



# Licensing Sub-Committee Report

**Item No:**

2

**Title of Report:**

Canova Hall  
250 Ferndale Road, London  
SW9 8FR

**Applicant:**

Metropolitan Police Service & Public Protection

**Application Type:**

Temporary Event Notices (TEN)

**Application Date:**

4<sup>th</sup> March May 2021

**Ward:**

Ferndale

**Premises Type:**

Bar

**Policy Context:**

Lambeth Statement of Licensing Policy 2019 - 2024

**Report Author:**

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**Application Summary:**

This is an application by the Metropolitan Police Service and Public Protection for a counter notice to be issued against a Temporary Event Notices.

<b>Consultation Information:</b>			
Department(s) or Organisation(s)	Consulted (Y/N)	Date Response Received	Comments summarized in report (Y/N)
<b><u>Internal</u></b>			
Noise Service	Applicant	09/03/21	Y
<b><u>External</u></b>			
Police Licensing Unit	Applicant	09/03/21	Y

<b>Policy implications:</b>
<p><b><u>Licensing Objectives (chapter 5, pages 9 to 15 of the policy and appendices 1 to 4, pages 41 to 45)</u></b></p> <p>The Licensing Objectives engaged by this application are:-</p> <p><b>Prevention of Public Nuisance, Prevention of Crime &amp; Disorder</b></p> <p><b><u>Temporary Events (policy 6, pages 23 to 25)</u></b></p> <p>Where a TEN is given for a premises which holds an existing premises licence, it is expected that any existing conditions on the licence will be maintained for the purposes of the TEN.</p>

<b>1. Application:</b>
<p>1.1 Mr Darren Rumbelow on 4<sup>th</sup> March 2021 gave the Licensing Authority a Temporary Event Notice (TEN) under section 100 of the Licensing Act 2003.</p> <p>1.2 The Notice will authorise the following licensable activities:</p> <ul style="list-style-type: none"> <li>• <b>sale by retail of alcohol</b></li> <li>• <b>late night refreshment</b></li> </ul> <p>1.3 It is proposed to provide these activities to no more than 200 persons at the premises as follows - 30<sup>th</sup> and 31<sup>st</sup> May 2021; 23:30 - 02:00 hours</p> <p>1.4 A copy of the notice is attached to this report as <b>Annex A</b></p>

<b>2. Representations:</b>
<p>2.1 An objection notice was received from the Metropolitan Police Service &amp; Public Protection on 9<sup>th</sup> March 2021. The objections engage with the licensing objectives of the prevention of public nuisance and prevention of crime and disorder.</p> <p>2.2 Both responsible authorities are concerned that the request for an increase in the premises hours will facilitate further alcohol consumption, which could lead to an increase in criminality and anti-social behaviour.</p>

- 2.3 The last date for giving an objection notice was 9<sup>th</sup> March 2021.
- 2.4 A copy of the objections have been provided to the applicant and are appended to this report as **Annex B**.
- 2.5 In response to the objections made by the authorities, the applicant has provided supporting information. This information hasn't addressed the concerns of the Police and Public Protection. A copy of the additional information and correspondence between the notice giver and both responsible authorities can be seen at **Annex C**.

### **3. Current Licence:**

- 3.1 There is a valid premises licence in place for this address, licence number Prem2011 which authorises the following licensable activities to the stated hours:

**Late Night Refreshment**

Sunday - Wednesday 23:00 - 00:00

Thursday 23:00 - 01:00

Friday & Saturday 23:00 - 02:00

**Sale by Retail of Alcohol (On and Off)**

Sunday - Wednesday 10:00 - 23:30

Thursday 10:00 - 00:30

Friday & Saturday 10:00 - 01:30

None Seasonal Timings:

Thursday (01:30 subject to condition 44)

Friday and Saturday (02:30 subject to condition 44)

- 3.2 This licence was granted on 21<sup>st</sup> April 2017 and was transferred to the current licence holder Albion & East Ltd on 12 July 2017. There is a pending application to amend the DPS from Daniel Westaway to Kamila Wasilewska which was received on 10<sup>th</sup> March 2021.
- 3.3 A copy of the premises licence can be found at **Annex D**.

### **4. Background History:**

- 4.1 This will be the first TENs applied for in the past 12 months.
- 4.2 The premises are located within Brixton Major Town Centre. The area is well serviced by public transport, with bus links, the underground and railway services, some of which are available 24 hours.

### **5. Observations:**

- 5.1 The parts of the Statutory Guidance (April 2018) relevant to this application and the representations received are Chapters:
- 7 – Temporary Event Notices;  
9 – Determining Applications;  
15 – Regulated Entertainment.

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

- 5. The Licensing Objectives
- 5.11. The Prevention of Crime and Disorder
- 5.20. Public Safety
- 5.27. Prevention of Public Nuisance

Policy 6 - Temporary Events

- Appendix 1 – The Prevention of Crime and Disorder
- Appendix 2 – Public Safety
- Appendix 3 – Prevention of Public Nuisance
- Appendix 5 – Recommend hours by location
- Appendix 6 – Types of premises
- Appendix 7 – Major, District and local Town Centres

6. Conclusion:

6.1 Members have three options when determining this Notice,

- To issue a Counter-Notice
- To refuse to issue Counter Notice,
- To impose on the Notice, one or more conditions imposed on the premises licence that has effect in respect of the same premises.

**Appendices:**

**Annex A** – TEN Applications

**Annex B** – Metropolitan Police Service & Public Protection objection notices

**Annex C** – Notice giver's additional information

**Annex D** – A copy of the premises licence for Canova Hall, 250 Ferndale Road

**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”)