This is an application by the Licensing Authority to review the Premises Licence under the Licensing Objectives:-

- Prevention of Crime and Disorder
- Prevention of Public Nuisance

The review was brought following serious disturbances caused to residents from crowding and departing customers. Further details are contained within the Review Application and attached Annexes 1 to 11a.
Consultation Information:

<table>
<thead>
<tr>
<th>Department(s) or Organisation(s)</th>
<th>Consulted (Y/N)</th>
<th>Date Response Received</th>
<th>Comments summarized in report (Y/N)</th>
</tr>
</thead>
<tbody>
<tr>
<td><strong>Internal</strong></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Health &amp; Safety Section</td>
<td>Y</td>
<td></td>
<td>Y</td>
</tr>
<tr>
<td>Noise Service</td>
<td>Y</td>
<td>19/09/2016</td>
<td>Y</td>
</tr>
<tr>
<td>Social Services</td>
<td>Y</td>
<td></td>
<td>Y</td>
</tr>
<tr>
<td>Licensing Service</td>
<td>Y</td>
<td>Applicant</td>
<td>Y</td>
</tr>
<tr>
<td>Planning</td>
<td>Y</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Trading Standards</td>
<td>Y</td>
<td></td>
<td></td>
</tr>
<tr>
<td><strong>External</strong></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Fire Authority</td>
<td>Y</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Police Licensing Unit</td>
<td>Y</td>
<td>20/09/2016</td>
<td>Y</td>
</tr>
<tr>
<td>Health Authority</td>
<td>Y</td>
<td></td>
<td></td>
</tr>
</tbody>
</table>

**Policy implications:**

*Licensing Objectives (chapters 5 to 9, pages 12 to 20 of the policy)*

The Licensing Objective(s) engaged by this application is/are:-

- The Prevention of Crime and Disorder
- Prevention of Public Nuisance

*Complaints, Representations and Licensing Reviews (Chapter 19, pages 26 to 28 and 29 of the policy)*

19.6 Representations must relate to particular premises for which a Premises Licence is already held and must be relevant to the promotion of the Licensing Objectives.

19.8 The Licensing Committee, in determining a review, may exercise the range of powers given to them to promote the Licensing Objectives.

19.10 The Authority will seek to establish the cause or causes of the concern and remedial action will be targeted at such causes. Any action will be proportionate to the problems involved.

19.15 Where reviews arise and the Licensing Authority determines that the crime prevention objective is being undermined through the premises being used to further crimes, it is expected that the revocation of the licence - even in the first instance - will be seriously considered (Amended Guidance, paragraph 11.27). Revocation also remains an option if other licensing objectives are being undermined.
1. Application

1.1 This is an application to review the premises license under section 51 of the Licensing Act 2003.

1.2 The application was made by the Licensing Authority following several complaints from residents over a period of time. The review was brought under the following licensing objectives:

- Prevention of Crime and Disorder
- Prevention of Public Nuisance

Full details together with reasons prompting the review are as contained within the review application and attached as Annex 1 to Annex 11a which forms part of the application and are appended to this report accordingly.

The Licensing Authority is asking for the following:

1. That the terminal hours for all regulated entertainment and activities is set at 23:00 for every day of the week with the exception of New Year only;

2. The removal of recorded music from the Premises Licence – except for background music;

3. Setting the maximum accommodation figure for any Temporary Event at 100 persons and

4. To publish a renewed dispersal policy to be agreed by the Licensing Section.

1.3 I can confirm that all statutory requirements were complied with.

A copy of the application with the annexes 1 – 11a are attached as Annex A.

A copy of the layout of the premises is attached as Annex B.

2. Representations:

2.1 Nine (9) representations in support of the Review Application have been received from residents, a ward councillor, the Licensing Section, the Police, and Environmental Health (Community Safety)

Two of the residents, Messrs. Steve Taylor and Ian Reeves, have provided video and audio evidence with their representations. These are available on DVDs which will be available to be viewed at the Hearing. The photographs contained within this evidence have been reproduced and are attached to their representations. The Premises Licence holder’s Legal representative have been provided with copies of the evidence on the DVDs.

Copies of the representations in support of the review and the photographs and are attached to this report as Annex C.
3. Current Licence:

3.1 The current licence is held by Del Aziz Ltd., and the Designated Premises Supervisor (DPS) is Mr Shahrokh Parvin.

The premises licence authorises the following hours/licensable activities:-

**Live Music**
Monday - Sunday 12:00 - 23:00

**Recorded Music**
Monday - Sunday 12:00 - 23:00

**Performances of Dance**
Monday - Sunday 12:00 - 23:00

**Provision of Facilities for Making Music**
Monday - Sunday 12:00 - 23:00

**Late Night Refreshment**
Monday - Sunday 23:00 - 01:00

**Supply of Alcohol**
Monday - Sunday 10:00 - 01:00

**The Non-Standard Timings for all of the above activities are:-**

From the end of permitted hours on New Year's Eve to the start of permitted hours on New Year's Day.

A copy of the current premises licence is attached as **Annex D**.

4. Background History:

4.1 31st August 2010 - The Premises Licence was granted, a copy of the minutes have been attached to the review application as **Annex 7**. The premises licence holder is a company known as Del Aziz Limited and the Designated Premises Supervisor is Mr Shahrokh Parvin.

In May 2014 the Licensing Authority started receiving complaints from residents about the premises concerning the management of visitors exiting the venue at the close of business and especially in relation to “Club” nights.

4.2 The Premises is located in Clapham Old Town, on The Pavement, which is within the Cumulative Impact Zone as described within Lambeth Statement of Licensing Policy (Page 30). The Pavement has a variety of shops and licensed premises and is located just off Clapham High Street. Clapham Common Station is just a short walking distance from the venue. The High Street is well served by buses and there is a bus-stand close to the venue.

There are currently sixteen (16) licensed premises in close proximity of the premises. A list of such premises showing whether on/off or both for the supply of alcohol and their respective operating hours are provided with this report as **Annex E**.

4.3 The premises has applied for 2 Temporary Event Notice (TENs) during this calendar year in January and August. However, as a result of the disturbance that occurred
during the Temporary Event of 5th to 6th August 2016, which prompted this review the premises management undertook to refrain from applying for further Temporary Events for 3 months. The Licensing Authority can confirm that there is a TEN application for the 29th and 30th of October 2016 which is one week short of three months and coincides with the Halloween period of celebrations.

Photos provided by two representors are attached to this report and will be provided in colours

5. Observations:

5.1 The parts of the Statutory Guidance (March 2015) which are particularly relevant to this application and the representations received are Chapters:
   2 – The Licensing Objectives;
   3 – Licensable Activities;
   9 – Determining Applications;
   10 – Conditions Attached to Premises Licenses and Club Premises Certificates;
   11 – Reviews

5.2 The parts of the Statement of Licensing Policy that are particularly relevant to this application and the representations are Sections:
   4. Location of Premises and Hours of Operation
   5. The Licensing Objectives
   6. The Prevention of Crime and Disorder
   8. Prevention of Public Nuisance
   10. Conduct of Licence Holders and DPS
   19. Complaints, Representations and Reviews

6. Conclusion:

6.1 Members are required to consider the application in light of all the relevant information. The Licensing Sub-Committee may take such steps as are appropriate for the promotion of the licensing objectives.

   The options available to Members of the Licensing Sub Committee are;

   The steps are—
   (a) to modify the conditions of the licence;
   (b) to exclude a licensable activity from the scope of the licence;
   (c) to remove the designated premises supervisor;
   (d) to suspend the licence for a period not exceeding three months;
   (e) to revoke the licence;

6.2 Where the authority modifies a condition of the licence or removes a licensable activity it may provide that this takes effect for such period as it may specify (but not exceeding three months).
## Appendices:

- Annex A (Annexes 1 – 11a) – Application for Licensing Review
- Annex B – Layout of Premises
- Annex C – Representations made in support
- Annex D – The current premises licence
- Annex E – Nearby licensed premises

## Reference Documents:

<table>
<thead>
<tr>
<th>Local Government Act 1972 – Access to information documents used in the preparation of this report</th>
<th>1 The Licensing Act 2003 (“the Act”)</th>
</tr>
</thead>
<tbody>
<tr>
<td></td>
<td>2 Amended Guidance issued under Section 182 of the Licensing Act 2003 (March 2015) (“the Guidance”)</td>
</tr>
<tr>
<td></td>
<td>3 Lambeth Statement of Licensing Policy 2014 – 2019 (“the Policy”)</td>
</tr>
</tbody>
</table>