<table>
<thead>
<tr>
<th>Item No:</th>
<th>1</th>
</tr>
</thead>
<tbody>
<tr>
<td>Title of Report:</td>
<td>Three Lions Restaurant 125 South Lambeth Road London SW8 1XA</td>
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<tr>
<td>Applicant:</td>
<td>Mr Jose Alberto Loureiro Albuquerque</td>
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<tr>
<td>Application Type:</td>
<td>Premises Licence (variation application)</td>
</tr>
<tr>
<td>Application Date:</td>
<td>12th May 2020</td>
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<tr>
<td>Ward:</td>
<td>Stockwell</td>
</tr>
<tr>
<td>Premises Type:</td>
<td>Restaurant/cafe/</td>
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<tr>
<td>Policy Context:</td>
<td>Lambeth Statement of Licensing Policy 2019 - 2024</td>
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<tr>
<td>Report Author:</td>
<td>Mr Ola Owojori</td>
</tr>
<tr>
<td>Contact Details:</td>
<td><a href="mailto:owojori@lambeth.gov.uk">owojori@lambeth.gov.uk</a> 020 7926 1649</td>
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<tr>
<td>Application Summary:</td>
<td>This is an application to vary the Premises Licence to allow authorisation for Sale of Alcohol (Off Sales)</td>
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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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<tbody>
<tr>
<td><strong>Internal</strong></td>
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<tr>
<td>Health &amp; Safety Section</td>
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<tr>
<td>Noise Service</td>
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<td>03/06/20</td>
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<td>Social Services</td>
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<td>Planning</td>
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<td><strong>External</strong></td>
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<td>Fire Authority</td>
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<td>Police Licensing Unit</td>
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<td>04/06/20</td>
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<tr>
<td>Health Authority</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
- Prevention of Crime & Disorder
- Public Safety
- Protection of Children from Harm

*Special Policy Area* (chapter 13 and appendix 10, pages 26 and 59 of the policy)

Not applicable

*Hours policy* (chapter 14 and appendix 51, pages 27 to 28 and 46 to 50 of the policy)

The premises are classified within Lambeth’s Licensing Policy (the Policy) as a Restaurant/Café

The Policy recommends **23:00 hours on Sunday to Thursday and 00:00 hours on Friday and Saturday** as terminal hour for premises of this kind in a Residential area or Local centre shopping parade

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.
1. **Application:**

1.1 This is an application to vary the Premises Licence (variation application) under section 34 of the Licensing Act 2003

1.2 The application seeks to authorise sale of alcohol for consumption off the premises on:

- Monday to Thursday 10:00 – 23:00 hours
- Friday to Saturday 11:00 – 00:00 hours
- Sunday 11:00 – 23:00 hours

The hours sought were amended as above following the agreement of conditions proposed by the Licensing Authority.

The times the premises are open to the public remain unchanged as:

- Monday to Saturday 07:00 - 00:00
- Sunday 08:00 – 23:30

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

2. **Representations:**

2.1 11 representations were received against the application from, one ward Councillor and 10 local residents. The representations are based on the licensing objectives of the prevention of crime and disorder, prevention of public nuisance, public safety and protection of children from harm.

2.2 The objectors are concerned that the premises had not adhered to the conditions on the existing premises licence and the application if granted will lead to an increase in anti-social behaviour by patrons congregating on the pavement.

2.3 Redacted copies of the representations were provided to the applicant’s agent and are attached to this report as **Annex B**.

2.4 The applicant has agreed the conditions proposed by the Police, Public Protection and the Licensing Authority and their representations were withdrawn. The list of the agreed conditions is attached to this report as **Annex C**

2.5 The objectors have been notified of the agreement between the applicant and the Responsible Authorities, one had withdrawn their representation and the others wish to maintain their representations.

2.6 The last date for making representation was 9th June 2020.

3. **Current Licence:**

3.1. The premises are currently licensed for sale of alcohol for consumption on the premises only and a copy is attached to this report as **Annex C**
4. **Background History:**

4.1 The premises were licensed in 2005. The current licence holder and designated premises supervisor Jose Alberto Loureiro Albuquerque was appointed was in place on 28th July 2016.

4.2 The premises have a history of non-compliance having used the basement for licensable activities and sold alcohol for consumption off the premises without appropriate authorisation. There is also a history of complaints from residents, as stated in their representations.

4.3 The premises has no dedicated car parks for its customers, but it is accessible by 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 Licenses 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. The Prevention of Crime and Disorder
- 7. Public Safety
- 8. Prevention of Public Nuisance
- 9. Protection of Children from Harm
- 16. Applications

Appendix 1 – Preferred Hours
Appendix 3: Major, District and Local Town Centres and South Bank Strategic Cultural Area
Appendix 4 – Premises Types
Appendix 6 – Applications
Appendix 7 – Crime and Disorder
Appendix 8 – Public Safety
Appendix 9 – Public Nuisance
Appendix 10 – Protection of Children from Harm

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. To modify the conditions of the licence
2. To reject the whole or part of the application and for this purpose the conditions of the licence are modified if any of them is altered or omitted or any new condition is added

Appendices:

Annex A – Application
Annex B – Representations
Annex C – Consolidated list of proposed conditions
Annex D – Existing Premises Licence

Reference Documents:

<table>
<thead>
<tr>
<th>Local Government Act 1972 – Access to information documents used in the preparation of this report</th>
<th>1 The Licensing Act 2003 (“the Act”)</th>
</tr>
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<tbody>
<tr>
<td></td>
<td>2 Amended Guidance issued under Section 182 of the Licensing Act 2003 (April 2018) (“the Guidance”)</td>
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<tr>
<td></td>
<td>3 Lambeth Statement of Licensing Policy 2019 - 2024 (“the Policy”)</td>
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