



Licensing Sub-Committee Report

Item No:

3

Title of Report:

Winterville 2018 -
Clapham Common
London

Applicant:

Winter South Ltd

Application Type:

Premises Licence (Time Limited Event)

Application Date:

19th July 2018

Ward:

Clapham Town

Premises Type:

Outdoor event with tented structures for entertainment, bars and Christmas markets

Policy Context:

Lambeth Statement of licensing policy

Report Author:

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Application Summary:

This is an application for a time limited premises licence to allow the annual Winterville event to take place from 15th November to 23rd December 2018 for regulated entertainment and sale of alcohol to a capacity of up to 4,999.

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		
Planning	Y	31/07/18	N
Trading Standards	Y		
<u>External</u>			
Fire Authority	Y		
Police Licensing Unit	Y		
Health Authority	Y		

Policy implications:
<p>Licensing Objectives (chapters 5 to 9, pages 12 to 20 of the policy)</p> <p>The Licensing Objectives engaged by this application are;</p> <ul style="list-style-type: none"> • The prevention of crime and disorder • Public safety • The prevention of public nuisance <p>Special Policy Area (chapter 15 and appendix 2, pages 24 and 31 of the policy)</p> <p>The premises is not situated in the Clapham cumulative Impact area.</p> <p>Hours policy (chapter 4 and appendix 1, pages 11 to 12 and 29 to 35 of the policy)</p> <ul style="list-style-type: none"> • The premises is not classified within Lambeth's Licensing Policy (2014 - 2019) <p>The event falls into the description of 'Other Entertainment Venues' and, the recommended terminal hour for licensed premises of this kind is:- 23:00 daily</p> <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 (Time Limited Event) under section 17 of the Licensing Act 2003

1.2 An application is seeking authorisation for the following licensable activities:

Regulated Entertainment

Plays

Films

Indoor Sporting Events

Boxing or Wrestling Entertainment

Live Music

Recorded Music

Performances of Dance

Entertainment Similar to Music/Dance

Monday - Thursday 11:00 - 22:30

Friday 11:00 - 23:00

Saturday 10:00 - 23:00

Sunday 10:00 - 22:30

Sale by Retail of Alcohol

Monday - Thursday 11:30 - 22:00

Friday 11:30 - 22:30

Saturday 11:00 - 22:30

Sunday 11:00 - 22:00

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

Monday	11:00 - 22:30
Tuesday	11:00 - 22:30
Wednesday	11:00 - 22:30
Thursday	11:00 - 22:30
Friday	11:00 - 23:00
Saturday	10:00 - 23:00
Sunday	10:00 - 22:30

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

Additional documents to support the application are attached to this report at **Annex B**

A copy of the plans are attached to this report at **Annex C**

2. Representations:

2.1 Three representations were received against the application from two local Councillors and one local residents. The representations are based on the licensing objectives of the prevention of crime and disorder, public safety and the prevention of public nuisance.

- 2.2 They are of the view that the premises is close to Clapham High Street which is a designated Cumulative Impact Zone and patrons that have attended the venue will leave in the direction of Clapham High Street, which will lead to an increase in anti-social behaviour in that area. They are concerned that residents in the vicinity of the venue are likely to experience noise nuisance and anti-social behaviour from patrons.
- 2.3 Redacted copies of the representation were provided to the applicant and are attached to the report as **Annex D**. The applicant wrote to the objectors addressing the concerns raised in their representations. The correspondence and response received are attached to the report as **Annex Dii**

The last date for making representation was 16th August 2018.

3. Current Licence:

- 3.1 There is no current premises licence as this is an annual time limited licence.

4. Background History:

- 4.1 Clapham Common is located in the south of the borough. Ownership is divided between the Council and the London Borough of Wandsworth. The management of the Common vests (by agreement) with Lambeth. The site where the event will take place is located entirely within the Lambeth's boundary and is traditionally the spot where large outdoor events take place in Lambeth. The common is on the boundary with the Clapham saturation zone and within a short walking distance of Clapham High Street which has a very vibrant night life. The area is well served by public transport with the Northern Line underground station (Clapham Common) at the top of the high street, an over-ground station half way down the high street and Stockwell station with the Northern and Victoria lines. The area is also well served by buses.
- 4.2 This event will be the 3rd year in Lambeth taking place yearly on the same site and around the same time of the year. The applicant has met with the council's Safety Advisory Group (SAG) to present the event and explain how they intend to ensure the event is safe and promote the licensing objectives.

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 Licenses and Club Premises Certificates;
 - 15 – Regulated Entertainment.
- 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 – Exclude from the scope of the licence any of the licensable activities to which the application relates.
 - 4 - To refuse to specify the individual named in the applications as the DPS
 - 5 – Reject the application.

Appendices:

- Annex A** - Application form
- Annex B** - Supporting Documents
- Annex C** - Premises Plan
- Annex D** – Representations
- Annex Dii** - Correspondence to Objectors
- Annex E** - 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”)