



AGENDA

LICENSING COMMITTEE

Date: WEDNESDAY, 4 DECEMBER 2019 at 7.15 pm

**Committee Room 4
Civic Suite
Catford Road
London SE6 4RU**

**Enquiries to: Clare Weaser
Telephone: 0208 314 7369 (direct line)
Email: clare.weaser@lewisham.gov.uk**

MEMBERS

This meeting is an open meeting and all items on the agenda may be audio recorded and/or filmed.

Councillors:

Councillor Eva Stamirowski (Chair)
Councillor Colin Elliott (Vice-Chair)
Councillor Tauseef Anwar
Councillor Juliet Campbell
Councillor Alan Hall
Councillor Carl Handley
Councillor Sue Hordijkeno
Councillor Coral Howard
Councillor Kim Powell
Councillor Susan Wise

Members are summoned to attend this meeting

**Kim Wright
Chief Executive
Laurence House
Catford
London SE6 4RU
Date: 26 November 2019**



INVESTOR IN PEOPLE

The public are welcome to attend our committee meetings, however occasionally committees may have to consider some business in private. Copies of reports can be made available in additional formats on request.

ORDER OF BUSINESS – PART 1 AGENDA

Item No		Page No.s
1.	Minutes	1
2.	Declaration of interests	2 - 5
3.	Sugahill 250 Kirkdale SE26 4NL	6 - 24
4.	Interludee 12 Leegate London SE12 8SS	25 - 44



INVESTOR IN PEOPLE

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Agenda Item 1

LICENSING COMMITTEE			
Report Title	Minutes		
Key Decision			Item No. 1
Ward			
Contributors	Chief Executive		
Class	Part 1	Date: 4 December 2019	

Recommendation

That the Minutes of the meeting of the Licensing Committee, held on 14 November 2019 be confirmed and signed.

Agenda Item 2

LICENSING COMMITTEE		
Report Title	Declarations of Interest	
Key Decision		Item No. 2
Ward		
Contributors	Chief Executive	
Class	Part 1	Date: 4 December 2019

Members are asked to declare any personal interest they have in any item on the agenda.

1 Personal interests

There are three types of personal interest referred to in the Council's Member Code of Conduct :-

- (1) Disclosable pecuniary interests
- (2) Other registerable interests
- (3) Non-registerable interests

2 Disclosable pecuniary interests are defined by regulation as:-

- (a) Employment, trade, profession or vocation of a relevant person* for profit or gain
- (b) Sponsorship –payment or provision of any other financial benefit (other than by the Council) within the 12 months prior to giving notice for inclusion in the register in respect of expenses incurred by you in carrying out duties as a member or towards your election expenses (including payment or financial benefit from a Trade Union).
- (c) Undischarged contracts between a relevant person* (or a firm in which they are a partner or a body corporate in which they are a director, or in the securities of which they have a beneficial interest) and the Council for goods, services or works.
- (d) Beneficial interests in land in the borough.
- (e) Licence to occupy land in the borough for one month or more.
- (f) Corporate tenancies – any tenancy, where to the member's knowledge, the Council is landlord and the tenant is a firm in which the relevant person* is a

partner, a body corporate in which they are a director, or in the securities of which they have a beneficial interest.

- (g) Beneficial interest in securities of a body where:-
- (a) that body to the member's knowledge has a place of business or land in the borough; and
 - (b) either
 - (i) the total nominal value of the securities exceeds £25,000 or 1/100 of the total issued share capital of that body; or
 - (ii) if the share capital of that body is of more than one class, the total nominal value of the shares of any one class in which the relevant person* has a beneficial interest exceeds 1/100 of the total issued share capital of that class.

*A relevant person is the member, their spouse or civil partner, or a person with whom they live as spouse or civil partner.

(3) Other registerable interests

The Lewisham Member Code of Conduct requires members also to register the following interests:-

- (a) Membership or position of control or management in a body to which you were appointed or nominated by the Council
- (b) Any body exercising functions of a public nature or directed to charitable purposes, or whose principal purposes include the influence of public opinion or policy, including any political party
- (c) Any person from whom you have received a gift or hospitality with an estimated value of at least £25

(4) Non registerable interests

Occasions may arise when a matter under consideration would or would be likely to affect the wellbeing of a member, their family, friend or close associate more than it would affect the wellbeing of those in the local area generally, but which is not required to be registered in the Register of Members' Interests (for example a matter concerning the closure of a school at which a Member's child attends).

(5) Declaration and Impact of interest on members' participation

- (a) Where a member has any registerable interest in a matter and they are present at a meeting at which that matter is to be discussed, they must declare the nature of the interest at the earliest opportunity and in any

event before the matter is considered. The declaration will be recorded in the minutes of the meeting. If the matter is a disclosable pecuniary interest the member must take no part in consideration of the matter and withdraw from the room before it is considered. They must not seek improperly to influence the decision in any way. **Failure to declare such an interest which has not already been entered in the Register of Members' Interests, or participation where such an interest exists, is liable to prosecution and on conviction carries a fine of up to £5000**

- (b) Where a member has a registerable interest which falls short of a disclosable pecuniary interest they must still declare the nature of the interest to the meeting at the earliest opportunity and in any event before the matter is considered, but they may stay in the room, participate in consideration of the matter and vote on it unless paragraph (c) below applies.
- (c) Where a member has a registerable interest which falls short of a disclosable pecuniary interest, the member must consider whether a reasonable member of the public in possession of the facts would think that their interest is so significant that it would be likely to impair the member's judgement of the public interest. If so, the member must withdraw and take no part in consideration of the matter nor seek to influence the outcome improperly.
- (d) If a non-registerable interest arises which affects the wellbeing of a member, their, family, friend or close associate more than it would affect those in the local area generally, then the provisions relating to the declarations of interest and withdrawal apply as if it were a registerable interest.
- (e) Decisions relating to declarations of interests are for the member's personal judgement, though in cases of doubt they may wish to seek the advice of the Monitoring Officer.

(6) Sensitive information

There are special provisions relating to sensitive interests. These are interests the disclosure of which would be likely to expose the member to risk of violence or intimidation where the Monitoring Officer has agreed that such interest need not be registered. Members with such an interest are referred to the Code and advised to seek advice from the Monitoring Officer in advance.

(7) Exempt categories

There are exemptions to these provisions allowing members to participate in decisions notwithstanding interests that would otherwise prevent them doing so. These include:-

- (a) Housing – holding a tenancy or lease with the Council unless the matter relates to your particular tenancy or lease; (subject to arrears exception)
- (b) School meals, school transport and travelling expenses; if you are a parent or guardian of a child in full time education, or a school governor unless the matter relates particularly to the school your child attends or of which you are a governor;
- (c) Statutory sick pay; if you are in receipt
- (d) Allowances, payment or indemnity for members
- (e) Ceremonial honours for members
- (f) Setting Council Tax or precept (subject to arrears exception)

Agenda Item 3

LICENSING COMMITTEE

Report Title	Sugahill, 248- 250 Kirkdale, SE26 4NL	
Key Decision	No	Item No. 3
Ward	Sydenham	
Contributors	Community Services – Licensing Authority Head of Law	
Class	Part	Date: 4 December 2019

Proposal: Premises Licence Variation Application

Legislation: Licensing Act 2003

Premises: Sugahill, 248- 250 Kirkdale, SE26 4NL

Applicants: Christopher Archbold

This is an application for a Variation of the Premises Licence

1. Current Licence Status

The premises are currently licensed for the sale of alcohol as outlined below:

Sale by retail of Alcohol for consumption on & off the premises

17:00 – 22:00 Tuesday to Thursday

12:00 – 22:00 Friday to Sunday

2. Particulars of Application Applied for

- **Change of licensable hours**

18:00-23:00 Tuesday to Thursday

13:00-23:00 Friday to Sunday

- **Removal of current Annex 2 condition:**

The premises shall join the Safer Lewisham Business Partnership (LBBAC) and local radio scheme if available

2.2 The application for the new premises licence has been advertised in accordance with Regulation 25; an advert in a local newspaper and a notice prominently displayed at the premises for a period of 28 consecutive days. The last date for receiving representations was the 21 November 2019.

3. Outline of representations received

- 3.1 The application for the variation of the premises licence was received on 24 October 2019 and sent to all the Responsible Authorities.
- 3.2 One representation was received from Alfene Rhodes of LBL Crime, Enforcement & Regulation Service (Environmental Noise) on the grounds of Public Nuisance. A representation was received from Cllr Tom Copley of Sydenham Ward on the grounds of Public Nuisance. Also a further two representations received from local residents within close proximity to the premises on the grounds of Public Nuisance.
- 3.3 The representations received from interested parties have been examined by Officers and are considered not to be vexatious or frivolous. These representations were all received within the specified time.
- 3.4 The objections to the application are on public nuisance grounds due to concerns over noise and music from the premises and potential impact that an extension in hours may cause on neighbouring properties.

4. Legal & Human Rights Implications

- 4.1 The Licensing Authority is a public authority under the Human Rights Act 1998. Therefore the licensing authority is required to act compatibly with the convention rights in the exercise of their functions. Article 6 (1) of the Convention provides that everyone is entitled to a fair and public hearing within a reasonable time by an independent and impartial hearing established by law.
- 4.2 A Premises Licence is a possession for the purpose of the Human Rights Act 1998. The right to hold a licence is a qualified rather than an absolute right. Therefore the right to hold a licence may be interfered with if it affects the interests of local residents or others. Such interference may be justified if it is necessary and proportionate to promote the licensing objectives.

5. Equalities Implications

- 5.1 The Equality Act 2010 (the Act) introduced a public sector equality duty (the equality duty or the duty). It covers the following protected characteristics: age, disability, gender reassignment, marriage and civil partnership, pregnancy and maternity, race, religion or belief, sex and sexual orientation.
- 5.2 In summary, the Council must, in the exercise of its functions, have due regard to the need to:
- eliminate unlawful discrimination, harassment and victimisation and other conduct prohibited by the Act.
 - advance equality of opportunity between people who share a protected characteristic and those who do not.
 - foster good relations between people who share a protected characteristic and those who do not.

- 5.3 It is not an absolute requirement to eliminate unlawful discrimination, harassment, victimisation or other prohibited conduct, or to promote equality of opportunity or foster good relations between persons who share a protected characteristic and those who do not. It is a duty to have due regard to the need to achieve the goals listed above above.
- 5.4 The weight to be attached to the duty will be dependent on the nature of the decision and the circumstances in which it is made. This is a matter for the Mayor, bearing in mind the issues of relevance and proportionality. The Mayor must understand the impact or likely impact of the decision on those with protected characteristics who are potentially affected by the decision. The extent of the duty will necessarily vary from case to case and due regard is such regard as is appropriate in all the circumstances.
- 5.5 The Equality and Human Rights Commission has issued Technical Guidance on the Public Sector Equality Duty and statutory guidance entitled “Equality Act 2010 Services, Public Functions & Associations Statutory Code of Practice”. The Council must have regard to the statutory code in so far as it relates to the duty and attention is drawn to Chapter 11 which deals particularly with the equality duty. The Technical Guidance also covers what public authorities should do to meet the duty. This includes steps that are legally required, as well as recommended actions. The guidance does not have statutory force but nonetheless regard should be had to it, as failure to do so without compelling reason would be of evidential value. The statutory code and the technical guidance can be found at: <https://www.equalityhumanrights.com/en/advice-and-guidance/equality-act-codes-practice>
- <https://www.equalityhumanrights.com/en/advice-and-guidance/equality-act-technical-guidance>
- 5.6 The Equality and Human Rights Commission (EHRC) has previously issued five guides for public authorities in England giving advice on the equality duty:
- [The essential guide to the public sector equality duty](#)
 - [Meeting the equality duty in policy and decision-making](#)
 - [Engagement and the equality duty: A guide for public authorities](#)
 - [Objectives and the equality duty. A guide for public authorities](#)
 - [Equality Information and the Equality Duty: A Guide for Public Authorities](#)
- 5.7 The essential guide provides an overview of the equality duty requirements including the general equality duty, the specific duties and who they apply to. It covers what public authorities should do to meet the duty including steps that are legally required, as well as recommended actions. The other four documents provide more detailed guidance on key areas and advice on good practice. Further information and resources are available at: <https://www.equalityhumanrights.com/en/advice-and-guidance/public-sector-equality-duty-guidance#h1>

6. Application for the Variation of a Premises Licence

- 6.1 The steps available to the Licensing Authority:
(a) to modify the conditions of the licence;
(b) to reject the whole or part of the application.

6.2 An appeal may be made against the decision to the Magistrates Court within 21 days.

Background Papers

<u>Short Title of</u>	<u>Date</u>	<u>Appendix</u>
<u>Document</u>		
Application for Variation	24 October 2019	
Representations	As dated in attached documents	
Premises Licence	PL1104	

Should you require any further information on this report please contact Lisa Hooper, Licensing Authority Officer on 02083146324



* required information

Section 1 of 18

You can save the form at any time and resume it later. You do not need to be logged in when you resume.

System reference This is the unique reference for this application generated by the system.

Your reference You can put what you want here to help you track applications if you make lots of them. It is passed to the authority.

Are you an agent acting on behalf of the applicant? Put "no" if you are applying on your own behalf or on behalf of a business you own or work for.

Yes No

Applicant Details

* First name

* Family name

* E-mail

Main telephone number Include country code.

Other telephone number

Indicate here if you would prefer not to be contacted by telephone

Are you:

Applying as a business or organisation, including as a sole trader

Applying as an individual

A sole trader is a business owned by one person without any special legal structure. Applying as an individual means you are applying so you can be employed, or for some other personal reason, such as following a hobby.

Applicant Business

Is your business registered in the UK with Companies House? Yes No

Is your business registered outside the UK? Yes No

Note: completing the Applicant Business section is optional in this form.

Business name If your business is registered, use its registered name.

VAT number Put "none" if you are not registered for VAT.

Legal status

Continued from previous page...

Your position in the business

Home country

The country where the headquarters of your business is located.

Business Address

If you have one, this should be your official address - that is an address required of you by law for receiving communications.

Building number or name

Street

District

City or town

County or administrative area

Postcode

Country

Section 2 of 18

APPLICATION DETAILS

This application cannot be used to vary the licence so as to extend the period for which the licence has effect or to vary substantially the premises to which it relates. If you wish to make that type of change to the premises licence, you should make a new premises licence application under section 17 of the Licensing Act 2003.

I/we, as named in section 1, being the premises licence holder, apply to vary a premises licence under section 34 of the Licensing Act 2003 for the premises described in section 2 below.

* Premises Licence Number

Are you able to provide a postal address, OS map reference or description of the premises?

- Address OS map reference Description

Postal Address Of Premises

Building number or name

Street

District

City or town

County or administrative area

Postcode

Country

Premises Contact Details

Telephone number

Continued from previous page...

Non-domestic rateable value of premises (£)

6,400

Section 3 of 18

VARIATION

Do you want the proposed variation to have effect as soon as possible?

Yes No

Do you want the proposed variation to have effect in relation to the introduction of the late night levy?

Yes No

You do not have to pay a fee if the only purpose of the variation for which you are applying is to avoid becoming liable to the late night levy.

If your proposed variation would mean that 5,000 or more people are expected to attend the premises at any one time, state the number expected to attend

Describe Briefly The Nature Of The Proposed Variation

Describe the premises. For example the type of premises, its general situation and layout and any other information which could be relevant to the licensing objectives. Where your application includes off-supplies of alcohol and you intend to provide a place for consumption of these off-supplies, you must include a description of where the place will be and its proximity to the premises.

SMALL CAFE/BAR ON A MAIN ROAD WE SELL VEGAN/VEGETARIAN FOOD AND RECORDS, ESTABLISHED IN 2007. THE FIRST PROPOSED VARIATION IS REGARDING THE BUSINESS LOCAL RADIO SCHEME. WE WOULD LIKE THIS CONDITION TO BE REMOVED. BECAUSE WE BELIEVE THAT THE SCHEME IS UNNECESSARY, OUT OF DATE, NOT BENEFICIAL TO OUR BUSINESS, UNENFORCEABLE AND MOST IMPORTANTLY WE CANNOT AFFORD IT. THE SECOND PROPOSED VARIATION IS A MINOR CHANGE WITH THE LICENSING HOURS WITHOUT ANY INCREASE. PLEASE SEE PROPOSED HOURS ON PAGE 15. REASON FOR THIS CHANGE IS TO BRING US MORE INLINE WITH STANDARD BAR TIMES.

Section 4 of 18

PROVISION OF PLAYS

[See guidance on regulated entertainment](#)

Will the schedule to provide plays be subject to change if this application to vary is successful?

Yes No

Section 5 of 18

PROVISION OF FILMS

[See guidance on regulated entertainment](#)

Will the schedule to provide films be subject to change if this application to vary is successful?

Yes No

Section 6 of 18

Continued from previous page...

PROVISION OF INDOOR SPORTING EVENTS

[See guidance on regulated entertainment](#)

Will the schedule to provide indoor sporting events be subject to change if this application to vary is successful?

- Yes No

Section 7 of 18

PROVISION OF BOXING OR WRESTLING ENTERTAINMENTS

[See guidance on regulated entertainment](#)

Will the schedule to provide boxing or wrestling entertainments be subject to change if this application to vary is successful?

- Yes No

Section 8 of 18

PROVISION OF LIVE MUSIC

[See guidance on regulated entertainment](#)

Will the schedule to provide live music be subject to change if this application to vary is successful?

- Yes No

Section 9 of 18

PROVISION OF RECORDED MUSIC

[See guidance on regulated entertainment](#)

Will the schedule to provide recorded music be subject to change if this application to vary is successful?

- Yes No

Section 10 of 18

PROVISION OF PERFORMANCES OF DANCE

[See guidance on regulated entertainment](#)

Will the schedule to provide performances of dance be subject to change if this application to vary is successful?

- Yes No

Section 11 of 18

PROVISION OF ANYTHING OF A SIMILAR DESCRIPTION TO LIVE MUSIC, RECORDED MUSIC OR PERFORMANCES OF DANCE

[See guidance on regulated entertainment](#)

Will the schedule to provide anything similar to live music, recorded music or performances of dance be subject to change if this application to vary is successful?

- Yes No

Section 12 of 18

Continued from previous page...

PROVISION OF LATE NIGHT REFRESHMENT

Will the schedule to provide late night refreshment be subject to change if this application to vary is successful?

- Yes No

Section 13 of 18

SUPPLY OF ALCOHOL

Will the schedule to supply alcohol be subject to change if this application to vary is successful?

- Yes No

Section 14 of 18

ADULT ENTERTAINMENT

Highlight any adult entertainment or services, activities, or other entertainment or matters ancillary to the use of the premises that may give rise to concern in respect of children.

Provide information about anything intended to occur at the premises or ancillary to the use of the premises which may give rise to concern in respect of children, regardless of whether you intend children to have access to the premises, for example (but not exclusively) nudity or semi-nudity, films for restricted age groups etc gambling machines etc.

Section 15 of 18

HOURS PREMISES ARE OPEN TO THE PUBLIC

Standard Days And Timings

MONDAY

Start

End

Start

End

Provide timings in 24 hour clock (e.g., 16:00) and only give details for the days of the week when you intend the premises to be used for the activity.

TUESDAY

Start

End

Start

End

WEDNESDAY

Start

End

Start

End

THURSDAY

Start

End

Start

End

Continued from previous page...

FRIDAY

Start

End

Start

End

SATURDAY

Start

End

Start

End

SUNDAY

Start

End

Start

End

State any seasonal variations.

For example (but not exclusively) where the activity will occur on additional days during the summer months.

Non standard timings. Where you intend to use the premises to be open to the members and guests at different times from those listed above, list below.

For example (but not exclusively), where you wish the activity to go on longer on a particular day e.g. Christmas Eve.

Identify those conditions currently imposed on the licence which you believe could be removed as a consequence of the proposed variation you are seeking.

PLEASE SEE PAGE 3

SECOND VARIATION PROPOSED HOURS: TUESDAY-THURSDAY 18:00-23:00
FRIDAY-SUNDAY 13:00-23:00

- I have enclosed the premises licence
- I have enclosed the relevant part of the premises licence

Reasons why I have failed to enclose the premises licence or relevant part of premises licence.

WE HAVE ALREADY SENT YOU A COPY OF THE PREMISES LICENCE BY POST.

Page 15

Continued from previous page...

Section 16 of 18

LICENSING OBJECTIVES

Describe the steps you intend to take to promote the four licensing objectives:

a) General – all four licensing objectives (b,c,d,e)

List here steps you will take to promote all four licensing objectives together.

WE WILL PRESENT PROACTIVE AND PREVENTATIVE MANAGEMENT CONTROL AND ENSURE TO FOLLOW ALL REQUIREMENTS TO MEET THE FOUR LICENSING OBJECTIVES. DESIGNATED PREMISES SUPERVISOR WILL BE IN CHARGE OF DAY TO DAY RESPONSIBILITIES AND KEEP A GOOD OPERATING RECORD FOR INSPECTION.

b) The prevention of crime and disorder

WE WILL MAKE SURE CCTV SYSTEM WORKING IN ORDER TO MONITOR AND RECORD 24 HOURS A DAY. VIGILANCE IN PREVENTING VIOLENT AND ANTISOCIAL BEHAVIOR, REPORTING ANY SUSPICIOUS ACTIVITIES TO THE POLICE. NO SALE OF ALCOHOL TO INTOXICATED PERSONS AND NO EXCESSIVE DRINK PROMOTIONS TAKE PLACE. AN INCIDENT UP TO DATE RECORD BOOK WILL BE KEPT FOR INFORMATION AND INSPECTION.

c) Public safety

ZERO TOLERANCE POLICY TO THE USE OF DRUGS INSIDE OR OUTSIDE THE PREMISES PREVENT DRINK DRIVING, ENCOURAGE PUBLIC TRANSPORT FACILITIES AND OFFER FREE PHONE SERVICE TO A CAB OFFICE. REGULAR ELECTRICAL SAFETY CHECKS AND FOLLOW ENVIRONMENTAL HEALTH REQUIREMENTS.

d) The prevention of public nuisance

DISPLAY THE PUBLIC OPENING HOURS AND THE SALE OF ALCOHOL DURING THOSE HOURS. CLEAR NOTICE WILL BE DISPLAYED TO ASK PEOPLE TO LEAVE THE PREMISES QUIETLY AND RESPECT THE NEIGHBOURHOOD DESIGNATED SMOKING AREAS FOR CUSTOMERS. A LOG BOOK WILL BE KEPT OF ANY NOISE MONITORING AND INSPECTION.

e) The protection of children from harm

NO SALE OF ALCOHOL TO UNDER 18 POLICY INCLUDING PREVENTION OF ADULTS BUYING ALCOHOL FOR UNDER 18'S CHALLENGE 21 AND ADDITIONAL CHALLENGE 25 SCHEMES SIGNS DISPLAYING AT THE POINT OF SALE A STRICT NO PROOF OF AGE NO SALE POLICY AND KEEP A REFUSAL BOOK RECORD. PROTECTING CHILDREN FROM ANY PSYCHOLOGICAL, PHYSICAL HARM AND A TIME RESTRICTION OF ALLOWING CHILDREN INTO THE PREMISES WITH CLEAR SIGNAGE.

Section 17 of 18

NOTES ON REGULATED ENTERTAINMENT

Continued from previous page...

In terms of specific **regulated entertainments** please note that:

- Plays: no licence is required for performances between 08:00 and 23.00 on any day, provided that the audience does not exceed 500.
- Films: no licence is required for 'not-for-profit' film exhibition held in community premises between 08.00 and 23.00 on any day provided that the audience does not exceed 500 and the organiser (a) gets consent to the screening from a person who is responsible for the premises; and (b) ensures that each such screening abides by age classification ratings.
- Indoor sporting events: no licence is required for performances between 08.00 and 23.00 on any day, provided that the audience does not exceed 1000.
- Boxing or Wrestling Entertainment: no licence is required for a contest, exhibition or display of Greco-Roman wrestling, or freestyle wrestling between 08.00 and 23.00 on any day, provided that the audience does not exceed 1000. Combined fighting sports – defined as a contest, exhibition or display which combines boxing or wrestling with one or more martial arts – are licensable as a boxing or wrestling entertainment rather than an indoor sporting event.
- Live music: no licence permission is required for:
 - o a performance of unamplified live music between 08.00 and 23.00 on any day, on any premises.
 - o a performance of amplified live music between 08.00 and 23.00 on any day on premises authorised to sell alcohol for consumption on those premises, provided that the audience does not exceed 500.
 - o a performance of amplified live music between 08.00 and 23.00 on any day, in a workplace that is not licensed to sell alcohol on those premises, provided that the audience does not exceed 500.
 - o a performance of amplified live music between 08.00 and 23.00 on any day, in a church hall, village hall, community hall, or other similar community premises, that is not licensed by a premises licence to sell alcohol, provided that (a) the audience does not exceed 500, and (b) the organiser gets consent for the performance from a person who is responsible for the premises.
 - o a performance of amplified live music between 08.00 and 23.00 on any day, at the non-residential premises of (i) a local authority, or (ii) a school, or (iii) a hospital, provided that (a) the audience does not exceed 500, and (b) the organiser gets consent for the performance on the relevant premises from: (i) the local authority concerned, or (ii) the school or (iii) the health care provider for the hospital.
- Recorded Music: no licence permission is required for:
 - o any playing of recorded music between 08.00 and 23.00 on any day on premises authorised to sell alcohol for consumption on those premises, provided that the audience does not exceed 500.
 - o any playing of recorded music between 08.00 and 23.00 on any day, in a church hall, village hall, community hall, or other similar community premises, that is not licensed by a premises licence to sell alcohol, provided that (a) the audience does not exceed 500, and (b) the organiser gets consent for the performance from a person who is responsible for the premises.
 - o any playing of recorded music between 08.00 and 23.00 on any day, at the non-residential premises of (i) a local authority, or (ii) a school, or (iii) a hospital, provided that (a) the audience does not exceed 500, and (b) the organiser gets consent for the performance on the relevant premises from: (i) the local authority concerned, or (ii) the school proprietor or (iii) the health care provider for the hospital.

Continued from previous page...

- Dance: no licence is required for performances between 08.00 and 23.00 on any day, provided that the audience does not exceed 500. However, a performance which amounts to adult entertainment remains licensable.
- Cross activity exemptions: no licence is required between 08.00 and 23.00 on any day, with no limit on audience size for:
 - o any entertainment taking place on the premises of the local authority where the entertainment is provided by or on behalf of the local authority;
 - o any entertainment taking place on the hospital premises of the health care provider where the entertainment is provided by or on behalf of the health care provider;
 - o any entertainment taking place on the premises of the school where the entertainment is provided by or on behalf of the school proprietor; and
 - o any entertainment (excluding films and a boxing or wrestling entertainment) taking place at a travelling circus, provided that (a) it takes place within a moveable structure that accommodates the audience, and (b) that the travelling circus has not been located on the same site for more than 28 consecutive days.

Section 18 of 18

PAYMENT DETAILS

This fee must be paid to the authority. If you complete the application online, you must pay it by debit or credit card. Please go to this link for fees <http://www.lewisham.gov.uk/Business/LicencesAndStreetTrading/AlcoholAndEntertainmentLicences/FeesList.htm>

* Fee amount (£)

89.00

DECLARATION

IT IS AN OFFENCE, UNDER SECTION 158 OF THE LICENSING ACT 2003, TO MAKE A FALSE STATEMENT IN OR IN CONNECTION WITH THIS APPLICATION. THOSE WHO MAKE A FALSE STATEMENT MAY BE LIABLE ON SUMMARY CONVICTION TO A FINE OF ANY AMOUNT.

Ticking this box indicates you have read and understood the above declaration

This section should be completed by the applicant, unless you answered "Yes" to the question "Are you an agent acting on behalf of the applicant?"

* Full name

HURIYE ARCHBOLD

* Capacity

OWNER

* Date

21 / 10 / 2019
dd mm yyyy

Full name

CHRISTOPHER WILLIAM ARCHBOLD

* Capacity

OWNER

* Date

21 / 10 / 2019
dd mm yyyy

Remove this signatory

Add another signatory

Continued from previous page...

Once you're finished you need to do the following:

1. Save this form to your computer by clicking file/save as...
2. Go back to <https://www.gov.uk/apply-for-a-licence/premises-licence/lewisham/change-1> to upload this file and continue with your application.

Don't forget to make sure you have all your supporting documentation to hand.

IT IS AN OFFENCE, UNDER SECTION 158 OF THE LICENSING ACT 2003, TO MAKE A FALSE STATEMENT IN OR IN CONNECTION WITH THIS APPLICATION. THOSE WHO MAKE A FALSE STATEMENT MAY BE LIABLE ON SUMMARY CONVICTION TO A FINE OF ANY AMOUNT.

OFFICE USE ONLY

Applicant reference number	<input type="text"/>
Fee paid	<input type="text"/>
Payment provider reference	<input type="text"/>
ELMS Payment Reference	<input type="text"/>
Payment status	<input type="text"/>
Payment authorisation code	<input type="text"/>
Payment authorisation date	<input type="text"/>
Date and time submitted	<input type="text"/>
Approval deadline	<input type="text"/>
Error message	<input type="text"/>
Is Digitally signed	<input type="checkbox"/>

[1](#) [2](#) [3](#) [4](#) [5](#) [6](#) [7](#) [8](#) [9](#) [10](#) [11](#) [12](#) [13](#) [14](#) [15](#) [16](#) [17](#) [18](#) [Next >](#)

Weaser, Clare

Subject: FW: Variation of Premises Licence - Sugahill, 248-250 Kirkdale

From: Copley, Cllr Tom
Sent: 30 October 2019 12:06
To: Licensing
Subject: Fwd: Variation of Premises Licence - Sugahill, 248-250 Kirkdale

Hi,

I would like to object to this variation.

I have received complaints from neighbours of anti-social behaviour and intimidation by the owners of Sugahill. They have held loud late night parties... and the owners have been aggressive when challenged about this.

Best wishes,

Tom

Cllr Tom Copley
Sydenham ward (Labour & Co-operative)
020 8314 8224 | @tomcopley

As one of your local councillors I am committed to protecting your privacy. For more information please see the associated [privacy notice](#).

Begin forwarded message:

From: "Lockett, Richard" <Richard.Lockett@lewisham.gov.uk>
Date: 24 October 2019 at 14:13:32 BST
To: _All Councillors <AllCouncillors@lewisham.gov.uk>
Subject: Variation of Premises Licence - Sugahill, 248-250 Kirkdale

Dear Councillor

Please be advised that the following premises has applied for a **Full Variation** under the Licensing Act 2003.

Premises name and address:

Sugahill
248-250 Kirkdale
London
SE26 4NL

Particulars of Application

Applied for:

- **Change of licensable hours**
18:00-23:00 Tuesday to Thursday
13:00-23:00 Friday to Sunday

- **Removal of current Annex 2 condition:**
The premises shall join the Safer Lewisham Business Partnership (LBBAC) and local radio scheme if available

Currently Licensed:

Sale by retail of Alcohol for consumption on & off the premises

17:00 – 22:00 Tuesday to Thursday

12:00 – 22:00 Friday to Sunday

Please ensure that any representations reach us by **21st November 2019**. Should you require further information please contact by reply.

Representations made must relate to one or more of the four Licensing objectives, which are:

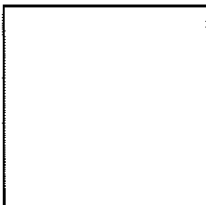
Prevention of Public Nuisance
Protection of children from harm
Public Safety
Prevention of Crime and Disorder

Kind regards

Richard Lockett
Crime, Enforcement and Regulation Officer (**Central**) | Crime, Enforcement and Regulation Team |
9 Holbeach Office, Holbeach Road, Catford, London SE6 4TW | London Borough of Lewisham |
02083149459
Richard.Lockett@lewisham.gov.uk

We're bidding to get over £1m to become the London Borough of Culture 2021!

Support the campaign by backing our bid at www.iamlewisham.uk



We're bidding to get over £1m to become the London Borough of Culture 2021!

Support the campaign by backing our bid at www.iamlewisham.uk

Weaser, Clare

From: Rhodes, Alfene
Sent: 21 November 2019 12:10
To: Licensing; Lockett, Richard
Cc: Weaser, Clare
Subject: FW: Sugahill Objection

Dear all.

Please accept this a representation to the full variation at Sugahill Café SE26 4NL

I am making my representation as I believe the premises are not able to adhere to the licensing objectives namely The prevention of Public Nuisance and noise.

We have been receiving complaints since September 2017 and they are also sent to the SNT for Sydenham. Noise was difficult to witness in the beginning but communication was maintained with both the complainant and also the café. The Café owners agreed to keep its music to a reasonable level and things calmed a little. Complaints have been received on a regular basis since January this year. CER officers served an abatement notice on 16th August following previous visits when noise was witnessed.

This was breeched and witnessed by CER officers on 19th August 2019. If a stat nuisance is witnessed again we will be taking action against the café which could either be the seizure of equipment or by way of FPN. We also have the option to take court action.

I have had conversations with other neighbours who are wary of reporting the problems they are experiencing due to the fear of reprisal. I have been informed the ward councillor is working with these residents.

In March 2019 I visited with PC Nick Gerry and carried out a full licensing visit and it was noted the CCTV wasn't accessible as required on their licence, signs that are required to be on display at the entrance/exit were also not present despite being asked to do this previously.

The addition of hours will only be an additional problem for the complainants. I do not believe the café owners will adhere to the conditions of the abatement notice served once the hours are increased. They are of the belief that because they have a licence to a given hour they can make as much noise as they want until then. I also do not believe the café owners have any regard for their neighbours.

I have no issues with the removal of the condition as applied.

Kind regards

Alfene Rhodes
Crime, Enforcement & Regulation Officer (South Team)
9 Holbeach Road
Catford
SE6 4TW
0208 314 7237

REPRESENTATION FORM

Interested person/business/representative body in the vicinity of the premises



Your Name/company name/or name of body you represent (Required)	
Postal address and email address (Required)	
Contact Telephone number (Required)	

Name of premises you are making a representation about	Sugarhill
Address of the premises you are making the representation about	250 Kirkdale, London SE26 4NL

Your representation must relate to one or more of the four objectives below		<u>Please detail the evidence supporting your representation or the reason for your representation.</u>
The Prevention of harm to Children	Kids residing at Kirkdale Corner flats are highly affected as it is impossible to sleep when Sugarhill holds event till late.	Click or tap here to enter text.
To prevent Public Nuisance	Inside the establishment the music is played really loud, also often customers standing outside shouting at times up to 2 am.	Click or tap here to enter text.
To Prevent Crime and Disorder	Potential ground for drunken fights, shouting and aggressive when confronted.	Click or tap here to enter text.
Public Safety	Potential ground for drunken fights, shouting and aggressive when confronted.	Click or tap here to enter text.
Suggested conditions or amendments that could be added to the licence to remedy your representation	Sugarhill licence to open till late should not be granted also current late night event hold monthly should be stopped.	Click or tap here to enter text.

N.B. If you make this representation you will be expected to attend the Licensing Committee hearing and any subsequent appeal proceedings.

Signed _____ Date _____

Please return this form along with any additional sheets to licensing@lewisham.gov.uk, alternatively you can post this to: **Lewisham Licensing Authority, Holbeach Office, 9 Holbeach Road, SE6 4TW.**

All personal information provided will be redacted except your surname. Your representation if approved as relevant by a council officer, will then be copied to the holder of the premises licence or the person making the application, whoever is appropriate. This form must be returned within 28 days from the date specified on the blue notice displayed on the premises.

REPRESENTATION FORM

Interested person/business/representative body in the vicinity of the premises



Your Name/company name/or name of body you represent (Required)	[Redacted]
Postal address and email address (Required)	[Redacted]
Contact Telephone number (Required)	[Redacted]

Name of premises you are making a representation about	Sugahill Cafe
Address of the premises you are making the representation about	250 Kirkdale, London, SE26 4NJ

Your representation must relate to one or more of the four objectives below		<u>Please detail the evidence supporting your representation or the reason for your representation.</u>
The Prevention of harm to Children	Click or tap here to enter text.	Click or tap here to enter text.
To prevent Public Nuisance	The café was already playing music too loud and with no consideration for the terms of their existing licence. The building was not designed to contain modern levels of sound and vibration.	The café has already been served an Abatement Notice for playing music too loud with no consideration for the residents of Kirkdale Corner.
To Prevent Crime and Disorder	The café has historically held unregulated parties and the local vicinity would always be soiled with litter and urine after said parties.	The owners of the café do not care how unpleasant the local area looks after one of these parties.
Public Safety	Click or tap here to enter text.	Click or tap here to enter text.
Suggested conditions or amendments that could be added to the licence to remedy your representation	Click or tap here to enter text.	Click or tap here to enter text.

N.B. If you make this representation you will be expected to attend the Licensing Committee hearing and any subsequent appeal proceedings.

Signed Date 19/11/2019

Please return this form along with any additional sheets to licensing@lewisham.gov.uk, alternatively you can post this to: Lewisham Licensing Authority, Holbeach Office, 9 Holbeach Road, SE6 4TW.

All personal information provided will be redacted except your surname. Your representation if approved as relevant by a council officer, will then be copied to the holder of the premises licence or the person making the application, whoever is appropriate. This form must be returned within 28 days from the date specified on the blue notice displayed on the premises.

LICENSING COMMITTEE

Report Title	Interludee, 12 Leegate, SE12 8SS		
Key Decision	No		Item No. 4
Ward	Lee Green		
Contributors	Community Services – Crime, Enforcement & Regulation Service Head of Law		
Class	Part	Date 4 December 2019	

Proposal: **Temporary Event Notice (TEN)**

Legislation: **Licensing Act 2003**

Premises: **Interludee, 12 Leegate, SE12 8SS**

Applicants: **James Golding**

This matter is required to be heard within a short timescale to meet the statutory requirements.

The notice was served in accordance with section 100 of the Licensing Act 2003.

1. Notice Content & Objection

1.1 The Temporary Event Notice is for the Sale of Alcohol and Regulated Entertainment on 23 December 2019 from midnight until 1:00hrs, and for the same activities on the 25 December 2019 between Midnight and 03:00hrs.

1.2 The event are described as a 'live performance night' and 'xmas eve party' respectively.

2. The notice was received by the Licensing Authority on 20 November 2019 and served on the Metropolitan Police (MPS) and the London Borough of Lewisham Crime, Enforcement and Regulation Service (formerly known as Environmental Enforcement) on the 21 November 2019. Objections were received from Richard Lockett of the Crime, Enforcement and Regulation Service within the specified time limit in accordance with section 104 of the Licensing Act 2003 (objection received on the 22 November 2019). The objection received was in relation to the licensing objective of prevention of public nuisance.

3. Legal and Human Rights Implications

- 3.1 Where an objection notice is received following a Temporary Event Notice a licensing authority is required to hold a hearing. In this case the Licensing Authority is required to consider whether the proposed temporary event will promote the crime prevention and public nuisance licensing objectives.
- 3.2 The licensing authority is a public authority under the Human Rights Act 1998. Therefore the Licensing Authority is under a duty to act compatibly with Convention Rights in the exercise of their function. Article 6 (1) of the Convention provides that everyone is entitled to a fair and public hearing within a reasonable time by an independent and impartial hearing established by law.
- 3.3 The right to give a Temporary Event Notice falls within the scope of civil rights and obligations in Article 6 (1) as it relates, in this case, to a Premises Licence holder's right to pursue commercial activity. This right is a qualified right therefore it may be interfered with if it is appropriate to protect the general interest of the community.

4. Equalities Implications

- 4.1 The Equality Act 2010 includes a new public sector equality duty (the equality duty or duties) the duty covers the following nine protected characteristics: age, disability, gender reassignment, marriage and civil partnerships, pregnancy and maternity, race or religion or belief, sex and sexual orientation.
- 4.2 In summary the Council must, in the exercise of its functions, have due regard to the need to-
 - eliminate unlawful discrimination, harassment and victimisation and other conduct prohibited by the Act
 - advance equality of opportunity between people who share a protected characteristic and those who do not
 - foster good relations between those who share a protected characteristic and those who do not
- 4.3 As with the case with the original separate duties, the new duty continues to be a "have regard duty" and the weight to attach to it is a matter for the committee bearing in mind the relevance and proportionality. It is not an absolute requirement to eliminate discrimination, advance equality of opportunity or foster good relations.

5. Determination of objection notice

- 5.1 After having regard to all the representations heard, Members must take such steps as they consider appropriate to promote the prevention of crime and disorder and public nuisance. Therefore the Licensing Committee may;
1. Decide no action is appropriate to promote the licensing objectives therefore the temporary event may go ahead.
 2. Impose one or more conditions on the standard temporary event notice if-
 - a. the authority considers it appropriate for the promotion of the licensing objectives to do so,
 - b. the conditions are also imposed on a premises licence or club premises certificate that has effect in respect of the same premises, or any part of the same premises, as the standard temporary event notice, and
 - c. the conditions would not be inconsistent with the carrying of licensable activities under the standard temporary event notice
 3. Issue a counter notice if it considers it is appropriate to promote the licensing objectives, therefore the temporary event may not go ahead.
- 5.2 There is a right of appeal to the Magistrates Court against a decision either to give a counter notice or to allow the temporary event to go ahead.

Background Papers

<u>Short Title of Document</u>	<u>Date</u>	<u>Appendix</u>
<u>Applicant</u> Applications rec'd	20.11.19	
<u>CER Service Objection</u> Objection rec'd	22.11.19	

Should you require any further information on this report please contact Lisa Hooper at the Crime, Enforcement & Regulation Service on 020 8314 6324



* required information

Section 1 of 9

You can save the form at any time and resume it later. You do not need to be logged in when you resume.

System reference This is the unique reference for this application generated by the system.

Your reference You can put what you want here to help you track applications if you make lots of them. It is passed to the authority.

Are you an agent acting on behalf of the applicant?

Yes No

Put "no" if you are applying on your own behalf or on behalf of a business you own or work for.

Applicant Details

* First name

* Family name

* E-mail

Main telephone number Include country code.

Other telephone number

Indicate here if you would prefer not to be contacted by telephone

Are you:

~~Applying as a business or organisation, including as a sole trader.~~

Applying as an individual

A sole trader is a business owned by one person without any special legal structure. Applying as an individual means you are applying so you can be employed, or for some other personal reason, such as following a hobby.

Applicant Business

Is your business registered in the UK with Companies House? Yes No

Note: completing the Applicant Business section is optional in this form.

Registration number

Business name If your business is registered, use its registered name.

VAT number Put "none" if you are not registered for VAT.

Legal status

Continued from previous page...

Your position in the business

Home country

The country where the headquarters of your business is located.

Registered Address

Address registered with Companies House.

Building number or name

Street

District

City or town

County or administrative area

Postcode

Country

Section 2 of 9

APPLICATION DETAILS (See also guidance on completing the form, general notes and note 1)

Have you had any previous or maiden names?

- Yes No

* Your date of birth / /
dd mm yyyy

Applicant must be 18 years of age or older

National Insurance number

This box need not be completed if you are an individual not liable to pay UK national insurance.

Place of birth

Correspondence Address

Is the address the same as (or similar to) the address given in section one?

- Yes No

If "Yes" is selected you can re-use the details from section one, or amend them as required. Select "No" to enter a completely new set of details.

Building number or name

Street

District

City or town

County or administrative area

Postcode

Country

Continued from previous page...

Additional Contact Details

Are the contact details the same as (or similar to) those given in section one?

If "Yes" is selected you can re-use the details from section one, or amend them as required. Select "No" to enter a completely new set of details.

Yes No

E-mail	interludeeldn@hotmail.com
Telephone number	07534227711
Other telephone number	

Section 3 of 9

THE PREMISES

I, the proposed user, hereby give notice under section 100 of the Licensing Act 2003 of my proposal to carry out a temporary activity at the premises described below.

Give the address of the premises where you intend to carry on the licensable activities or if it has no address give a detailed description (including the Ordnance Survey references). (See also guidance on completing the form, note 2)

* Does the premises have an address?

Yes No

Address

Is the address the same as (or similar to) the address given in section one?

If "Yes" is selected you can re-use the details from section one, or amend them as required. Select "No" to enter a completely new set of details.

Yes No

* Building number or name	12
* Street	lee gate
District	
* City or town	london
County or administrative area	
* Postcode	se12 8ss
* Country	United Kingdom

* Does a premises licence or club premises certificate have effect in relation to the premises (or any part of the premises)?

Neither Premises licence Club premises certificate

* Premises licence number	PL 0565
---------------------------	---------

Location Details

* Provide further details about the location of the event .

interludee restaurant bar ground floor
--

Continued from previous page...

If you intend to use only part of the premises at this address or intend to restrict the area to which this notice applies, give a description and details below (see also guidance on completing the form, note 3)

Describe the nature of the premises below (see also guidance on completing the form, note 4)

bar restaurant

Describe the nature of the event below (see also guidance on completing the form, note 5)

live performance night

Section 4 of 9

LICENSABLE ACTIVITIES

State the licensable activities that you intend to carry on at the premises (see also guidance on completing the form, note 6):

- The sale by retail of alcohol

- The supply of alcohol by or on behalf of a club to, or to the order of, a member of the club

- The provision of regulated entertainment

- The provision of late night refreshment

- The giving of a late temporary event notice

(See also guidance on completing the form, note 7).

Late notices can be given no later than 5 working days but no earlier than 9 working days before the event.

(See also guidance on completing the form, note 8).

Event Dates

There must be a period of at least 10 working days between the date you submit this form and the date of the earliest event when you will be using these premises for licensable activities.

State the dates on which you intend to use these premises for licensable activities

(see also guidance on completing the form, note 9)

Event start date

23	/	12	/	2019
dd		mm		yyyy

The maximum period for using premises for licensable activities under the authority of a temporary event notice is 168 hours or seven days.

Event end date

23	/	12	/	2019
dd		mm		yyyy

Continued from previous page...

State the times during the event period that you propose to carry on licensable activities (give times in 24 hour clock)

~~01:00~~ 00:00 - 01:00

(see also guidance on completing the form, note 10)

State the maximum number of people at any one time that you intend to allow to be present at the premises during the times when you intend to carry on licensable activities, including any staff, organisers or performers

90

(see also guidance on completing the form, note 11)

Note that the maximum number of people cannot exceed 499.

If the licensable activities will include the supply of alcohol, state whether the supplies will be for consumption on or off the premises, or both

(see also guidance on completing the form, note 12):

- On the premises only
- Off the premises only
- Both

Section 5 of 9

RELEVANT ENTERTAINMENT (See also guidance on completing the form, note 13)

State if the licensable activities will include the provision of relevant entertainment. If so, state the times during the event period that you propose to provide relevant entertainment

Section 6 of 9

PERSONAL LICENCE HOLDERS (See also guidance on completing the form, note 14)

Do you currently hold a valid personal licence?

- Yes
- No

Provide the details of your personal licence below.

Issuing licensing authority

Licence number

Date of issue / /
dd mm yyyy

Any further relevant details

Section 7 of 9

PREVIOUS TEMPORARY EVENT NOTICES (See also guidance on completing the form, note 15)

Have you previously given a temporary event notice in respect of any premises for events falling in the same calendar year as the event for which you are now giving this temporary event notice?

- Yes No

State the number of temporary event notices (including the number of late temporary event notices, if any) you have given for events in that same calendar year

Have you already given a temporary event notice for the same premises in which the event period:

- a) Ends 24 hours or less before; or Yes No
b) Begins 24 hours or less after the event period proposed in this notice?

Section 8 of 9

ASSOCIATES AND BUSINESS COLLEAGUES (See also guidance on completing the form, note 16)

Has any associate of yours given a temporary event notice for an event in the same calendar year as the event for which you are now giving a temporary event notice?

- Yes No

Has any associate of yours already given a temporary event notice for the same premises in which the event period:

- a) Ends 24 hours or less before; or Yes No
b) Begins 24 hours or less after the event period proposed in this notice?

Continued from previous page...

Has any person with whom you are in business carrying on licensable activities given a temporary event notice for an event in the same calendar year as the event for which you are now giving a temporary event notice? Yes No

Has any person with whom you are in business carrying on licensable activities already given a temporary event notice for the same premises in which the event period:

Yes No

a) Ends 24 hours or less before; or
b) Begins 24 hours or less after the event period proposed in this notice?

Section 9 of 9

CONDITION (See also guidance on completing the form, note 18)

It is a condition of this temporary event notice that where the relevant licensable activities described in Sections 4 and 5 above include the supply of alcohol that all such supplies are made by or under the authority of the premises user.

PAYMENT DETAILS

This fee must be paid to the authority. If you complete the application online, you must pay it by debit or credit card.

This formality requires a fixed fee of £21

DECLARATION (See also guidance on completing the form, note 19)

The information contained in this form is correct to the best of my knowledge and belief. I understand that it is an offence:
* (i) to knowingly or recklessly make a false statement in connection with this temporary event notice and (ii) to permit an unauthorised licensable activity to be carried on at any place and that a person is liable on conviction for any such offence to a fine not exceeding £20,000, or to imprisonment for a term not exceeding six months, or to both.

Ticking this box indicates you have read and understood the above declaration

This section should be completed by the applicant, unless you answered "Yes" to the question "Are you an agent acting on behalf of the applicant?"

* Full name

* Capacity

* Date / /
dd mm yyyy

Continued from previous page...

Once you're finished you need to do the following:

1. Save this form to your computer by clicking file/save as...

2. Go back to <https://www.gov.uk/apply-for-a-licence/temporary-event-notice/lewisham/apply-1> to upload this file and continue with your application.

Don't forget to make sure you have all your supporting documentation to hand.

OFFICE USE ONLY

Applicant reference number	<input type="text"/>
Fee paid	<input type="text"/>
Payment provider reference	<input type="text"/>
ELMS Payment Reference	<input type="text"/>
Payment status	<input type="text"/>
Payment authorisation code	<input type="text"/>
Payment authorisation date	<input type="text"/>
Date and time submitted	<input type="text"/>
Approval deadline	<input type="text"/>
Error message	<input type="text"/>
Is Digitally signed	<input type="checkbox"/>

1 2 3 4 5 6 7 8 9 Next >



Lewisham
Temporary Event Notice
Licensing Act 2003

For help contact
licensing@lewisham.gov.uk
Telephone: 020 8314 7237

* required information

Section 1 of 9

You can save the form at any time and resume it later. You do not need to be logged in when you resume.

System reference This is the unique reference for this application generated by the system.

Your reference You can put what you want here to help you track applications if you make lots of them. It is passed to the authority.

Are you an agent acting on behalf of the applicant?

Yes No

Put "no" if you are applying on your own behalf or on behalf of a business you own or work for.

Applicant Details

* First name

* Family name

* E-mail

Main telephone number Include country code.

Other telephone number

Indicate here if you would prefer not to be contacted by telephone

Are you:

~~Applying as a business or organisation, including as a sole trader~~

Applying as an individual

A sole trader is a business owned by one person without any special legal structure. Applying as an individual means you are applying so you can be employed, or for some other personal reason, such as following a hobby.

Applicant Business

Is your business registered in the UK with Companies House? Yes No

Note: completing the Applicant Business section is optional in this form.

Registration number

Business name If your business is registered, use its registered name.

VAT number Put "none" if you are not registered for VAT.

Legal status

Continued from previous page...

Your position in the business

Home country

The country where the headquarters of your business is located.

Registered Address

Address registered with Companies House.

Building number or name

Street

District

City or town

County or administrative area

Postcode

Country

Section 2 of 9

APPLICATION DETAILS (See also guidance on completing the form, general notes and note 1)

Have you had any previous or maiden names?

- Yes No

* Your date of birth / /
dd mm yyyy

Applicant must be 18 years of age or older

National Insurance number

This box need not be completed if you are an individual not liable to pay UK national insurance.

Place of birth

Correspondence Address

Is the address the same as (or similar to) the address given in section one?

- Yes No

If "Yes" is selected you can re-use the details from section one, or amend them as required. Select "No" to enter a completely new set of details.

Building number or name

Street

District

City or town

County or administrative area

Postcode

Country

Continued from previous page...

Additional Contact Details

Are the contact details the same as (or similar to) those given in section one?

If "Yes" is selected you can re-use the details from section one, or amend them as required. Select "No" to enter a completely new set of details.

Yes No

E-mail
Telephone number
Other telephone number

Section 3 of 9

THE PREMISES

I, the proposed user, hereby give notice under section 100 of the Licensing Act 2003 of my proposal to carry out a temporary activity at the premises described below.

Give the address of the premises where you intend to carry on the licensable activities or if it has no address give a detailed description (including the Ordnance Survey references). (See also guidance on completing the form, note 2)

* Does the premises have an address?

Yes No

Address

Is the address the same as (or similar to) the address given in section one?

If "Yes" is selected you can re-use the details from section one, or amend them as required. Select "No" to enter a completely new set of details.

Yes No

* Building number or name
* Street
District
* City or town
County or administrative area
* Postcode
* Country

* Does a premises licence or club premises certificate have effect in relation to the premises (or any part of the premises)?

Neither Premises licence Club premises certificate

* Premises licence number

Location Details

* Provide further details about the location of the event

Continued from previous page...

If you intend to use only part of the premises at this address or intend to restrict the area to which this notice applies, give a description and details below (see also guidance on completing the form, note 3)

Describe the nature of the premises below (see also guidance on completing the form, note 4)

bar restaurant

Describe the nature of the event below (see also guidance on completing the form, note 5)

xmas eve party

Section 4 of 9

LICENSABLE ACTIVITIES

State the licensable activities that you intend to carry on at the premises (see also guidance on completing the form, note 6):

- The sale by retail of alcohol
- The supply of alcohol by or on behalf of a club to, or to the order of, a member of the club
- The provision of regulated entertainment
- The provision of late night refreshment
- The giving of a late temporary event notice

(See also guidance on completing the form, note 7).

Late notices can be given no later than 5 working days but no earlier than 9 working days before the event.

(See also guidance on completing the form, note 8).

Event Dates

There must be a period of at least 10 working days between the date you submit this form and the date of the earliest event when you will be using these premises for licensable activities.

State the dates on which you intend to use these premises for licensable activities

(see also guidance on completing the form, note 9)

Event start date

/ /
dd mm yyyy

The maximum period for using premises for licensable activities under the authority of a temporary event notice is 168 hours or seven days.

Event end date

/ /
dd mm yyyy

Continued from previous page...

State the times during the event period that you propose to carry on licensable activities (give times in 24 hour clock)

~~03:00~~ 00:00 - 03:00

(see also guidance on completing the form, note 10)

State the maximum number of people at any one time that you intend to allow to be present at the premises during the times when you intend to carry on licensable activities, including any staff, organisers or performers

100

Note that the maximum number of people cannot exceed 499.

(see also guidance on completing the form, note 11)

If the licensable activities will include the supply of alcohol, state whether the supplies will be for consumption on or off the premises, or both (see also guidance on completing the form, note 12):

- On the premises only
- Off the premises only
- Both

Section 5 of 9

RELEVANT ENTERTAINMENT (See also guidance on completing the form, note 13)

State if the licensable activities will include the provision of relevant entertainment. If so, state the times during the event period that you propose to provide relevant entertainment

Section 6 of 9

PERSONAL LICENCE HOLDERS (See also guidance on completing the form, note 14)

Do you currently hold a valid personal licence? Yes No

Provide the details of your personal licence below.

Issuing licensing authority

Licence number

Date of issue / /
dd mm yyyy

Any further relevant details

Page 40

Continued from previous page...

Section 7 of 9

PREVIOUS TEMPORARY EVENT NOTICES (See also guidance on completing the form, note 15)

Have you previously given a temporary event notice in respect of any premises for events falling in the same calendar year as the event for which you are now giving this temporary event notice?

- Yes No

State the number of temporary event notices (including the number of late temporary event notices, if any) you have given for events in that same calendar year

1

Have you already given a temporary event notice for the same premises in which the event period:

- a) Ends 24 hours or less before; or Yes No
b) Begins 24 hours or less after the event period proposed in this notice?

Section 8 of 9

ASSOCIATES AND BUSINESS COLLEAGUES (See also guidance on completing the form, note 16)

Has any associate of yours given a temporary event notice for an event in the same calendar year as the event for which you are now giving a temporary event notice?

- Yes No

Has any associate of yours already given a temporary event notice for the same premises in which the event period:

- a) Ends 24 hours or less before; or Yes No
b) Begins 24 hours or less after the event period proposed in this notice?

Continued from previous page...

Has any person with whom you are in business carrying on licensable activities given a temporary event notice for an event in the same calendar year as the event for which you are now giving a temporary event notice? Yes No

Has any person with whom you are in business carrying on licensable activities already given a temporary event notice for the same premises in which the event period: Yes No

a) Ends 24 hours or less before; or
b) Begins 24 hours or less after the event period proposed in this notice?

Section 9 of 9

CONDITION (See also guidance on completing the form, note 18)

It is a condition of this temporary event notice that where the relevant licensable activities described in Sections 4 and 5 above include the supply of alcohol that all such supplies are made by or under the authority of the premises user.

PAYMENT DETAILS

This fee must be paid to the authority. If you complete the application online, you must pay it by debit or credit card.
This formality requires a fixed fee of £21

DECLARATION (See also guidance on completing the form, note 19)

The information contained in this form is correct to the best of my knowledge and belief. I understand that it is an offence: * (i) to knowingly or recklessly make a false statement in connection with this temporary event notice and (ii) to permit an unauthorised licensable activity to be carried on at any place and that a person is liable on conviction for any such offence to a fine not exceeding £20,000, or to imprisonment for a term not exceeding six months, or to both.

Ticking this box indicates you have read and understood the above declaration

This section should be completed by the applicant, unless you answered "Yes" to the question "Are you an agent acting on behalf of the applicant?"

* Full name
* Capacity
* Date / /
dd mm yyyy

Continued from previous page...

Once you're finished you need to do the following:

1. Save this form to your computer by clicking file/save as...

2. Go back to <https://www.gov.uk/apply-for-a-licence/temporary-event-notice/lewisham/apply-1> to upload this file and continue with your application.

Don't forget to make sure you have all your supporting documentation to hand.

OFFICE USE ONLY

Applicant reference number	<input type="text"/>
Fee paid	<input type="text"/>
Payment provider reference	<input type="text"/>
ELMS Payment Reference	<input type="text"/>
Payment status	<input type="text"/>
Payment authorisation code	<input type="text"/>
Payment authorisation date	<input type="text"/>
Date and time submitted	<input type="text"/>
Approval deadline	<input type="text"/>
Error message	<input type="text"/>
Digitally signed	<input type="checkbox"/>

[1](#) [2](#) [3](#) [4](#) [5](#) [6](#) [7](#) [8](#) [9](#) Next >

Weaser, Clare

Subject: FW: Objection to TENs - Interludee, 12 Leegate, SE12
Attachments: Interludee 23rd December 2019.pdf; Interludee 25th December 2019.pdf

From: Lockett, Richard
Sent: 22 November 2019 11:31
To: Licensing
Cc: Weaser, Clare; Hooper, Lisa; Wyard, Julian; Spall, Lisa; Rhodes, Alfene
Subject: Objection to TENs - Interludee, 12 Leegate, SE12

Dear Licensing

Please consider this email as a formal objection to the attached applications for Temporary Event Notices at Interludee, 12 Leegate on 23rd and 25th December respectively.

The premises previously operated on a TEN on 15th September 2019, to open an hour later until 3am. Following this event there was an altercation outside the premises on the public square of Leegate which led to a complaint being received by the Crime, Enforcement and Regulation service. A review of CCTV showed that door staff were not on hand to deal with this disturbance and the applicant (manager of Interludee) had tried to intervene himself.

Officers had attended earlier in the evening and discovered that music was audible in the surrounding area and patrons were causing noise congregating outside. The front door of the premises was not being supervised by door staff, which was allowing music to escape from the premises. Following discussions between CER Officers and door staff, the patrons located outside were ushered inside and the front door was managed by them thereafter.

A discussion was also had with the applicant on this occasion and he was unable to produce a copy of the TEN when requested.

In a subsequent meeting with the applicant, regarding the disturbance outside, it was made clear that any future TENs for the foreseeable future would more than likely be objected to. The applicant reassured CER, Police and Licensing officers that there would be new door staff employed at the premises and that they would be fully versed in the need to have patrons moved on from the area swiftly and quietly.

Whilst there have been no further issues since this meeting in September, the CER team do not have sufficient confidence in the management and a possibly new and inexperienced door team to uphold the licensing objectives past the currently agreed hours. There is concern regarding the capability of the management to prevent public nuisance, particularly in terms of dispersal, in the run up to (and indeed the morning of) Christmas, when particular attention should be on protecting the amenity of the local residents.

Regards

Richard Lockett
Crime, Enforcement and Regulation Officer (Central) | Crime, Enforcement and Regulation Team |
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Richard.Lockett@lewisham.gov.uk