

LICENSING SUB-COMMITTEE

Item No: 4a

Report title: Costcutter Local, 300 Streatham High Road, London, SW16 6HG

Applicant: Mr Soosairaj Arokiasamy

Application type: Premises licence (grant)

Application date: 24th September 2021

Wards: St Leonards

Premises type: Off licence

Policy Context: Lambeth Statement of Licensing Policy 2019 - 2024

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APPLICATION SUMMARY

This is an application for a Premises Licence (new application) authorising the following licensable activities: Sale by Retail of Alcohol.

POLICY IMPLICATIONS

Licensing Objectives (chapter 5, pages 9 to 15 and Appendices 1 to 4, pages 41 to 45 of the policy)

The Licensing Objectives engaged by this application are:

- The prevention of crime and disorder
- The prevention of public nuisance
- Public safety
- The protection of children from harm

Cumulative Impact Policy (policy 7, pages 26 to 27 and appendix 10, page 58 of the policy)

The premises are not situated in the Clapham Cumulative Impact Zone.

Hours of sale and Location (Policy 8, pages 28 to 29 & Appendix 5, pages 46 to 47)

- The premises are classified within Lambeth's Licensing Policy (the Policy) as an off licence, seeking to sell alcohol for consumption off the premises.

- The premises are located within a Major Town Centre.

The recommended start time within the Policy for this type of premises is 11:00 hours (Monday – Sunday). The recommended terminal hour for this type of premises is 00:00 hours (midnight) Monday - Sunday.

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 for a premises licence under section 17 of the Licensing Act 2003.
- 1.2 The applicant is seeking authorisation for Sale by Retail of Alcohol, during the following times:
- Monday – Sunday 00:00 – 00:00 (off the premises)
- 1.3 The opening hours for the premises are proposed as:
- Monday – Sunday 00:00 – 00:00
- 1.4 A copy of the application form and floor plan is attached as **Annex A**.
- 1.5 The applicant has proposed a set of conditions to be considered, these are attached as **Annex B**.

2. REPRESENTATIONS

- 2.1 There are six representations received against the application. These were from the Licensing Authority, Public Protection, the Metropolitan Police and three residents.
- 2.2 The representations are based on all four licensing objectives, and highlight concerns that if granted, a 24 hour licence for the sale of alcohol off the premises could lead to alcohol being consumed on a green area in close proximity to the premises which often attracts incidents of ASB and noise nuisance.

A copy of the representations was given to the applicant and is attached at **Annex C**.

The last date for making representations was on 18th November 2021.

3. CURRENT LICENCE

- 3.1 There is currently an active premises licence in place for this address. This is under the premises licence number 18/00004/PRMNEW.
- 3.2 The applicant has indicated that if granted the premises licence 18/00004/PRMNEW will be surrendered once the new management take over and new operating schedule in place.

Copy of the premises licence is attached at **Annex D**

4. BACKGROUND HISTORY

- 4.1 The premises is located on Streatham High Street, surrounded by other retailers some of which are alcohol retailers. There is a church yard in proximity, and street drinkers are perceived to be an issue in the area. The premises is in walking distance of Streatham Station. There are a number of bus route that pass the 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 Licenses;
- 9) Determining Applications; and,

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 10 Communitive impact policy

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:

- a. Grant the application as it currently stands;
- b. Grant the application subject to such conditions as the authority considers appropriate for the promotion of the licensing objectives;
- c. Exclude from the scope of the licence any of the licensable activities to which the application relates;
- d. To refuse to specify the individual named in the applications as the DPS; or,
- e. Reject the application.

CONSULTATION INFORMATION

Department(s) or Organisation(s)	Consulted (Y/N)	Date Response Received	Comments summarized in report (Y/N)
Health & Safety Section (internal)	Y	-	-
Noise service (internal)	Y	15/11/21	Y
Social Services (internal)	Y	-	-
Licensing Service (internal)	Y	10/11/21	Y
Planning (internal)	Y	-	-
Trading Standards (internal)	Y	-	-
Fire Authority (external)	Y	25/10/11	N
Police Licensing Unit (external)	Y	18/11/21	Y
Health Authority (external)	Y	-	

APPENDICES AND REFERENCE DOCUMENTS

Appendices	Annex A – Application and Plan Annex B – Proposed Conditions Annex C – Representation Annex D - Copy of the current premises licence
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”).