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<th>Item No:</th>
<th>4a</th>
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</thead>
<tbody>
<tr>
<td>Title of Report:</td>
<td>Scandals, 82-84 Norwood High Street London SE27 9NW</td>
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<tr>
<td>Applicant:</td>
<td>Calvin McClean, Lambeth Community Safety</td>
</tr>
<tr>
<td>Application Type:</td>
<td>Review</td>
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<tr>
<td>Application Date:</td>
<td>21 December 2016</td>
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<tr>
<td>Ward:</td>
<td>Knights Hill</td>
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<tr>
<td>Premises Type:</td>
<td>Nightclub</td>
</tr>
<tr>
<td>Report Author:</td>
<td>Robert Gardner</td>
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<tr>
<td>Contact Details:</td>
<td>020 7926 6122</td>
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**Application Summary:**

An application to review the premises licence to promote the licencing objectives of the prevention of crime and disorder and the Prevention of public nuisance.
**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>
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<tr>
<td><strong>Internal</strong></td>
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<tr>
<td>Health &amp; Safety Section</td>
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<td>Noise Service</td>
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<td>Fire Authority</td>
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<td>Health Authority</td>
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**Policy implications:**

**Enter details under headings or delete if not required:**

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

The Licensing Objectives engaged by this application are:-

- The Prevention of Crime and Disorder
- The 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. A copy of the application with exhibited material is attached to this report as **Annex A** which contains 7 additional exhibits which support the review.

1.2 Supporting Information is contained in **Annex B** this material concerns complaints from residents in respect of nearby businesses but which also mention the premises by name as being a factor in their complaint and also 6 statements from Lambeth Community Safety Officers from dates in October November and December 2016.

2. **Representations:**

2.1 There are 14 Representations in Support of the review. Within these there is a representation from the Police, one from Public Health and one from a local councillor. They also include representations from residents concerning public nuisance. These are contained in **Annex C**. This annex also contains the supporting material on which the police are relying.

2.2 There are 50 representations against the review. These supporting representations mainly concern the management of the premises which they generally claim is good and that it promotes the safe running of the nightclub. These are contained in Annex D. Annex D.1 contains statements in support of the Premises but which cannot be taken as representations against the application.

2.3 The last date for making representations was 30th December 2016.

3. **Current Licence:**

3.1 A copy of the premises licence is attached as **Annex E**.
4. **Background History:**

4.1 This Premises has had a Licence since 24\textsuperscript{th} November 2005.

4.2 The premises was initially known as the Southern Pride Public House and it operated as a club and bar with extended operating hours. This licence was surrendered on 30 October 2009.

4.3 On 21 December 2009 an application was made by Inglewood Properties ltd. After a hearing before the licensing committee it was granted a licence with additional conditions on 19\textsuperscript{th} January 2010 after receiving a number of representations from residents. The licence that was agreed at that committee forms the basis of the current licence.

4.4 On 7 June 2011 there was an application to vary the hours, to increase them notably on Friday and Saturday to 5am. The Sub-Committee refused the application after representations by residents.

4.5 On 25 February 2016 an application to transfer the licence to the current Licence Holders Southern Properties (Norwood) Ltd was made. This Licence was granted on 18 March 2016.
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
- 11. Compliance with other Legislation
- 13. Enforcement and Partnership
- 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.

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

- 1 - To modify the conditions of the licence
- 2 - To remove a licensable activity from the scope of the premises licence
- 3 - To remove the designated premises supervisor from the licence
- 4 - To suspend the premises license for a period of 3 months
- 5 - To revoke the premises licence

### Appendices:

- Annex A Application
- Annex B Supporting Information
- Annex C Supporting Representations
- Annex C.1-4 Supporting Representation by the Police
- Annex D Representations Against the Application
- Annex D.1 Statement supportive of the Premises
- Annex E Current Licence