

LICENSING SUB-COMMITTEE 10 MAY 2022

Item No: 4a

Report title: Between The Bridges Public Car Park Belvedere Road London SE1 8XZ

Applicant: Between The Bridges Ltd

Application type: Premises Licence (Time Limited Event)

Application date: 2 March 2022

Wards: Bishop's

Premises Type: Parks & Open Space Venues

Policy Context: Lambeth Statement of Licensing Policy 2019 - 2024

Report author: Mr Ola Owojori, Licensing Officer, Public Protection, Regulatory Services and Assurance, 0207 926 1649, owojori@lambeth.gov.uk

APPLICATION SUMMARY

This is an application for a Time-Limited Premises Licence to allow authorisation for the provision of a range of regulated entertainment and the sale of alcohol on Monday to Sunday from 25 April 2022 to 23 December 2022 to a capacity of 3,000 persons (including staff, contractors, artists and performers).

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 Policy Zone.

Types of Premises and Recommended Hours (appendix 5, pages 46 to 47 and appendix 6, pages 48 to 50 of the policy)

The premises are classified within Lambeth's Licensing Policy (2019 - 2024) as festivals and outdoor events. The premises are located within the South Bank Strategic Cultural Area.

The recommended start time within the policy for the premises on Friday to Sunday and Bank Holiday Monday is 11:00 hours. There is no specific start time recommended for the premises operating Monday to Thursday.

The recommended end time within the policy for the premises on Friday and Saturday is 23:00 hours, and 22:00 hours on Sunday and Bank Holiday Monday. There is no recommended end time for the premises operating on Monday to Thursday.

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 time-limited premises licence under section 17 of the Licensing Act 2003 to operate between 25 April 2022 to 23 December 2022.

1.2 The applicant is seeking authorisation for the following licensable activities and times:

Plays, Films, Boxing or Wrestling Entertainment, Live Music, Recorded Music, Performances of Dance and Entertainment Similar to Music/Dance (Indoors and Outdoors)

Indoor Sporting Events (Indoors)

Monday - Sunday 10:00 - 23:00

Sale by Retail of Alcohol (On and Off the premises)

Monday - Sunday 10:00 - 22.45

1.3 The opening hours for the premises are proposed as:

Monday - Sunday 09:00 – 23:30

1.4 A copy of the application form and plan are attached as **Annex A**.

1.5 The applicant has proposed a set of conditions, which the Responsible Authorities are content with, as no representation has been submitted against the application by any of the Responsible Authorities. A list of the conditions is attached to the report as **Annex E**.

2. REPRESENTATION

2.1 One representation has been received against the application. This was from a local resident.

2.2 The representation is based on the licensing objective of the prevention of public nuisance. A copy of the representation was provided to the applicant and is attached as **Annex B**.

2.3 The representation highlights concern in respect of loud music from the premises which they stated has had a negative impact on them previously.

2.4 The applicants are scheduled to meet with the objector to address the concerns raised in their representation.

2.5 The last date for making representations was on 30th March 2022.

3. CURRENT LICENCE

3.1 There is currently no licence in place for the premises, however, previous time-limited premises licences have been granted for this location. A copy of the licence issued to the applicant in 2021 is attached to the report as **Annex C**.

4. BACKGROUND HISTORY

4.1 The premises licence in 2021 was granted under officer delegated authority following the agreement of conditions between the applicant and Responsible Authorities.

- 4.2 The event site had been used previously for outdoor events and it is in close proximity to residential properties.
- 4.3 The premises are on a double yellow-lined road with no dedicated car parking for patrons visiting on event days.
- 4.4 The premises are within easy access to Waterloo underground and railway stations including 24 hours public buses towards several London destinations.
- 4.5 A noise complaint was made against the premises in October 2021 by a local resident which could not be resolved by the time events ended on 23rd December 2021. A copy of the noise complaint is attached to the report as **Annex D**.

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;
 - 10) Conditions Attached to Premises Licenses and Club Premises Certificates; and
 - 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:

Chapter 5 - The Licensing Objectives

Policy 1 - Process for applications

Policy 3 - Partnership working

Policy 4 - Enforcement approach

Policy 5 – Outside spaces

Policy 8 – Hours of sale and locations

Policy 13 – Resource impact

Policy 15 - Violence Against Women and Girls

Policy 17 – Dispersal and entry (note, erroneously marked as Policy 16)

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 7: Major, District and Local Town Centres and South Bank Strategic Cultural Area

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

6. CONCLUSION

Members are required to consider the application in light of all of 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 | - | N |
| Planning (internal) | Y | 28/03/2022 | N |
| Trading Standards (internal) | Y | - | N |
| Fire Authority (external) | Y | - | N |
| Police Licensing Unit (external) | Y | 15/03/2022 | N |
| Health Authority (external) | Y | - | N |

APPENDICES AND REFERENCE DOCUMENTS

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| Appendices | Annex A – Application form and plan Annex B – Representation Annex C – Previous Licence Annex D - Noise Complaint Annex E - List of Conditions |
| 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”). |