



LICENSING SUB-COMMITTEE REPORT

Item No:

3a.

Title of Report:

Juceeys
LG03 Lincoln House, 1-3 Brixton Road, London, SW9 6DE

Applicant:

Mr D'Adrian Tomlin

Application Type:

Premises Licence (Grant)

Application Date:

15 December 2020

Ward:

Vassall

Premises Type:

Off-licence – Internet Sale Distributions

Policy Context:

Lambeth Statement of Licensing Policy 2019- 2024

Report Author:

Tom Dunn

Contact Details:

020 7926 1866

tdunn@lambeth.gov.uk

Application Summary:

This is an application for a new premises licence authorising the sale of alcohol for consumption off the premises via internet sales.

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	-	
Social Services	Y	-	
Licensing Service	Y	11/01/2021	Y
Planning	Y	12/01/2021	N
Trading Standards	Y	-	
<u>External</u>			
Fire Authority	Y	18/12/2020	N
Police Licensing Unit	Y	12/01/2021	Y
Health Authority	Y	-	

Policy implications:
<p><u>Licensing Objectives (chapter 5, pages 9 to 15 and Appendices 1 to 4, pages 41 to 45 of the policy)</u></p> <p>The Licensing Objectives engaged by this application are;</p> <ul style="list-style-type: none"> • The prevention of crime and disorder • Public safety • The prevention of public nuisance • The protection of children from harm <p><u>Types of Premises and Recommend Hours (appendix 5, pages 46 to 47 and appendix 6, pages 48 to 50 of the policy)</u></p> <p>The premises are a unit located within Kennington Park Business Centre. The applicant seeks to provide alcohol for consumption off the premises via internet sales only.</p> <p>The business park is located on Brixton Road, which according to the current Licensing Policy, Appendix 7 page 54, is deemed to be a Local Centre / Shopping Parade. Local Centres have traditionally provided a range of small shops of a local nature, serving a small catchment. Typically, Local Centres might include shops, a small supermarket, newsagent, sub-post office and a pharmacy. Other facilities may include a hot food takeaway and launderette.</p> <p>The recommended hours within the policy for premises in a Local Centre / Shopping Parade is Monday to Sunday 11:00 to 23:00</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</p>

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 for a premises licence under section 17 of the Licensing Act 2003.
- 1.2 The applicant is seeking authorisation for the sale of alcohol for consumption off the premises, during the following times:

Monday – Sunday 09:00 – 02:00
- 1.3 Originally the application sought the sale of alcohol from 00:00 – 00:00 (24/7) Monday to Sunday. However, following mediation with the Licensing Authority, this has been reduced to 09:00 – 02:00.
- 1.4 The applicant has confirmed the premises will not be open to members of the public and this application relates to internet sales only.
- 1.5 A copy of the application form and plan are attached as **Annex A**.

2. Representations:

- 2.1 There have been two (2) representations received against this application. These were from the Metropolitan Police Service and, Lambeth's Licensing Authority.
- 2.2 The representations are based on the licensing objectives; the prevention of crime and disorder and the prevention of public nuisance.
- 2.3 Both representations raise concerns relating to the hours sought (24/7) and they both propose amended timings and additional conditions.
- 2.4 The last date for making representations was 12 January 2021.
- 2.5 Copies of the representations were provided to the applicant and are attached at **Annex B**.
- 2.6 The applicant has agreed with the Licensing Authority several additional conditions, as can be seen at **Annex C**. As a result of these agreed conditions and reduction in licensable hours to 09:00 – 02:00 Monday – Sunday, the Licensing Authority have withdrawn their representation.

3. Current Licence:

3.1 There is no licence in place for Lincoln House. However, there are multiple units at 1-3 Brixton Road which hold a premises licence:

19/00293/PRMNEW – Hank & Ginger Café, 1-3 Brixton Road

16/00310/PRMNEW – Dance Flow Academy, Unit 3 Ground Floor, 1-3 Brixton Road

13/00673/PRMMIN – IDrink24, Unit 106, 1-3 Brixton Road

4. Background History:

4.1 The premises are located on Brixton Road near Kennington Park, this area is well served by public transport with Oval Underground Station (Northern Line), within a 5-minute walk from the premises. The area also has good access to bus routes, some of which operate 24/7.

4.2 There is no history of noise complaints or enforcement action recorded on the licensing file for this premises.

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;

16 – Regulated Entertainment.

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

Policy 1: Process for applications

Policy 3: Partnership working

Policy 4: Enforcement approach

Policy 8: Hours of sale and locations

Appendix 1: Prevention of Crime and Disorder

Appendix 2: Public Safety

Appendix 3: Prevention of Public Nuisance

Appendix 4: Protection of Children from Harm

Appendix 5: Types of premises and recommended hours

Appendix 6: Types of premises and potential impact

Appendix 8: What to expect from a Licensing Sub-Committee Hearing

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 necessary 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 - To refuse to specify the individual named in the applications as the DPS
 - 5 – Reject the application.

Annexes:

- Annex A – Application form and plan
Annex B – Representations
Annex C – Agreed additional conditions with the Licensing Authority

Reference Documents:

Local Government Act 1972 – Access to information documents used in the preparation of this report	<ol style="list-style-type: none">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”)
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