



# SUMMONS AND AGENDA

---

## LICENSING COMMITTEE

**Date: TUESDAY, 23 APRIL 2024 at 7.00 pm**

Via Microsoft Teams - the public are welcome to observe via the Council's website at <https://lewisham.public-i.tv/core/portal/home>

Enquiries to: Clare Weaser  
Email: [clare.weaser@lewisham.gov.uk](mailto:clare.weaser@lewisham.gov.uk)

**MEMBERS ARE SUMMONED TO ATTEND THIS MEETING**

**Councillors:**

Councillor Yemisi Anifowose (Chair)  
Councillor Coral Howard (Vice-Chair)  
Councillor Bill Brown  
Councillor Mark Jackson  
Councillor Eva Kestner  
Councillor Dawn Atkinson  
Councillor Natasha Burgess  
Councillor Billy Harding  
Councillor Rachel Onikosi  
Vacancy

Jeremy Chambers, Monitoring Officer  
Laurence House  
Catford  
London SE6 4RU  
Date: 12 April 2024

The public are welcome to attend our committee meetings, however occasionally committees may have to consider some business in private.

## ORDER OF BUSINESS – PART 1 AGENDA

Item No		Page No.s
1.	Minutes	1
2.	Declarations of Interests	2 - 5
3.	Sip City Lounge, 189 Deptford High Street, SE8	6 - 63



The public are welcome to attend our Committee meetings, however, occasionally, committees may have to consider some business in private.



## Licensing Committee

### Minutes

**Date:** 23 April 2024

**Key decision:** No

**Class:** Part 1

**Ward(s) affected:** All

**Contributors:** Head of Governance and Committee Services

### Outline and recommendations

**Members are asked to consider the Minutes of the meeting of the Licensing Committee, held on 27 February and 13,14,26 March and 4 and 11 April 2024**

#### Recommendation

That the Minutes of the meetings of the Licensing Committee, held on 27 February, 13,14 and 26 March and 4 and 11 April 2024 be confirmed and signed.

# Agenda Item 2



## Licensing Committee

### Declarations of Interest

**Date:** 23 April 2024

**Class:** Part 1

**Ward(s) affected:** All

**Contributors:** Head of Governance and Committee Services

### 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: Sip City Lounge, 189 Deptford High Street, SE8 3NT**

**Date: 23 April 2024**

**Key decision: No.**

**Class: Part 1.**

**Ward(s) affected: Deptford**

**Contributors: Community Services – Safer Communities Service**

### Outline and recommendations

Determination of Variation of Premises Licence Application submitted on 12<sup>th</sup> February 2024 by Oreoluwa Sobers-Onipede for the premises at 189 Deptford high Street, SE8 3NT.

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

### Timeline of engagement and decision-making

This application was advertised in accordance with regulation 25 of the Licensing Act 2003.

The last day for representations was 12th March 2024.

## 1. Summary

### 1.1. Particulars of Application

The application for a variation to the premises licence proposes the following:

- Extension for sale of alcohol on the premises  
23:00 – 03:00 Thursday – Saturday



- Addition of Recorded and Live Music  
23:00 – 03:00 Thursday – Saturday
- Addition of Late Night Refreshment  
23:00 – 03:00 Thursday – Saturday
- Removal of conditions 14, 15 and 16 from Annex 2

*The outside seating area at the rear of the premises must be closed by 21:00hrs and must not re-open until the start of the next day's trading.*

*After 21:00, the designated smoking area shall not exceed four (4) people.*

*No live music shall be played at the premises. Music played must only take the form of recorded background music set at a level that no noise or vibration shall be detectible outside or at any neighbouring premises.*

- Amendment of opening hours 23:00 – 03:30
- Addition of Seasonal Variations  
Christmas Eve, New Years Even, Nigerian Independence Day (1<sup>st</sup> October), any day proceeding bank holidays  
Alcohol, Recorded and Live Music and Late night refreshment 23:00 – 03:00

The premises is currently licensed for the supply of Alcohol for consumption ON the Premises at the following times:

11:00 – 23:00 Monday  
11:00 – 23:00 Tuesday  
11:00 – 23:00 Wednesday  
11:00 – 23:00 Thursday  
11:00 – 23:00 Friday  
11:00 – 23:00 Saturday  
11:00 – 23:00 Sunday

- 1.2. The Council have received eight representations from local residents in addition to one from a local Councillor objecting to the proposed variation on various grounds including the Prevention of Public Nuisance, Protection of Children from Harm and prevention of Crime and Disorder.
- 1.3. In addition, there have also been representations from two responsible authorities objecting to the variation. The MET Police have objected to the variation on the grounds of the prevention of public nuisance and prevention of crime and disorder.
- 1.4. The Licensing Authority have objected to the proposal on the grounds of the prevention of public nuisance.
- 1.5. The representations received have been examined by officers and are not considered to be vexatious or frivolous. All representations were received within the specified time.

## **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:

- 1.) Grant the variation to the premises licence as applied for,
  - 2.) Grant the variation to the licence subject to conditions modified to such extent as the authority considers appropriate for the promotion of the licensing objectives
  - 3.) Exclude from the scope of the licence any of the licensable activities to which the application relates;
  - 4.) Refuse to specify a person in the licence as the designated premises supervisor;
  - 5.) Refuse to grant the variation application.
- 2.2 Either party has a right of appeal to the Magistrates Court against a decision which should be submitted to the court within 21 days of the date of the decision letter.

### **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 of Licensing Policy 2020-25.
- 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. Crime and disorder implications

- 8.1. Under the Licensing Act 2003, one of the 4 licensing objectives is the Prevention of Crime and Disorder.
- 8.2. 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.

## 9. Background papers

- 9.1. Application received 12th February 2024.
- 9.2. Representation from MET Police received 8<sup>th</sup> March 2024 (Amended on 28<sup>th</sup> March 2024).
- 9.3. Representation from Licensing Authority received 1<sup>st</sup> March 2024 (Amended on 8<sup>th</sup> April 2024).
- 9.4. Representations from local residents.

## 10. 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.
Licence	an authority to do something.
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.
Licence Objectives	Under section 4 of the 2003 Act the Licensing Authority must promote the following 4 objectives <ul style="list-style-type: none"><li>• Prevention of crime and disorder</li><li>• Public safety</li><li>• Prevention of public nuisance</li><li>• Protection of children from harm</li></ul>

### Is this report easy to understand?

Please give us feedback so we can improve.

Page 10

Go to <https://lewisham.gov.uk/contact-us/send-us-feedback-on-our-reports>

Interested Person	<p>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</p>
Relevant Representation	<p>A representation that is specific to the premises in question, related to the four licensing objectives and/or the local licensing policy.</p>
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"> <li>• Licensing Authority</li> <li>• Chief Officer of Police</li> <li>• London Fire Brigade</li> <li>• Trading Standards</li> <li>• Planning Authority</li> <li>• Public Health</li> <li>• Environmental Enforcement (with respect to Noise)</li> <li>• Children’s Services</li> <li>• Home Office Immigration</li> </ul>

## 11. Report author and contact

- 11.1. Richard Lockett, Safer Communities Service Senior Officer for Licensing  
richard.lockett@lewisham.gov.uk.



Licensing Authority  
 Holbeach Office  
 9 Holbeach Road  
 London  
 SE6 4TW

**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 Oreoluwa Sobers-Onipele  
*(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	PL1305
-------------------------	--------

**Part 1 – Premises Details**

Postal address of premises or, if none, ordnance survey map reference or description	
189 Deptford High street SE8 3NT	
Post town	Postcode

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

--	--	--	--	--	--	--	--

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

Extention for sale of alcohol on the premises  
Thurs - saturday 23:00 - 03:00

Addition of Recorded and live music Thursday - Saturday  
23:00 - 03:00

Addition of late night refreshment Thursday - Saturday  
23:00 - 03:00

Removal of conditions 14, 15, 16 from Annex 2

Amendment of opening hours Thursday - Saturday  
23:00 - 03:30

Seasonal variation xmas eve, New years eve, Nigerian independence  
(1 october) Any day preceding bank holidays for alcohol recorded  
and live music and LNR 23:00 - 03:00

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

--

**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								
Wed						<u>State any seasonal variations for performing plays</u> (please read guidance note 4)		
Thur								
Fri						<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)		
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)			Please give further details (please read guidance note 3)
Day	Start	Finish	
Mon			State any seasonal variations for indoor sporting events (please read guidance note 4)
Tue			
Wed			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 (please read guidance note 5)
Thur			
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 (please read guidance note 2)</u>	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	<u>Please give further details here (please read guidance note 3)</u>		
Mon					
Tue			<u>State any seasonal variations for boxing or wrestling entertainment (please read guidance note 4)</u>		
Wed					
Thur			<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 (please read guidance note 5)</u>		
Fri					
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 checked="" type="checkbox"/>
Day	Start	Finish	<u>Please give further details here</u> (please read guidance note 3)  <u>State any seasonal variations for the performance of live music</u> (please read guidance note 4) Xmas eve, New year eve, Nigerian independence (1 <sup>st</sup> Oct) Any day preceding a bank holiday until 03:00		
Mon					
Tue					
Wed					
Thur	23:00	03:00			
Fri	23:00	03:00			
Sat	23:00	03:00			
Sun			<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)		

F

Recorded music Standard days and timings (please read guidance note 6)			Will the playing of recorded music take place indoors or outdoors or both – please tick (please read guidance note 2)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input checked="" type="checkbox"/>
Day	Start	Finish	Please give further details here (please read guidance note 3)		
Mon					
Tue			State any seasonal variations for the playing of recorded music (please read guidance note 4)		
Wed					
Thur	23:00	03:00	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 (please read guidance note 5)		
Fri	23:00	03:00			
Sat	23:00	03:00			
Sun					

G

<b>Performances of dance</b> Standard days and timings (please read guidance note 6)			<b><u>Will the performance of dance take place indoors or outdoors or both – please tick</u></b> (please read guidance note 2)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	<b><u>Please give further details here</u></b> (please read guidance note 3)		
Mon					
Tue			<b><u>State any seasonal variations for the performance of dance</u></b> (please read guidance note 4)		
Wed					
Thur			<b><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></b> (please read guidance note 5)		
Fri					
Sat					
Sun					

H

<b>Anything of a similar description to that falling within (e), (f) or (g)</b> 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	<b><u>Will this entertainment take place indoors or outdoors or both – please tick</u></b> (please read guidance note 2)	Indoors	<input type="checkbox"/>
Mon				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Tue			<b><u>Please give further details here</u></b> (please read guidance note 3)		
Wed					
Thur			<b><u>State any seasonal variations for entertainment of a similar description to that falling within (e), (f) or (g)</u></b> (please read guidance note 4)		
Fri					
Sat			<b><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></b> (please read guidance note 5)		
Sun					



I

<b>Late night refreshment</b> Standard days and timings (please read guidance note 6)			<b><u>Will the provision of late night refreshment take place indoors or outdoors or both – please tick</u></b> (please read guidance note 2)		Indoors	<input type="checkbox"/>
					Outdoors	<input type="checkbox"/>
					Both	<input checked="" type="checkbox"/>
Day	Start	Finish	<b><u>Please give further details here</u></b> (please read guidance note 3)			
Mon						
Tue						
Wed			<b><u>State any seasonal variations for the provision of late night refreshment</u></b> (please read guidance note 4)			
Thur	23:00	03:00	Xmas eve, New year eve, Nigerian independence (1 <sup>st</sup> October) Any day preceding a bank holiday until 03:00			
Fri	23:00	03:00	<b><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></b> (please read guidance note 5)			
Sat	23:00	03:00				
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 checked="" type="checkbox"/>
				Off the premises	<input type="checkbox"/>
Day	Start	Finish		Both	<input checked="" type="checkbox"/>
Mon			<b>State any seasonal variations for the supply of alcohol</b> (please read guidance note 4) Xmas eve, New year eve, Nigerian Independence (1 <sup>st</sup> Oct) Any day preceding a bank holiday until 03:00		
Tue					
Wed					
Thur	23:00	03:00	<b>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</b> (please read guidance note 5)		
Fri	23:00	03:00			
Sat	23:00	03:00			
Sun					

K

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).

L

Hours premises are open to the public Standard days and timings (please read guidance note 6)			State any seasonal variations (please read guidance note 4)
Day	Start	Finish	
Mon			<p><b>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</b> (please read guidance note 5)</p> <p>Seasonal variation Xmas eve, New years eve Nigerian independence (1<sup>st</sup> October)</p> <p>Any day preceding a bank holiday until 03:30</p>
Tue			
Wed			
Thur	23:00	03:30	
Fri	23:00	03:30	
Sat	23:00	03:30	
Sun			

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)**

**b) The prevention of crime and disorder**

**c) Public safety**

**d) The prevention of public nuisance**

**e) The protection of children from harm**

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	<i>Oreoluwa Sobers-Oripele</i>
Date	<i>12.02.24</i>
Capacity	<i>Licensee</i>

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	<i>Oreoluwa Sobers-Oripele</i>
Date	<i>12.02.24</i>
Capacity	<i>Licensee</i>

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

Notes for Guidance

## **Objections – Sip City 189 Deptford High Street - Variation**

### **Objection 1**

**From:**

**Sent:** 27 February 2024 20:42

**To:** Licensing <[Licensing@lewisham.gov.uk](mailto:Licensing@lewisham.gov.uk)>

**Subject:** Opposing license extension for Sip City, 189 Deptford High Street, SE8 3NT

To whom it might concern.

Hope you doing well.

I am writing to you in order to oppose license extension for place called Sip City, situated in 189 Deptford High street.

I am a local resident living in XXXXX, and Sip City was always a place bringing loads of troubles and disorder to the local area and local residents.

Sip City use to be called Kick and Munch run by the same owner, and have a long history of complaints.

They were making loud parties until very late hours already without a proper license.

The place is bringing a lot of anti social behavior, with people shouting while leaving the venue, and during the parties, hanging outside the venue.

People coming to this place are using all surrounding alleyways to urinate and take drugs, behaving very loud sometimes even after 2 am in the morning.

They are parking their cars blocking the High street and obstructing the way for any emergency vehicles.

People leaving the venue are being loud and creating a chaos.

The venue it self, doesn't have any sound proof isolation therefore the music is blasting, not allowing the residents to be able to sleep, and in the summer time its impossible to open windows in the night due to the music playing very late and very loud , also Sip City doesn't have any designated smoking area.

I did try to speak and complaint to the owner few times but all my requests to turn the music down were ignored, which for me is a sign of bad management.

I honestly think this venue is not fit for this location. There is families and residents living around and Sip City is not respecting anyone.

Extending their license and allowing them to bring more public nuisance is not a good idea, therefore I strongly oppose the application for extension.

If you have any questions and need further information, please contact me on my Email.

## **Objection 2**

From:

Sent: Monday, March 11, 2024 10:04 AM

To: Licensing <[Licensing@lewisham.gov.uk](mailto:Licensing@lewisham.gov.uk)>

Cc:

Subject: Licence application; objection

Dear sir or madam

Licence application: Sip City Lounge 189 Deptford High Street London SE8 3NT

I wish to object to the application for a full variation of the licence at Sip City on the following grounds;

The prevention of public nuisance:

The premises is surrounded by residential properties – those living in the flats above Sip City, those in adjacent flats, and those opposite and behind the premises. Deptford High Street is quite densely residential and at night time there is very little through traffic, so living conditions are much different to what one would expect on a 'high street'. For this reason, families tend to settle in the area on a long-term basis. I myself have lived here for 20 years and many others I know have been here longer.

The yard has a flimsy roof covering (designed with movable sections) and any amplified music in this space has a direct impact on those people living behind it. The flats directly behind the business, within about 30m of the rear yard, are single aspect dwellings – this means that residents cannot escape any noise nuisance, it is broadcast directly into their homes. I know from those who live there that this is unreasonable in the extreme and has a direct impact on the living environment, sleep, and physical and mental health for those occupants.

My home is behind the property on XXXXX (part of an estate of maisonettes with a high residential density) and since Sip City opened I have had to complain to the manager on several occasions about loud music and DJ announcements in the rear yard. On those occasions I spoke to him directly, and we even walked to the rear of the property to witness the noise nuisance, which he admitted was unreasonable. He told me he would 'ask' for it to be turned down, which suggested to me that although he was the manager, he did not have full control of what happened within the premises. The volume was only reduced on one of these occasions.

The premises has no sound insulation as far as I am aware, and no lobby on the front or rear to prevent music played inside from disturbing neighbours every time a patron enters or leaves the premises.

Currently a significant number of Sip City's patrons arrive in cars – there is no parking enforcement on Deptford High Street at night and so patrons park across the pavements outside the premises, along the high street and in the car parks on the estate, confident that they will not receive parking tickets. Once the premises closes it can take some time for them all to leave and there is continued disturbance from groups of people shouting and laughing goodbyes, horns tooting, car doors



slamming and cars manoeuvring and leaving. Although the premises is currently obliged to employ door staff for late events, they do not seem to operate any effective dispersal policy to prevent the late closing hours from causing this kind of disturbance. If later business hours are granted as applied for, it will be even more of an issue, causing unreasonable disturbance on a weekly basis for neighbours. Deptford train station ceases service at around midnight.

Disturbance will also be caused by patrons smoking outside the premises, particularly if door management is ineffective and large groups are standing outside for extended periods in warm weather.

As a result of complaints about Sip City, the police and licensing officers met with the licence holder last November to provide 'education and advice'.

Clearly it is quite a serious matter to receive a visit from police and licensing officers, and I do not believe that sufficient time has elapsed since that visit to demonstrate whether the premises is being managed any better.

January and February are acknowledged as the quietest months of the year for social activity, and the poor weather also discourages use of outdoor space such as the rear yard. Noise nuisance is much more common when the weather is warmer, outdoor spaces get more use, and there is more desire to have doors and windows open for ventilation.

I believe it is impossible to judge how effective the 'advice and education' has been, and whether the management has improved at all, until there has been at least one summer season of operation.

The protection of children from harm

Evelyn estate has many family-size maisonettes occupied by families with children of school age. The rear yard opens directly towards these buildings and any noise nuisance carries across the car park to our homes as there is nothing between the buildings to deaden or reduce the noise. I believe that if later hours are granted, the noise nuisance I have referred to above would have a detrimental effect on their sleep and could impact on their concentration and ability to learn/attend school.

Issues such as noise nuisance can often be slow to resolve through complaints to the council's licensing team – particularly on nights when there is no out of hours service, or staff are already busy - so myself and other neighbours are more likely to try and address it directly. This can be very daunting – it means having to get out of bed, get dressed and go into a premises where there are people who have been drinking and may not welcome someone who they believe is coming to spoil their night out. We should not be expected to put ourselves in this position, but it is usually the best/only chance of getting any sleep. While the manager of the premises will sometimes respond to complaints by turning the music down, there is no evidence that he proactively manages the business with neighbours in mind.

Overall I have serious concerns about how an extension of licensing hours would impact the quality of life currently enjoyed by myself and my neighbours. I believe it

would be seriously detrimental to our mental and physical health, and is entirely inappropriate for a densely residential area that is designated as a Local Hub.

The council's own licensing strategy sets out preferred operating hours for each designation, to suit the local environment; in this case the applicant is asking the council to grant a significant variation to these hours.

I accept that while variations are possible, they should be assessed on a case by case basis taking into account the location of the premises, the surrounding environment, and the current management regime. In the case of Sip City, there is already overwhelming evidence that granting extended hours at this premises will undermine the licensing objectives and severely impact on living conditions for the residential neighbourhood.

### **Objection 3**

**From:**

**Sent:** Monday, March 11, 2024 5:29 PM

**To:** Licensing <[Licensing@lewisham.gov.uk](mailto:Licensing@lewisham.gov.uk)>

**Cc:**

**Subject:** Licence application: Sip City Lounge 189 Deptford High Street London SE8 3NT

Sir/Madam,

Licence application: Sip City Lounge 189 Deptford High Street London SE8 3NT

I would like to object to the variation of the licence at Sip City. My reasons are:

#### **1. Prevention of Public Nuisance**

**Noise Nuisance** - Deptford High Street and the surrounding area has a very high density of residential properties, and 189 Deptford High Street is surrounded by residents on all sides, as well as above (please see attached image). There are hundreds of residents affected by Sip City already, and a later licence will make life intolerable. I have lived on Deptford High Street for nearly 35 years, and it is not a busy high street at night as a general rule. However, on the nights that Sip City has events, there is a great deal of noise from people coming and going, shouting at one another, starting their vehicles and blasting radios. As far as I'm aware, no one from Sip City takes any responsibility for this disruption.

I know the police and licencing officers visited Sip City in November to provide education and advice. This time of year has less activity, but it ramps up in spring and summer and on warm summer evenings, it is impossible to get a decent night's sleep when Sip City has an event. Further, I have personally contacted the council a few times to report noise — either through the website or using a telephone number that Richard Lockett provided. I understand not all complainants received this number and no one took my details when I did call. I do not believe ample time has been given since the education and advice visit to ascertain whether things have improved. As far as I am aware, there is only one front door (ie. no vestibule to buffer sound) and I continue to see several people milling about outside during events.

We are also disrupted by the music coming from Sip City. While it is less so during the winter months, every time the door is opened and closed, it is noisy. In the summer, when we have our windows open, Sip City also has its doors open, which makes things worse. Currently, Sip City advertises on Instagram and their website that they are open "5 til late Tuesday through Sunday", yet their licence is until 11pm. Again, in the last few months I have observed them open until after 12am.

**Parking and Blocking Access** - Whenever Sip City has an event, cars are parked over both sides of the street and on the pavements. There is no parking control on Deptford High Street at night, so this causes a large safety risk. Often, I can not walk on the east side of Deptford High Street between Lamberton Street and St Paul's Church (sometimes further south), and the situation is similar on the west

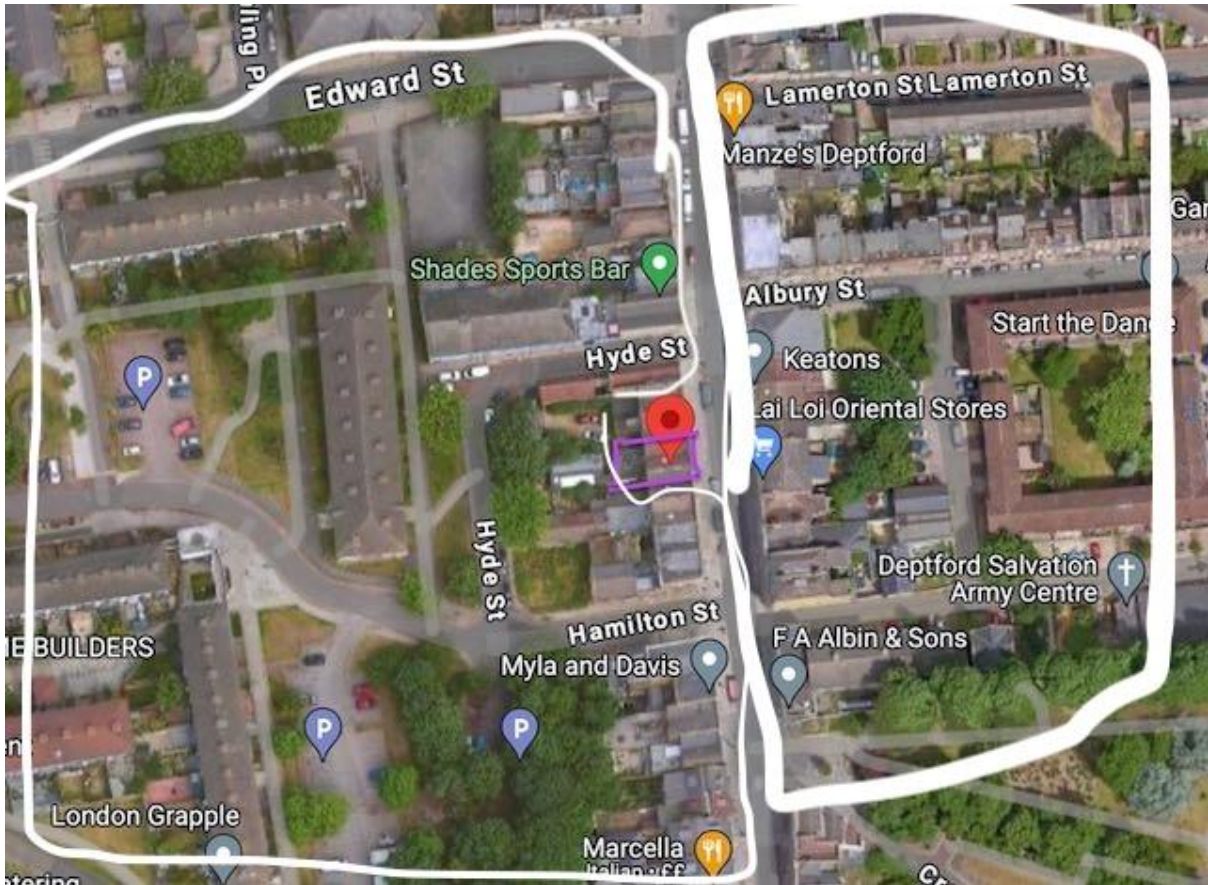
side. Cars block entrances to people's flats and often block access to side streets — including Albury Street and Mary Ann Gardens. Not only is this a hazard to pedestrians, but it is also a serious concern for emergency vehicles getting to residents in need. Right at the end of Mary Ann Gardens and Albury Street is a block of sheltered accommodation flats and emergency services as well as carers need access more frequently.

## **2. Protecting Children from harm**

Many of us have large flats with families, and noise nuisances are not resolved quickly. School-age children need uninterrupted sleep, and if Sip City has an exceptionally late licence, this will disrupt their sleep and their schooling.

## **3. Lewisham Strategy for Local Hubs**

According to the latest Five Year Strategy document on the Lewisham Website, the Deptford High Street Area has been designated as a Local Hub. As such, licenced premises should be closed by 11pm, Sunday through Thursday and 12am on Friday and Saturday. I see no reason, given the density of the residential population in this area, that Sip City should be an exception to this policy. Further, it is my understanding that Lewisham Council is actively trying to curtail night-time drinking in Giffin Square and Douglas Way. I can only see a late-running club as exacerbating the problem of public drinking on the High Street, as when this club closes, the patrons can simply move south on Deptford High Street to continue their evening out. While sometimes exceptions might be made, they should be in exceptional circumstances and not for a club that does not seem to take on board its responsibility to the community — in an area full of residential properties.



The red pin is Sip City, the areas surrounded by white are all residential areas

## **Objection 4**

From:

Sent: Monday, March 11, 2024 8:16 PM

To: Licensing <[Licensing@lewisham.gov.uk](mailto:Licensing@lewisham.gov.uk)>

Cc:

Subject: License application: Sip City 189 Deptford High Street SE8 3NT

To whom it may concern,

Licence application: Sip City Lounge 189 Deptford High Street London SE8 3NT

I would like to object to the variation of the licence at Sip City. My reasons are:

### 1. Prevention of Public Nuisance

Noise Nuisance - I live XXXX and as someone who's bedroom faces the high street my sleep is greatly affected already as Sip City tends to stay open very late, when customers leave they rev their engine on their cars and blast their radios, shout and scream loudly and just overall are very loud, a later licence will make this far worse than it already is. I have personally complained multiple times but it seems that my complaints on the Lewisham Council website don't always seem to go through.

In the summer when I have to have my windows open, it is impossible to get a decent night's sleep when Sip City has an event. Through the night they will open and close their security gate to make it seem as if they are closed but will let people in and out. I've seen multiple times people ducking under and going in past 3am.

In the summer, when we have our windows open, Sip City also has its doors open, which makes things worse. Currently, Sip City advertises on Instagram and their website that they are open "5 til late Tuesday through Sunday", yet their licence is until 11pm.

Parking and Blocking Access - Whenever Sip City has an event, cars are parked over both sides of the street and on the pavements. There is no parking control on Deptford High Street at night, so this causes a large safety risk. Often, I can not walk on the east side of Deptford High Street between Lamberton Street and St Paul's Church (sometimes further south), and the situation is similar on the west side. Cars block entrances to people's flats and often block access to side streets — including Albury Street and Mary Ann Gardens. Not only is this a hazard to pedestrians, but it is also a serious concern for emergency vehicles getting to residents in need. People will also leave their engines running.

### 2. Protecting Children from harm

Many of us have large flats with families, and noise nuisances are not resolved quickly. School-age children need uninterrupted sleep, and if Sip City has an exceptionally late licence, this will disrupt their sleep and their schooling.

### 3. Lewisham Strategy for Local Hubs

According to the latest Five Year Strategy document on the Lewisham Website, the Deptford High Street Area has been designated as a Local Hub. As such, licenced premises should be closed by 11pm, Sunday through Thursday and 12am on Friday and Saturday. I see no reason, given the density of the residential population in this area, that Sip City should be an exception to this policy. Further, it is my understanding that Lewisham Council is actively trying to curtail night-time drinking in Giffin Square and Douglas Way. I can only see a late-running club as exacerbating the problem of public drinking on the High Street, as when this club closes, the patrons can simply move south on Deptford High Street to continue their evening out. While sometimes exceptions might be made, they should be in exceptional circumstances and not for a club that does not seem to take on board its responsibility to the community — in an area full of residential properties.

### **Objection 5**

**From:**

**Sent:** Tuesday, March 12, 2024 12:32 PM

**To:** Licensing <[Licensing@lewisham.gov.uk](mailto:Licensing@lewisham.gov.uk)>

**Subject:** Sip City license

Dear, Lewisham Council

I am writing to express my strong opposition to the extension of the license for Sip City to remain open until late hours. As a resident of XXXXX, I have witnessed firsthand the disturbances caused by Sip City during nighttime hours, and I am deeply concerned about the impact this has on our community, particularly for those who work in healthcare services and as key workers.

The noise and disruptions emanating from Sip City during late hours have been a source of constant disturbance for myself and my neighbors. These disturbances not only disrupt our sleep and overall quality of life but also pose a significant challenge for healthcare workers and other essential workers who require adequate rest to perform their duties effectively.

It is essential to recognize the invaluable contributions of healthcare workers and key workers, especially during these challenging times. Granting an extended hours license to Sip City would only exacerbate the difficulties faced by these individuals, who already work tirelessly to support our community.

I urge the Lewisham Council to carefully consider the well-being of residents and the impact on essential workers when evaluating Sip City's license application. It is crucial to prioritize the peace and quiet of our neighborhood, as well as the rest and recuperation of those who dedicate themselves to serving others.

In conclusion, I respectfully request that the Lewisham Council reject the extension of the license for Sip City to operate until late hours. Thank you for your attention to this matter, and I trust that you will make the right decision for the benefit of our community.

## **Objection 6**

From:

Sent: Tuesday, March 12, 2024 11:13 AM

To: Licensing <[Licensing@lewisham.gov.uk](mailto:Licensing@lewisham.gov.uk)>

Subject: Oppose to late licence sip city Deptford

Licence application: Sip City Lounge 189 Deptford High Street London SE8 3NT

I wish to object to the application for a full variation of the licence at sipcity.

Dear sir / madam.

I can't believe i am having to write this letter as with many others, if you was to come and see where sipcity is situated smack bang in the middle of residential area and housing estate than surly this would not even be up for consideration.

I do not even live above the night club , i am 30 meters away and many many nights me and my neighbours have had to put up with bass thumping and loud mike shouting 6-7pm to 2-3 am even on sundays . ( i have video evidence of some but not alot due to lost phone )

I have complained shouted and got very Angry as i have had to get up and go over to talk , ( he said his making money ) I support my family and work 7 days a week on low income pay getting up at 4:40am

I live in a studio apartment with only windows facing the night club .in the summer you can put a flim on because of the music and on hot nights you cant open the windows , as well as the music a both of them open the back door and have bbqs late at night drinking.

The night club has no sound proofing just a flimsy roof which some of it is see through plastic! There are many children here and it is not fair on any of us .

Please just send on person to investigate the roof and surrounding homes ..



## **Objection 7**

From:

Sent: Tuesday, March 12, 2024 3:50 PM

To: Licensing <[Licensing@lewisham.gov.uk](mailto:Licensing@lewisham.gov.uk)>

Subject: Objection to proposed changes to the licence for Sip City, Deptford High Street

Dear Sir or Madam

I am writing regarding the following licence application:

Sip City Lounge, 189 Deptford High Street, London SE8 3NT.

I wish to object to the change in licence conditions for the following reasons.

The prevention of public nuisance. Mine is one of many families in what is a very densely populated part of Deptford High Street and we have lived here for nearly 10 years. Sip City regularly have loud music which is very audible from inside my property. The customers also tend to drive and park across all of the pavements. This is never dealt with by the parking enforcement officers and so becomes a real nuisance. Sip City often opens and closes it's shutters many times between 12AM and 2AM to let out visitors which clearly already shows them in contravention of their current licence. The people who leave then tend to hang around their cars playing loud music and revving their engines till 3:30AM and later. Then there is all the car doors slamming as they all prepare to leave. This all adds up to very broken sleep and is no good for my small family.

The door staff that are there on occasion leave as soon as the shutters come down and don't encourage a swift exit of the area.

I am aware that Deptford High Street is designated as a "local hub" and that the recommended closing time is 11Pm and midnight on weekends so the extension of the licence seems out of the question given there is no major argument for it.

I would like to state i am not against night life on the high street and do stand by that it creates a lovely buzz around town. However, i think this can be pushed too much and is already at the limit of what is acceptable. I know Badger Badger have had a similar extension granted, however the set up is far more professional, the venue is near sound proof except when the doors are open which is carefully managed and the door staff aid with dispersal at the end of the night.

There is no need for this licence to be extended and in fact given what i have expressed above there should be even more restrictions placed on the bar.

## **Objection 8**

From:

Sent: Tuesday, March 12, 2024 9:07 PM

To: Licensing <[Licensing@lewisham.gov.uk](mailto:Licensing@lewisham.gov.uk)>

Subject: License Application Objection - Sip City 189 Deptford High Street

Dear Sir/Madam,

As a nearby resident on Deptford High Street, I wish to object to the application for a full variation of the license at Sip City (189 Deptford High St, London SE8 3NT) on the following grounds...

The Prevention of Public Nuisance:

When providing preferred hours of operation for licensed activities in the borough, Lewisham's current licensing policy (2020-2025) lists Deptford High Street as a Local Hub (the same as Brockley which has a far more significant road running through it).

This designation process is important as it represents an analysis of the area; its ambient noise conditions, the density of surrounding dwellings, the design and engineering of the buildings, and the consequential expectations of its residential population; in order to assess what would, and what wouldn't, be regarded as a statutory nuisance.

In the case of Local Hub designation, Lewisham's current policy states that pubs and bars should have a closing time of 11pm Sunday -Thursday, and midnight Friday - Saturday. It also states categorically that night clubs are inappropriate.

This designation was in fact reviewed by Lewisham as part of its consultation process for current policy. It received considerable feedback from residents, community groups and councillors who were pro licensable activities which could help nurture a thriving and safer evening economy, whilst at the same time protect basic standards of residential amenity - basically meaning let's have a wonderfully busy evening in which everyone has a great time but then know when the vast majority of us need to go to bed, with venues in nearby New Cross providing a long standing history of late night clubs, bars and pubs for anyone who wants their evening to carry on late into the night. The result of this 2020 review was for Lewisham's Licensing Authority to change Deptford High Street's designation from District Hub to Local Hub, recognising that Deptford's popular character was profoundly dependent on the co-existence of its commercial and residential communities (an organically created blueprint for multi-use space and place) and that Deptford's residents required the added protection that Local Hub status provided from public nuisance. A big factor in this decision was an understanding of how quiet Deptford High Street is at night. This is largely due to the very low level of traffic there is (this reduced even further with the introduction of no through route for northbound traffic - and is likely to reduce even more with the plans for pedestrianisation) and consequential high impact of any noise nuisance when it occurs. Another big factor was the significant amount of investment that had been recently made into high quality dwellings across multiple developments on and

adjacent to the high street, confirming Deptford's status as a good place to live, as well as a good place to visit.

With this fact in mind, the request by the applicant for licensable activities (alcohol/recorded and live music) to 3am and opening hours to 3.30am is surely unreasonable, given that they have not offered any evidence why their operation possesses exceptional protections for the surrounding residential population. My list of specific concerns are:

### 1. Building construction

The premises is situated within a victorian terrace, built using solid brick wall construction, meaning that it severely underperforms against current standards for insulation. The vibration from noise pollution therefore travels very easily to the residential dwellings immediately above and either side of the premises. To the rear is a yard over which a flimsy uninsulated roof covering has been installed - providing further space for patrons to enjoy licensable activities. This means there is basically zero sound insulation to the rear, and I understand that residents in the flats located behind the premises have had a terrible time with noise, especially when a TEN has been obtained for an event which runs through to 2am. This continued despite them receiving multiple complaints.

### 2. Building location

Please see attached image which shows how the premises is surrounded on all sides by residential dwellings - residential dwellings indicated in red - Sip City indicated in yellow.

Deptford High Street is obviously known for the commercial activity that exists at ground level, but it's important for the licensing committee to understand that sitting above this ground floor level, along its entire length, are residential dwellings and that together with new developments sited on or adjacent to it, the high street is home to over 2000 residents. Many are long term residents - for example, I myself have lived on Deptford High Street for over twenty years, choosing to bring up my two daughters here. That is because, although busy during the day and evening, Deptford is very quiet at night. (Please also see additional supporting info presented above in explanation of Local Hub status.)

It's important to also remember that the impact of this business extends beyond what occurs within the premises. We actually live about thirty metres north, and so the impact for us has mostly been from patrons arriving and leaving the premises. On some nights the congestion of cars and people has been ridiculous - entirely blocking the road and pavement for an hour on end, it is as if the high street becomes the venue for a party. The noise from cars, the music coming from the cars, honking horns and people's shouts made it impossible to get back to sleep (and that's with double glazed windows) The management made zero attempt to control this.

### 3. Record

It is one thing to grant a license which goes slightly beyond the preferred hours of the area designation if the business in question has a very good record of managing its activities in accordance with LBL's licensing objectives (Badger Badger is a case in point) it's quite another when the applicant has a significant record of complaints, breaching it's license and general poor management (see above example of failing to provide it's patrons with any instruction about how to leave the premises in such a way as to avoid creating nuisance for it's neighbours) This got so bad that the Met police had to issue a Section 19 Closure last year in order to force the owner to make adjustments to the building. Despite this and the DPS being changed, there have been at least four further complaints, even though winter is normally a less problematic period. When I asked LBL licensing authorities for a history of complaints and enforcement related to Sip City I have to express great disappointment that they were less than forthcoming, initially not providing these important details. I realise that the licensing authority is not, by law, allowed to offer a view when an application is made but surely they should provide the public with full information when asked. I consider this poor response a very serious issue. They also stated that they regard any complaints during the time of the prior DPS as of no consequence and so would not provide any details from this time. Again, I find this strange as the owner remains the same and is the person who presumably selected both DPS.

In relation to this point regarding the duty the Licensing Authority has to the public, for the licensing system to work it is imperative that the public has access to good quality information and a convenient process for informing the authorities about any issues. However I also believe that in areas in which there is significant social deprivation (such as Deptford) it should be understood that it is even harder for the system to function as it should, due to the fact that there are may well be a majority of residents who will not be aware of their rights, nor be familiar with how to interact with the authorities in order to make a complaint. I must admit to only recently realising myself that the council do not take a view on license applications and that it is entirely down to public action for them to be considered properly by officials. This is an incredibly serious problem when you consider how detrimental the impact can be from licensed activities on basic living standards. In an era when social justice is becoming increasingly appreciated, the idea that things as fundamental as sleep can be at the mercy of a business owners is deplorable, and I think some careful thought needs to go into whether the local authorities should have an extra duty of care in areas such as Deptford.

Prevention of Harm to Children:

Everything stated above takes on even greater significance when the fact that a significant proportion of nearby residential dwellings have children living in them. Again, as a long term resident I can attest to the fact that the number of young families living on and adjacent to Deptford High Street has seen a marked increase across the last five years, and I can only imagine this increasing further. I would hope that the impact from poor sleep on the health, physical development and learning of babies and young children does not need to be stated here...

Thank you for considering my objection.



## **Objection 9**

From:

Sent: Tuesday, March 12, 2024 11:14 PM

To: Licensing <[Licensing@lewisham.gov.uk](mailto:Licensing@lewisham.gov.uk)>

Cc:

Subject: Objection: Variation to Premises Licence (PL1305 ) - Sip City Lounge, 189 Deptford High Street - SERVED COPY

Dear Licensing team,

I am writing to register my objection to this as a ward councillor. As follows:

We have previously received several complaints from local people about noise causing a public nuisance. I am not confident that this extension of the license will not negatively impact surrounding residents.



PC Gillian Pearce  
9 Holbeach Road  
Catford  
SE6 4TW

Email:  
Gillian.D.Pearce@met.police.uk

Your ref: Sip City  
Our ref : Sip City

12<sup>st</sup> March 2024

Dear Licensing Sub-Committee,

I'm writing on behalf of the Metropolitan Police with regards to a Full Variation of a premise licence submitted by Sip City 189 Deptford High Street SE8 3NT.

The current licence allows for Alcohol (for consumption ON the premises)

11:00 – 23:00 Monday

11:00 – 23:00 Tuesday

11:00 – 23:00 Wednesday

11:00 – 23:00 Thursday

11:00 – 23:00 Friday

11:00 – 23:00 Saturday

11:00 – 23:00 Sunday

### **Particulars of Application**

#### **Applied for:**

- Extension for sale of alcohol on the premises  
23:00 – 03:00 Thursday – Saturday
- Addition of Recorded and Live Music  
23:00 – 03:00 Thursday – Saturday

- Addition of Late Night Refreshment  
23:00 – 03:00 Thursday – Saturday
- Removal of conditions 14, 15 and 16 from Annex 2

*The outside seating area at the rear of the premises must be closed by 21:00hrs and must not re-open until the start of the next day's trading.*

*After 21:00, the designated smoking area shall not exceed four (4) people.*

*No live music shall be played at the premises. Music played must only take the form of recorded background music set at a level that no noise or vibration shall be detectible outside or at any neighbouring premises.*

- Amendment of opening hours 23:00 – 03:30
- Addition of Seasonal Variations  
Christmas Eve, New Years Even, Nigerian Independence Day (1<sup>st</sup> October), any day proceeding bank holidays

Alcohol, Recorded and Live Music and Late night refreshment 23:00 – 03:00

### **Summary of Objection**

- The venue has had Temporary Event Notices mainly on weekends which allowed (alcohol, regulated entertainment and late night refreshment until 3am .)
- The police have become aware that the local authority have received noise complaints in the local area but the police haven't.
- The finish time is 03.30 Thursday to Saturday which is likely to impact on residents.
- The application requests the addition of recorded and live music. Noise complaints are already being received by the council without this condition being added.

Police object to this application under the following Licensing Objectives:

- Prevent crime and disorder
- Prevent public nuisance

### **Time line of events for this premise**

This premise was formally Kick 'N' Munch and came to police and local authority notice on a regular basis due to noise complaints re loud music in the covered garden area and lack of dispersal. An arrest was made of an employee with no legal status working in the kitchen and a closure notice was issued in 2022.

20/06/2023 -Incident on the 10th June 2023 at 0214hrs that police have recorded on Crime ref 3214994/23, CAD 859/10jun23 Domestic incident) . CCTV request made to PLH and DPS via email and also on a visit on 15<sup>th</sup> June to the duty manager. Request was ignored. No TEN was in place, Closing time should have been 11pm.

22/6/23 Email sent to PLH asking who the DPS is for the premise as there seems to be confusion over whether the named DPS is willing to act as DPS for this premise.

23/6/23 Email received stating PLH and DPS not ignoring police but the CCTV was not working and new system installed on 8<sup>th</sup> June following a burglary at the premise but hard drive was corrupted also no incident log filled in as they stated no incident had taken place on the premise.

23/6/23 Section 19 closure notice issued for breach of conditions. No CCTV, No incident log.

29/6 23 – Council receive 2 noise complaints regarding Sip City. The complaints state noise and music after 11pm when the premise should have been closed. The complaints occurred while the shutters were down but people were inside.

29/6/23 Email sent to PLH asking who the DPS is for the premise as there seems to be confusion over whether the named DPS is willing to act as DPS for this premise.

29/6/23 Another email sent asking who the DPS is for the premise and if the named DPS is still willing to act. Previous email ignored.

2/7/23 On site visit to Sip City by LA.

23:05 Two people enter, drinks served possibly alcohol.

23:07 – Three more people enter, music playing which was heard when the door was opened. Serving cocktails.

00:25 - People outside with drinks in hand, shutters not down. Employee observed earlier pour alcohol from bottle taken from shelf behind.

3/7/23 PLH replies to email requesting who the DPS is and states it is still Michaela who was DPS of Kick 'N' Munch

3/7/23 Police contact Michaela the DPS at 1100hrs on 3rd July 2023 and asked her if she is DPS and she stated that she initially helped and said yes but when transfer was completed she thought her name would be removed and it appears not. She stated that she will notify the Licensing@lewisham.gov.uk that she wishes her name to be removed and is not DPS. Advised by police to contact the LA and tell them she is not the DPS.

3/7/23 Michaela DPS resigned as DPS at 1402hrs on 3/7/2023

3/7/23 Section 19 closure notice issued by police for breach of conditions and no DPS in place.

5/7/23 PLH contacts police licensing and states Sip City will be closed until the CCTV is up and working, a face to face meeting is arranged for 6<sup>th</sup> July 2023.



5/7/23 Michaela makes contact and states she would like to be DPS. She will need to undergo application process again.

6/7/23 Police licensing conduct on site visit at Sip City. It becomes evident that the PLH does not fully understand the running of the premise and adhering to the licence conditions for the premise. Closure notice remains in place.

31/7/23 DPS now in place, CCTV in Place and breaches sorted out. Closure notice lifted. PLH is now DPS.

### Location

Sip City is in a terraced row of shops and restaurants along Deptford's busy High Street. The shops have residential flats above them on both sides of the street.

Behind Sip City is Hamilton Street which is a densely populated residential street with several blocks of flats.

Deptford High Street itself is a busy high street with numerous night time economy venues. Police receive regular noise complaints and dispersal complaints from this street concerning several venues.

### Statement of licensing policy

As per the Borough statement of licensing policy (24.1) there is a strong link between vertical drinking and violent and disorderly behaviour. Longer drinking hours will exacerbate this issue and have an impact on both the immediate vicinity but also police resources in the borough as a whole.

Prevention of noise from outside the premises (7.13) The hours of operation of any licensed external area requiring patrons to return back into the premises at a specific time. Licensing Authority deems that a closing time of 22.00 for external areas is appropriate to promote the licensing objectives, and in dense residential areas this may need to be earlier. Any music played into the external area should also cease.

Proximity to residential accommodation is a significant concern with regards to prevention of public nuisance. (7.18) Each case will be decided on its own merits, however, stricter conditions will generally apply to those applications with denser levels of residential accommodation or greater proximity to residential accommodation. This may include the authority considering a terminal hour that is earlier than that proposed by the applicant.

### Prevention of Crime and Disorder

Whilst the police accept that the venue has had TENs allowing additional hours without causing crime or disorder, it needs to be noted that these are one off events. There is a concern that by allowing this extension of vertical drinking it could cause crime or disorder at the venue.

### Prevent public nuisance

Again the police except the venue has used TENs these have been for parties, DJ events and similar which have ended at 3am.

However, it has come to police attention that there have been complaints to the local authority regarding noise within the local area.

As such the police request the hours remain at 23.00 hours.

### **Conclusion**

After considering the application, conditions offered by the applicant, taking into account the location of the proposed premises and its environs, the Metropolitan Police believe that the proposed premises variation will undermine not only the licensing objectives but also greatly affect the local residents. The applicant has failed to take into account and address the negative impact the extensive proposed hours will have on the licensing objectives.

As a new premise of less than a year old they have not displayed a full understanding or compliance of the licensing conditions and objectives.

Yours sincerely,

PC Gillian Pearce  
South East BCU Police Licensing Officer  
On behalf of the Commissioner of the Metropolitan Police.



Licensing Act 2003, Schedule 12, Part A  
Regulation 33, 34

Premises licence number

PL1305

Premises name

SIPCITY LOUNGE

**Part 1- Premises details**

Postal address of premises, or if none, ordnance survey map reference or description

189 Deptford High Street

Post town London

Post code SE8 3NT

Telephone number

Premises licence holder name

Orelouwa Sobers-Onipede

Original Grant Date: 26<sup>th</sup> July 2019  
Issue: Transfer: 19<sup>th</sup> July 2023

Directorate for Community Services  
Safer Communities Service  
Licensing Authority  
Holbeach Office  
9 Holbeach Road  
London  
SE6 4TW

Director of Communities,  
Partnerships and Leisure  
Proper Officer for Licensing  
London Borough of Lewisham

**Where licence is time limited the dates**

**Licensable activities authorised by the licence**

Sale by retail of alcohol

For consumption ON the premises

**The times the licence authorises the carrying out of licensable activities**

Alcohol

11:00 – 23:00 Monday

11:00 – 23:00 Tuesday

11:00 – 23:00 Wednesday

11:00 – 23:00 Thursday

11:00 – 23:00 Friday

11:00 – 23:00 Saturday

11:00 – 23:00 Sunday

**The opening hours of the premises**

11:00 – 23:00 Monday

11:00 – 23:00 Tuesday

11:00 – 23:00 Wednesday

11:00 – 23:00 Thursday

11:00 – 23:00 Friday

11:00 – 23:00 Saturday

11:00 – 23:00 Sunday

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

ON Sales

## Part 2

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

Oreoluwa Sobers-Onipede  
204 Moorside Road  
Bromley  
BR1 5EZ

**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**

Oreoluwa Sobers-Onipede

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

LEW 6111

London Borough of Lewisham

## **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.

### **Alcohol All Premises**

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.

### **Alcohol On Licences**

The responsible person must ensure that staff on relevant premises do not carry out, arrange or participate in any irresponsible promotions in relation to the premises.

An irresponsible promotion means any one or more of the following activities, or substantially similar activities, carried on for the purpose of encouraging the sale or supply of alcohol for consumption on the premises.

**a)** games or other activities which require or encourage, or are designed to require or encourage, individuals to

**(i)** drink a quantity of alcohol within a time limit (other than to drink alcohol sold or supplied on the premises before the cessation of the period in which the responsible person is authorised to sell or supply alcohol), or

**(ii)** drink as much alcohol as possible (whether within a time limit or otherwise);

**b)** provision of unlimited or unspecified quantities of alcohol free or for a fixed or discounted fee to the public or to a group defined by a particular characteristic in a manner which carries a significant risk of undermining a licensing objective;

**c)** provision of free or discounted alcohol or any other thing as a prize to encourage or reward the purchase and consumption of alcohol over a period of 24 hours or less in a manner which carries a significant risk of undermining a licensing objective;

**d)** selling or supplying alcohol in association with promotional posters or flyers on, or in the vicinity of, the premises which can reasonably be considered to condone, encourage or glamorise anti-social behaviour or to refer to the effects of drunkenness in any favourable manner.

**e)** dispensing alcohol directly by one person into the mouth of another (other than where that other person is unable to drink without assistance by reason of disability).

The responsible person must ensure that free potable water is provided on request to customers where it is reasonably available.

The responsible person must ensure that-

**(a)** where any of the following alcoholic drinks is sold or supplied for consumption on the premises (other than alcoholic drinks sold or supplied having been made up in advance ready for sale or supply in a securely closed container) it is available to customers in the following measures.

**(i)** beer or cider: ½ pint;

**(ii)** gin, rum, vodka or whisky: 25 ml or 35 ml; and

**(iii)** still wine in a glass: 125 ml; and

**(b)** these measures are displayed in a menu, price list or other printed material which is available to customers on the premises; and

**(c)** where a customer does not in relation to a sale of alcohol specify the quantity of alcohol to be sold, the customer is made aware that these measures are available.



## **Annex 2 - Conditions consistent with the operating Schedule**

1. 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 authorized officer throughout the preceding 31-day period, such copies shall in any event be provided within forty-eight (48) hours.
2. 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 Local Authority or Police Officer recent data or footage when requested.
3. Notices shall be displayed advertising that CCTV is in operation.
4. 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)
5. An incident log shall be kept at the premises, and made available on request to an authorized officer of the Council or the Police, which will record the following:
  - (a) All crimes reported to the venue
  - (b) All ejections of patrons
  - (c) Any incidents of disorder
  - (d) All seizures of drugs or offensive weapons
  - (e) Any faults in the CCTV.
  - (f) Any refusal of the sale of alcohol
  - (g) Any visit by a relevant authority or emergency service.
6. A minimum of 1 SIA registered door staff must be on duty from 2200hrs until 30 Minutes after closing when the premises is open past midnight.
7. A register of security personnel employed on the premises shall be maintained in a legible format and made available to police upon reasonable request. The register should be completed by the DPS/ duty manager/ nominated staff member at the commencement of work by each member of security staff and details recorded should include; full name, SIA badge number, time of commencement of duties. The security operative should then sign their name. This only to be completed when using door supervisors.
8. The premises must take all reasonable steps to encourage onward journeys and ensure the customers of the premises do not loiter outside so not to cause a disturbance to the local residents and businesses.

9. All delivery drivers must not leave their engines running whilst waiting for their food orders nor must they congregate outside the premises.
10. Notices shall be prominently displayed at all exits requesting patrons and delivery drivers to respect the needs of local residents and businesses and leave the area quietly.
11. Notices shall be prominently displayed at any area used for smoking requesting patrons to respect the needs of local residents and use the area quietly.
12. Patrons permitted to temporarily leave and then re-enter the premises (including the smoking area) e.g. to smoke, shall not be permitted to take drinks or containers with them unless using the seating area at the rear of the property.
13. Customers shall not be permitted to take open drink containers outside the premises as defined on the plan attached to this premises License.
14. The outside seating area at the rear of the premises must be closed by 21:00hrs and must not re-open until the the start of the next day is trading.
15. After 21:00, the designated smoking area shall not exceed four (4) people.
16. No live music shall be played at the premises. Music played must only take the form of recorded background music set at a level that no noise or vibration shall be detectible outside or at any neighboring premises.
17. 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.
18. The premises license holder shall ensure all persons who work on the premises have provided satisfactory proof of identification and the right to work and have carried out checks on the home office website to verify identification, visa and the right to work documents.
19. All documents of members of staff will be retained for a period of 12 months post termination of employment and will be made available to the police, immigration and/or Licensing officers upon reasonable request.
20. A zero tolerance to illegal drugs shall be operated. Any person found in possession of illegal drugs, or who is witnessed offering illegal drugs or asking others for illegal drugs, will be ejected (or refused entry) and permanently banned from future entry to the premises.
21. The Premises Licence Holder will allow uniformed Police to periodically attend the premises upon prior agreement with the Premises Licence Holder/DPS in order to carry out advance drug searching techniques, including (but not limited to) requiring customers to take part in the drug analyser testing as a condition of entry, and passive drug dog sweeps of the premises and queue.

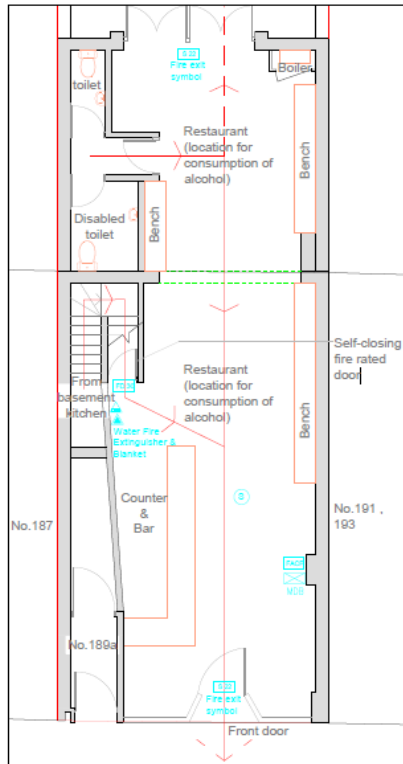
22. As soon as possible, and in any event within 1 month from the grant of this license, the premises shall join The Safer London Business Network approved by the police, and local radio scheme if available.

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

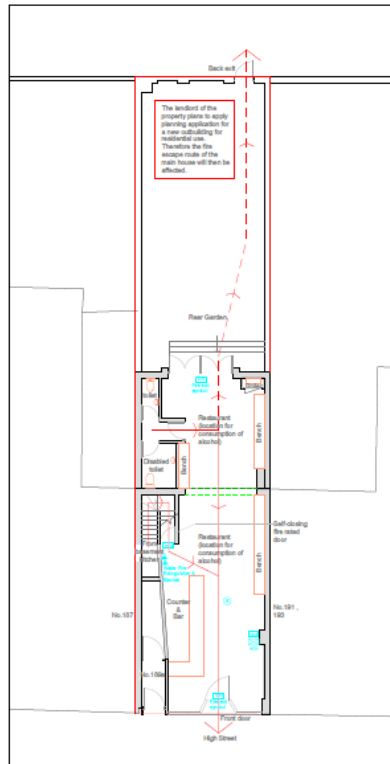
# Annex 4 - Plans

Full plans available at Licensing Services London Borough of Lewisham

Ground floor – Plan reference – Ref KNM 1



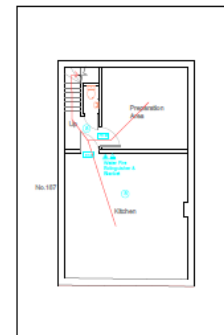
Proposed floor plan of the premises shows the proposed licensable area for displaying liquors on the shelving units and counter in relation to the fire exits and appliances. (1:50)



Proposed floor plan of the premises shows the fire escape route. (1:100)



Location Plan (1:1250)



Basement of the premises shows the location of the kitchen and its fire escape route. (1:100)



Responsible authority for Licensing – Angela Mullin-Murrell

Please accept this as my objection to the application for a full variation at Sip City Lounge 189 Deptford High Street SE8 3NT

### **Introduction**

1. Under section 13 of the Licensing Act 2003, the licensing authority is a 'responsible authority' and is entitled to make a relevant representation regarding an application for a full variation.
2. Under section 4 of the Licensing Act 2003, the licensing authority must have regard to the Guidance issued under Section 182 of the Licensing Act 2003 (The Guidance), when carrying out its functions.
3. I have had regard to paragraphs 9.13 to 9.19 of the Guidance and can confirm that I am acting for the responsible authority, and I have not discussed the merits of this application with those involved in making the determination of this premises licence application, or with the officer handling the application.
4. Acting as the responsibility authority, I have considered the Licensing Act 2003 and the associated regulations, the Council's licensing policy, and The Guidance when assessing the application and the supporting documents given by Oreoluwa Sobers-Onipede the applicant.

### **Application for a variation of a premises licence**

5. If this application is granted, the applicant proposes to operate as follows:

Supply of Alcohol for consumption ON the premises

23:00 – 03:00 Thursday to Saturday

To add recorded and live music as follows

23:00 – 03:00 Thursday to Saturday

To add Late night refreshment

23:00 – 03:00 Thursday to Saturday

To remove conditions 14, 15 & 16 from Annex 2

14. The outside seating area at the rear of the premises must be closed by 21:00hrs and must not re-open until the start of the next day is trading.
15. After 21:00, the designated smoking area shall not exceed four (4) people.
16. No live music shall be played at the premises. Music played must only take the form of recorded background music set at a level that no noise or

vibration shall be detectable outside or at any neighbouring premises.

To amend the opening hours as follows:

23:00 – 03:30 Thursday to Saturday

To add a seasonal variation as follows:

23:00 – 03:00 for all activities on Xmas Eve, New Years Eve, Nigerian Independence (1<sup>st</sup> October) and any day proceeding a bank holiday

The premises is currently licensed as follows:

Alcohol ON Sales

11:00 – 23:00 Monday

11:00 – 23:00 Tuesday

11:00 – 23:00 Wednesday

11:00 – 23:00 Thursday

11:00 – 23:00 Friday

11:00 – 23:00 Saturday

11:00 – 23:00 Sunday

**Observations**

6. No additional conditions have been offered in part M of the application form.
7. I have concerns about the premises opening until 03:00 hours on a Friday morning ( 23:00 – 03:00 Thursday into Friday ). The premises is below residential premises and has a lot of residential properties in close proximity. I feel that these increased hours for licensable activity in particular amplified music, may impact on peoples sleep especially on what could be a normal working/school day. I therefore propose the following:
  - A. On a Thursday the closing time should be 01:30 hours with licensable activities stopping at 01:00 hours. Background music only between 22:00 – 00:00 hours in the outside area.
  - B. On a Friday & Saturday I propose the closing time should be 02:30 am with licensable activities stopping at 02:00 am.
8. The premises would like to remove 3 conditions. I would like to reword them as opposed to remove them.

Condition 14 to be reworded as follows:

The outside seating area at the rear of the premises must be closed by 00:00hrs to patrons eating and drinking.

Conditions 15 to be reworded as follows:

After 00:00 hours, the garden may be used for smoking only and shall not exceed six (6) people at any one time

Condition 16 to be reworded as follows:

Music played within the premises shall be set at a level that will ensure there is no noise or vibration nuisance within any neighbouring residential properties. Music in the outside area shall be turned down at 23:00 to a background level where people can hold a conversation without having to raise their voices.

9. Please see the list of additional conditions attached we feel are appropriate and proportionate.
10. If this application is granted as requested, we are concerned that the licensing objectives may not be met.



Additional suggested conditions for Sip City for Thursday, Friday & Saturdays

1. All windows and doors must be kept shut whilst entertainment is in progress except for the immediate entrance/egress of patrons.
2. The premises shall install a sound limiter that is set at a level so as not to cause a nuisance to neighbouring properties.
3. No noise generated on the premises, or by its associated plant or equipment, shall emanate from the premises nor vibration be transmitted through the structure of the premises which gives rise to a nuisance.
4. A telephone number should be made available to neighbours so they can contact the premises with any concerns