

## LICENSING SUB-COMMITTEE 13 JANUARY 2022

**Item No:** 3b

**Report title:** Sainsbury's 18-22 Greyhound Lane London SW16 5SD

**Applicant:** Sainsbury's Supermarkets Ltd

**Application type:** Premises Licence (Grant)

**Application date:** 2 September 2021

**Wards:** Streatham South

**Premises Type:** Supermarket

**Policy Context:** Lambeth Statement of Licensing Policy 2019 - 2024

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### APPLICATION SUMMARY

This is an application for a Premises Licence to allow for the sale of alcohol on Monday – Sunday from 08:00 to 23:00.

### POLICY IMPLICATIONS

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

The Licensing Objective engaged by this application is:

- The prevention of public nuisance

**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 proposed to be operated as a supermarket including the sale of alcohol for consumption off the premises. The area in which the premises are located according to the Statement of Licensing Policy (the Policy), Appendix 7 is an area generally deemed to be residential in nature.

The Policy recommends in this location the earliest start time for licensable activity of 11:00 hours and a terminal hour of 23:00 hours Monday to Sunday for premises of this kind in a residential area.

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 the sale of alcohol for consumption off the premises, during the following times:  
Monday - Sunday 08:00 - 23:00
- 1.3 The opening hours for the premises are proposed as:  
Monday to Sunday 00:00 - 23:59
- 1.4 A copy of the application form, conditions and the plan are attached as **Annex A**.

## **2. REPRESENTATIONS**

- 2.1 There was a representation received against the application from one local resident and it is based on the licensing objective of prevention of public nuisance.
- 2.2 The representation highlights concern in respect of the hours sought and the negative impact of the premises in the area if granted. A copy of the representations was provided to the applicant and is attached to the report as **Annex B**.
- 2.3 The applicant has offered additional conditions in agreement with the Licensing Authority including the reduction in hours sought for sale of alcohol. These conditions have been communicated with the objector, but they have maintained their representation. A list of the conditions is attached to the report as **Annex C**.
- 2.4 The last date for making representations was on 30 September 2021.

## **3. CURRENT LICENCE**

- 3.1 There is currently no premises licence in place for this address.

## **4. BACKGROUND HISTORY**

- 4.1 The premises are to be operated as a supermarket including sale of alcohol for consumption off the premises.
- 4.2 The premises are within a restricted parking area and have no dedicated car parking for its customers. The premises are within easy access to Streatham Vale train station, and 24 hour public buses.
- 4.3 There is no record of a Temporary Event Notice being submitted for the premises during this calendar year.

## **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,
- 10) Conditions Attached to Premises Licenses and Club Premises Certificates; and,

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

Chapter 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 3: Prevention of Public Nuisance
- 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

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.

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	-	N
Noise service (internal)	Y	-	N
Social Services (internal)	Y	-	N
Licensing Service (internal)	Y	28/09/2021	Y
Planning (internal)	Y	-	N
Trading Standards (internal)	Y	-	N
Fire Authority (external)	Y	14/09/2021	N
Police Licensing Unit (external)	Y	-	N
Health Authority (external)	Y	-	N

## APPENDICES AND REFERENCE DOCUMENTS

<b>Appendices</b>	<p><b>Annex A</b> – Application form, supporting information and plan</p> <p><b>Annex B</b> – Representation</p> <p><b>Annex C</b> – List of Conditions</p>
<p><b>Reference documents</b></p> <p>Local Government Act 1972 – Access to information documents used in the preparation of this report</p>	<ol style="list-style-type: none"> <li>1. The Licensing Act 2003 (“the Act”).</li> <li>2. Amended Guidance issued under Section 182 of the Licensing Act 2003 (April 2018) (“the Guidance”).</li> <li>3. Lambeth Statement of Licensing Policy 2019 - 2024 (“the Policy”).</li> </ol>