y	-	N
<u>External</u>			
Fire Authority	Y	-	N
Police Licensing Unit	N	Applicant	Y
Health Authority	Y	-	N
Port of London Authority	Y	13/11/2019	Y

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

1. Application
<p>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 of the Licensing Act 2003.</p> <p>1.2 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 Officers being required to deal with the incident. Due to the level of violence Police Officers utilised PAVA incapacity spray, batons. An “urgent assistance” radio call was made, which resulted in further Police resources being diverted to the incident.</p> <p>1.3 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.</p> <p>1.4 A copy of the application is attached as Annex A</p> <p>1.5 A copy of the signed certificate is attached as Annex B</p>

- 1.6 The Police have submitted supporting information in respect of this review, which can be seen at **Annex C**.
- 1.7 The Metropolitan Police have CCTV footage to accompany this review. This footage has been shown to the licensee and will be made available to the Licensing Sub-Committee.
- 1.8 A summary review hearing was held on 1st November 2018 following receipt of the review notice and certificate. The Sub-Committee resolved to impose additional conditions upon the premises licence as an interim step. A copy of the decision notice from that hearing is attached as **Annex D**.

2. Representations:

- 2.1 Twenty two (22) representations in support of the summary review application have been received by the Licensing Authority. Their representations are based on the Licensing Objectives;
- Prevention of Crime and Disorder
 - Prevention of Public Nuisance
 - Public Safety
- 2.2 The representations received have been submitted by the Licensing Authority, London Port Health Authority, a Southwark Councillor and 19 other persons.
- 2.3 The Licensing Authority, London Port Health Authority, Amir Eden, David Green, Michelle Lovric and Dessi Petkova have submitted supporting video and voice clips in respect of this application. These are available for the Licensing Sub-Committee and have been provided to the licensee.
- 2.4 Copies of the representations and supporting documents are attached as **Annex E**.

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.
- 3.3 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 F**.

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

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.

6. Conclusion:

- 6.1 Members are required to consider the application in light of all the relevant information. The Licensing Sub-Committee may take such steps as are appropriate for the promotion of the licensing objectives.
- 6.2 The options available to Members of the Licensing Sub Committee are;
- 1 - To modify the conditions of the licence
 - 2 - To remove a licensable activity from the scope of the premises licence
 - 3 - To remove the designated premises supervisor from the licence
 - 4 - To suspend the premises license for a period of 3 months
 - 5 - To revoke the premises licence
 - 6 - To take no action
- 6.3 Where the authority modifies a condition of the licence or removes a licensable activity it may provide that this takes effect for such period as it may specify (but not exceeding three months)
- 6.4 Members must also consider the interim steps imposed previously and determine whether it is appropriate and proportionate for those interim steps to remain in place or whether they should be modified or withdrawn.

Appendices:

Annex A – Application Form
Annex B – Signed Certificate from Superintendent Howells
Annex C – Supporting Evidence from the Police
Annex D – Licensing Sub-Committee Decision Notice
Annex E – Representations received
Annex F – Premises Licence
Annex G – Plan accompanying the 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. Revised Section 182 Statutory Guidance (April 2018)