This is an application for a Temporary Event Notice over two days to allow authorisation for the following licensable activities:

- Regulated Entertainment
- Sale by Retail of Alcohol
**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>Internal</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Noise Service</td>
<td>Y</td>
<td>8/2/2017</td>
<td>Y</td>
</tr>
<tr>
<td>External</td>
<td></td>
<td></td>
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<tr>
<td>Police Licensing Unit</td>
<td>Y</td>
<td>-</td>
<td>-</td>
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</tbody>
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**Policy implications:**

*Licensing Objectives (chapters 6, 9, and 14, pages 12, 16 and 23 of the policy)*

The Licensing Objectives engaged by this application is:

- Prevention of Public Nuisance-

The policy on page 23, paragraph 14.2 strongly recommends that those giving TENs for premises already holding a premises licence in order to extend the hours of operation should carefully consider applying any conditions on their licence to the TEN. This, it states, is particularly relevant for conditions relating to noise control as any noise sensitive area is likely to become more noise sensitive with later hours.

**1. Application:**

1.1 A Temporary Event Notice has been given by Mr. William Prophet under section 100 of the Licensing Act 2003.

1.2 The Notice will authorise the following licensable activities:

**Regulated Entertainment**

19:00 hours - 03:00 hours
**Sale of Retail of Alcohol**

19:00 hours - 03:00 hours

From: 25th February – 26th February 2017

A copy of the application is attached to this report as Annex A

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**2. Representations:**

An objection notice to the TEN was received from Lambeth Community Safety on 8th February 2017. The objection engages with the licensing objective of:-

**Prevention of Public Nuisance**

In that the service is not satisfied that the licensing objective would not be undermined.

A copy of the objection has been provided to the applicant via email on 9th February and is appended to this report as Annex B.

Officers have provided supporting documents with regard to their objection to this application these have been appended to this report as Annex C.

The last date for giving an objection notice was Wednesday 8th February.

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**3. Current Licence:**

3.1 There is a current premises licence in place for this venue. A copy of the premises licence is attached as Annex D.

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**4. Background History:**
4.1 The premises is a single storey, purpose built public house and is located in the middle of residential properties with the majority of the properties in its immediate vicinity being residential. Immediately opposite it is a green space known as Lambeth Walk Open Space.

The premises traded under the old licensing regime and converted under grandfather rights to the new licensing regime in 2005. The premises licence holder (PLH) then was Mr Vincent Herbert, he was also the designated premises supervisor (DPS).

In September 2009, following applications to transfer the premises licence and to vary the DPS, Mr William Prophet became both the PLH and DPS.

4.2 The premises gave 6 Temporary Event Notices (TENs) in 2016 and has given 2 this year (2017) including the one under consideration.

5. Observations:

5.1 The parts of the Statutory Guidance (March 2015) relevant to this application and the representations received are Chapters:

7 – Temporary Event Notices;
9 – Determining Applications;
15 – Regulated Entertainment.

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

5. The Licensing Objectives
6. The Prevention of Crime and Disorder
8. Prevention of Public Nuisance
14. Temporary Events
Appendix 6 – Applications

Appendix 9 – Public Nuisance
6. Conclusion:

6.1 Section 106A(2) of the Act provides that the licensing authority may impose one or more conditions on the standard TEN if:

- it considers it appropriate for the promotion of the licensing objectives to do so;
- the conditions are also imposed on a premises licence or club premises certificate that has effect in respect of or in any part of the same premises as the TEN;
- the conditions would not be inconsistent with the carrying out of licensable activities under the TEN.

6.2 Members have three options when determining this Notice,

- To issue a Counter-Notice,
- To impose conditions on the TEN where those are already imposed on the premises licence
- To refuse to issue a Counter Notice

Appendices:

**Annex A – TENs Applications**

**Annex B – Objection**

**Annex C – Copy of Supporting Document from objector**

**Annex D – Copy of current premises licence.**

Reference Documents:

| Local Government Act 1972 – Access to information documents used in the preparation of this report | 1 The Licensing Act 2003 ("the Act") |
| 2 Amended Guidance issued under Section 182 of the Licensing Act 2003 (March 2015) ("the Guidance") |