

Decisions taken by the Licensing Committee on Wednesday, 30 January 2019

Agenda Item No	Topic	Decision
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Part A – Items considered in public

<p>A2</p>	<p>Oregano Leaf 98 New Cross Road SE14</p>	<p>IN THE MATTER OF THE APPLICATION FOR A FULL VARIATION OF A PREMISES LICENCE, THE COMMITTEE HAS CONSIDERED THE RELEVANT REPRESENTATIONS MADE.</p> <p>The Committee has made the following determination:</p> <p>With a view to ensuring the promotion of the licensing objectives, in accordance with the provisions of the statutory guidance and the principles of our licensing policy, the application for a full variation of a premises licence was REFUSED as applied for.</p> <p>In coming to a determination, the following factors were taken into account;</p> <ol style="list-style-type: none"> 1. Members of the Committee considered the representations made by Police, Planning and Crime, Enforcement and Regulation (CER) team. There is only one condition on the licence; CCTV must be on the premises and record for 31 days. This condition has been in breach since July 2017. Visits from officers have found the CCTV not to be working for 31 days, the cameras were not correctly labelled and the premises licence was not displayed. 2. The family have been told by CER service four times that it must operate a fully functioning CCTV system, in addition, they have attended this Committee on three occasions when they were reminded of their obligation to uphold the conditions on their licence. 3. The premises is in the CIZ and there is usually a presumption that applications for new premises licences or variations to existing premises licences, will be refused unless it can be demonstrated that the grant will not negatively impact on the licensing objectives. The premises licence holder had not demonstrated this; staff could not operate the CCTV system even if it was functioning correctly.
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		<ol style="list-style-type: none"><li data-bbox="913 491 2080 555">4. The Committee noted that the premises does not have planning permission to trade after midnight.<li data-bbox="913 595 2080 730">5. The Committee noted the representation made by the premises licence holder. He had been let down by a technician who had not connected the CCTV correctly. The premises licence was not displayed because the member of staff who took the licence off the wall to photocopy, forgot to put it back.<li data-bbox="913 770 2080 834">6. The Committee noted that CER, Police and Planning officers had given the premises licence holder a lot of advice, but the conditions were still breached.<li data-bbox="913 874 2080 938">7. The Committee agreed that the application should not be granted because it would put the four licencing objectives at risk.