



Licensing Sub-Committee Report

Item No:

1

Title of Report:

Dumplin
6 - 12 Tulse Hill London SW2 2TP

Applicant:

Dumplin Factory Ltd

Application Type:

Premises Licence (new application)

Application Date:

5th July 2018

Ward:

Tulse Hill

Premises Type:

Cafe

Policy Context:

Lambeth Statement of licensing policy

Report Author:

Mr Peter Agleby

Contact Details:

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Application Summary:

This is an application for a premises licence (new application) to allow authorisation for:

Late Night Refreshment

Thursday - Saturday 23:00 - 05:00

Consultation Information:			
Department(s) or Organisation(s)	Consulted (Y/N)	Date Response Received	Comments summarized in report (Y/N)
<u>Internal</u>			
Health & Safety Section	Y	-	-
Noise Service	Y	-	-
Social Services	Y	-	-
Licensing Service	Y	26/07/2018	Y
Planning	Y	24/07/2018	-
Trading Standards	Y	-	-
<u>External</u>			
Fire Authority	Y	-	-
Police Licensing Unit	Y	-	-
Health Authority	Y	-	-

Policy implications:
<p><u>Licensing Objectives (chapters 5 to 9, pages 12 to 20 of the policy)</u></p> <p>The Licensing Objectives engaged by this application are; Prevention of Crime and Disorder and Prevention of Public Nuisance</p>
<p><u>Special Policy Area (chapter 15 and appendix 2, pages 24 and 31 of the policy)</u></p> <p>The premises is not located in the Cumulative Impact Zone, but is located within a parade of shops in close proximity to residential properties</p>
<p><u>Hours policy (chapter 4 and appendix 1, pages 11 to 12 and 29 to 35 of the policy)</u></p> <ul style="list-style-type: none"> • The premises is classified within Lambeth's Licensing Policy (the Policy) as Restaurants and Cafes in a Residential area • The applicant proposes to operate the premises as a Cafe. The Policy recommends a terminal hour for premises of this kind in this area of 23:00 hours Monday to Sunday. <p>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.</p>

1. Application:

1.1 This is an application for a Premises Licence (new application) under section 17 of the Licensing Act 2003

1.2 The application is seeking authorisation for:

Late Night Refreshment

Thursday - Saturday

23:00 - 05:00

It is proposed to open the premises to the public during the following times:

Sunday - Wednesday

11:00 - 23:00

Thursday - Saturday

11:00 - 05:00

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

A copy of the plans are attached to this report as **Annex B**

2. Representations:

2.1 A total of 23 representations were received against the application from Licensing and local residents who live in close proximity of the premises. The representations are based on the licensing objective of the prevention of public nuisance. They believe the application is not suitable for the area and if granted it will lead to noise nuisance and disruption to residents living close to the premises.

2.2 Redacted copies of the representation were provided to the applicant and are attached to the report as **Annex C**. The applicant wrote to the residents who have made representations against the application addressing the concerns raised in their representation. The correspondence is attached to the report as **Annex C.ii**

2.3 The applicant has agreed conditions suggested by the Licensing Service which will be attached to the premises licence if the licence is granted. A collated copy is attached as **Annex D**

2.4 The last date for making representation was the 7th of August 2018. Originally representations were due by 2nd August 2018 however due to a failed notice check the consultation period was extended accordingly.

3. Current Licence:

3.1 There is no premises licence in place for this venue.

4. Background History:

- 4.1 The premises is in close proximity to residential premises and a parade of shops in the Tulse Hill area. The premises will be operated as a café.
- 4.2 The applicant has agreed conditions proposed by Licensing and the Police. However the Licensing Service are maintaining their representation against the hours sought.
- 4.2 The area has access to public transport with buses central and south London destinations. The premises has no dedicated car parking and patrons may park on residential streets nearby.

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 Licences;
 - 9 – Determining Applications;
 - 10 – Conditions Attached to Premises Licences and Club Premises Certificates;
- 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
 - 16. Applications
 - Appendix 1 – Preferred Hours
 - Appendix 4 – Premises Types
 - Appendix 6 – Applications
 - Appendix 7 – Crime and Disorder
 - Appendix 9 – Public Nuisance

6. Conclusion:

- 6.1 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.
- 6.2 The options available to Members of the Licensing Sub Committee are;
- 1 – Grant the application as it currently stands.

2 – Grant the application subject to such conditions as the authority considers necessary for the promotion of the licensing objectives.

3 – Reject the application.

Appendices:

Annex A - Application form

Annex B - Premises Plan

Annex C - Representations

Annex Cii – Correspondence to Residents

Annex D - Agreed conditions

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 (April 2018) (“the Guidance”)

3 Lambeth Statement of Licensing Policy 2014 (“the Policy”)