



AGENDA

LICENSING COMMITTEE

Date: THURSDAY, 18 JUNE 2020 at 7.30 pm

Virtual Microsoft Office Teams

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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 Hordijkenko
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: 9 June 2020



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.

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Licensing Committee

Minutes

Date: 18 June 2020

Key decision: No

Class: Part 1

Ward(s) affected: All

Contributors: Chief Executive (Director of Law)

Outline and recommendations

Members are asked to consider the Minutes of the meeting of the Licensing Committee, held on 3 June 2020 .

Recommendation

That the Minutes of the meetings of the Licensing Committee, held on 3 June 2020 be confirmed and signed.

Agenda Item 2



Licensing Committee

Declarations of Interest

Date: 18 June 2020

Key decision: No

Class: Part 1

Ward(s) affected: All

Contributors: Chief Executive (Director of Law)

Outline and recommendations

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

1. Summary

1.1. Members must declare any personal interest they have in any item on the agenda. 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.

1.2. Further information on these is provided in the body of this report.

2. Recommendation

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

3. Disclosable pecuniary interests

3.1 These 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.

4. Other registerable interests

4.1 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.

5. Non registerable interests

- 5.1. 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).

6. Declaration and impact of interest on members' participation

- 6.1. 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 not 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**
- 6.2. 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 6.3 below applies.
- 6.3. 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.
- 6.4. 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.
- 6.5. 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.

7. Sensitive information

- 7.1. 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.

8. Exempt categories

- 8.1. 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: Fantastic Morley Chicken, 307 Stanstead Road, SE23 1JB

Date: 18 June 2020

Key decision: No.

Class: Part 1.

Ward(s) affected: Sydenham

Contributors: Community Services – Crime, Enforcement & Regulation Service, Head of Law.

Outline and recommendations

Determination of Full Variation Application - After having regard to all the representations heard, Members must take such steps as they consider appropriate to promote the Licensing Objectives. The Licensing Committee's powers are set out in the paragraph below, titled 'Recommendations'

Timeline of engagement and decision-making

The Application was advertised in accordance with regulation 25 of the Licensing Act 2003.

The last day for representations was 19 May 2020.

This matter must be heard with 20 days from the day after the last day of representations (this hearing was postponed due to the Covid 19 pandemic in the public interest to be held by remote hearing on 18 June 2020).

1. Summary

1.1 The premises is currently licenced for the following activities:

Provision of late night refreshment

23.00 - 02.00 Monday
23.00 - 02.00 Tuesday
23.00 - 02.00 Wednesday
23.00 - 02.00 Thursday
23.00 - 03.00 Friday
23.00 - 03.00 Saturday
23.00 - 02.00 Sunday

1.2 The particulars applied for under the Full Variation application are:

To Add Alcohol sales for delivery, collection and take away only

11:00 - 02:00 Sunday – Thursday

11:00 - 03:00 Friday & Saturday

1.3 Representations were received from five interested persons living nearby and all representations made on grounds of all four licensing objectives. 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.

1.4 Conditions were agreed between the applicant, Police and Crime, Enforcement & Regulation Service to promote licensing objectives.

2. Recommendations

2.1 After having regard to all the representations heard, Members must take such steps as they consider appropriate to promote the licensing objectives. The steps available to the Licensing Authority:

- (a) to modify the conditions of the licence; or
- (b) to reject the whole or part of the application.

and for this purpose, the conditions of the licence are modified if any of them is altered or omitted or any new condition is added.

2.2 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.

3. Policy Context

3.1 Decisions by Members of the Licensing Committee should have regard to the Licensing Act 2003 and the promotion of the four Licensing Objectives at all times, which includes the following:

- Protection of Children from Harm
- Prevention of Crime and Disorder
- Prevention of Public Nuisance

- Public Safety

3.2 Members should also have regard to the Licensing Authority's Statement Licensing Policy 2015-19.

3.3 Decisions made will link in with the following objectives under the Council's Corporate Strategy – Building an Inclusive Local Economy and Building Safer Communities.

4. Financial implications

4.1 Applicants have the right of appeal against any decision by the Licensing Committee. Therefore there would likely be costs for the Authority in seeking legal support should an appeal be brought by the applicant.

5. Legal implications

5.1 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.

5.2 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.

6. Equalities implications

6.1 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.

6.2 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.

6.3 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.

6.4 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.

- 6.5 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>

- 6.6 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](#)

- 6.7 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>

7. Climate change and environmental implications

- 7.1 Any decision made by Members must fall in line with the Licensing Act 2003, to that end there are no climate change or environmental considerations.

8. Covid-19 implications

- 8.1 With the implementation of new guidance and protocols by the Government to counter the Covid-19 pandemic, temporary powers have been granted to local authorities to assist Officers and Members in complying with their duties and

obligations under the Licensing Act 2003 in these exceptional times. This will include how meetings are to be held, restrictions on the freedom of movement and social distancing strictures and the power to enable police to attend meetings remotely. Therefore decisions by Members of the Licensing Committee will have regard to:

- The Coronavirus Act 2020;
- Protocol for Licensing Applications and Hearings Under The Licensing Act 2003 During The Covid – 19 Pandemic, 8 April 20 (Update 2);
- Approaches to Managing Licensing and Related Issues During The Covid – 19 Pandemic Guidance;
- The Health Protection (Coronavirus, Restrictions) (England) Regulations 2020;
- The Local Authorities and Police And Crime Panels (Coronavirus) (Flexibility Of Local Authorities and Police And Crime Panel Meetings) (England and Wales) Regulations 2020;

9. Crime and disorder implications

- 9.1 Under the Licensing Act 2003, one of the 4 licensing objectives is the Prevention of Crime and Disorder.
- 9.2 It is a requirement of the Licensing Act 2003 that any decision made by the Licensing Committee must not negatively impact on the Licensing objectives.

10. Background papers

- 10.1 Application received 21 April 2020.
- 10.2 Representation received as served
- 10.3 Conditions agreed between applicant, Police and Crime, Enforcement & Regulation Service.

Glossary

Term	Definition
Appeal	asking a court to overturn a lower court's decision. If the decision of a court is disputed it may be possible to ask a higher court to consider the case again by lodging an appeal.
Applicant	A person who carries on, or proposes to carry on, a business which involves the use of a premises for licensable activities to which the application relates or, a person who makes an application pursuant to any statutory function discharged by that person relating to those licensable activities, or a person who applies for the grant of a Personal Licence from a Licensing Authority.
Designated Premises Supervisor	The person named on the Premises Licence as being the person with ultimate responsibility for the running of the premises. He or she must hold a Personal Licence. There can only be one Designated Premises Supervisor for each premises.

Term	Definition
Licence	an authority to do something.
Licence Objectives	<p>Under section 4 of the 2003 Act the Licensing Authority must promote the following 4 objectives:</p> <ul style="list-style-type: none"> • Prevention of crime and disorder • Public safety • Prevention of public nuisance • Protection of children from harm
Licensable Activities	Activities undertaken at premises which require the authority of a Premises Licence, Club Premises Certificate or Temporary Event Notice.
Licensee	the holder of a licence to do something.
Licensing Authority	The Council (London Borough of Lewisham) under section 3 of the 2003 Act, the licensing authority's area is the area for which the authority acts.
Licensing Committee	A committee of not less than ten and not greater than 15 Council members to which the discharge of the licensing function is delegated by the Council. The whole committee may sit or delegate its responsibility to sub committees consisting of at least three members.
Licensing Policy	Document published by the Local Authority detailing how the licensing regime will be delivered at a local level.
Interested Person	<ul style="list-style-type: none"> • A person who lives in the vicinity of the premises • A body who represents the persons who live in that vicinity • A person involved in a business in that vicinity • A body representing businesses in that vicinity • An elected member of the council

Term	Definition
Mandatory Conditions	Conditions applied to every Premises Licence and Club Premises Certificate.
Premises Licence	A written authorisation from the Licensing Authority allowing a premises to carry out Licensable Activities.
Relevant Representation	A representation that is specific to the premises in question, related to the four licensing objectives and/or the local licensing policy.
Responsible Authorities	<p>Public bodies that must be notified of all applications and who are entitled to make representations in relation to Premises Licences, as follows:</p> <ul style="list-style-type: none"> • Licensing Authority • Chief Officer of Police • London Fire Brigade • Trading Standards • Planning Authority • Public Health • Environmental Enforcement (with respect to Noise) • Children’s Services • Home Office Immigration
Variation	Application to make changes to an existing premises licence. A minor variation is one where the application does not negatively impact on licensing objectives, and as such, only requires a 10 day consultation period. A full variation is one that is deemed could negatively impact on licensing objectives and therefore requires a full 28 day consultation process.

Report author and contact

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020 8314 6400

Application to vary a premises licence under the Licensing Act 2003

PLEASE READ THE FOLLOWING INSTRUCTIONS FIRST

Before completing this form please read the guidance notes at the end of the form. If you are completing this form by hand please write legibly in block capitals. In all cases ensure that your answers are inside the boxes and written in black ink. Use additional sheets if necessary.

You may wish to keep a copy of the completed form for your records.

I/We NAGARAJAH MAHENDRARAVI

(Insert name(s) of applicant)

being the premises licence holder, apply to vary a premises licence under section 34 of the Licensing Act 2003 for the premises described in Part 1 below

Premises licence number

PL0689

Part 1 – Premises Details

Postal address of premises or, if none, ordnance survey map reference or description
307 STANSTEAD ROAD
FORESHILL

Post town

FORESTHILL

Postcode

SE23 1JB

Telephone number at premises (if any)

Non-domestic rateable value of premises

Part 2 – Applicant details

Daytime contact telephone number			
E-mail address (optional)			
Current postal address if different from premises address			
Post town		Postcode	

Part 3 - Variation

Please tick as appropriate

Do you want the proposed variation to have effect as soon as possible? Yes No

If not, from what date do you want the variation to take effect?

DD	MM	YYYY
<input type="text"/>	<input type="text"/>	<input type="text"/>

Please describe briefly the nature of the proposed variation (Please see guidance note 1)

APPLICANT HAS BEEN AN OPERATIONAL MANAGER OVER TWO YEARS FOR THIS BUSINESS, WHICH HAS BEEN LONG ESTABLISHED FRIED CHICKEN/ OTHER FOOD TAKEAWAY. NOW AS HE IS THE OWNER OF THE BUSINESS, HE WOULD LIKE TO ADD VARIOUS HEALTHY FOOD OPTIONS AND ONLINE ORDERING.

THE BUSINESS HAS LARGE NUMBER OF DELIVERY CUSTOMERBASE WHO HAS BEEN ASKING FOR BEERS AND WINES, WHICH THEY ORDER FROM OTHER PLACES.

ALCOHOL WILL NOT BE DISPLAYED FOR SALE IN THE SHOP, IT WOULD BE AVAILABLE FOR TAKEAWAY, COLLECTIONS AND DELIVERIES ONLY.

THE PREMISES ALREADY LICENSED FOR LATENIGHT REFRESHMENTS SUNDAY TO THURSDAY 23.00 TO 02.00 HOURS, FRIDAY AND SATURDAY 23.00 TO 03.00 HOURS.

THIS VARIATION IS TO ADD SALE OF ALCOHOL FOR DELIVERIES, TAKEAWAY AND COLLECTIONS ONLY. ALCOHOL CANNOT BE OPEN IN THE PREMISES.

THERE NO CHANGE ON THE CURRENT LICENSED HOURS FOR LATENIGHT REFRESHMENTS.

CORRECT NAME: FANTASTIC MORLEY CHICKEN (FOR PRINTING OF LICENCE)

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

Part 4 Operating Schedule

Please complete those parts of the Operating Schedule below which would be subject to change if this application to vary is successful.

Provision of regulated entertainment

Please tick all that apply

- a) plays (if ticking yes, fill in box A)
- b) films (if ticking yes, fill in box B)
- c) indoor sporting events (if ticking yes, fill in box C)
- d) boxing or wrestling entertainment (if ticking yes, fill in box D)
- e) live music (if ticking yes, fill in box E)
- f) recorded music (if ticking yes, fill in box F)
- g) performances of dance (if ticking yes, fill in box G)
- h) anything of a similar description to that falling within (e), (f) or (g) (if ticking yes, fill in box H)

Provision of late night refreshment (if ticking yes, fill in box I)

Sale by retail of alcohol (if ticking yes, fill in box J)

In all cases complete boxes K, L and M

A

Plays Standard days and timings (please read guidance note 6)			<u>Will the performance of a play take place indoors or outdoors or both – please tick</u> (please read guidance note 2)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	<u>Please give further details here</u> (please read guidance note 3)		
Mon					
Tue			<u>State any seasonal variations for performing plays</u> (please read guidance note 4)		
Wed					
Thur			<u>Non standard timings. Where you intend to use the premises for the performance of plays at different times to those listed in the column on the left, please list</u> (please read guidance note 5)		
Fri					
Sat					
Sun					

B

Films Standard days and timings (please read guidance note 6)			<u>Will the exhibition of films take place indoors or outdoors or both – please tick</u> (please read guidance note 2)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	<u>Please give further details here</u> (please read guidance note 3)		
Mon					
Tue			<u>State any seasonal variations for the exhibition of films</u> (please read guidance note 4)		
Wed					
Thur			<u>Non standard timings. Where you intend to use the premises for the exhibition of films at different times to those listed in the column on the left, please list</u> (please read guidance note 5)		
Fri					
Sat					
Sun					

C

Indoor sporting events Standard days and timings (please read guidance note 6)			<u>Please give further details</u> (please read guidance note 3)
Day	Start	Finish	
Mon			
Tue			<u>State any seasonal variations for indoor sporting events</u> (please read guidance note 4)
Wed			
Thur			<u>Non standard timings. Where you intend to use the premises for indoor sporting events at different times to those listed in the column on the left, please list</u> (please read guidance note 5)
Fri			
Sat			
Sun			

D

Boxing or wrestling entertainments Standard days and timings (please read guidance note 6)			<u>Will the boxing or wrestling entertainment take place indoors or outdoors or both – please tick</u> (please read guidance note 2)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	<u>Please give further details here</u> (please read guidance note 3)		
Mon					
Tue					
Wed			<u>State any seasonal variations for boxing or wrestling entertainment</u> (please read guidance note 4)		
Thur					
Fri			<u>Non standard timings. Where you intend to use the premises for boxing or wrestling entertainment at different times to those listed in the column on the left, please list</u> (please read guidance note 5)		
Sat					
Sun					

E

Live music Standard days and timings (please read guidance note 6)			<u>Will the performance of live music take place indoors or outdoors or both – please tick</u> (please read guidance note 2)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	<u>Please give further details here</u> (please read guidance note 3)		
Mon					
Tue			<u>State any seasonal variations for the performance of live music</u> (please read guidance note 4)		
Wed					
Thur			<u>Non standard timings. Where you intend to use the premises for the performance of live music at different times to those listed in the column on the left, please list</u> (please read guidance note 5)		
Fri					
Sat					
Sun					

F

Recorded music Standard days and timings (please read guidance note 6)			<u>Will the playing of recorded music take place indoors or outdoors or both – please tick</u> (please read guidance note 2)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	<u>Please give further details here</u> (please read guidance note 3)		
Mon					
Tue			<u>State any seasonal variations for the playing of recorded music</u> (please read guidance note 4)		
Wed					
Thur			<u>Non standard timings. Where you intend to use the premises for the playing of recorded music at different times to those listed in the column on the left, please list</u> (please read guidance note 5)		
Fri					
Sat					
Sun					

G

Performances of dance Standard days and timings (please read guidance note 6)			<u>Will the performance of dance take place indoors or outdoors or both – please tick</u> (please read guidance note 2)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	<u>Please give further details here</u> (please read guidance note 3)		
Mon					
Tue					
Wed			<u>State any seasonal variations for the performance of dance</u> (please read guidance note 4)		
Thur					
Fri			<u>Non standard timings. Where you intend to use the premises for the performance of dance at different times to those listed in the column on the left, please list</u> (please read guidance note 5)		
Sat					
Sun					

H

Anything of a similar description to that falling within (e), (f) or (g) Standard days and timings (please read guidance note 6)			Please give a description of the type of entertainment you will be providing		
Day	Start	Finish	<u>Will this entertainment take place indoors or outdoors or both – please tick</u> (please read guidance note 2)	Indoors	<input type="checkbox"/>
Mon				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Tue			<u>Please give further details here</u> (please read guidance note 3)		
Wed					
Thur			<u>State any seasonal variations for entertainment of a similar description to that falling within (e), (f) or (g)</u> (please read guidance note 4)		
Fri					
Sat			<u>Non standard timings. Where you intend to use the premises for the entertainment of a similar description to that falling within (e), (f) or (g) at different times to those listed in the column on the left, please list</u> (please read guidance note 5)		
Sun					

I

Late night refreshment Standard days and timings (please read guidance note 6)			<u>Will the provision of late night refreshment take place indoors or outdoors or both – please tick</u> (please read guidance note 2)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	<u>Please give further details here</u> (please read guidance note 3)		
Mon					
Tue					
Wed			<u>State any seasonal variations for the provision of late night refreshment</u> (please read guidance note 4)		
Thur					
Fri					
Sat			<u>Non standard timings. Where you intend to use the premises for the provision of late night refreshment at different times, to those listed in the column on the left, please list</u> (please read guidance note 5)		
Sun					

J

Supply of alcohol Standard days and timings (please read guidance note 6)			Will the supply of alcohol be for consumption – please tick (please read guidance note 7)	On the premises	<input type="checkbox"/>			
				Off the premises	<input checked="" type="checkbox"/>			
				Both	<input type="checkbox"/>			
Day	Start	Finish	<u>State any seasonal variations for the supply of alcohol</u> (please read guidance note 4)					
Mon	11.00	02.00						
Tue	11.00	02.00						
Wed	11.00	02.00						
Thur	11.00	02.00						
Fri	11.00	03.00						
Sat	11.00	03.00						
Sun	11.00	02.00						
						<u>Non-standard timings. Where you intend to use the premises for the supply of alcohol at different times to those listed in the column on the left, please list</u> (please read guidance note 5)		

K

<p>Please highlight any adult entertainment or services, activities, other entertainment or matters ancillary to the use of the premises that may give rise to concern in respect of children (please read guidance note 8).</p>

L

Hours premises are open to the public Standard days and timings (please read guidance note 6)			<u>State any seasonal variations</u> (please read guidance note 4)	
Day	Start	Finish		
Mon	11.00	02.00		
Tue	11.00	02.00		
Wed	11.00	02.00		
Thur	11.00	02.00		<u>Non standard timings. Where you intend the premises to be open to the public at different times from those listed in the column on the left, please list</u> (please read guidance note 5)
Fri	11.00	03.00		
Sat	11.00	03.00		
Sun	11.00	02.00		

Please 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 tick as appropriate

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

If you have not ticked one of these boxes, please fill in reasons for not including the licence or part of it below

Reasons why I have not enclosed the premises licence or relevant part of premises licence.

M

Describe any additional steps you intend to take to promote the four licensing objectives as a result of the proposed variation:

a) General – all four licensing objectives (b, c, d and e) (please read guidance note 9)

During the hours of operation of the premises, the licence holder shall ensure sufficient measures are in place to remove and prevent litter or waste arising or accumulating from customers in the area immediately outside the premises, and that this area shall be swept and or washed, and litter and sweepings collected and stored in accordance with the approved refuse storage arrangements by close of business.

Alcohol will be kept behind the counter, will not be promoted by visual display.

A Challenge 25 proof of age scheme shall be operated at the premises where the only acceptable forms of identification are recognised photographic identification cards, such as a driving licence, passport or proof of age card with the PASS Hologram.

A record shall be kept detailing all refused sales of alcohol. The record should include the date and time of the refused sale and the name of the member of staff who refused the sale. The record shall be available for inspection at the premises by the police or an authorised officer of the Council at all times whilst the premises is open.

Identification of customer would be carried out on the delivery using challenge 25 scheme and if delivery driver cannot verify the age and identity of the customer delivery will not be made. The record of the refusal at delivery will be kept, the refusal log shall record the date and time of the refusal and the name of the member of staff who refused the sale. The log will be made available on request by the Police or an authorised officer of the council.

An incident log shall be kept at the premises, and made available on request to an authorised officer of the Council or the Police. It must be completed within 24 hours of the incident and will record the following:

- (a) all crimes reported to the venue
- (b) any complaints received concerning crime and disorder
- (c) any incidents of disorder
- (d) any faults in the CCTV system
- (g) any refusal of the sale of alcohol
- (h) any visit by a relevant authority or emergency service.

Sales of alcohol for consumption off the premises shall only be supplied with, and ancillary to a take- away or delivery meal.

There shall be no self service of alcohol on the premises.

Notices shall be prominently displayed at all exits requesting patrons to respect the needs of local residents and businesses and leave the area quietly.

The premises shall install and maintain a comprehensive CCTV system as per the minimum requirements of the Police Licensing Team. All entry and exit points will be covered enabling frontal

identification of every person entering in any light condition. The CCTV system shall continually record whilst the premises is open for licensable activities and during all times when customers remain on the premises. All recordings shall be stored for a minimum period of 31 days with date and time stamping. Viewing of recordings shall be made available immediately upon the request of Police or authorised officer throughout the entire 31 day period.

b) The prevention of crime and disorder

AS STATED ABOVE

c) Public safety

AS STATED ABOVE

d) The prevention of public nuisance

AS STATED ABOVE

e) The protection of children from harm

AS STATED ABOVE

Checklist:

Please tick to indicate agreement

- I have made or enclosed payment of the fee.
- I have sent copies of this application and the plan to responsible authorities and others where

applicable.

- I understand that I must now advertise my application.
- I have enclosed the premises licence or relevant part of it or explanation.
- I understand that if I do not comply with the above requirements my application will be rejected.

IT IS AN OFFENCE, LIABLE ON SUMMARY CONVICTION TO A FINE NOT EXCEEDING LEVEL 5 ON THE STANDARD SCALE, UNDER SECTION 158 OF THE LICENSING ACT 2003, TO MAKE A FALSE STATEMENT IN OR IN CONNECTION WITH THIS APPLICATION.

Part 5 – Signatures (please read guidance note 10)

Signature of applicant (the current premises licence holder) or applicant’s solicitor or other duly authorised agent (please read guidance note 11). **If signing on behalf of the applicant, please state in what capacity.**

Signature	NIRA SURESH
Date	22/08/2019
Capacity	LICENSING AGENT

Where the premises licence is jointly held, signature of 2nd applicant (the current premises licence holder) or 2nd applicant’s solicitor or other authorised agent (please read guidance note 12). **If signing on behalf of the applicant, please state in what capacity.**

Signature	
Date	
Capacity	

Contact name (where not previously given) and address for correspondence associated with this application (please read guidance note 13)

ARKA LICENSING CONSULTANTS
TRIDENT BUSINESS CENTRE
89 BICKERSTETH ROAD

Post town	LONDON	Post code	SW17 9SH
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Telephone number (if any)	07803 903 897
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If you would prefer us to correspond with you by e-mail, your e-mail address (optional)
CONTACT@ARKALICENSING.CO.UK

Proposed Conditions for Morleys Fried Chicken, 307 Stanstead Road, Forest Hill, SE23 1JB

The premises shall install and maintain a comprehensive CCTV system. All entry and exit points will be covered enabling frontal identification of every person entering in any light condition. The CCTV system shall continually record whilst the premises is open for licensable activities and during all times when customers remain on the premises. All recordings shall be stored for a minimum period of 31 days with date and time stamping. Recordings shall be made available upon the request of Police or Local Authority throughout the preceding 31 day period, such copies shall in any event be provided within forty-eight (48) hours.

A staff member from the premises who is conversant with the operation of the CCTV system shall be on the premises at all times when the premises are open to the public. This staff member must be able to show a Police or Local Authority officer recent data or footage when requested.

A proof of age scheme, such as Challenge 25, shall be operated at the premises where the only acceptable forms of identification are (recognized photographic identification cards, such as a driving license or passport / Holographical marked PASS scheme identification cards)

An incident log shall be kept at the premises, and made available on request to an authorized officer of the Local Authority or the Police, which will record the following:

- (a) All crimes reported to the venue
- (b) All ejections of patrons
- (c) Any complaints received
- (d) Any incidents of disorder
- (e) Any faults in the CCTV system.
- (f) Any refusal of the sale of alcohol
- (g) Any visit by a relevant authority or emergency service

Notices shall be prominently displayed at all exits requesting patrons to respect the needs of local residents and businesses and leave the area quietly.

All staff to undergo Licensing training which will be documented and provided to police / licensing authority on request. This training is to be refreshed every 12 months. All new staff must undergo this training before being allowed to sell alcohol.

The DPS shall ensure that all employed delivery staff shall receive regular training, a minimum of once a year on the prevention of underage sales and on Challenge 25 scheme. The DPS shall also ensure that all delivery agents that are used have also been trained and seek assurance from the company's management.

All deliveries of alcohol only be made and delivered with a food order.

The delivery of alcohol will not be made to a person in a public place such as a street corner, park or bus stop etc.

The delivery of alcohol to be made only to a residential or business address, where it is clearly evident that the customer is a resident or occupies the business.

Any Delivery of alcohol must be paid prior to the delivery.

No delivery Riders will park directly outside premises, causing nuisance to residents and members of public. Staff will see that delivery operators do not keep engines running outside premises while waiting for orders to be prepared.

Alcohol only permitted to be consumed off the premises, and no self service of Alcohol on the premises.

When delivery driver cannot verify the age of the customer, delivery will not be made and incident log must be updated as a record of refusal.

No alcohol purchased alongside a takeaway shall be opened inside the premises

Alcohol will only be sold for takeaway when food is purchased

No Alcohol inside the premises' to be displayed in the premises

Premises licence number

PL 0689

Premises name

FANTASTIC MORLEY'S FRIED CHICKEN

Part 1- Premises details**Postal address of premises, or if none, ordnance survey map reference or description**307 Stanstead Road
Forest Hill**Post town** London**Post code** SE23 1JB**Telephone number** [REDACTED]**Premises licence holder name**

Nagarajah Mahendraravi



Directorate for Community Services
Crime, Enforcement & Regulation Service
Licensing Authority
Holbeach Office
9 Holbeach Road
London
SE6 4TW

Proper Officer for Licensing
London Borough of Lewisham

Where licence is time limited the dates

Licensable activities authorised by the licence

Provision of late night refreshment

The times the licence authorises the carrying out of licensable activities

Provision of late night refreshment

23.00 - 02.00 Monday
23.00 - 02.00 Tuesday
23.00 - 02.00 Wednesday
23.00 - 02.00 Thursday
23.00 - 03.00 Friday
23.00 - 03.00 Saturday
23.00 - 02.00 Sunday

The opening hours of the premises

Where the licence authorises supplies of alcohol whether these are on and/or off supplies

Part 2

Name, (registered) address, telephone number and email (where relevant) of holder of premises licence

Nagarajah Mahendraravi
53 Launcelot Road
Bromley
Kent
BR1 5DY

Registered number of holder, for example company number, charity number (where applicable)

Name, address and telephone number of designated premises supervisor where the premises licence authorises the supply of alcohol

Personal licence number and issuing authority of personal licence held by designated premises supervisor where the premises licence authorises the supply of alcohol

N/A

Annex 1- Mandatory conditions

Annex 2-Conditions consistent with the operating Schedule

CCTV is installed to Data Protection Standards and will be made available to the Police and Licensing Authority on request. Recordings shall also be kept for 31 days

Fire extinguishers installed

First Aid box maintained on premises

Notices displayed requesting that customers leave premises quietly

Annex 3- Condition attached after a hearing by the licensing authority

Annex 4- Plans

Full plans available at Licensing Services, London Borough of Lewisham

Ground floor

From:

Sent: 25 April 2020 14:28

To: Licensing

Subject: Fantastic Morley's Chicken, 307 Stanstead Road late-night alcohol license application

To whom it may concern,

Re: Fantastic Morley's Chicken, 307 Stanstead Road

I have previously written you to raise my strong objection to the alcohol license Fantastic Morley's has applied for. My original objection stands unchanged, and therefore I am repeating my objection in writing.

I am writing to you about the licensing application for this chicken shop to sell alcohol from their premises. I very strongly object to the licensing application to sell alcohol from this premises, and even more during the very late hours it has applied for, namely, Sunday-Thursday 1100-0200 and Friday-Saturday 1100-0300.

The shop is located in a heavily residential area, with a lot of families with young infants and children in the streets immediately around the shop. I personally have an 11-month-old boy, and both my neighbours on either side have children aged between 1 and 6.

The chicken shop already causes a nuisance in the area, as there is constant littering of food packaging outside the shop and up the street; discarded food which attracts foxes and vermin; and their customers parking on red lines whilst going in to order, which is a safety hazard for people crossing the road and drivers entering or exiting the street.

In granting this license there will be a huge detriment to the:

- Prevention of Crime and Disorder
- Prevention of Public Nuisance
- Protection of Children from Harm
- Public Safety

The granting of an alcohol license, and a late-night one at that, will surely draw in late-night and likely inebriated revellers. This will exacerbate the issue of littering, noise and anti-social behaviour when families are likely to be disturbed as they are asleep.

There is no existing late-night leisure activity in the area, which is something I want to be maintained. The street already has a massive problem with fly-tipping and overflowing bins, specifically on Ravensbourne Road at the shop. I have often reported fly-tipping through Fix My Street App. I also have felt unsafe coming home, specifically after dusk, when there are people hanging out on the street outside the shop and near the dark pathway to the flats above the shops.

The granting of a late-night alcohol license to the chicken shop at the bottom of my street will detrimentally affect my family's quality of life by increasing nuisance, crime, littering, anti-social behaviour and will make it unsafe for my child.

Again, I can't reiterate enough how strongly I feel that this would be disastrous for my street, my family and my community.

Regards,

Dear Sir/ Madam,

Re: Fantastic Morley's Chicken, 307 Stanstead Road, SE23 1JB - application for alcohol licence

█

We strongly object to the licensing application to sell alcohol from this premises Sunday-Thursday 1100-0200 and Friday-Saturday 1100-0300.

Ravensbourne Road is populated by hardworking families with young children and older people with a strong sense of community . It has struggled with litter and anti-social behaviour issues for years , but we are gradually starting to tackle these issues. The last thing we need now is a late night takeaway selling alcohol on the corner.

Fantastic Morley's already has a reputation as a place where drugs are sold - shop staff have acknowledged as much but say there is nothing they can do. (We believe that is why a surveillance camera was recently installed on a street lamp at this junction).

My partner and I have witnessed a brawl at 5pm in the shop, resulting in a wine bottle being smashed onto a man's car windscreen. That was as we walked to collect our son from nursery.

Granting an alcohol license is highly likely to exacerbate these problems and be a huge detriment to the:

- Prevention of Crime and Disorder in the area
- Prevention of Public Nuisance
- Protection of Children from Harm
- Public Safety

The area around Ravensbourne Road and Blythe Hill Fields is family orientated and in close proximity to primary schools and nurseries .

Residents have been fighting to tackle long standing fly-tipping issues, overflowing bins , anti social behaviour at some properties, and cars using the road a shortcut. We also face light pollution from a digital billboard (your planning department failed to consult residents before it was put up), poor street lighting and battered paving and road surfaces .

The chicken shop has not helped. I have complained about the state of its bins (it often leaves red refuse sacks on the street which are ransacked by foxes). Its enormous vent pumps noxious fried food smells up the street every day, angering those who live nearby. It attracts many young teenage male customers , raising the risk of underage drinking if an alcohol licence is granted.

A late night alcohol license would only further increase nuisance and crime. Our MP Vicky Foxcroft agrees and is supporting us in opposing this application.

I object to a alcohol licence at the chicken shop for these reasons:

- Prevention of public nuisance:

The chicken shop is positioned close to quiet residential roads and on the corner of my own, Ravensbourne Road. Myself and residents on my street do not want a late night takeaway selling alcohol on the corner of our road. You have imposed conditions stating no alcohol purchased alongside a takeaway shall be opened inside the premises but there is a risk this will not be followed or monitored. Also , customers are potentially highly likely to start drinking on the street when they leave the shop, potentially causing a rise in noise and other nuisance behaviour- something I and other residents would not want.

Further to this I fear the sale of alcohol will attract people to linger in the area, and that despite the rules alcohol will be sold past 11 and this takeaway will become a de facto late night off licence .

In addition, many customers throw their takeaway boxes and chicken bones on the street. The street already has a litter problem (see numerous complaints to council) and I fear it will get worse as alcohol attracts more customers to the premises and bottles and cans are thrown onto the road and into people's front gardens.

- Protection of children from harm

Many of the customers who frequent the takeaway are children and teens , including school children. I fear alcohol will be sold to underage customers. Ravensbourne Road is also a family oriented road , near several nurseries and schools. The sale throughout the day of alcohol at the chicken shop could pose risks to local children , both in terms of enticing them to try alcohol alongside their chicken and through a potential increase in anti-social behaviour.

- Prevention of crime and disorder

I believe granting the licence could lead to an increase in crime and disorder due to a likely increase in anti social behaviour and underage drinking

- Prevention of public safety

I believe granting the licence could threaten public safety due to a likely increase in anti social behaviour and underage drinking

To grant the licence would severely impact my family's quality of life and that of my neighbours. Please don't do it.

Kind regards,

From:

Sent: 05 May 2020 16:24

To: Licensing

Cc: Subject: Objection to application for variation of premises licence: Fantastic Morley's Chicken, 307 Stanstead

Dear Crime, Enforcement and Regulation Service,

Re: Fantastic Morley's Chicken, 307 Stanstead Road – my objection to their application to add alcohol sales for delivery, collection and take away.

I strongly object to the shop's application for a variation of licence to sell alcohol during Sunday-Thursday 1100-0200 and Friday-Saturday 1100-0300. Granting this licence would be a huge detriment to my personal safety, health and wellbeing (and that of other local residents) and undermine the Council's aims to promote the four licensing objectives set out in the Licensing Act

- the prevention of crime and disorder;
- public safety;
- the prevention of public nuisance; and
- the protection of children from harm

as follows: The shop is the middle of a family-orientated, diverse, residential area which includes vulnerable groups such as older people, people living with disabilities, single residents and families with young children. I live on my own and am hugely concerned about prevention of crime and disorder to keep myself safe. The granting of an alcohol license, particularly late at night, will increase to the area late night revellers, result in inebriated customers, and so lead to greater propensity for crime and disorder, which puts my personal safety and wellbeing at risk. Living on my own, the prospect makes me feel very vulnerable.

The Stansted Road end of Ravensbourne Road already has multiple public health and safety problems (e.g. fly-tipping, low level drug dealing and overflowing bins). I am deeply concerned that by granting the licence, this would get even worse. As co-chair of our local community group (Blythe Hill Action Group), I have personally worked hard to make the area cleaner, greener and safer for vulnerable residents through community clean-up days, by raising funds for tree planting and combating nuisance behaviour. Granting the application would undermine what I am trying to do for our community. It would be a source of new and additional public nuisance (such as littering, noise and anti-social behaviour) up until 2am weekdays and 3am on the weekend. As a single person and woman, I would not feel safe to challenge such behaviour and worry deeply about the effect this would have on my/community safety, the quality of my sleep and my overall mental wellbeing. I am a hard working public servant whose performance depends on good sleep, a safe home and a welcoming, safe, neighbourhood.

Already, there are ample problems in the immediate vicinity of the chicken shop. I have found syringes, drinking and drugs paraphernalia in its vicinity. The street corner (Ravensbourne / Stansted Road) is believed to be a site of night time drug dealing, which our councillors are also trying to get under control with public health measures. A late night alcohol license would undoubtedly undermine this; it would further facilitate nuisance to me, increase crime and endanger my and other residents', including children's, safety.

The area around Stansted Road/Ravensbourne Road is a historically deprived area with the active involvement of multiple stakeholders to improve it. We have a good primary school, a children's book shop, a post office, grocers and a fantastic friendly local pub that closes at proper hours. There is no need for the chicken shop to start selling alcohol – in my view, it'd add no value whatsoever to the area; rather, would cause nothing but problems for residents such as myself and add ill-affordable cost from our council tax contributions to policing and already stretched council services. Please do not grant this licence.

Thank you for taking points into consideration and with my best wishes,

Dear Angela,

Re: Fantastic Morley's Chicken, 307 Stanstead Road, SE23 1JB - application for alcohol licence

We strongly object to the licensing application to sell alcohol from this premises Sunday-Thursday 1100-0200 and Friday-Saturday 1100-0300.

Ravensbourne Road is populated by hardworking families with young children and older people with a strong sense of community. It has really struggled with litter and anti-social behaviour issues for years, but we are gradually starting to tackle these issues as a community. The last thing we need now is a late night takeaway selling alcohol on the corner.

Fantastic Morley's already has a reputation as a place where drugs are sold - shop staff have acknowledged as much but say there is nothing they can do. (We believe that is why a surveillance camera was recently installed on a street lamp at this junction).

Granting an alcohol license is highly likely to exacerbate these problems and be a huge detriment to the:

- Prevention of Crime and Disorder in the area
- Prevention of Public Nuisance
- Protection of Children from Harm
- Public Safety

The area around Ravensbourne Road and Blythe Hill Fields is family orientated and in close proximity to primary schools and nurseries. We walk past this shop each day to take my son to school and often have to cross the road to avoid shouting, disgusting smells and litter. It is already not an environment I want to expose my son to.

Residents have been fighting to tackle long standing fly-tipping issues, overflowing bins, anti social behaviour at some properties, and cars using the road a shortcut/rat run. We also face light pollution from a digital billboard (your planning department failed to consult residents before it was put up), poor street lighting and battered paving and road surfaces.

The chicken shop has not helped. As an action group we have complained about the state of its bins (it often leaves red refuse sacks on the street which are ransacked by foxes and rodents). Its enormous vent pumps noxious fried food smells up the street every day, angering those who live nearby. It attracts many young teenage male customers, raising the risk of underage drinking if an alcohol licence is granted.

A late night alcohol license would only further increase nuisance and crime. Our MP Vicky Foxcroft agrees and is supporting us in opposing this application.

I object to a alcohol licence at the chicken shop for these reasons:

- Prevention of public nuisance:

The chicken shop is positioned close to quiet residential roads and on the corner of my own, Ravensbourne Road. Myself and residents on my street do not want a late night takeaway selling alcohol on the corner of our road. You have imposed conditions stating no alcohol purchased alongside a takeaway shall be opened inside the premises but there is a risk this will not be followed or monitored. Also, customers are potentially highly likely to start drinking on the street when they leave the shop, potentially causing a rise in noise and other nuisance behaviour- something I and other residents would not want.

Further to this I fear the sale of alcohol will attract people to linger in the area, and that despite the rules alcohol will be sold past 11 and this takeaway will become a de facto late night off licence .

In addition, many customers throw their takeaway boxes and chicken bones on the street. The street already has a litter problem (see numerous complaints to council) and I fear it will get worse as alcohol attracts more customers to the premises and bottles and cans are thrown onto the road and into people's front gardens.

Many are likely to be attracted to order late night food from Morley's via a delivery service, now that it can be accompanied by alcohol. Many motorbikes waiting outside with engines running and loud discourse is not something we want in the neighbourhood late into the night. You stipulate engines must be turned off, but in reality who will police this? Even worse than this, you stipulate that motorbikes must not park outside directly outside the premises. In that case they will most likely drive into Ravensbourne Road and park further up in our residential street. This will be of great public nuisance in noise and add to the air and noise pollution to residents.

- Protection of children from harm

Many of the customers who frequent the takeaway are children and teens, including school children. This is a national issue with child obesity on the rise as it is. However I also fear alcohol will be sold to underage customers. Ravensbourne Road is also a family oriented road, near several nurseries and schools. The sale throughout the day of alcohol at the chicken shop could pose risks to local children, both in terms of enticing them to try alcohol alongside their chicken and through a potential increase in anti-social behaviour.

- Prevention of crime and disorder

I believe granting the licence could lead to an increase in crime and disorder due to a likely increase in anti social behaviour and underage drinking

- Prevention of public safety

I believe granting the licence could threaten public safety due to a likely increase in anti social behaviour and underage drinking.

To grant the licence would severely impact my family's quality of life our general well-being and that of my neighbours. It would honestly make us want to leave the area that we care about and are working so hard to improve.

Please don't grant it.

From:

Sent: 24 April 2020 15:33

To: Licensing

Subject: Fantastic Morley's Chicken - 307 Stanstead Road

To whom it may concern,

We strongly object to the licensing application to sell alcohol from this premises Sunday-Thursday 1100-0200 and Friday-Saturday 1100-0300.

The premises is right in the middle of a family orientated residential area populated by families with young children. We are a young family with a two year old daughter and I'm pregnant expecting this autumn.

The granting of an alcohol license and a late night one at that is highly likely to act as a beacon for late night revellers, likely inebriated and likely to be a source of littering, noise and anti-social behaviour up [until 2am](#) weekdays and 3am on the weekend. It will be a huge detriment to the:

Prevention of Crime and Disorder

Prevention of Public Nuisance

Protection of Children from Harm

Public Safety

We are a hardworking family, moved to this area two years ago as an up and coming, family orientated neighbourhood in close proximity to green spaces and outstanding primary schools. There is no existing late night leisure activity in the area and that is something we wish to be maintained. We already have personal problems with fly-tipping and overflowing bins in the area and we personally have been working hard to make the area cleaner, greener and more family friendly by raising funds for tree planting and combating nuisance behaviour in connection with the council and our local MP Vicky Foxcroft who we will be writing to about this as well. The granting of a late night alcohol license to the chicken shop in our residential area and close to our home, will undermine efforts to make the area cleaner and greener, and detrimentally affect our family's quality of life by increasing nuisance, crime, littering, anti-social behaviour and making the area unsafe for our children. We have already found syringes, drinking and drugs paraphernalia in the vicinity of the chicken shop and the street corner is believed locally to be a site of night time drug dealing (I believe that is why a surveillance camera was recently installed on the street lamp at this junction), it is not therefore the ideal premises or site for a late nights alcohol license, which will further facilitate nuisance and crime.

We work very hard and both adults in our household work full time and so our time at home with our child and family is precious We do not wish this to be disturbed by late night revelry that would be more appropriate in an area that has already established late night leisure facilities. Not in our area - with an outstanding primary school, a children's book shop, a post office, grocers and a friendly local pub that closes at proper hours.

The granting of this license will severely negatively affect our quality of life as a young family and is likely to increase crime and disorder, nuisance, make the environment more harmful to children and unsafe for families and residents in the area like ours.

Kind regards



Licensing Committee

Report title: Job Centre, 120-122 Deptford High Street, SE8 4NS

Date: 18 June 2020

Key decision: No.

Class: Part 1.

Ward(s) affected: New Cross

Contributors: Community Services – Crime, Enforcement & Regulation Service, Head of Law.

Outline and recommendations

Determination of Full Variation Application - After having regard to all the representations heard, Members must take such steps as they consider appropriate to promote the Licensing Objectives. The Licensing Committee's powers are addressed in the paragraph below titled 'Recommendations'.

Timeline of engagement and decision-making

The Application was advertised in accordance with regulation 25 of the Licensing Act 2003.

The last day for representations was 1 May 2020.

This matter must be heard with 20 days from the day after the last day of representations (this hearing was postponed due to the Covid 19 pandemic in the public interest to be held by remote hearing on 18 June 2020).

1. Summary

1.1. The premises is currently licenced for the following activities:

Provision of regulated entertainment (Recorded Music)

10:00 – 00:00 Sunday to Wednesday

10:00 – 00:30 Thursday to Saturday

Alcohol for consumption ON and OFF the Premises

10:00 – 00:00 Monday to Sunday

Late Night Refreshment

23:00 – 00:00 Sunday to Wednesday

23:00 – 00:30 Thursday to Saturday

1.2. The particulars applied for under the Full Variation application are:

Extension of current hours for the following licensable activities:

Provision of regulated entertainment (Recorded Music)

10:00 – 01:00 Thursday to Saturday

Alcohol for consumption ON and OFF the Premises

10:00 – 01:00 Thursday to Saturday

Late Night Refreshment

23:00 – 01:30 Thursday to Saturday

And an additional 2 hours on New Year's Eve.

1.3. Representations were received from one interested person living nearby and also from the Deptford Society representing residents in the area. Both representations were made on grounds of public nuisance. 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.

1.4. Conditions were agreed between the applicant, Police and Crime, Enforcement & Regulation Service to promote licensing objectives.

2. Recommendations

2.1 After having regard to all the representations heard, Members must take such steps as they consider appropriate to promote the licensing objectives. 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.

2.2 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.

3. Policy Context

3.1. Decisions by Members of the Licensing Committee should have regard to the Licensing Act 2003 and the promotion of the four Licensing Objectives at all

times, which includes the following:

- Protection of Children from Harm
- Prevention of Crime and Disorder
- Prevention of Public Nuisance
- Public Safety

3.2. Members should also have regard to the Licensing Authority's Statement Licensing Policy 2015-19.

3.3. Decisions made will link in with the following objectives under the Council's Corporate Strategy – Building an Inclusive Local Economy and Building Safer Communities.

4. Financial implications

4.1. Applicants have the right of appeal against any decision by the Licensing Committee. Therefore there would likely be costs for the Authority in seeking legal support should an appeal be brought by the applicant.

5. Legal implications

5.1 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.

5.2 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.

6. Equalities implications

6.1 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.

6.2 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.

6.3 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.

- 6.4 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.
- 6.5 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>
- 6.6 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](#)
- 6.7 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>

7. Climate change and environmental implications

- 7.1. Any decision made by Members must fall in line with the Licensing Act 2003, to that end there are no climate change or environmental considerations.

8. Covid-19 implications

8.1 With the implementation of new guidance and protocols by the Government to counter the Covid-19 pandemic, temporary powers have been granted to local authorities to assist Officers and Members in complying with their duties and obligations under the Licensing Act 2003 in these exceptional times. This will include how meetings are to be held, restrictions on the freedom of movement and social distancing strictures and the power to enable police to attend meetings remotely. Therefore decisions by Members of the Licensing Committee will have regard to:

- The Coronavirus Act 2020;
- Protocol for Licensing Applications and Hearings Under The Licensing Act 2003 During The Covid – 19 Pandemic, 8 April 20 (Update 2);
- Approaches to Managing Licensing and Related Issues During The Covid – 19 Pandemic Guidance;
- The Health Protection (Coronavirus, Restrictions) (England) Regulations 2020;
- The Local Authorities and Police And Crime Panels (Coronavirus) (Flexibility Of Local Authorities and Police And Crime Panel Meetings) (England and Wales) Regulations 2020;

9. Crime and disorder implications

9.1 Under the Licensing Act 2003, one of the 4 licensing objectives is the Prevention of Crime and Disorder.

9.2 It is a requirement of the Licensing Act 2003 that any decision made by the Licensing Committee must not negatively impact on the Licensing objectives.

10. Background papers

10.1 Application received 6 April 2020.

10.2 Representation received as served

10.3 Conditions agreed between applicant, Police and Crime, Enforcement & Regulation Service

Glossary

Term	Definition
Appeal	asking a court to overturn a lower court's decision. If the decision of a court is disputed it may be possible to ask a higher court to consider the case again by lodging an appeal.
Applicant	A person who carries on, or proposes to carry on, a business which involves the use of a premises for licensable activities to which the application relates or, a person who makes an application pursuant to any statutory function discharged by that person relating to those licensable activities, or a person who applies for the grant of a Personal Licence from a Licensing Authority.

Term	Definition
Designated Premises Supervisor	The person named on the Premises Licence as being the person with ultimate responsibility for the running of the premises. He or she must hold a Personal Licence. There can only be one Designated Premises Supervisor for each premises.
Licence	an authority to do something.
Licence Objectives	<p>Under section 4 of the 2003 Act the Licensing Authority must promote the following 4 objectives</p> <ul style="list-style-type: none"> • Prevention of crime and disorder • Public safety • Prevention of public nuisance • Protection of children from harm
Licensable Activities	Activities undertaken at premises which require the authority of a Premises Licence, Club Premises Certificate or Temporary Event Notice.
Licensee	the holder of a licence to do something.
Licensing Authority	The Council (London Borough of Lewisham) under section 3 of the 2003 Act, the licensing authority's area is the area for which the authority acts.
Licensing Committee	A committee of not less than ten and not greater than 15 Council members to which the discharge of the licensing function is delegated by the Council. The whole committee may sit or delegate its responsibility to sub committees consisting of at least three members.
Licensing Policy	Document published by the Local Authority detailing how the licensing regime will be delivered at a local level.
Interested Person	<ul style="list-style-type: none"> • A person who lives in the vicinity of the premises • A body who represents the persons who live in that vicinity • A person involved in a business in that vicinity • A body representing businesses in that vicinity • An elected member of the council

Term	Definition
Mandatory Conditions	Conditions applied to every Premises Licence and Club Premises Certificate.
Premises Licence	A written authorisation from the Licensing Authority allowing a premises to carry out Licensable Activities.
Relevant Representation	A representation that is specific to the premises in question, related to the four licensing objectives and/or the local licensing policy.
Responsible Authorities	<p>Public bodies that must be notified of all applications and who are entitled to make representations in relation to Premises Licences, as follows:</p> <ul style="list-style-type: none"> • Licensing Authority • Chief Officer of Police • London Fire Brigade • Trading Standards • Planning Authority • Public Health • Environmental Enforcement (with respect to Noise) • Children’s Services • Home Office Immigration
Variation	Application to make changes to an existing premises licence. A minor variation is one where the application does not negatively impact on licensing objectives, and as such, only requires a 10 day consultation period. A full variation is one that is deemed could negatively impact on licensing objectives and therefore requires a full 28 day consultation process.

Report author and contact

Lisa Hooper, Crime, Enforcement & Regulation Manager,
lisa.hooper@lewisham.gov.uk, 020 8314 6324.



* 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?

- 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 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 (£)

38,000

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.

Public house situated on busy high street location

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 unsuccessful?

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 unsuccessful?

Yes No

Section 6 of 18

PROVISION OF INDOOR SPORTING EVENTS

Continued from previous page...

[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

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

Will the playing of recorded music take place indoors or outdoors or both?

Where taking place in a building or other structure select as appropriate. Indoors may include a tent.

- Indoors Outdoors Both

State type of activity to be authorised, if not already stated, and give relevant further details, for example (but not exclusively) whether or not music will be amplified or unamplified.

State any seasonal variations for playing recorded music.

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

Non-standard timings. Where the premises will be used for the playing of recorded music 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.

An additional 2 hours on New Year's Eve

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

Continued from previous page...

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

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

Standard Days And Timings

MONDAY

Start

End

Start

End

TUESDAY

Start

End

Start

End

WEDNESDAY

Start

End

Start

End

THURSDAY

Start

End

Start 23:00

End 01:30

FRIDAY

Start

End

Start 23:00

End 01:30

SATURDAY

Start

End

Start 23:00

End 01:30

SUNDAY

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.

Continued from previous page...

Will the provision of late night refreshment take place indoors or outdoors or both?

- Indoors Outdoors Both

Where taking place in a building or other structure select as appropriate. Indoors may include a tent.

State type of activity to be authorised, if not already stated, and give relevant further details, for example (but not exclusively) whether or not music will be amplified or unamplified.

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 the premises will be used for the provision of late night refreshment 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.

An additional 2 hours on New Year's Eve

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

Standard Days And Timings

MONDAY

Start

End

Start

End

TUESDAY

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.

Continued from previous page...

WEDNESDAY

Start

End

Start

End

THURSDAY

Start

End

Start

End

FRIDAY

Start

End

Start

End

SATURDAY

Start

End

Start

End

SUNDAY

Start

End

Start

End

Will the sale of alcohol be for consumption?

- On the premises Off the premises Both

If the sale of alcohol is for consumption on the premises select on, if the sale of alcohol is for consumption away from the premises select off. If the sale of alcohol is for consumption on the premises and away from the premises select both.

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 the premises will be used for the supply of alcohol 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.

An additional 2 hours on New Year's Eve

Continued from previous page...

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.

None proposed

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

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.

Continued from previous page...

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.

An additional 2 hours on New Year's 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.

None

- 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.

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.

I have considered the Lewisham licensing statement and believe the changes proposed will continue to promote the four licensing objectives and therefore not adversely impact these.

b) The prevention of crime and disorder

A minimum of 2 SIA door supervisors will be on duty from 21:00 whenever the premises are open for licensable activities beyond 00:00 until the last customers have left the premises.

c) Public safety

Continued from previous page...

The provision of SIA door supervisors will ensure public safety is adequately maintained during the extra hour proposed.

d) The prevention of public nuisance

No new measures required.

e) The protection of children from harm

No new measures required.

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.

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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 (£)

315.00

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

Max Alderman

* Capacity

Director

* Date

03 / 04 / 2020
dd mm yyyy

Add another signatory

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"/>
ELMSPayment 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"/>
IsDigitallysigned	<input type="checkbox"/>

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

PROPOSED CONDITIONS

THE JOB CENTRE, 120-122 DEPTFORD HIGH STREET

1. A minimum of 1 SIA registered door staff, to be employed on every Friday and Saturday evening from 21:00hrs and to remain in place until 30mins passed closing time. This must also include New Years Eve, as this is expected to be a Peak time.
2. A record of Door staff name and SIA badge number and hours of duties to be kept on record with the management and to be available to Police and Local Authority upon request, along with any incident report made by SIA staff of any incidents they dealt with during the shift.
3. No customers will be allowed to take drinks outside, including the outside terrace areas, after 2200hrs.
4. After 2200hrs, no more than 6 customers to be allowed into each outside area of the premises to smoke.

Premises licence number

PL 0999

Premises name

THE JOB CENTRE

Part 1- Premises details**Postal address of premises, or if none, ordnance survey map reference or description**

120-122 Deptford High Street

Post town London**Post code** SE8 4NS**Telephone number****Premises licence holder name**

Sunflake Limited



Directorate for Community Services
Crime, Enforcement & Regulation Service
Licensing Authority
Holbeach Office
9 Holbeach Road
London
SE6 4TW

Proper Officer for Licensing
London Borough of Lewisham

Where licence is time limited the dates

Licensable activities authorised by the licence

Provision of regulated entertainment

Recorded music

Sale by retail of Alcohol

For consumption on and off the premises

Late Night Refreshment

The times the licence authorises the carrying out of licensable activities

Provision of regulated entertainment

Recorded music 10:00 – 00:00 Sunday to Wednesday
 10:00 – 00:30 Thursday to Saturday

Alcohol 10:00 – 00:00 Monday to Sunday

Late Night Refreshment

23:00 – 00:00 Sunday to Wednesday
23:00 – 00:30 Thursday to Saturday

The opening hours of the premises

09.00 – 00.30 Monday to Sunday

Where the licence authorises supplies of alcohol whether these are on and/or off supplies

On & Off

Part 2

Name, (registered) address, telephone number and email (where relevant) of holder of premises licence

Sunflake Limited

148 Perry Hill
London
SE6 4EZ

02082991390

Registered number of holder, for example company number, charity number (where applicable)

08704142

Limited Company

Name, address and telephone number of designated premises supervisor where the premises licence authorises the supply of alcohol

Personal licence number and issuing authority of personal licence held by designated premises supervisor where the premises licence authorises the supply of alcohol

Annex 1- Mandatory conditions

Mandatory conditions are in accordance as set out in the Licensing Act 2003 as amended by the Licensing Act 2003 (Mandatory Licensing Conditions) Order 2010 and Order 2014 or as may be amended from time to time.

No supply of alcohol may be made under the Premises Licence.

- (a)** At a time when there is no Designated Premises Supervisor in respect of the Premises Licence; or
- (b)** At a time when the Designated Premises Supervisor does not hold a Personal Licence or his Personal Licence is suspended.

Every supply of alcohol under the Premises Licence must be made, or authorised by a person who holds a Personal Licence.

The premises licence holder or club premises certificate holder must ensure that an age verification policy is adopted in respect of the premises in relation to the sale or supply of alcohol.

The designated premises supervisor in relation to the premises licences must ensure that the supply of alcohol at the premises is carried on in accordance with the age verification policy. The policy must require individuals who appear to the responsible person to be under 18 years of age (or such older age as may be specified in the policy) to produce on request, before being served alcohol, identification bearing their photograph, date of birth and either:

- (a)** a holographic mark or
- (b)** an ultraviolet feature.

1. A relevant person shall ensure that no alcohol is sold or supplied for consumption on or off the premises for a price which is less than the permitted price.

2. For the purposes of the condition set out in paragraph 1

(a) "Duty" is to be construed in accordance with the Alcoholic Liquor Duties Act 1979

(b) "Permitted price" is the price found by applying the formula

$$P = D + (DXV)$$

Where -

(i) P is the permitted price

(ii) D is the amount of duty chargeable in relation to the alcohol as if the duty were charged on the date of the sale or supply of the alcohol, and

(iii) V is the rate of value added tax chargeable in relation to the alcohol as if the value added tax were charged on the date of the sale or supply of the alcohol;

(c) "Relevant person" means, in relation to premises in respect of which there is in force a premises licence

(i) The holder of the premises licence

(ii) The designated premises supervisor (if any) in respect of such a licence, or

(iii) The personal licence holder who makes or authorises a supply of alcohol under such a licence;

(d) “relevant person” means, in relation to premises in respect of which there is in force a club premises certificate, any member or officer of the club present on the premises in a capacity which enables the member or officer to prevent the supply in question; and

(e) “Value added tax” means value added tax charged in accordance with the Value Added Tax Act 1994.

3. Where the permitted price given by Paragraph **(b)** of paragraph 2 would (apart from the paragraph) not be a whole number of pennies, the price given by that sub-paragraph shall be taken to be the price actually given by that sub-paragraph rounded up to the nearest penny.

4. (1) Sub-paragraph **(2)** applies where the permitted price given by Paragraph **(b)** of paragraph 2 on a day (“the first day”) would be different from the permitted price on the next day (“the second day”) as a result of a change to the rate of duty or value added tax.

(2) The permitted price which would apply on the first day applies to sales or supplies of alcohol which take place before the expiry of the period of 14 days beginning on the second day.

An approved CCTV system to be maintained inside of the premises with a 31 day retention of recordings. The system must comply with BSEN 50132 (part7) 2009 and be capable of facial image recognition of all persons both entering and leaving the premises. The cameras will cover the whole of the premises and true copies be retained for 31 days, such copies must be in a format that can be viewed on readily available equipment without the need for specialist software and made available upon request to MPS and LA officers. One member of staff on duty at the premises must be capable of operating at all times.

Active member of a Pubwatch scheme.

Sound limiter fitted to music system.

Customers asked to leave premises quietly, and departure will be actively managed.

Premises will promote a local licensed taxi service.

When on the premises children must be accompanied or supervised by a parent/guardian.

Proof of age scheme in operation.

Annex 3- Condition attached after a hearing by the licensing authority

Full plans available at Licensing Services, London Borough of Lewisham

Ground floor

Dear Sir or Madam,

We are writing on behalf of the Deptford Society to submit an objection to the application for a full variation to the existing licence at the Job Centre Pub.

The Deptford Society is the local amenity group for the Deptford High St and Creekside Conservation Areas. Our members are long-term residents, business owners and representatives of other interested groups who live and work within the conservation areas and the adjoining streets.

The applicant is seeking a full variation to its existing licence for Provision of Regulated Entertainment (Recorded Music), Alcohol for Consumption On and Off the Premises until 1am Thursday to Saturday and for Late Night Refreshment until 1.30am Thursday to Saturday. This represents an hour of extra trading Thursday to Saturday.

The Deptford Society objects to this application on the grounds of prevention of public nuisance. We believe that granting extended hours and having patrons exiting the premises after 1am Thursday to Saturday will have a detrimental impact on the reasonable sleeping patterns of the many people who live next to, behind, opposite and around the premises. No matter how well managed a licensed premises is, staff cannot influence the behaviour of patrons once they leave the premises and disperse along the high street and adjacent streets. We believe the current licensed hours are already beyond what is appropriate for the same reasons and suggest that this application for extended hours be refused.

It is important to point out that although Deptford High St has the appearance of a commercial high street at ground level, the upper levels are home to a residential population in a density comparable to any suburban street.

These households range from singles and couples to larger shared and family households, many of whom are long-term residents. At night time Deptford High St, with its low volume of traffic (which has decreased further since recent alterations to the road system) has a low level of ambient noise, making it an attractive place to live. This fact transforms Lewisham Council's responsibility to deliver the licensing objectives since these residents have a legal right to protection from statutory nuisance, as set out in the Environmental Health Act 1990. Night-time noise that is likely to disturb sleep is a consideration under this act, due to its obvious detrimental effects on health and well-being.

The Deptford Society is concerned that this distinction should be properly recognised when planning and licensing decisions are being taken. Over the last year, largely due to the disjointed and unreliable procedure for notifying residents of applications, licences have been issued to premises that are surrounded by residential dwellings to allow them to open late on weekends, some until 1am and in one case, until 3am. We are concerned that these late hours are being regarded as a precedent by other applicants, with the potential for an increase in late-night licensing and a consequent increase in public nuisance to those who live on and around the high street.

The Deptford Society supports the development of Deptford's night-time economy, and welcomes the arrival of new bars and restaurants in the high street, but seeks to ensure that the correct balance is struck between commercial demands and the needs of residents, to enable them to continue to co-exist successfully; the increase in licenced premises should not

come at the expense of the people who have made their homes here and who contribute so much to the unique character of Deptford.

yours faithfully

Helena Russell/Mark Shackleton

Co-chairs

Deptford Society

With the Job centre being in such close proximity to our building and particularly my flat we do hear the customers leaving however it is acceptable at the current closing times. If the opening hours are extended this will mean that this noise will be extended in to the early hours of the morning when residents will be trying to sleep. The longer opening hours will most probably also result in customers who have drunk more and therefore be louder. In my experience if an establishment is open later people then flock to this place to continue drinking after earlier shutting places close.

I am aware of people going outside to smoke and have conversations at the front of the building, directly below my living room and bedroom. Even if they do not have a drink with them they often converse loudly. If this is to happen later and later it will become more of a disturbance.

It is indeed great that no one has felt the need to complain recently which proves that these opening hours are working for local residents. I would hate this to change if the opening hours are extended.

I know that some of the other residents in my building have concerns about the smoking area and noise coming from that but sadly when that is closed people then come out the front which is not good for the residents at the front of the building.

I don't think there is any way that they can stay open later and not allow people outside to smoke and talk (loudly) which is another reason why I really don't want the hours to be extended.

Subject: Jobcentre - Deptford High Street - Extended Hours

Date: 28 April 2020 at 08:29:21 BST

To: Licensing <licensing@lewisham.gov.uk>

I would like to object to the above application for extended hours. Deptford High Street has a very dense residential population and people leaving an establishment at midnight Sunday - Thursday and at 1am on Fridays and Saturdays is sure to cause disruption not only for the residents in Deptford Market Yard, but in the High Street and the streets off the High Street.